

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

State of Arkansas  
93rd General Assembly  
Regular Session, 2021

# A Bill

HOUSE BILL 1730

By: Representative Jean  
By: Senator Caldwell

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE CAPITOL ARTS AND GROUNDS COMMISSION; TO AMEND THE LAW CONCERNING THE APPOINTMENT OF MEMBERS TO THE CAPITOL ARTS AND GROUNDS COMMISSION; TO ALLOW THE CAPITOL ARTS AND GROUNDS COMMISSION TO PROMULGATE RULES; AND FOR OTHER PURPOSES.

## Subtitle

TO AMEND THE LAW CONCERNING THE CAPITOL ARTS AND GROUNDS COMMISSION; TO AMEND THE LAW CONCERNING APPOINTMENT OF MEMBERS TO THE CAPITOL ARTS AND GROUNDS COMMISSION; AND TO ALLOW THE PROMULGATION OF RULES.

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

SECTION 1. Arkansas Code § 22-3-502(a)(2), concerning the creation and members of the Capitol Arts and Grounds Commission, is amended to read as follows:

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

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



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

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

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

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

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

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

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

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

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