

1 State of Arkansas As Engrossed: H3/26/13 H4/17/13

2 89th General Assembly

A Bill

3 Regular Session, 2013

HOUSE BILL 1980

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5 By: Representative Sabin

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For An Act To Be Entitled

8 AN ACT TO AMEND AND EXPAND THE ARKANSAS ARTS AND
9 CULTURAL DISTRICTS ACT; TO CREATE TAX INCENTIVES
10 RELATED TO ARTS AND CULTURAL DISTRICTS; AND FOR OTHER
11 PURPOSES.

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Subtitle

15 TO AMEND AND EXPAND THE ARKANSAS ARTS AND
16 CULTURAL DISTRICTS ACT; AND TO CREATE TAX
17 INCENTIVES RELATED TO ARTS AND CULTURAL
18 DISTRICTS.

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

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23 *SECTION 1. Arkansas Code § 15-11-905 is amended to read as follows:*

24 *15-11-905. Rules – Fees.*

25 *The Arkansas Arts Council ~~shall~~:*

26 *(1) Shall promulgate rules to implement this subchapter; and*

27 *(2) May charge a reasonable application fee for processing*

28 *applications under this subchapter.*

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30 *SECTION 2. Arkansas Code Title 15, Chapter 11, Subchapter 9, is*
31 *amended to add an additional section to read as follows:*

32 *15-11-906. Tax incentives.*

33 *In an arts and cultural district, each qualifying residing artist is*
34 *eligible for an income tax exemption under § 26-51-313.*

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36 *SECTION 2. Arkansas Code Title 26, Chapter 51, Subchapter 3, is*



1 amended to add an additional section to read as follows:

2 26-51-313. Income from sale of artistic works.

3 (a) As used in this section, "artistic work", "arts and cultural
4 district", and "qualifying residing artist" are defined the same as in § 15-
5 11-902.

6 (b)(1) Income from the sale, publication, or production of an artistic
7 work written, composed, executed, or created within an arts and cultural
8 district by a qualified residing artist is exempt from the income tax levied
9 under the Income Tax Act of 1929, § 26-51-101 et seq.

10 (2) The exemption allowed under this section includes income
11 derived from Internet, mail-order, and catalog sales of artistic works that
12 are shipped from within the arts and cultural district to purchasers outside
13 the arts and cultural district if the qualifying residing artist created the
14 artistic work within the arts and cultural district.

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16 SECTION 3. EFFECTIVE DATE. This act is effective for tax years
17 beginning on or after January 1, 2013.

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19 /s/Sabin
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