

ARKANSAS SENATE
87th General Assembly - Regular Session, 2009
Amendment Form

Subtitle of Senate Bill No. 993

"CONCERNING ORAL LEASES OF FARMLANDS AND TO PROVIDE AN EMERGENCY
EFFECTIVE DATE."

Amendment No. 1 to Senate Bill No. 993.

Amend Senate Bill No. 993 as originally introduced:

Delete SECTION 1 and Substitute the following:

"SECTION 1. Section 1 of Act 190 of 2009 is repealed.

~~SECTION 1. Arkansas Code Title 18, Chapter 16, Subchapter 1 is amended to add an additional section to read as follows:~~

~~18-16-105. Termination of oral lease of farmlands.~~

~~The owner of farmlands that are rented or leased under an oral rental or lease agreement may elect not to renew the oral rental or lease agreement for the following calendar year by giving written notice by certified mail to the renter or lessee on or before June 30 that the oral rental or lease agreement will not be renewed for the following calendar year.~~

SECTION 2. Arkansas Code Title 18, Chapter 16, Subchapter 1 is amended to add an additional section to read as follows:

18-16-105. Termination of oral lease of farmlands.

The owner of farmlands that are rented or leased under an oral rental or lease agreement may elect not to renew the oral rental or lease agreement for the following calendar year by giving written notice by certified mail to the renter or lessee on or before June 30 that the oral rental or lease agreement will not be renewed for the following calendar year.

SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the traditional deadline for notice of the termination of a lease for the next crop year is June 30; that farmers operating under an oral lease are currently vulnerable to a demand for the surrender of their land; that the certainty of a farm lease of lands is necessary before the purchase of seed, fertilizer, equipment replacement, determination of the amount of a production loan, and advanced planning required for farming operations; and that this act will provide the necessary certainty to permit efficient farming operations. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective



on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator R. Thompson

DLP/MAJ - 03-11-2009 10:36

DLP309

Secretary