

Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4
5 By: Senator A. Clark

SJR 1

SENATE JOINT RESOLUTION

8 AN AMENDMENT TO THE ARKANSAS CONSTITUTION PROVIDING
9 THAT A MUNICIPALITY MAY INCUR SHORT-TERM FINANCING
10 OBLIGATIONS MATURING OVER A PERIOD OF, OR HAVING A
11 TERM, NOT TO EXCEED TEN (10) YEARS FOR THE PURPOSE OF
12 ACQUIRING FIRE TRUCKS.

Subtitle

15 A CONSTITUTIONAL AMENDMENT PROVIDING THAT
16 A MUNICIPALITY MAY INCUR SHORT-TERM
17 FINANCING OBLIGATIONS MATURING OVER A
18 PERIOD OF, OR HAVING A TERM, NOT TO
19 EXCEED TEN (10) YEARS FOR THE PURPOSE OF
20 ACQUIRING FIRE TRUCKS.
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24 BE IT RESOLVED BY THE SENATE OF THE NINETY-THIRD GENERAL ASSEMBLY OF THE
25 STATE OF ARKANSAS, AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL
26 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:
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28 That the following is proposed as an amendment to the Constitution of
29 the State of Arkansas, and upon being submitted to the electors of the state
30 for approval or rejection at the next general election for Representatives
31 and Senators, if a majority of the electors voting thereon at the election
32 adopt the amendment, the amendment shall become a part of the Constitution of
33 the State of Arkansas, to wit:
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35 SECTION 1. Arkansas Constitution, Amendment 78, § 2, is amended to
36 read as follows:



1 § 2. [Short-term financing obligations].

2 (a) For the purpose of acquiring, constructing, installing or renting
 3 real property or tangible personal property having an expected useful life of
 4 more than one (1) year, municipalities and counties may incur short-term
 5 financing obligations maturing over a period of, or having a term, not to
 6 exceed five (5) years. However, for the purpose of acquiring fire trucks,
 7 municipalities may incur short-term financing obligations maturing over a
 8 period of, or having a term, not to exceed ten (10) years. ~~Such obligations~~
 9 Obligations under this section may bear interest. The aggregate principal
 10 amount of short-term financing obligations incurred by a municipality or a
 11 county pursuant to this section shall not exceed five percent (5%) of the
 12 assessed value of taxable property located within the municipality or two and
 13 one half percent (2.5%) of the assessed value of taxable property located
 14 within the county, as determined by the last tax assessment completed before
 15 the last obligation was incurred by the city or county. The total annual
 16 principal and interest payments in each fiscal year on all outstanding
 17 obligations of a municipality or a county pursuant to this section shall be
 18 charged against and paid from the general revenues for such fiscal year,
 19 which may include road fund revenues. Tax revenues earmarked for solid waste
 20 disposal purposes may be used to pay printing and other costs associated with
 21 bonds issued under this amendment for solid waste disposal purposes.

22 (b) As used ~~here+~~ in this section,

23 ~~(1)~~ “Short-term financing obligation” means a debt, a note, an
 24 installment purchase agreement, a lease, a lease-purchase contract, or any
 25 other similar agreement, whether secured or unsecured; ~~provided, that the~~
 26 ~~obligation shall mature over a period of, or have a term, not to exceed five~~
 27 ~~(5) years.~~

28 ~~(2) Repealed.~~

29 (c) The provisions of this section shall be self-executing.

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 31 SECTION 2. EFFECTIVE DATE. This amendment shall be effective on and
 32 after January 1, 2023.

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 34 SECTION 3. BALLOT TITLE AND POPULAR NAME. When this proposed
 35 amendment is submitted to the electors of this state on the general election
 36 ballot:

1 (1) The title of this Joint Resolution shall be the ballot
2 title; and

3 (2) The popular name shall be "A Constitutional Amendment
4 Providing That a Municipality May Incur Short-Term Financing Obligations
5 Maturing Over a Period of, or Having a Term, Not to Exceed Ten (10) Years for
6 the Purpose of Acquiring Fire Trucks".

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