

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1665

By: Representative Lea
By: Senator J. Woods

For An Act To Be Entitled

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

Subtitle

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

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

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

22-6-119. Custody of records.

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

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



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

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

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

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

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

22-6-120. Adopt a Document Program.

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

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

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

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

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

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

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

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

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