

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

HOUSE BILL 1629

5 By: Representative Ennett  
6 By: Senator L. Chesterfield  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING WAREHOUSE  
10 FACILITIES AND MUNICIPAL PORT AUTHORITIES; AND FOR  
11 OTHER PURPOSES.  
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## Subtitle

15 TO AMEND THE LAW CONCERNING WAREHOUSE  
16 FACILITIES AND MUNICIPAL PORT  
17 AUTHORITIES.  
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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 § 14-186-208 is amended to read as follows:  
23 14-186-208. Warehouse facilities – Proposals for lease ~~or operation.~~  
24 ~~With regard to warehouse facilities used for commercial warehousing~~  
25 ~~purposes mentioned in § subdivisions (1)–(4) and (8)–(10) of § 14-186-204(a)~~  
26 ~~and § 14-186-204(b), and subdivisions (2), (3), and (10)–(13) of § 14-186-~~  
27 ~~207, the authority, prior to entering into a new lease of existing warehouse~~  
28 ~~facilities or into a lease of new warehouse facilities, in whole or in part,~~  
29 ~~or prior to operating warehouse facilities for these purposes, in whole or in~~  
30 ~~part, shall first publicly solicit proposals for the leasing or operation of~~  
31 ~~the warehouse facilities for these purposes on such terms as shall be~~  
32 ~~eustomary and usual in the commercial warehousing industry, and the authority~~  
33 ~~shall accept such proposal as is commercially reasonable and in the~~  
34 authority's best interest (a) Before entering into a new lease of existing  
35 warehouse facilities with a third-party lessor or a lease of new warehouse  
36 facilities with a third-party lessor under this subchapter, an authority



1 shall:

2 (1) Publicly solicit proposals for the leasing of the warehouse  
3 facilities on terms that are customary and usual in the commercial  
4 warehousing industry; and

5 (2) Accept the proposal the authority deems to be commercially  
6 reasonable and in the best interest of the authority.

7 (b) This section does not apply to a warehouse facility that:

8 (1) An authority owns or plans to construct; and

9 (2) Is leased to a third-party tenant.

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