

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

As Engrossed: H3/22/07

# A Bill

HOUSE BILL 2429

5 By: Representative Abernathy  
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## For An Act To Be Entitled

9 AN ACT CONCERNING THE CALCULATION OF A SCHOOL  
10 DISTRICT'S MISCELLANEOUS FUNDS; AND FOR OTHER  
11 PURPOSES.  
12

## Subtitle

14 AN ACT CONCERNING THE CALCULATION OF A  
15 SCHOOL DISTRICT'S MISCELLANEOUS FUNDS.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 *SECTION 1. Arkansas Code § 6-20-2303(11), as amended by 272 of 2007,*  
21 *concerning the definitions relating to public school funding, is amended to*  
22 *read as follows:*

23 *(11)(A) "Miscellaneous funds" means the average of those funds*  
24 *collected in the previous five (5) school years and reported to the*  
25 *Department of Education by April 15 of each school year, consisting of:*

26 *~~(A)(i)~~ Funds received by a school district from*  
27 *federal forest reserves, federal grazing rights, federal mineral rights,*  
28 *federal impact aid, federal flood control, wildlife refuge funds, severance*  
29 *taxes; and*

30 *~~(B)(ii)~~ Funds received by the school district in*  
31 *lieu of taxes, and local sales and use taxes dedicated to education pursuant*  
32 *to § 26-74-201 et seq., § 26-74-301 et seq., § 26-75-301 et seq., and the*  
33 *Local Government Bond Act of 1985, § 14-164-301 et seq.†*

34 *(B) If the school district no longer receives funds from a*  
35 *source of funds listed in subdivision (11)(A), then previous collections from*  
36 *that source of funds shall not be included in the five-year average;*



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SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the 2006 Act 57 study recommended that foundation funding and categorical funding be increased for the 2007-2008 and 2008-2009 school years; that the method of calculating the state foundation funding aid should be changed to ensure that all public school districts receive the full amount of foundation funding; and that this act is necessary to ensure that public school districts receive adequate foundation funding for the 2007-2008 school year. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2007.

*/s/ Abernathy*