

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 87th General Assembly  
3 Regular Session, 2009  
4

As Engrossed: H1/21/09  
**A Bill**

HOUSE BILL 1005

5 By: Representative Abernathy  
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8 **For An Act To Be Entitled**

9 AN ACT TO AMEND THE DEFINITION OF MISCELLANEOUS  
10 FUNDS USED IN CALCULATING FOUNDATION FUNDING FOR  
11 PUBLIC SCHOOL DISTRICTS; AND FOR OTHER PURPOSES.  
12

13 **Subtitle**

14 TO AMEND THE DEFINITION OF MISCELLANEOUS  
15 FUNDS USED IN CALCULATING FOUNDATION  
16 FUNDING FOR PUBLIC SCHOOL DISTRICTS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 6-20-2303(11), concerning the definition of  
22 miscellaneous funds, is amended to 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;*

26 (A) consisting ~~Consisting~~ of:

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

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

35 (B) Multiplied by the ratio of the uniform rate of tax to  
36 the school district’s total millage rate.



1                   ~~(B) If the school district no longer receives funds from a~~  
2 ~~source of funds listed in subdivision (11)(A) of this section, then previous~~  
3 ~~collections from that source of funds shall not be included in the five-year~~  
4 ~~average;~~

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*/s/ Abernathy*