

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4  
5 By: Representative Lea  
6 By: Senator J. Woods  
7

# A Bill

HOUSE BILL 1665

## For An Act To Be Entitled

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

## Subtitle

16 TO REGULATE THE MAINTENANCE AND  
17 PRESERVATION OF RECORDS OF THE  
18 COMMISSIONER OF STATE LANDS; TO ESTABLISH  
19 THE "ADOPT A DOCUMENT PROGRAM".  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code Title 22, Chapter 6, Subchapter 1, is amended  
25 to add additional sections to read as follows:

26 22-6-119. Custody of records.

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

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



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

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

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

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

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

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 11           22-6-120. Adopt a Document Program.

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

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

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

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

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

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

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

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

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