

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

SENATE BILL 553

4
5 By: Senator Argue
6 By: Representative Jones

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 14-184-124 TO AUTHORIZE THE
10 SALE OF BONDS OF A CENTRAL BUSINESS IMPROVEMENT DISTRICT
11 IN SUCH MANNER AS THE BOARD OF THE DISTRICT MAY DETERMINE;
12 DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT TO AUTHORIZE THE SALE OF GENERAL
16 OBLIGATION ASSESSMENT BONDS BY A CENTRAL
17 BUSINESS IMPROVEMENT DISTRICT IN SUCH
18 MANNER AS THE BOARD OF THE DISTRICT MAY
19 DETERMINE."

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

23 SECTION 1. Arkansas Code Section 14-184-124(a) is amended to read as
24 follows:

25 "~~(a) The bonds shall be sold at public sale on sealed bids.~~ may be sold
26 for such price, including without limitation sale at a discount, and at such
27 rate of interest and in such manner as the board may determine by resolution.

28 ~~—— (b) Notice of the sale shall be published once a week for at least two~~
29 ~~(2) consecutive weeks in a newspaper having a general circulation throughout~~
30 ~~the State of Arkansas. The first publication shall be at least twenty (20)~~
31 ~~days prior to the date of sale, and notice may be published in such other~~
32 ~~publications as the district may determine.~~

33 ~~—— (c) The bonds may be sold at such prices as the board may accept,~~
34 ~~including sale at a discount, but in no event shall any bid be accepted which~~
35 ~~results in a net interest cost, which is determined by computing the aggregate~~
36 ~~interest cost from date to maturity at the rate bid and deducting any premium~~

1 ~~or adding any amount of any discount, in excess of the interest cost computed~~
2 ~~at par for bonds bearing interest at the maximum rate allowed by law.~~

3 ~~—— (d) The award, if made, shall be to the bidder whose bid results in the~~
4 ~~lowest net interest cost."~~

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6 SECTION 2. All provisions of this act of a general and permanent nature
7 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
8 Revision Commission shall incorporate the same in the Code.

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10 SECTION 3. If any provision of this act or the application thereof to
11 any person or circumstance is held invalid, such invalidity shall not affect
12 other provisions or applications of the act which can be given effect without
13 the invalid provision or application, and to this end the provisions of this
14 act are declared to be severable.

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

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19 SECTION 5. EMERGENCY. It is hereby found and determined by the General
20 Assembly that the present laws relating to central business improvement
21 districts are unduly restrictive with respect to the manner in which general
22 obligation assessment bonds of the districts are required to be sold; that
23 central business improvement districts are now severely hampered in their
24 ability to issue bonds to acquire and improve property in the boundaries of
25 the district and to refund outstanding general obligation assessment bonds of
26 the district; that this act will facilitate the issuance of such bonds and
27 will thereby enable the districts to be more effective in eliminating urban
28 blight and decay; and that this act should be given effect immediately to help
29 solve the aforementioned problems. Therefore, an emergency is declared to
30 exist and this act being immediately necessary for the preservation of the
31 public peace, health and safety shall become effective on the date of its
32 approval by the Governor. If the bill is neither approved nor vetoed by the
33 Governor, it shall become effective on the expiration of the period of time
34 during which the Governor may veto the bill. If the bill is vetoed by the
35 Governor and the veto is overridden, it shall become effective on the date the
36 last house overrides the veto.