

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

State of Arkansas  
90th General Assembly  
Regular Session, 2015

As Engrossed: S2/26/15  
**A Bill**

SENATE BILL 403

By: Senator Irvin

### **For An Act To Be Entitled**

AN ACT TO CREATE THE ARKANSAS BIKEWAYS COMMISSION;  
AND FOR OTHER PURPOSES.

### **Subtitle**

ACT TO CREATE THE ARKANSAS BIKEWAYS  
COMMISSION.

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

SECTION 1. Arkansas Code Title 15, Chapter 11, is amended to add an additional subchapter to read as follows:

#### Subchapter 10 – Arkansas Bikeways Commission

##### 15-11-1001. Creation – Powers and duties.

(a) There is created the Arkansas Bikeways Commission.

(b) The commission shall:

(1) Actively promote the state as a destination for bicycling tourism;

(2) Actively promote the economic development benefits of bicycling tourism in the state;

(3) Make recommendations on the implementation of the State *Bicycle and Pedestrian Plan*.

(4) Educate the community on the important benefits and interests related to bicycling, including without limitation:

(A) Road and trail safety;

(B) Strengthening rural communities;



- (C) Stewardship of the natural environment; and
- (D) Close-to-home recreation.

15-11-1002. Arkansas Bikeways Commission – Members.

(a) The Arkansas Bikeways Commission shall consist of:

(1) The following six (6) members to be appointed by the Governor and confirmed by the Senate:

(A) Two (2) members who are actively involved in the tourism industry;

(B) Two (2) members who are actively involved in a local, state, or regional organization focused on economic vitality; and

(C)(i) Two (2) members who are actively engaged in a cycling organization by volunteering or otherwise serving the cycling organization.

(ii) One (1) member who is appointed under subdivision (a)(1)(C)(i) of this section shall be at least eighteen (18) years of age but less than twenty-five (25) years of age at the time of his or her appointment to the commission;

(2) One (1) member appointed by the Chair of the House Committee on Public Transportation;

(3) One (1) member appointed by the Chair of the Senate Committee on Public Transportation, Technology, and Legislative Affairs;

(4) One (1) member appointed by the Chair of the House Committee on City, County, and Local Affairs;

(5) One (1) member appointed by appointed by the Chair of the Senate Committee on City, County, and Local Affairs;

(6) The Director of the Arkansas State Highway and Transportation Department or his or her designee;

(7) The Director of the Arkansas Department of Parks and Tourism or his or her designee; and

(8) The Director of the Arkansas Economic Development Commission or his or her designee.

(b) Each member of the commission shall be a resident of this state.

(c) The members appointed to the commission shall be appointed for terms of four (4) years.

(d)(1) A vacancy on the commission for any reason other than

expiration of the regular term of appointment shall be filled in the manner of the original appointment.

(2)(A) The term of the member appointed under subdivision (d)(1) of this section shall expire upon the regular term of the member he or she replaced.

(B) The confirmation of a member appointed under subdivision (d)(1) of this section by the Governor shall occur when the Senate is next in session.

(e) Before performing duties on behalf of the commission, a member of the commission shall take and file in the office of the Secretary of State an oath to support the Constitution of the United States and the Constitution of the State of Arkansas and to faithfully perform the duties of the office upon which he or she is about to enter.

(f) Members of the commission shall not receive compensation for their service.

(g) The commission may be staffed by the Department of Parks and Tourism at the direction of the Governor.

15-11-1003. Organization – Meetings.

(a) The Arkansas Bikeways Commission shall select from its membership a chair and a vice chair.

(b) The commission shall:

(1) Adopt rules for the conduct of its business; and

(2)(A) Keep a record of its transactions, findings, and determinations.

(B) The records of the commission shall be:

(i) Public; and

(ii) Kept at the Department of Parks and Tourism.

(c)(1) Meetings of the commission shall be at the call of the chair of the commission.

(2) Meetings of the commission may also be called electronically or in writing by six (6) or more members.

(d) A quorum of the commission shall consist of not less than six (6) members present at any regular or special meeting.

(e) An affirmative vote of six (6) members of the commission is necessary for the disposition of any business.

(f)(1) If the commission is not staffed by the Department of Parks and Tourism, the commission shall select from its membership a secretary.

(2) If a secretary is selected, the secretary shall fulfill staffing duties of the commission.

SECTION 2. Do Not Codify. Temporary Language. The Governor shall call the first meeting of the Arkansas Bikeways Commission.

/s/Irvin