

Stricken language would be deleted from present law. Underlined language would be added to present law.

As Engrossed: S2/4/97 H2/17/97 H3/5/97 S3/24/97 S3/27/97 H3/31/97

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

ACT 1278 OF 1997
SENATE BILL 152

4
5 By: Senator Bell
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7

For An Act To Be Entitled

8
9 "AN ACT TO CREATE THE KEEP ARKANSAS BEAUTIFUL COMMISSION;
10 AND FOR OTHER PURPOSES."

Subtitle

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12
13 "AN ACT TO CREATE THE KEEP ARKANSAS
14 BEAUTIFUL COMMISSION."
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. (a) There is hereby created the "Keep Arkansas Beautiful
19 Commission" to be composed of nine (9) members appointed by the Governor
20 subject to confirmation by the Arkansas Senate. Two (2) members shall be
21 appointed from each Arkansas Congressional District and the remaining member
22 shall be appointed from the state at-large.

23 (b) The term of office of the initial members of the commission shall
24 be determined by lot as follows: the term of office of two (2) of the initial
25 members shall expire on January 14, 2003; the term of office of two (2) of the
26 initial members shall expire on January 14, 2002; the term of office of two
27 (2) of the initial members of the commission shall expire on January 14, 2001;
28 the term of office of one (1) of the initial members of the commission shall
29 expire on January 14, 2000; the term of office of one (1) of the initial
30 members of the commission shall expire on January 14, 1999; the term of office
31 of one (1) of the initial members of the commission shall expire on January
32 14, 1998. All successors members, other than those appointed to fill
33 unexpired terms, shall serve six (6) year terms to expire on January 14th of
34 the sixth year.

35 (c) All vacancies shall be filled by appointment by the Governor and
36 such appointment shall be subject to confirmation by the Arkansas Senate.

1 (d) The Governor shall designate the member to chair the organizational
2 meeting of the commission at which meeting the commission shall select from
3 its membership a chair, vice-chair, and such other officers as it determines
4 appropriate. The officers shall serve as such for such period of time as
5 determined by the commission.

6 (e) Before entering upon their duties as members of the commission,
7 each member shall take and subscribe, and file in the Office of the Secretary
8 of State, an oath to support the Constitution of the United States and the
9 Constitution of the State of Arkansas and to perform faithfully the duties of
10 the office upon which he or she is about to enter.

11 (f) Members of the commission shall serve without compensation for
12 their service but may receive expense reimbursement and a stipend of seventy-
13 five dollars (\$75.00) per day in accordance with Arkansas Code 25-16-901 et
14 seq.

15 (g) The Director of the Administrative Office of the Keep Arkansas
16 Beautiful Commission shall serve as ex-officio secretary of the commission and
17 shall have no vote on matters coming before the commission.

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19 SECTION 2. The administrative office of the Keep Arkansas Beautiful
20 Commission shall be located within the Department of Parks and Tourism. The
21 director of the office shall be appointed by and serve at the pleasure of the
22 Director of the Department of Parks and Tourism. The Director of the
23 Administrative Office of the commission shall develop and administer all
24 programs and projects of the commission and perform such other duties which
25 the Director of the Department of Parks and Tourism deems necessary and
26 appropriate to foster and promote the awareness of all Arkansans as to the
27 need to protect Arkansas natural environment.

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29 SECTION 3. The Keep Arkansas Beautiful Commission shall:

30 (1) be an official agency of the State of Arkansas authorized to accept
31 and receive grants, monies, equipment, material and services, real and
32 personal property donated, bequeathed or devised for any purposes relating to
33 the programs of the Keep Arkansas Beautiful Commission and not expressly
34 designated for any other agency and to disburse and utilize such monies and
35 property for the purposes of this act;

36 (2) implement a statewide litter prevention program through the

1 voluntary action of local communities and state and local governmental
2 agencies;

3 (3) educating Arkansas citizens and community leaders as to the
4 problem of litter and the need for recycling the states resources;

5 (4) encourage litter prevention;

6 (5) encourage beautification projects;

7 (6) increase awareness of litter law enforcement;

8 (7) promote consumer awareness of recycling benefits;

9 (8) assist communities in establishing Keep Arkansas Beautiful system;

10 (9) encourage educational programs in schools and elsewhere that
11 support the goals of the commission;

12 (10) serve in an advisory capacity to the Director of the
13 Administrative Office of the Keep Arkansas Beautiful Commission and the
14 Director of the Department of Parks and Tourism; and

15 (11) Cooperate with and support existing recycling, beautification, and
16 litter control programs in the state.

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18 SECTION 4. All powers, duties, functions and responsibilities of the
19 Keep Arkansas Beautiful Commission created by Executive Order 89-4 are hereby
20 transferred to the Keep Arkansas Beautiful Commission created by this act and
21 all similar commissions whether created by law or executive order are
22 abolished.

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24 SECTION 5. All provisions of this act of a general and permanent nature
25 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
26 Revision Commission shall incorporate the same in the Code.

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28 SECTION 6. If any provision of this act or the application thereof to
29 any person or circumstance is held invalid, such invalidity shall not affect
30 other provisions or applications of the act which can be given effect without
31 the invalid provision or application, and to this end the provisions of this
32 act are declared to be severable.

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34 SECTION 7. All laws and parts of laws in conflict with this act are
35 hereby repealed.

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/s/Bell

APPROVED: 4-09-97