

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

# A Bill

HOUSE BILL 1442

5 By: Representative Bentley  
6 By: Senator G. Stubblefield  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE TAKING OF  
10 MINERALS, TIMBER, OR OTHER RESOURCES ON STATE-OWNED  
11 PROPERTY; AND FOR OTHER PURPOSES.  
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13

## Subtitle

14 TO AMEND THE LAW CONCERNING THE TAKING OF  
15 MINERALS, TIMBER, OR OTHER RESOURCES ON  
16 STATE-OWNED PROPERTY.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 22-5-801(b), concerning leases and permits  
23 for the taking of minerals, timber, and other resources, is amended to read  
24 as follows:

25 (b) As used in this subchapter:

26 (1) ~~"log"~~ "Log" means a bulky piece or length of unshaped  
27 timber, a length of a tree trunk ready for sawing, or a portion of the trunk  
28 of a felled tree that is sunk on the bed of submerged land owned by the State  
29 of Arkansas; and

30 (2) "Newspaper" means a publication in the following formats:

31 (A) Paper;

32 (B) Electronic; or

33 (C) A combination of paper and electronic.  
34

35 SECTION 2. Arkansas Code § 22-5-801, concerning leases and permits for  
36 the taking of minerals, timber, and other resources, is amended to add an



1 additional subsection to read as follows:

2 (c) The Commissioner of State Lands shall:

3 (1) Provide the necessary hardware and software systems to allow  
 4 for the electronic acceptance, solicitation, communication, and the  
 5 electronic publishing of all information, records, reports, applications, and  
 6 other required material relating to sand and gravel extraction;

7 (2) Create and maintain a website to allow for the filing of all  
 8 bids, correspondence, permit or lease issuance, production reports, and  
 9 payments relating to sand and gravel extraction; and

10 (3) Maintain a database accessible through the website required  
 11 under subdivision (c)(2) of this section to allow complete electronic access  
 12 to all filings of bids, correspondence, permit or lease issuance, production  
 13 reports, and payments relating to sand and gravel extraction.

14  
 15 SECTION 3. Arkansas Code § 22-5-801, concerning leases and permits for  
 16 the taking of minerals, timber, and other resources, is amended to add an  
 17 additional subsection to read as follows:

18 (d) The Commissioner of State Lands shall:

19 (1) Provide the necessary hardware and software systems to allow  
 20 for the electronic acceptance, solicitation, communication, and the  
 21 electronic publishing of all information, records, reports, applications, and  
 22 other required material relating to the extraction of oil, natural gas,  
 23 casinghead gas, coal and other minerals, and timber or logs;

24 (2) Create and maintain a website to allow for the electronic  
 25 filing of all bids, correspondence, permit or lease issuance, production  
 26 reports, and payments relating to the extraction of oil, natural gas,  
 27 casinghead gas, coal and other minerals, and timber or logs; and

28 (3) Maintain a database accessible through the website required  
 29 under subdivision (d)(2) of this section to allow complete electronic access  
 30 to all filings of bids, correspondence, permit or lease issuance, production  
 31 reports, and payments relating to the extraction oil, natural gas, casinghead  
 32 gas, coal and other minerals, and timber or logs.

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 34 SECTION 4. Arkansas Code § 22-5-802, concerning leases and permits and  
 35 exemptions for state agencies, is amended to add an additional subsection to  
 36 read as follows:

1           (d) The Commissioner of State Lands shall:

2                   (1) Provide the necessary hardware and software systems to allow  
3 for the electronic acceptance, solicitation, communication, and the  
4 electronic publishing of all information, records, reports, applications, and  
5 other required material relating to sand, gravel, timber or logs, or minerals  
6 extraction;

7                   (2) Create and maintain a website to allow for the filing of all  
8 bids, correspondence, permit or lease issuance, production reports, and  
9 payments relating to sand, gravel, timber or logs, or minerals extraction;  
10 and

11                   (3) Maintain a database accessible through the website required  
12 under subdivision (d)(2) of this section to allow complete electronic access  
13 to all filings of bids, correspondence, permit or lease issuance, production  
14 reports, and payments relating to sand, gravel, timber or logs, or minerals  
15 extraction.

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17           SECTION 5. Arkansas Code § 22-5-808(b)(1), concerning leases and  
18 permits, records, fees, and the disposition of funds, is amended to read as  
19 follows:

20                   (b)(1) The person, firm, company, corporation, or association making  
21 application or filing a competitive bid for a lease or permit with the State  
22 of Arkansas shall pay a fee to cover the cost of processing its application  
23 and providing public notice.

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25           SECTION 6. Arkansas Code § 22-5-811 is repealed.

26           ~~22-5-811. Leases and permits — Existing ones to continue.~~

27           ~~Any person, firm, company, corporation, state agency, or other business~~  
28 ~~entity holding a lease or permit on March 21, 1975, for the taking or~~  
29 ~~production of any sand, gravel, minerals, or timber or logs from state-owned~~  
30 ~~lands shall be permitted to continue to take or produce sand, gravel,~~  
31 ~~minerals, or timber or logs from state-owned lands in accordance with the~~  
32 ~~existing lease or permit.~~

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34           SECTION 7. EFFECTIVE DATES. (a) Section 2 of this act is effective on  
35 and after January 1, 2022.

36                   (b) Section 3 of this act is effective on and after July 1, 2022.

(c) Section 4 of this act is effective on and after July 1, 2022.

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