

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL 1913

By: Rep. Mahony

"AN ACT TO AUTHORIZE THE ARKANSAS STATE BUILDING SERVICES COUNCIL TO CONSTRUCT, RENOVATE, REPAIR, IMPROVE, ACQUIRE REAL OR PERSONAL PROPERTY AND FOR SUCH OTHER PURPOSES AS MAY BE REQUIRED FOR PROVIDING ADEQUATE OFFICE FACILITIES FOR THE U.S. DEPARTMENT OF LABOR - EMPLOYMENT SECURITY DIVISION AT VARIOUS LOCATIONS; AND FOR OTHER PURPOSES."

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

SECTION 1. For the express purpose of providing adequate office facilities, to the extent that Federal funds are available, for the U.S. Department of Labor - Employment Security Division Offices at Little Rock, Fort Smith, Harrison, Forrest City, Jonesboro, Hot Springs, Helena, Fayetteville, Camden, Hope, and Blytheville, the Arkansas State Building Services Council is hereby authorized to:

(a) Acting as the Primary Lessor, enter into "lease-purchase" agreements to obtain new facilities with funding being derived from federal sources; provided also that such agreements shall contain an "escape-clause" whereby each agreement could be cancelled at the close of each biennium, if necessary.

SECTION 2. The Arkansas State Building Services Council shall make final determination, with the advice and consent of the U.S. Department of Labor - Employment Security Division, regarding facilities location or construction. Provided, that all agreements and other matters concerning the buying, trading, selling, renting, renovating, or acquisition of any real or personal property as authorized by this Act shall be public record and available for public inspection.

SECTION 3. COMPLIANCE WITH OTHER LAWS. The General Accounting and

Budgetary Procedures Law, the State Purchasing Law, the Revenue Stabilization Law, and other applicable fiscal laws of this state shall be strictly complied with, regarding this Act.

SECTION 4. SEVERABILITY CLAUSE. If any revision of this Act or the applications to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this 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 5. EMERGENCY. It is hereby found and determined by the General Assembly that because of the case *Ricarte v. State*, CR 86-31, a question has arisen over the validity of Act 1205 of the Extended Session of 1976; that this Act is a reenactment of the former law; and that the immediate passage of this Act is necessary to clarify the state of the law on this issue. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

