

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

A Bill

SENATE BILL 559

For An Act To Be Entitled

"AN ACT TO AMEND ARK. CODE ANN. §§ 6-53-103 AND 6-53-307
TO REDEFINE THE TERM SATELLITE CAMPUS TO INCLUDE
OFF-CAMPUS FACILITIES OF A COMMUNITY COLLEGE THAT ARE
LOCATED WITHIN THE SERVICE AREA AND TO AUTHORIZE COUNTY
SUPPORT OF A SATELLITE CAMPUS; AND FOR OTHER PURPOSES."

Subtitle

"TO REDEFINE THE TERM SATELLITE CAMPUS
TO INCLUDE OFF-CAMPUS FACILITIES OF A
COMMUNITY COLLEGE AND TO AUTHORIZE
COUNTY SUPPORT OF A SATELLITE CAMPUS."

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

SECTION 1. Arkansas Code Annotated § 6-53-103 is hereby amended to
read as follows:

"6-53-103. Definitions.

As used in this chapter, unless the context otherwise requires:

(1) Branch campus of the community college means an institution with
facilities located apart from the community college campus but within the
community college district;

(2) Capital outlay expense means those funds devoted to or required
for the acquisition and improvement of land; acquisition, construction,
remodeling, alteration, addition, or enlargement of buildings or other
structures; and the initial purchase of library holdings, furniture,
apparatus, and other equipment for a new or expanded facility as defined by
the State Board. Capital outlay expense excludes those expenses used for
maintenance and replacement of equipment and furniture;

1 (3) College Panel or panel means the panel of seven (7) members of
2 the State Board of Higher Education including the chairman of the State Board
3 of Higher Education which shall serve as the primary coordinating body for
4 all two-year institutions within the system;

5 (4) Community college means an institution of higher education
6 established or to be established under the provisions of this chapter
7 dedicated primarily to the educational needs of the service area, offering a
8 comprehensive program including, but without limitation, vocational, trade,
9 and technical specialty courses and programs, college transfer courses, and
10 courses in general adult education;

11 (5) Department means the State Department of Higher Education;

12 (6) District means the geographic area, located within one (1) or
13 more counties or cities, or any described combination thereof, or any
14 described area which may be in one (1) or more counties or parts of counties
15 but within the same service area, directly responsible for the local
16 financial support and local administration of an institution located within
17 its service area;

18 (7) Existing community college means a community college established
19 in accordance with the provisions of and presently operating in conformity
20 with Arkansas Constitution, Amendment 52 and §§ 6-61-101 - 6-61-103, 6-61-201
21 - 6-61-209, 6-61-211 - 6-61-216, 6-61-301 - 6-61-306, 6-61-401, 6-61-402,
22 6-61-501 - 6-61-524, and 6-61-601 - 6-61-612;

23 (8) Local board means the governing body of a technical college or
24 community college;

25 (9) Operating expense means those educational and general funds
26 devoted to or required for the regular or ordinary expense of the college,
27 including administrative, maintenance, and salary expenses, but excluding
28 capital outlay expenses, student activity expenses, and expense for
29 intercollegiate athletics. Operating expense includes maintenance and
30 replacement of furniture and equipment, including motor vehicles;

31 (10) Satellite campus means an institution or off-campus facilities
32 of a community college located within a service area of a technical or
33 community college but not located within a community college district;

34 (11) Service area means the geographic area assigned by the State
35 Board of Higher Education as the area to be served by the institution located

1 within its borders. Each county in the state shall be assigned to at least
2 one (1) service area;

3 (12) State board, board, or full board means the State Board of
4 Higher Education comprised of the chairman, the University Panel, and the
5 College Panel;

6 (13) System institution means a technical college or community
7 college;

8 (14) Technical college means an institution of higher education
9 established under this chapter dedicated primarily to the educational needs
10 of the service area offering a comprehensive program including, but without
11 limitation, vocational, trade, and technical specialty courses and programs,
12 courses in general adult education, and courses comparable in content and
13 quality to freshman and sophomore courses which may carry transfer credit to
14 a four-year institution in a chosen course of study;

15 (15) University Panel means the panel of seven (7) members of the
16 State Board of Higher Education including the Chairman of the State Board of
17 Higher Education which shall serve as the primary coordinating body for all
18 four-year institutions within the system."

19

20 SECTION 2. Arkansas Code Annotated § 6-53-307 is hereby amended to
21 read as follows:

22 "6-53-307. County support of technical colleges.

23 (a)(1) Any county quorum court may designate all or any portion of any
24 undedicated county sales or use tax to be used for capital improvements to or
25 the maintenance and operation of any technical college or satellite campus of
26 a community college.

27 (2) When the quorum court calls an election on the issue of the
28 levy of any county sales or use tax, it may also cause to be placed on the
29 ballot the issue of dedicating all or a portion of the tax for capital
30 improvements to or the maintenance and operation of any technical college or
31 satellite campus of a community college.

32 (b)(1) In the alternative, the quorum court may refer to a vote of the
33 people at any general or special election the issue of dedicating all or a
34 portion of any undedicated county sales or use tax to any technical college
35 or satellite campus of a community college to be used for capital

1 improvements to or the maintenance and operation of the technical college or
2 satellite campus of a community college.

3 (2) If the voters dedicate all or a portion of the tax, it shall
4 remain so dedicated until the voters decide otherwise.

5 (c) If a technical college or satellite campus of a community college
6 for which a tax is dedicated or levied hereunder thereafter becomes a branch
7 of an existing institution of higher education, the tax dedicated or levied
8 hereunder shall continue to be dedicated and levied for the use and benefit
9 of the branch unless reduced or repealed as authorized hereunder."

10

11 SECTION 3. All provisions of this act of a general and permanent
12 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
13 Code Revision Commission shall incorporate the same in the Code.

14

15 SECTION 4. If any provision of this act or the application thereof to
16 any person or circumstance is held invalid, such invalidity shall not affect
17 other provisions or applications of the act which can be given effect without
18 the invalid provision or application, and to this end the provisions of this
19 act are declared to be severable.

20

21 SECTION 5. All laws and parts of laws in conflict with this act are
22 hereby repealed.

23

24

25

26

27

28

29

30

31

32

33

34

35

1
2
3