

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**

A Bill

HOUSE BILL

4 **By: Representatives D. Wood and B. Wood**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE §12-63-401 TO AUTHORIZE THE
9 ADJUTANT GENERAL TO ACCEPT TITLE TO REAL PROPERTY, TO HOLD
10 SUCH PROPERTY ON BEHALF OF THE STATE OF ARKANSAS, TO
11 ESTABLISH AND OPERATE FACILITIES FOR MILITARY AND RELATED
12 PURPOSES AS ORDERED BY THE GOVERNOR AND PERMITTED BY
13 AGREEMENTS BETWEEN THE ADJUTANT GENERAL AND THE UNITED
14 STATES, TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

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Subtitle

17 "AN ACT TO AUTHORIZE THE ADJUTANT GENERAL TO ACCEPT TITLE
18 TO REAL PROPERTY."

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

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22 SECTION 1. Arkansas Code §12-63-401 is amended to read as follows:

23 "§12-63-401. Title accepted.

24 (a) The State of Arkansas hereby and herewith accepts title to the
25 property, improvements, and appurtenances situated at Camp Joseph T. Robinson.

26 (b) The State of Arkansas hereby and herewith authorizes the Adjutant
27 General to accept title, enter into leases, licenses, operating agreements, or
28 otherwise acquire on behalf of the State of Arkansas, real property,
29 improvements, and appurtenances from the United States upon such terms and
30 conditions as may be mutually agreed between the United States Government and
31 the Adjutant General of Arkansas, acting in behalf of the State of Arkansas.

32 (c) The State of Arkansas hereby and herewith authorizes the Adjutant
33 General to accept title, enter into leases, licenses, operating agreements, or
34 otherwise acquire on behalf of the State of Arkansas, real property,
35 improvements, and appurtenances adjoining or as an adjunct to Camp Joseph T.

1 Robinson or adjoining or as an adjunct to other real property owned or held
2 by the Adjutant General upon such terms and conditions as may be agreed to
3 between the Adjutant General of Arkansas acting on behalf of the State of
4 Arkansas and the owner of such real property.

5 (d) Interests in real property shall not be purchased or acquired by
6 the Adjutant General except by gift, or for a consideration of not greater
7 than ten dollars (\$10.00) except upon an appropriation by the General Assembly
8 or with such funds provided from the United States authorized to be expended
9 for such purposes.

10 (e) The Adjutant General is authorized to establish and operate upon
11 such lands military training and support facilities, canteens, morale, welfare
12 and recreational facilities, service clubs, and other facilities as may be
13 necessary and proper for military purposes, or which are customary in the
14 military services, and to conduct upon such lands such other activities and
15 operate such facilities as may be ordered by the Governor of Arkansas, or be
16 required by law.

17 (f) Such military training and support facilities, canteens, morale,
18 welfare and recreational facilities, service clubs and other facilities as may
19 be established and operated by the Adjutant General shall be operated in
20 accordance with applicable regulations of the United States Armed Forces
21 subject to the orders, directions, regulations, and general supervision of the
22 Adjutant General of Arkansas, and subject to such restrictions and
23 requirements as provided by state law governing other military training
24 facilities, recreational facilities, and service clubs operated by the
25 Adjutant General."

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27 SECTION 2. All provisions of this act of a general and permanent nature
28 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
29 Revision Commission shall incorporate the same in the Code.

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31 SECTION 3. If any provision of this act or the application thereof to
32 any person or circumstance is held invalid, such invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provision or application, and to this end the provisions of this
35 act are declared to be severable.

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SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 5. EMERGENCY. It is hereby found and determined by the General Assembly of the State of Arkansas that Camp Joseph T. Robinson operated by the State of Arkansas is necessary for the training and maintaining of an efficient Arkansas National Guard and this act is necessary to increase and maintain the morale and efficiency of the Arkansas National Guard. Therefore, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health, and safety, shall be in full force and effect from and after its passage and approval.

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