

State of Arkansas
90th General Assembly
Regular Session, 2015

As Engrossed: S2/4/15 S2/26/15
A Bill

SENATE BILL 205

By: Senator Rice

By: Representative Richmond

For An Act To Be Entitled

AN ACT TO ENSURE THAT A SCHOOL DISTRICT CAN DONATE
BUILDINGS OR REAL PROPERTY TO AN INCORPORATED TOWN;
AND FOR OTHER PURPOSES.

Subtitle

TO ENSURE THAT A SCHOOL DISTRICT CAN
DONATE BUILDINGS OR REAL PROPERTY TO AN
INCORPORATED TOWN.

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

SECTION 1. Arkansas Code § 6-21-108(b), concerning donations of school district property, is amended to read as follows:

(b)(1) If the board of directors for a school district determines that real property owned or controlled by the school district is not required for the present or future needs of the school district and that the donation of the real property would serve a beneficial educational service for the citizens of the school district, then the school district may donate real property to a publicly supported institution of higher education, a technical institute, a community college, a not-for-profit organization, a county, a city, an incorporated town, or any entity thereof for the following limited purposes:

(A) Having the real property preserved, improved, upgraded, rehabilitated, or enlarged by the donee;

(B) Providing a publicly supported institution of higher education, a technical institute, or a community college with the donated



property in which to hold classes; or

(C) Providing community programs and beneficial educational services, social enrichment programs, or after-school programs.

(2) A school district may donate the fee simple title and absolute interest in real property, without any reservations or restrictions to the real property, to a publicly supported institution of higher learning, a technical institute, a community college, a not-for-profit organization, a county, ~~or a city~~, an incorporated town, or any entity thereof.

(3) If two (2) years after the effective date of consolidation the real property of the consolidated school district is not used by the school district for educational purposes and has not been sold, preserved, leased, or donated, the school district board of directors shall make the real property available to a publicly supported institution of higher education, a technical institute, a community college, a not-for-profit organization, a county, ~~or a city~~, an incorporated town, or any entity thereof, by donation or low-cost long-term lease, for the following limited purposes:

(A) Having the real property preserved, improved, upgraded, rehabilitated, or enlarged by the donee;

(B) Providing a publicly supported institution of higher education, a technical institute, or a community college with the donated property in which to hold classes; or

(C) Providing community programs and beneficial educational services, social enrichment programs, or after-school programs.

/s/Rice

APPROVED: 03/12/2015