

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4
5 By: Representative Lea
6 By: Senator J. Woods
7

A Bill

HOUSE BILL 1665

For An Act To Be Entitled

9 AN ACT TO REGULATE THE MAINTENANCE AND PRESERVATION
10 OF RECORDS OF THE COMMISSIONER OF STATE LANDS; TO
11 ESTABLISH THE "ADOPT A DOCUMENT PROGRAM"; AND FOR
12 OTHER PURPOSES.

Subtitle

16 TO REGULATE THE MAINTENANCE AND
17 PRESERVATION OF RECORDS OF THE
18 COMMISSIONER OF STATE LANDS; TO ESTABLISH
19 THE "ADOPT A DOCUMENT PROGRAM".

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

24 SECTION 1. Arkansas Code Title 22, Chapter 6, Subchapter 1, is amended
25 to add additional sections to read as follows:

26 22-6-119. Custody of records.

27 (a) Books, accounts, records, papers, maps, and documents relating to
28 the functions and powers of the Commissioner of State Lands, including the
29 records and documents used by the historical predecessors of the Commissioner
30 of State Lands, are the property of the state and shall remain in the custody
31 of the Commissioner of State Lands.

32 (b)(1) Except for a temporary loan or temporary measures to preserve,
33 protect, or display a deed, map, document, survey, or other record of the
34 Commissioner of State Lands, the deed, map, document, survey, or other record
35 shall not be removed by any person from the Office of the Commissioner of
36 State Lands.



1 (2)(A) Upon request by an interested party, the Commissioner of
 2 State Lands shall deliver to the interested party a certified copy of a
 3 document or record described in subdivision (b)(1) of this section.

4 (B) The certified copy shall be treated the same as an
 5 original document.

6 (c) This section does not apply to a document or record:

7 (1) That has been conveyed, transferred, or bestowed by the
 8 state in the normal course of business or another lawful disposition; or

9 (2) In which the state no longer has an interest.

10
 11 22-6-120. Adopt a Document Program.

12 (a) The Adopt a Document Program is established to be administered by
 13 the Commissioner of State Lands.

14 (b)(1) The Commissioner of State Lands may:

15 (A) Obtain funding from private donations and charities to
 16 protect documents in his or her custody; and

17 (B) Sell duplicates or copies of maps, plats, and other
 18 documents in his or her possession or in the possession of a state agency.

19 (2) The donations, proceeds of sales under subdivision (b)(1)(B)
 20 of this section, and other funds of the Commissioner of State Lands shall be
 21 deposited into a cash fund account and used to preserve and protect
 22 documents, maps, field notes, and survey records in his or her possession.

23 (c) For the sole purpose of managing the Adopt a Document Program, the
 24 Commissioner of State Lands is considered an eligible charitable organization
 25 under 26 U.S.C. § 501(c)(3) for the purpose of preserving historic maps and
 26 documents under the custody of the Commissioner of State Lands.

27
 28 SECTION 2. Arkansas Code § 26-37-101(a)(1), concerning the
 29 certification of tax-delinquent lands, is amended to read as follows:

30 (a)(1)(A) All lands upon which the taxes have not been paid for one
 31 (1) year following the date the taxes were due, October 15, shall be
 32 forfeited to the state and transmitted by certification to the Commissioner
 33 of State Lands for collection or sale.

34 (B) The Commissioner of State lands may accept an
 35 electronic certification of tax delinquent parcels from a county.

36 **APPROVED: 04/01/2013**