1 State of Arkansas As Engrossed: S2/6/01 S2/12/01 A Bill 2 Act 588 of 2001 83rd General Assembly SENATE BILL 353 3 Regular Session, 2001 4 5 By: Senator Mahony 6 By: Representative Willis 7 8 For An Act To Be Entitled 9 AN ACT TO AMEND ARKANSAS CODE 22-8-102 PERTAINING TO 10 11 LEASING VEHICLES BY STATE AGENCIES; AND FOR OTHER PURPOSES. 12 13 **Subtitle** 14 AN ACT TO AMEND ARKANSAS CODE 22-8-102 15 16 PERTAINING TO LEASING VEHICLES BY STATE AGENCI ES. 17 18 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 21 22 SECTION 1. Arkansas Code 22-8-102 is amended to read as follows: 22-8-102. Leasing and renting of vehicles by state agencies. 23 24 (a) For purposes of this section: 25 (1) "Lease" means obtaining the use of a motor vehicle from any 26 source for a monetary fee, for a period of thirty-one (31) days or more; and 27 (2) "Rental" means obtaining the use of a motor vehicle from any source for a monetary fee, for a period of thirty (30) days or less. 28 29  $\frac{a}{a}$  (b) (1) Before any state agency shall lease any motor vehicle or renew any existing lease for a motor vehicle, the agency shall submit a 30 31 written request therefor to the Director of the Office of State Purchasing Procurement of the Department of Finance and Administration identifying the 32 33 motor vehicles sought to be leased by the agency and all facts and circumstances the Director of the Office of State Purchasing Procurement of 34 35 the Department of Finance and Administration may request to enable him to determine the economics, need, and feasibility of leasing the motor vehicle. 36

\*RRS259\*

1	(2) Upon receipt, the Director of the Office of State Purchasing
2	<u>Procurement</u> of the Department of Finance and Administration shall review the
3	request to lease the motor vehicle, and if he determines that the lease is in
4	the best interest of the State of Arkansas and that the agency has adequate
5	funds to pay the lease, he may approve the request, but only if he shall have
6	first received the approval of the Legislative Council.
7	(3) After receiving the approval of the Legislative Council, the
8	Director of the Office of <del>Purchasing</del> <u>State Procurement</u> of the Department of
9	Finance and Administration shall stamp his approval on the request and return
10	it to the state agency, which may then proceed to enter into the lease as
11	proposed and approved by the Director of the Office of <del>Purchasing</del> <u>State</u>
12	Procurement of the Department of Finance and Administration.
13	(4) In emergency situations, the Director of the Office of
14	Purchasing State Procurement may approve a temporary lease of a motor vehicle,
15	not to exceed thirty (30) days, but only if he has sought the advice of the
16	Chairman of the Legislative Council and scheduled the temporary lease of a
17	motor vehicle for consideration at the next meeting of the Legislative
18	Counci I.
19	$\frac{(b)}{(c)}$ If the Director of the Office of Purchasing State Procurement
20	shall disapprove a proposed lease of a motor vehicle, he shall stamp his
21	disapproval on the request and return it to the state agency, and it shall be
22	unlawful for the state agency to proceed to lease the motor vehicle.
23	/s/ Mahony
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26	APPROVED: 3/7/2001
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