1	State of Arkansas	As Engrossed: S2/16/11		
2	88th General Assembly	A Bill		
3	Regular Session, 2011	HOUSE BIL	L 1235	
4				
5	By: Representative Allen			
6	By: Senator Teague			
7				
8		For An Act To Be Entitled		
9	AN ACT TO	REPEAL OBSOLETE ARKANSAS CODE §§ 11-10-323		
10	AND 11-10	-324; AND FOR OTHER PURPOSES.		
11				
12				
13		Subtitle		
14	AN A	ACT TO REPEAL OBSOLETE ARKANSAS CODE		
15	\$\$ I	11-10-323 AND 11-10-324.		
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17				
18	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:		
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20		rkansas Code § 11-10-323 and 11-10-324 are repealed.		
21	11-10-323. Compliance with other laws.			
22		ounting and Budgetary Procedures Law, § 19-4-		
23	-	ocurement Law, § 19-11-201 et seq., the Reven		
24		19-5-101 et seq., and other applicable fiscal	laws of	
25	this state shall be s	trictly complied with regarding § 11-10-324.		
26				
27	-	eements authorized.		
28		press purpose of providing adequate office fa		
29		al funds are available, the Arkansas Building	•	
30		to act as the primary lessor and enter into		
31		purchase agreements, provided that the agreements contain an escape clause		
32		whereby each agreement could be cancelled at the close of each biennium, if		
33	•	necessary, to obtain new facilities with funds derived from federal sources		
34 25		or the United States Department of Labor employment and training		
35		ministration offices at Little Rock, Fort Smith, Harrison, Forrest City,		
36	Jonesporo, Hot Spring	s, Helena, Fayetteville, Camden, Hope, and Bl	ytneville.	



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1	(b) The council shall make the final determination, with the advice
2	and consent of the Employment and Training Administration of the United
3	States Department of Labor, regarding location or construction of facilities.
4	(c) All agreements and other matters concerning the buying, trading,
5	selling, renting, renovating, or acquisition of any real or personal property
6	as authorized by this subchapter shall be a public record and available for
7	public inspection.
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9	SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
10	General Assembly of the State of Arkansas that an immediate need exists to
11	replace a dilapidated facility at Hope, Arkansas; that § 11-10-324 could be
12	construed to mean that only federal funds could be used in entering into
13	lease purchase agreements to meet the office needs of the Department of
14	Workforce Services; and that this act is immediately necessary because a
15	funding stream is presently available to finance the construction of new
16	facilities and repeal of § 11-10-324 will clarify the authority of the
17	department to receive and use that funding. Therefore, an emergency is
18	declared to exist, and this act being immediately necessary for the
19	preservation of the public peace, health, and safety shall become effective
20	<u>on:</u>
21	(1) The date of its approval by the Governor;
22	(2) If the bill is neither approved nor vetoed by the Governor,
23	the expiration of the period of time during which the Governor may veto the
24	bill; or
25	(3) If the bill is vetoed by the Governor and the veto is
26	overridden, the date the last house overrides the veto.
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28	<u>/s/Allen</u>
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