

State of Arkansas

77th General Assembly

A Bill

SENATE BILL

Third Extraordinary Session, 1989

CALL ITEM

62

By: Senator Bookout

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 22-2-102(1) AND 22-2-103(a) TO PROVIDE THAT THE TERM 'CAPITAL IMPROVEMENTS' AS USED IN THE ARKANSAS STATE BUILDING SERVICES ACT SHALL NOT INCLUDE AND THAT THE STATE BUILDING SERVICES SHALL HAVE NO RESPONSIBILITY OR AUTHORITY WITH RESPECT TO LANDS, BUILDINGS AND FACILITIES ACQUIRED BY AN ARKANSAS STATE RETIREMENT SYSTEM AS AN INVESTMENT OR AS A RESULT OF THE INVESTMENT OF ASSETS OF THE SYSTEM; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code 22-2-102(1) is hereby amended to read as follows:

"(1) 'Capital improvement' means all lands, buildings, structures, utilities, on-site and off-site improvements, and other appertaining improvements, existing or future, and all construction, repairs, alterations, and renovations thereof which are undertaken, owned, operated, or otherwise managed by a state agency, except that capital improvements shall not include construction and reconstruction of roads and bridges in the state highway system by the State Highway Commission, nor shall the term 'capital improvements' include any building, facility, plant, structure, or other improvements constructed by or in behalf of the Arkansas State Highway and Transportation Department or the State Highway Commission, nor shall the term 'capital improvement' include any lands, buildings or other structures or facilities now owned or hereafter acquired by an Arkansas State Retirement System as an investment or as a result of the investment of assets of the system;"

SECTION 2. Arkansas Code 22-2-103(a) is hereby amended to read as

follows:

"(a) The provisions of this chapter shall not apply to the construction and reconstruction of roads and bridges in the state highway system by the State Highway Commission, nor to any lands, buildings or other structures or facilities now owned or hereafter acquired by an Arkansas State Retirement system."

SECTION 3. 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 4. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 5. EMERGENCY. It is hereby found and determined by the General Assembly that one or more Arkansas State Retirement Systems own lands, buildings and facilities as a result of investment of assets of the systems; that to protect the interests of the systems, it is essential that they be permitted to operate and maintain such properties and that this act is immediately necessary to accomplish this purpose. 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.