

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

HOUSE BILL 1730

5 By: Representative Jean  
6 By: Senator Caldwell  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE CAPITOL ARTS  
10 AND GROUNDS COMMISSION; TO AMEND THE LAW CONCERNING  
11 THE APPOINTMENT OF MEMBERS TO THE CAPITOL ARTS AND  
12 GROUNDS COMMISSION; TO ALLOW THE CAPITOL ARTS AND  
13 GROUNDS COMMISSION TO PROMULGATE RULES; AND FOR OTHER  
14 PURPOSES.  
15  
16

## Subtitle

17  
18 TO AMEND THE LAW CONCERNING THE CAPITOL  
19 ARTS AND GROUNDS COMMISSION; TO AMEND THE  
20 LAW CONCERNING APPOINTMENT OF MEMBERS TO  
21 THE CAPITOL ARTS AND GROUNDS COMMISSION;  
22 AND TO ALLOW THE PROMULGATION OF RULES.  
23  
24

25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. Arkansas Code § 22-3-502(a)(2), concerning the creation and  
28 members of the Capitol Arts and Grounds Commission, is amended to read as  
29 follows:

30 (2) The commission shall be composed of ten (10) members as  
31 follows:

- 32 (A) The Governor or a designee;  
33 (B) The Secretary of State or a designee who shall serve  
34 as the commission chair;  
35 (C) The Director of the Arkansas Historic Preservation  
36 Program;



1 (D) The Secretary of the Department of Parks, Heritage,  
2 and Tourism;

3 (E) One (1) licensed landscape architect in this state, to  
4 be named by the Secretary of State from a list of at least three (3) names  
5 submitted to him or her by the Arkansas Chapter, ~~of~~ the American Society of  
6 Landscape Architects, Inc.;

7 (F) One (1) licensed architect in this state, to be named  
8 by the Secretary of State from a list of at least three (3) names submitted  
9 to him or her by the Arkansas Chapter, ~~of~~ the American Institute of  
10 Architects;

11 (G) Two (2) citizen members at large, to be appointed by  
12 the Secretary of State, ~~who shall serve four-year terms~~; and

13 (H) The President Pro Tempore of the Senate shall appoint  
14 one (1) nonlegislator to serve at his or her pleasure as a member of the  
15 commission, and the Speaker of the House of Representatives shall appoint one  
16 (1) nonlegislator to serve at his or her pleasure as a member of the  
17 commission.

18  
19 SECTION 2. Arkansas Code § 22-3-502(d), concerning the creation and  
20 members of the Capitol Arts and Grounds Commission, is amended to read as  
21 follows:

22 (d)(1) ~~The terms of office of the members~~ Members of the commission  
23 appointed by the Secretary of State shall ~~be four (4) years~~ serve at the  
24 pleasure of the Secretary of State.

25 (2)(A)(i) ~~Within ninety (90) days prior to the expiration of the~~  
26 ~~term of office of each professional member, the~~ The Arkansas Chapter,  
27 American Society of Landscape Architects, Inc. may shall submit to the  
28 Secretary of State, at his or her request, a list of at least three (3) names  
29 of licensed landscape architects for ~~each position for which a term expires a~~  
30 vacant licensed landscape architect position.

31 ~~(ii)(B) Within ninety (90) days prior to the~~  
32 ~~expiration of the term of office of each professional member, the~~ The  
33 Arkansas Chapter, the American Institute of Architects ~~may shall~~ submit to  
34 the Secretary of State, at his or her request, a list of at least three (3)  
35 names of licensed architects for ~~each position for which a term expires a~~  
36 vacant licensed architect position.

~~(B) Appointments expire June 30.~~

SECTION 3. Arkansas Code § 22-3-503, concerning the powers and duties of the Capitol Arts and Grounds Commission, is amended to add an additional subsection to read as follows:

(d)(1) The commission may promulgate rules for the orderly discharge of the duties of the commission.

(2) In promulgating rules under subdivision (d)(1) of this section, the commission shall follow the procedure set out in the Arkansas Administrative Procedure Act, § 25-15-201 et seq.

SECTION 4. Arkansas Code § 22-3-504(b), concerning requirements for Capitol Arts and Grounds Commission project requests, is amended to read as follows:

(b) The Capitol Arts and Grounds Commission may require that ~~the requests~~ applications include:

(1) Architectural and landscaping plans, if appropriate, for the project; and

(2) Sufficient information to demonstrate compliance with applicable standards for development; ~~and~~

~~(3) Sufficient information to demonstrate consistency of the project with zoning rules of the Capitol Zoning District Commission.~~

**APPROVED: 4/13/21**