

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 194 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H2/4/05

A Bill

HOUSE BILL 1318

5 By: Representative Wills
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For An Act To Be Entitled

9 AN ACT TO REPEAL PROVISIONS DESIGNATING THE
10 DIRECTOR OF THE DEPARTMENT OF ARKANSAS STATE
11 POLICE AS THE STATE'S AGENT FOR ACCEPTING
12 MILITARY SURPLUS PROPERTY; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 AN ACT TO REPEAL PROVISIONS DESIGNATING
16 THE DIRECTOR OF THE DEPARTMENT OF
17 ARKANSAS STATE POLICE AS THE STATE'S
18 AGENT FOR ACCEPTING MILITARY SURPLUS
19 PROPERTY.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 12-8-123 is repealed.

26 ~~12-8-123. Accepting surplus United States Department of Defense~~
27 ~~property.~~

28 ~~The Director of the Department of Arkansas State Police is designated~~
29 ~~as the agent of the State of Arkansas for accepting surplus or excess United~~
30 ~~States Department of Defense property for its own use or for the purpose of~~
31 ~~distributing the property to city and county law enforcement agencies that~~
32 ~~have been designated by the office of the Coordinator for Drug Enforcement~~
33 ~~Policy and Support of the United States Department of Defense to receive~~
34 ~~property for counter-narcotics operations under the provisions of Section~~
35 ~~1208 of Pub. L. No. 101-189 [repealed] of fiscal year 1990-1991 of the~~



1 ~~National Defense Authorization Act.~~

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SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the procedure for accepting military surplus property has changed; that Arkansas law is not currently consistent with the new procedure; that this act is immediately necessary in order to process all military surplus property consistently in accordance with the new procedures. 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.

/s/ Wills

APPROVED: 2/17/2005

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