

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Senator Wilson

# A Bill

SENATE BILL 209

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 12-80-105 TO PROVIDE FOR  
9 *AN EXEMPTION FOR PARK AND RECREATIONAL FACILITIES AND FOR*  
10 *BRIDGE FACILITIES FROM THE EARTHQUAKE RESISTANT DESIGN*  
11 *RESTRICTIONS FOR PUBLIC BUILDINGS; AND FOR OTHER*  
12 *PURPOSES."*

## Subtitle

15 "TO PROVIDE FOR AN EXEMPTION FOR PARK  
16 *AND RECREATIONAL FACILITIES AND BRIDGE*  
17 *FACILITIES FROM THE EARTHQUAKE RESISTANT*  
18 *DESIGN RESTRICTIONS FOR PUBLIC BUILDINGS*  
19 *AND STRUCTURES."*

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23 SECTION 1. Arkansas Code § 12-80-105 is amended to read as follows:

25 "12-80-105. Exemptions.

26 (a) Certain building types such as single family residential,  
27 duplexes, triplexes, fourplexes, and agricultural structures shall not be  
28 included in the requirements of this chapter.

29 (b) The park and recreational facilities of the State of Arkansas, any  
30 of its agencies or departments, or any city, town, or county government or  
31 any school district shall not be included in the requirements of this  
32 chapter. As used in this section, park and recreational facilities shall  
33 mean any facilities which are generally open structures and have three or  
34 fewer sides and are used for athletics, recreation, relaxation,  
35 entertainment, cultural development, and other recreational activities

1 including, without limitation, park pavilions, amphitheaters, covered stage  
2 areas, camping centers, tennis courts, golf course shelters, athletic fields,  
3 baseball fields and dugouts, and various other similar park and recreational  
4 facilities. *No facility shall be exempted from the requirements of this*  
5 *chapter which has any part intended for use by the public with standing or*  
6 *seating surfaces more than eight (8) feet above the ground or which has any*  
7 *covered area of greater than fifteen hundred (1,500) square feet intended for*  
8 *use by the public."*

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10 SECTION 2. All provisions of this act of general and permanent nature  
11 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
12 Revision Commission shall incorporate the same in the Code.

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14 SECTION 3. If any provisions of this act or the application thereof to  
15 any person or circumstance is held invalid, the invalidity shall not affect  
16 other provisions or applications of the act which can be given effect without  
17 the invalid provisions or application, and to this end the provisions of this  
18 act are declared to be severable.

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20 SECTION 4. All laws and parts of laws in conflict with this act are  
21 hereby repealed.

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*/s/Wilson*

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