

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H1/27/99

A Bill

Act 750 of 1999
HOUSE BILL 1166

5 By: Representative Minton
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For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 22-3-1311 TO PROVIDE AN
10 EXCEPTION TO THE TERMINATION OF LEASES FOR FACILITY
11 VENDORS IN STATE BUILDINGS; *TO DECLARE AN EMERGENCY;*
12 AND FOR OTHER PURPOSES. "
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Subtitle

14 "TO PROVIDE AN EXCEPTION TO THE
15 TERMINATION OF LEASES FOR FACILITY
16 VENDORS IN CERTAIN STATE BUILDINGS. "
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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 22-3-1311 is amended to read as follows:

23 "22-3-1311. Termination of contracts with sighted vendors.

24 On state property where vending facilities are being operated by those
25 other than the blind, when the present contract or agreement expires or is
26 terminated for any reason or when a change in the present vending facility is
27 imminent, the future planned vending facility for such state property shall be
28 covered by this subchapter, and state agency administrators shall contact the
29 licensing agency to assure preference to the blind. Provided, however, leases
30 executed under 22-2-114 prior to June 1, 1999 shall not be considered a
31 contract or agreement within this subchapter if the property is owned by State
32 Building Services. "
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34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
36 Revision Commission shall incorporate the same in the Code.

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

"SECTION 5. Emergency. It is found and determined by the Eighty-second General Assembly of the State of Arkansas that certain private businesses have entered into lease agreements in state-owned buildings with State Building Services and have invested valuable time and money to build small businesses in reliance on those agreements, that some of those businesses are now threatened with termination by effect of law without recourse or appeal, and that it creates an inequitable situation which can only be remedied by changing the law to allow for an extension of those leases in effect on June 1, 1999 with State Building Services. 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 the date of its approval by the Governor. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.

/s/ Minton

APPROVED: 3/22/1999