

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

A Bill

Act 823 of 1999
SENATE BILL 599

5 By: Senators D. Malone, Roebuck
6 By: Representative Bookout
7

For An Act To Be Entitled

10 "AN ACT TO AMEND ARKANSAS CODE 6-62-601(6) AND 602; TO
11 REPEAL ARKANSAS CODE 6-62-603 AND 6-62-604; TO EXPAND
12 AND CLARIFY THE AUTHORITY OF BOARDS OF TRUSTEES OF
13 STATE-SUPPORTED UNIVERSITIES AND COLLEGES TO TRANSFER
14 TITLE TO AND LEASE PROPERTY OF THE INSTITUTION; AND
15 FOR OTHER PURPOSES. "

Subtitle

17 "TO EXPAND AND CLARIFY THE AUTHORITY OF
18 BOARDS OF TRUSTEES OF STATE-SUPPORTED
19 UNIVERSITIES AND COLLEGES TO TRANSFER
20 TITLE TO AND LEASE PROPERTY OF THE
21 INSTITUTION. "
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24

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

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27 SECTION 1. Arkansas Code 6-62-601(6) is amended to read as follows:

28 "(6) 'Property' means any buildings or structures, ~~if the building or~~
29 ~~structure is more than fifty (50) years old,~~ utilities, on-site and off-site
30 improvements, and other appurtenances and improvements, including the land
31 upon which the building or structure is located, and undivided interests in
32 any such property; and"
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34 SECTION 2. Arkansas Code 6-62-602 is amended to read as follows:

35 "6-62-602. Transfer and lease authorized.

36 Subject to and in accordance with the provisions of this subchapter and

1 in addition to any other statutory or inherent authority of a board, any board
2 is authorized to transfer and simultaneously enter into a lease agreement
3 concerning any property."

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5 SECTION 3. Arkansas Code 6-62-603 and 6-62-604 are hereby repealed.

6 ~~6-62-603. Subchapter exclusive authority for transfers.~~

7 ~~This subchapter shall constitute the exclusive authority needed by each~~
8 ~~of the respective boards to make a transfer of and enter into a lease~~
9 ~~agreement concerning any property owned by or under the supervision or control~~
10 ~~of the board.~~

11 ~~6-62-604. Time limitation on initiation of transfer.~~

12 ~~The authority of a board to initiate a transfer shall be exercised prior~~
13 ~~to July 1, 1985, and not thereafter, but the other provisions of this~~
14 ~~subchapter authorizing a board to perform its obligations and to secure its~~
15 ~~rights under a transfer and lease agreement approved, as provided in this~~
16 ~~subchapter, prior to that date shall continue in full force and effect after~~
17 ~~that date.~~

18
19 SECTION 4. All provisions of this act of a general and permanent nature
20 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
21 Revision Commission shall incorporate the same in the Code.

22
23 SECTION 5. If any provision of this act or the application thereof to
24 any person or circumstance is held invalid, such invalidity shall not affect
25 other provisions or applications of the act which can be given effect without
26 the invalid provision or application, and to this end the provisions of this
27 act are declared to be severable.

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29 SECTION 6. All laws and parts of laws in conflict with this act are
30 hereby repealed.

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33 APPROVED: 3/23/1999
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