

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

SENATE BILL 152

4  
5 By: Senator Bell

### For An Act To Be Entitled

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

### Subtitle

13 "AN ACT TO CREATE THE KEEP ARKANSAS  
14 BEAUTIFUL COMMISSION."

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

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