

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A Bill

HOUSE BILL 1316

4 **By: Representative Doug Wood**

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For An Act To Be Entitled

8 "AN ACT TO CREATE THE MOTION PICTURE COMMISSION; TO
9 ESTABLISH THE MOTION PICTURE COMMISSION FUND; AND FOR
10 OTHER PURPOSES."

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

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14 SECTION 1. For the purpose of promoting and assisting the motion
15 picture industry in Arkansas, including all visual media industries, there is
16 created and established at the seat of government of this state a State Motion
17 Picture Commission, hereinafter referred to as the Commission. After the
18 effective date of this act, all records belonging to the Arkansas Industrial
19 Development Commission Motion Picture Office shall be transferred to the
20 Motion Picture Commission.

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22 SECTION 2. (a) *The Commission shall consist of seven (7) regular*
23 *members as follows:*

24 (1) *One (1) member who is actively involved in the motion picture*
25 *industry who shall be appointed by the Secretary of State;*

26 (2) *One (1) member who is representative of a racial minority*
27 *group who shall be appointed by the Governor;*

28 (3) *One (1) member who represents consumers who shall be*
29 *appointed by the Secretary of State; and*

30 (4) *One (1) member from each of the four (4) Arkansas*
31 *Congressional Districts as they now exist who shall be appointed by the*
32 *Governor.*

33 (b) *Each member shall be a resident elector of Arkansas and shall be*
34 *appointed by the Governor or Secretary of State, subject to confirmation by*
35 *the Senate.*

1 (c) Except as provided in subsection (d) of this section, all members
2 appointed to the Commission shall be appointed for terms of four (4) years.
3 The term of office shall commence on July 1 following the expiration date and
4 shall end on June 30 of the fourth year following the year in which the
5 regular term commenced.

6 (d) The four (4) members from the congressional districts, at the first
7 meeting of the Commission, shall draw lots for terms so that:

8 (1) One (1) of the members will serve for a term of one (1) year;

9 (2) One (1) shall serve for a term of two (2) years;

10 (3) One (1) shall serve for a term of three (3) years; and

11 (4) One (1) shall serve for a term of four (4) years.

12 All successors to these members shall be appointed for terms of four (4)
13 years.

14 (e) Any vacancies arising in the membership of the Commission for any
15 reason other than expiration of the regular terms for which members were
16 appointed shall be filled by appointment by the Governor and be thereafter
17 effective until the expiration of their regular terms, subject, however, to
18 the confirmation of the Senate when it is next in session.

19 (f) Members of the Commission shall not receive compensation for their
20 services, but with respect to attendance at each regular or special meeting of
21 the Commission shall be entitled, as reimbursement, to per diem for each day
22 or part thereof the Commission is in session, equal to the maximum daily
23 allowance for meals and lodging paid to a state employee for in-state travel
24 now or hereafter provided for by law, plus mileage at the rate per mile now or
25 hereafter provided for by law for the reimbursement of mileage expense for a
26 state employee.

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28 SECTION 3. (a) The Commission shall select from its membership a
29 chairman and vice-chairman.

30 (b) *The Secretary of State shall be ex officio secretary of the*
31 *Commission but shall have no vote on matters coming before it.*

32 (c) The Commission shall adopt, and may modify, rules for the conduct
33 of its business, and shall keep a record of its transactions, findings, and
34 determinations, which record shall be public.

35 (d) Meetings shall be at the call of the chairman either at his own

1 instance or upon the written request of at least five (5) members.

2 (e) A quorum shall consist of not less than five (5) members present at
3 any regular or special meeting. A majority affirmative vote of such number
4 shall be necessary for the disposition of any business.

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6 SECTION 4. (a) The Commission may:

7 (1) Promote and expand the development of the visual media
8 industry in Arkansas by assisting and encouraging radio, television, motion
9 picture and other visual media industries;

10 (2) Promulgate regulations which will aid in the performance of
11 any of the functions, powers, or duties conferred or imposed upon it by law;

12 (3) Cooperate with other state agencies, civic organizations, and
13 others similarly interested in preparing, correlating, and distributing
14 information in furtherance of the Commission's functions and furnish or
15 otherwise make such information available, without cost to the recipients, in
16 such manner as the Commission shall determine, to all who may have an interest
17 therein;

18 (4) Contract and be contracted with;

19 (5) Purchase, lease, rent, or sell, and receive bequests or
20 donations of any real, corporeal, or personal property; and

21 (6) Take such other action as it may deem necessary or desirable
22 to carry out the intent and purposes of this act.

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24 SECTION 5. The executive head of each state agency shall furnish such
25 information as shall be requested of him by the Commission.

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27 SECTION 6. All provisions of this act of a general and permanent nature
28 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
29 Revision Commission shall incorporate the same in the Code.

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31 SECTION 7. If any provision of this act or the application thereof to
32 any person or circumstance is held invalid, such invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provision or application, and to this end the provisions of this
35 act are declared to be severable.

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34

SECTION 8. All laws and parts of laws in conflict with this act are hereby repealed.

/s/ Doug Wood