

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

A Bill

SENATE BILL 839

5 By: Senator Files
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For An Act To Be Entitled

8 AN ACT TO AMEND THE DISTRIBUTION OF CERTAIN REAL
9 PROPERTY TRANSFER TAX REVENUES; TO PROVIDE A SOURCE
10 OF FUNDING FOR THE U.S. MARSHALS MUSEUM; AND FOR
11 OTHER PURPOSES.
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Subtitle

14 TO AMEND THE DISTRIBUTION OF CERTAIN REAL
15 PROPERTY TRANSFER TAX REVENUES; AND TO
16 PROVIDE A SOURCE OF FUNDING FOR THE U.S.
17 MARSHALS MUSEUM.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 15-12-103(b)(1), concerning the disposition
24 of certain real property transfer tax revenues, is amended to read as
25 follows:

26 (b) After deducting three percent (3%) of the revenues for
27 distribution to the Constitutional Officers Fund and the State Central
28 Services Fund to be used for the purposes as provided by law, the Treasurer
29 of State shall credit the net amount thereof as follows:

30 (1)~~(A)~~ Eighty percent (80%) of the net amount shall be credited
31 ~~to~~ as follows:

32 (A) One and five-tenths percent (1.5%) of the total amount
33 to be distributed under this subdivision (b)(1) shall be credited to and
34 distributed by the Department of Finance and Administration for the
35 construction, salaries, and operation of the U.S. Marshals Museum to promote
36 tourism statewide; and



1 (B)(i) The remaining amount shall be credited to the
2 Arkansas Natural and Cultural Resources Grants and Trust Fund, to be
3 preserved and managed by the Arkansas Natural and Cultural Resources Council
4 for use in the acquisition, management, and stewardship of state-owned lands
5 or the preservation of state-owned historic sites, buildings, structures, or
6 objects which the council determines to be of value for recreation or
7 conservation purposes, with the properties to be used, preserved, and
8 conserved for the benefit of this and future generations.

9 ~~(B)~~ (ii) It is not the intention of this chapter
10 that the council shall itself manage, operate, or maintain any lands so
11 acquired, but, rather, that it from time to time in its own discretion shall
12 make grants to other agencies of the state authorized by law to acquire,
13 manage, operate, and maintain the lands.

14 ~~(C)~~ (iii) The grants shall be made in such amounts,
15 for such purposes, and to such agencies as the council in its discretion
16 shall select.

17 ~~(D)~~ (iv) However, in choosing among competing
18 purposes or expenditures, the council shall be guided by the principles set
19 forth in the Arkansas Statewide Comprehensive Outdoor Recreation Plan as it
20 may exist and be in force from time to time.

21 ~~(E)~~ (v) In funding state park improvements, the
22 council should initially emphasize the restoration or renovation of existing
23 facilities and historic structures within the system.

24 ~~(F)~~ (vi) The council in its discretion shall have
25 power either to allow moneys paid into the Natural and Cultural Resources
26 Grants and Trust Fund to accumulate, with only the income thereon being
27 spent, or to expend the whole or any part of the corpus or principal of the
28 Natural and Cultural Resources Grants and Trust Fund.

29 ~~(G)~~ (vii) However, the council shall have power to
30 do any and all things necessary to take advantage of federal or private funds
31 donated or obtainable through the use of the Natural and Cultural Resources
32 Grants and Trust Fund.

33 ~~(H)~~ (viii) Without limiting the generality of the
34 foregoing provisions of this section, the council shall have power to set
35 aside any portion of the Natural and Cultural Resources Grants and Trust Fund
36 into a separate and segregated account, the corpus or principal of which

1 shall be inviolate, and only the income of which may be expended, to the
2 extent necessary to comply with any federal law, regulation, or other
3 requirement in connection with federal matching or grant moneys.

4 ~~(I)~~ (ix) As used in this section, the term
5 “stewardship” shall include moneys necessary for the maintenance,
6 preservation, operation, improvement, and management of state-owned lands
7 acquired for recreational or conservational purposes and shall include such
8 other stewardship purposes as may be authorized by the council;

9 (2) Ten percent (10%) of the net amount shall be distributed to
10 the Parks and Tourism Fund Account, to be used by the Department of Parks and
11 Tourism, on approval of the Parks, Recreation, and Tourism Grant Advisory
12 Committee, for making grants for outdoor recreational purposes to cities and
13 counties of this state in accordance with the plan; and

14 (3) Ten percent (10%) of the net amount shall be credited to a
15 fund to be known as the “Natural and Cultural Resources Historic Preservation
16 Trust Fund”, to be used by the council for providing a source of funds for
17 the operation of the state historic preservation program and the “Main
18 Street” program.

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