

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

315

By: Senator Kinard

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 17-22-103; 17-22-201, TO INCREASE THE PER DIEM ALLOWANCE OF MEMBERS OF THE CONTRACTORS LICENSING BOARD, AND TO CLARIFY THE CONTRACTORS LICENSING LAW; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 17-22-201(e) is hereby amended to read as follows:

"(e) Each member of the Board shall receive one hundred dollars (\$100.00) per diem while the Board is in session and reimbursement for necessary traveling expenses, board, and lodging."

SECTION 2. Arkansas Code 17-22-103(d) is hereby amended to read as follows:

"(d) No action may be brought either at law or in equity to enforce any provision of any contract entered into in violation of this chapter. No action may be brought either at law or in equity for Quantum Meruit by any contractor in violation of this chapter."

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 provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 6. EMERGENCY. It is hereby found and determined by the General Assembly that the per diem received by members of the Contractors Licensing Board is inadequate to compensate members of the Board for the time required to administer the duties of the Board under the provisions of the Contractors Licensing Law; that the provisions of the Contractors Licensing Law are in need of revision and clarification in order to strengthen the ability of the Board and to protect the interest of the public with respect to the qualifications and duties of licensed contractors in the state; and that the immediate passage of this act is necessary to accomplish such purposes. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.