

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

*As Engrossed: S3/24/99*

# A Bill

Act 1264 of 1999  
SENATE BILL 874

5 By: Senator Wilson  
6  
7

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 22-3-502 CONCERNING THE  
10 CAPITOL ARTS AND GROUNDS COMMISSION; AND FOR OTHER  
11 PURPOSES. "

## Subtitle

14 "AN ACT TO CONCERNING THE CAPITOL ARTS  
15 AND GROUNDS COMMISSION. "

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
19

20 SECTION 1. Arkansas Code 22-3-502 [As amended by Acts 1997, Nos. 1043  
21 and 1354.] is amended to read as follows:

22 "22-3-502. Creation - Members, etc. ~~[As amended by Acts 1997, Nos. 1043~~  
23 ~~and 1354.]~~

24 (a)(1) There is created a Capitol Arts and Grounds Commission. The  
25 commission shall be composed of ~~thirteen (13)~~ fifteen (15) members as follows:

26 (A) The Governor or a designee;

27 (B) The Secretary of State or a designee who shall serve as  
28 commission chair and ex officio member;

29 (C) The Director of the Arkansas Historic Preservation  
30 Program;

31 (D) The Director of the Arkansas Department of Parks and  
32 Tourism;

33 (E) The Chair of the Capitol Zoning District Commission;

34 (F) One (1) landscape architect in this state, to be named  
35 by the Secretary of State from a list of three (3) names submitted by the  
36 Arkansas Chapter of the American Society of Landscape Architects; and

1 (G) One (1) licensed architect in this state, to be named  
 2 by the Secretary of State from a list of three (3) names submitted by the  
 3 Arkansas Chapter of the American Institute of Architects;

4 (H) Two (2) citizen members at-large to be appointed by the  
 5 Governor, who shall serve a four-year terms;

6 (I) ~~Two (2)~~ Four (4) citizen members at-large to be  
 7 appointed by the Secretary of State, who shall serve a four-year terms.

8 ~~(2)(J) In addition to the foregoing members, the~~ The President  
 9 Pro Tempore of the Senate shall name one (1) member of the Senate to serve as  
 10 an ex officio member on the commission appoint one (1) non-legislator as a  
 11 member of the commission, and the Speaker of the House of Representatives  
 12 shall name one (1) member of the House of Representatives to serve as an ex  
 13 officio member on the commission appoint one (1) non-legislator as a member of  
 14 the commission.

15 (b)~~(1)~~ Members of the commission shall serve without pay, but shall be  
 16 reimbursed by Secretary of State funds for reasonable and necessary expenses  
 17 in attending commission meetings and in the performance of duties of the  
 18 commission, if funds are provided therefor, in accordance with the rate  
 19 prescribed for state employees in state travel regulations.

20 ~~(2) The nonvoting legislative members of the commission shall be~~  
 21 ~~entitled to receive per diem and mileage for attending commission meetings at~~  
 22 ~~the same rate as provided by law for attending meetings of the interim~~  
 23 ~~committees of the General Assembly, and the allowances shall be paid from~~  
 24 ~~funds appropriated for that purpose.~~

25 (c)(1) The commission shall meet at least twice a year or on call of  
 26 the chairman or upon written request of any four (4) of its members.

27 (2) A majority vote of the voting members of the commission shall  
 28 be necessary for the adoption of any action by the commission.

29 (d)(1) The terms of office of the ~~four (4)~~ six (6) appointive members  
 30 of the commission shall be four (4) years. ~~The initial at-large members~~  
 31 ~~appointed by the Governor and Secretary of State shall determine their terms~~  
 32 ~~by lot so that: one (1) member shall serve a term of two (2) years; and one~~  
 33 ~~(1) member shall serve a term of four (4) years.~~

34 ~~(2) The two (2) nonvoting legislative members of the commission~~  
 35 ~~shall serve until their successors are named at the next following regular~~  
 36 ~~session of the General Assembly.~~

1           ~~(3)(2)~~ Within ninety (90) days prior to the expiration of the  
 2 term of office of each professional member, the American Society of Landscape  
 3 Architects may submit to the Secretary of State, a list of three (3) names of  
 4 licensed landscape architects for each position for which a term expires.  
 5 Within ninety (90) days prior to the expiration of the term of office of each  
 6 professional member, the American Institute of Architects may submit to the  
 7 Secretary of State, a list of three (3) names of licensed architects for each  
 8 position for which a term expires. Appointments expire June 30."

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 11           SECTION 2. Arkansas Code 22-3-502 [As amended by Acts 1997, Nos. 250  
 12 and 1354.] is repealed

13           ~~22-3-502. Creation - Members, etc. [As amended by Acts 1997, Nos. 250~~  
 14 ~~and 1354.]~~

15           ~~(a)(1) There is created a Capitol Grounds Commission consisting of the~~  
 16 ~~following members:~~

17                     ~~(A) The Governor or his designee;~~

18                     ~~(B) The Secretary of State or his designee;~~

19                     ~~(C) The Director of the Arkansas Historic Preservation~~  
 20 ~~Commission;~~

21                     ~~(D) The Chairman of the Capitol Zoning District Commission;~~

22                     ~~(E) One (1) landscape architect in this state, to be named~~  
 23 ~~by the Governor from a list of three (3) names submitted to him by the~~  
 24 ~~Arkansas Chapter of the American Society of Landscape Architects; and~~

25                     ~~(F) One (1) licensed architect in this state, to be named~~  
 26 ~~by the Secretary of State from a list of three (3) names submitted to him by~~  
 27 ~~the Arkansas Chapter of the American Institute of Architects.~~

28           ~~(2) In addition to the foregoing members, the President Pro~~  
 29 ~~Tempore of the Senate shall name one (1) member of the Senate to serve as a~~  
 30 ~~nonvoting member on the commission, and the Speaker of the House of~~  
 31 ~~Representatives shall name one (1) member of the House of Representatives to~~  
 32 ~~serve as a nonvoting member on the commission.~~

33           ~~(b)(1) The Governor shall serve as chairman of the commission or shall~~  
 34 ~~designate some other member of the commission to serve as chairman in his~~  
 35 ~~place.~~

36           ~~(2) Members of the commission shall serve without pay, but may~~

1 ~~receive expense reimbursement in accordance with § 25-16-901 et seq.~~

2 ~~(3) The nonvoting legislative members of the commission shall be~~  
3 ~~entitled to receive per diem and mileage for attending commission meetings at~~  
4 ~~the same rate as provided by law for attending meetings of the interim~~  
5 ~~committees of the General Assembly, and the allowances shall be paid from~~  
6 ~~funds appropriated for that purpose.~~

7 ~~(c)(1) The commission shall meet on call of the chairman or upon~~  
8 ~~written request of any four (4) of its members.~~

9 ~~(2) A majority vote of the voting members of the commission shall~~  
10 ~~be necessary for the adoption of any action by the commission.~~

11 ~~(d)(1) The terms of office of the two (2) appointive members of the~~  
12 ~~commission shall be four (4) years.~~

13 ~~(2) The two nonvoting legislative members of the commission shall~~  
14 ~~serve until their successors are named at the next following regular session~~  
15 ~~of the General Assembly.~~

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17 SECTION 3. All provisions of this act of a general and permanent nature  
18 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
19 Revision Commission shall incorporate the same in the Code.

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21 SECTION 4. If any provision of this act or the application thereof to  
22 any person or circumstance is held invalid, such invalidity shall not affect  
23 other provisions or applications of the act which can be given effect without  
24 the invalid provision or application, and to this end the provisions of this  
25 act are declared to be severable.

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

29 */s/ Wilson*

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32 APPROVED: 4/8/1999