

ARKANSAS REGISTER

Transmittal Sheet



FILED
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96 DEC 10 PM 2:04

SHARON PRIEST
SECRETARY OF STATE
KANSAS

Sharon Priest
Secretary of State
State Capitol Rm. 01
Little Rock, Arkansas 72201-1094

For Office Use Only: Effective Date 1/1/97 Code Number 012.03.96 -- 001

Name of Agency Arkansas Arts Council

Department Department of Arkansas Heritage

Contact Person Mona Hughes Phone 324-9767

Statutory Authority for Promulgating Rules Act 359 of 1971

	Date
Intended Effective Date	Legal Notice Published <u>11/1-11/7/96</u>
Emergency	Final Date for Public Comment <u>11/30/96</u>
10 Days After Filing	Filed With Legislative Council <u>11/1/96</u>
Other	Reviewed by Legislative Council <u>12/5/96</u>
<u>January 1, 1997</u>	Adopted by State Agency <u>7/27/96</u>

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with Act 434 of 1967 As Amended.

Mona Hughes
Signature

324-9767
Phone Number

Assistant Director
Title

12/6/96
Date

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96 DEC 10 PM 2:04
SHARON PRIEST
SECRETARY OF STATE
STATE OF ARKANSAS

**QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS
WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM COMMITTEE**

DEPARTMENT/AGENCY Department of Arkansas Heritage
DIVISION Office of Arts and Humanities
DIVISION DIRECTOR James E. Mitchell
CONTACT PERSON Mona Hughes
ADDRESS 1500 Tower Building, 323 Center, Little Rock, AR 72201
PHONE NO. (501) 324-9767 FAX NO. (501) 324-9154

INSTRUCTIONS

- A. Please make copies of this form for future use.
- B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.
- C. If you have a method of indexing your rules, please give the proposed citation after "Short Title of this Rule" below.
- D. Submit two (2) copies of this questionnaire attached to the front of two (2) copies of your proposed rule and mail or deliver to:

Donna K. Davis
Subcommittee on Administrative Rules and Regulations
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol
Little Rock, AR 72201

1. What is the short title of this rule? Assistance Fund Category

2. What is the subject of the proposed rule? To expand professional development grant category to include technical assistance grants and risk assistance grants.

3. Is this rule required to comply with federal statute or regulations? Yes _____ No X

If yes, please provide the federal regulation and/or statute citation.

4. Was this rule filed under the emergency provisions of the Administrative Procedure Act? Yes _____ No X

If yes, what is the effective date of the emergency rule?

When does the emergency rule expire?

Will this emergency rule be promulgated under the regular provisions of the Administrative Procedure Act? Yes _____
No _____

5. Is this a new rule? Yes _____ No X

Does this repeal an existing rule? Yes _____ No X
If yes, please provide a copy of the repealed rule.

Is this an amendment to an existing rule? If yes, please
attach a markup showing the changes in the existing rule
and a summary of the substantive changes. Yes. See attached.

6. What state law grants the authority for this proposed rule?
If codified, please give Arkansas Code citation.

Act 359 of 1971

7. What is the purpose of this proposed rule? Why is it
necessary? To provide funding assistance for organizations and individuals
for specific arts projects for professional development, technical assistance,
and risk assistance.

8. Will a public hearing be held on this proposed rule?
Yes _____ No X If yes, please give the date, time,
and place of the public hearing?

9. When does the public comment period expire? November 30, 1996

10. What is the proposed effective date of this proposed rule?

January 1, 1997

11. Do you expect this rule to be controversial? Yes _____
No X If yes, please explain.

12. Please give the names of persons, groups, or organizations
which you expect to comment on these rules? Please provide
their position (for or against) if known.

Arkansas Arts Council grant recipients

Arkansas Arts Council Members FOR

General Public

PLEASE ANSWER ALL QUESTIONS COMPLETELY

July 28, 1995

APA/1

Proposed Rule - Assistance Fund Grant Category

This rule will broaden the existing professional development category to include grants for professional development, technical assistance, and risk assistance.

Purpose: The Arkansas Arts Council has established an Assistance Fund to support specific arts projects. 501(c)(3) nonprofit organizations, individual artists, or organizations selected for the Arts on Tour roster, and Individual Artist Fellows are eligible to apply. All requests must be for upcoming projects. Preference will be given to applicants who have never received Arts Council funds.

Limits: An applicant may request up to half of the total cost of the project. Minimum request is \$100. Maximum request is \$1,000. The amount of the request must be matched by the applicant.

Categories:

Professional Development. These funds may be requested by arts organizations for first-time participation in such professional development activities as arts-related conferences, workshops, and seminars, or to bring in consultants or facilitators to work with employees, board members, or volunteers of the organization;

Technical Assistance. These funds are restricted to artists, groups, or nonprofit organizations who have been approved for the Arts on Tour roster, the Arts in Education roster, or for past Individual Artist Fellowship winners. Visual artists may request funds for such projects as design and development of marketing materials, slide development, building of crates, consultation with marketing or other tour consultants, development of catalogue or wall labels, purchase of mounting or framing supplies, or the contracting of such services. Performing artists may request funds for such projects as design and development of marketing materials, video or audio tape development, start-up costs for touring sets, costumes or props, consultation with marketing or other tour consultants, and the repair of instruments, touring sets, costumes or props;

Risk Assistance. These funds may be requested for those projects or activities where the applicant organization must assume a higher degree of financial risk than regularly undertaken. Examples include such projects as unforeseen opportunities, bona fide emergencies, pilot projects, multi-cultural projects, or collaborative new works.

General Operating Support recipients seeking these funds must provide a strong rationale as to 1) why the project in question was not included in their currently funded application, and 2) why the project cannot be postponed until the next funding cycle.

SEE ATTACHED APPLICATION FORM.

Previous Rule - Assistance Fund

From the 1997 Guide to Grants:

A. Professional Development in the Arts

Professional development grants are available primarily to assist organizations with costs incurred when bringing in consultants for program or board development. Other suggested grant areas include costs for travel to conferences or workshops, or those associated with investigating performers or exhibitors for future bookings.

Applications must include a one-page statement explaining the proposal and the organization's need for the grant, and a one-page budget outline indicating costs, matching funds, and sources. Grants are limited to \$1,000 per organization.

DEPARTMENT Department of Arkansas Heritage
DIVISION Office of Arts and Humanities
PERSON COMPLETING THIS STATEMENT Mona Hughes
TELEPHONE NO. (501) 324-9767 FAX NO. (501) 324-9154

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SECRETARY OF STATE
BY _____
STATE OF ARKANSAS

FINANCIAL IMPACT STATEMENT

To comply with Act 884 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Assistance Fund Grant Category

1. Does this proposed, amended, or repealed rule or regulation have a financial impact? Yes _____ No X
2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.
3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation.

1995-96 Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total _____

1996-97 Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total _____

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation? None

1995-96 Fiscal Year

1996-97 Fiscal Year

5. What is the total estimated cost by fiscal year to the agency to implement this regulation? None

1995-96 Fiscal Year

1996-97 Fiscal Year

July 28, 1995