

DAH - HISTORIC PRESERVATION

Enabling Laws

Act 273 of 2014

A.C.A. §13-7-101 et seq.

A.C.A. §13-7-501 et seq.

History and Organization

The Arkansas Historic Preservation Program (AHPP) was created by the Arkansas General Assembly in 1969. The mission of the Arkansas Historic Preservation Program is to fulfill the objectives of the National Historic Preservation Act through the identification, preservation, and protection of the cultural resources of the State of Arkansas. The AHPP is charged with "conducting relations with representative of the federal government, the respective offices in other states, governmental units within Arkansas, organizations and individuals with regard to matters of historic preservation including the program carried out under Public Law 89-655 (16 U.S.C. & 470, et seq.)" by Act 480 of 1977 as amended. In 1975 AHPP became a division of the Department of Arkansas Heritage.

Statutory Responsibilities:

The state and federal legislation that jointly set out the AHPP responsibilities specify areas in which the Agency must operate. These include: the development of a plan for the historic, architectural, and cultural resources of the State; the conducting of surveys of those resources; the acceptance of conservation easements on those resources; the preparation of nominations to the National Register of Historic Places; administration of a review procedure for publicly funded undertakings that may affect historic properties within the state; administration of the federal preservation tax incentives program for the state; the provision of technical assistance to historic property owners; and administration of the Certified Local Government (CLG) program (currently there are 19 CLG cities).

Activities:

The AHPP administers an annual County Courthouse Restoration Grants program and a Historic Preservation Restoration Grants program using Real Estate Transfer Tax (RETT) funds. The AHPP administers the Main Street Arkansas program and various grant programs. Act 729 of 1987, which established the Arkansas Natural and Cultural Resources Council (ANCRC) and Trust fund, provides funding for operation of Main Street Arkansas and AHPP activities utilizing RETT funds. Also utilizing RETT funds, AHPP is administering the Downtown Revitalization grants program for the active 17 Main Street cities. Main Street Arkansas runs the Arkansas Downtown Network to provide services to a broader audience.

The Agency also administers the federally funded Certified Local Government (CLG) grant program. A minimum of 10% of the annual federal funds received are required to be passed through to CLG cities under this competitive grant program. In addition, AHPP will supplement the federal funds with RETT funds for these CLG grants.

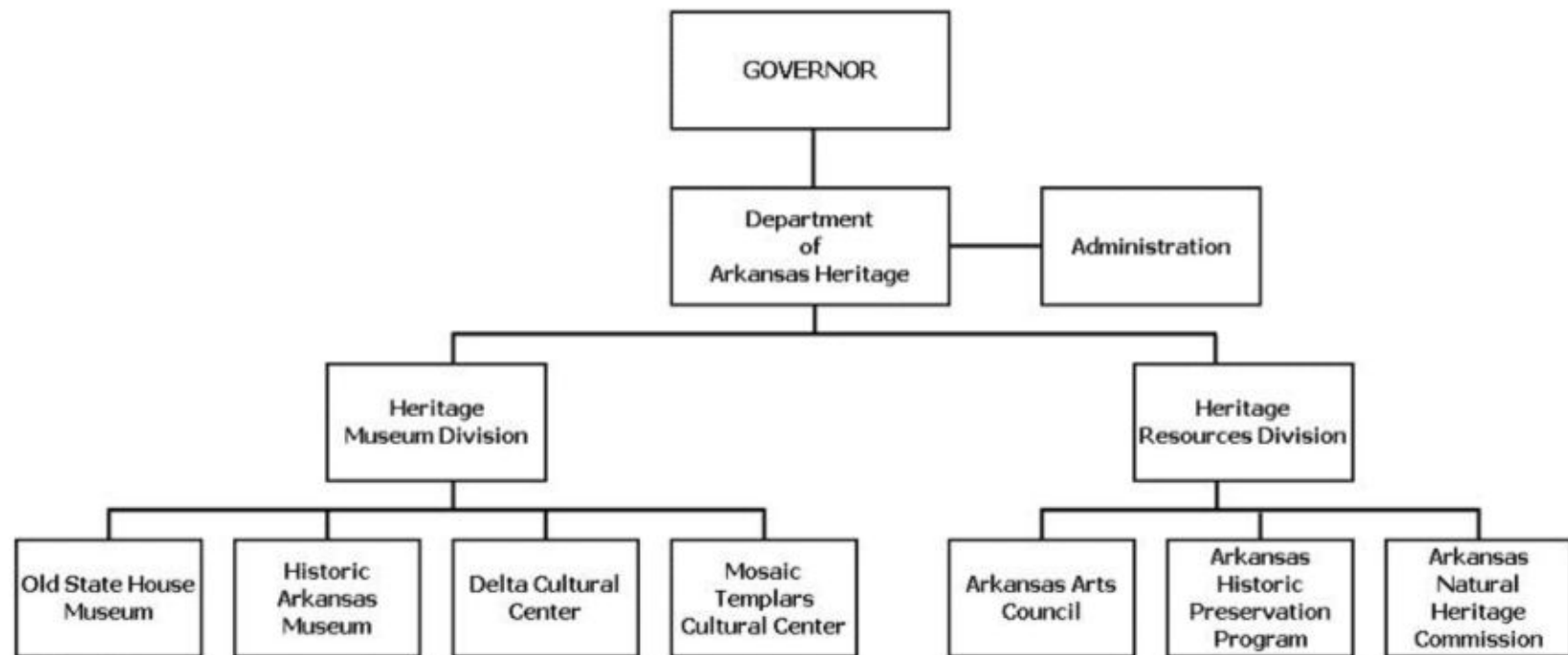
AHPP personnel visit schools around the state to make presentations on Arkansas's historic resources and also offers a variety of lesson plans. The AHPP provides programming for adult audiences through the Agency's popular "Sandwiching in History" and "Walks Through History" tour programs and presentations for historical societies, service organizations, local government meetings and other groups. The AHPP helps sponsor the Arkansas Historic Preservation Conference, which focuses on current issues in preservation, giving attendees the latest information on preservation. The annual conference is sponsored in part by the Historic Preservation Alliance of Arkansas and other preservation organizations.

The AHPP's public information efforts include regular press releases to media around the state as well as e-newsletters from both the AHPP and Main Street Arkansas. In addition, www.arkansaspreservation.org includes a wide range of information. The Agency also provides educational materials through publications, including studies of specific Arkansas history subjects and a popular series of driving tours based on thematic listings of National Register properties. The AHPP hosts Facebook pages for the Agency, Main Street Arkansas, the AHPP Cemetery Preservation Program, and the Arkansas Civil War Sesquicentennial, as well as websites for the AHPP and ACWSC.

The AHPP houses the Arkansas Civil War Sesquicentennial Commission, which seeks to support a statewide observance of the 150th anniversary of the American Civil War between 2011 and 2015. The agency also coordinates the efforts of the Arkansas Civil War Heritage Trail, a group of six regional volunteer organizations that work to identify, protect, interpret and promote Civil War-related properties around Arkansas. The AHPP documents the activities of the regional trail groups in the *Arkansas Battlefield Update* newsletter.

Review Committee:

The Arkansas Historic Preservation Program maintains a Review Committee whose members' appointments, qualifications and responsibilities in the administration of the program are in accordance with those defined in 36 CFR 61.4 and Act 1977, #480.



Agency Commentary

The Arkansas Historic Preservation Program (AHPP) is the State Historic Preservation Office (SHPO) which is a state governmental function created by the federal government in 1966 under Section 101 of the National Historic Preservation Act. As the SHPO for Arkansas, AHPP's purposes include surveying and recognizing historic properties, reviewing nomination for properties to be included in the National Register of Historic Places, and reviewing undertakings for the impact on properties.

AHPP also houses the Main Street Arkansas program, which works with local communities to revitalize downtown commercial areas.

The main goals of the Arkansas Historic Preservation Program (AHPP) are to educate Arkansans about the importance of preserving our heritage and our myriad historic resources, provide leadership, assistance, and guidance for Arkansans involved in historic preservation activities on all levels, and provide resources to support historic preservation in Arkansas.

Some of the ways AHPP strives to accomplish these goals include:

- Increase the public's understanding, awareness, and involvement in historic preservation through education programs and services for all age groups.
- Encourage the widespread understanding and use of accepted preservation standards and techniques.
- Develop programs and services that will help local preservation organizations educate their constituencies about available resources.
- Increase the availability and scope of technical assistance sources and resources throughout the state through traditional, web-based and social media outlets.
- Encourage the growth and further development of a statewide preservation network by partnering with local, state, regional, and federal agencies and organizations.
- Focus survey, registration, and education efforts on rural resources threatened by spreading urban and economic development in traditionally rural areas.
- Establish and/or increase programs and services (funding mechanisms as well as technical assistance services) sufficient to meet preservation needs.
- Increase the visibility of the AHPP staff, programs, and services in local communities.

Change Level Requests to general revenue and Conservation Tax will allow lease payment expenses for those agencies currently housed in the Tower Building to be paid from other revenue streams and no longer be paid from proceeds of the Conservation Tax. This alleviates any concern that the use of the Conservation Tax for rental/lease purposes is inappropriate. Salary Expenses and Personal Services Matching Expenses are clearly eligible for payment from the Conservation Tax proceeds so the Conservation Tax will now be the source of payment for these personnel costs categories.

Audit Findings

DIVISION OF LEGISLATIVE AUDIT
AUDIT OF :
DEPARTMENT OF ARKANSAS HERITAGE
FOR THE YEAR ENDED JUNE 30, 2013

Findings

Recommendations

Audit findings are reported under DAH-Central Administration.

State Contracts Over \$50,000 Awarded To Minority Owned Businesses Fiscal Year 2014

None

Employment Summary

	Male	Female	Total	%
White Employees	12	9	21	91 %
Black Employees	0	2	2	9 %
Other Racial Minorities	0	0	0	0 %
Total Minorities			2	9 %
Total Employees			23	100 %

Publications

A.C.A. 25-1-201 et seq.

Name	Statutory Authorization	Required for		# of Copies	Reason(s) for Continued Publication and Distribution	Unbound Black & White Copies Produced During the Last Two Years	Cost of Unbound Copies Produced During the Last Two Years
		Governor	General Assembly				
None	N/A	N	N	0	N/A	0	0.00

Department Appropriation Summary

Historical Data

Agency Request and Executive Recommendation

Appropriation		2013-2014		2014-2015		2014-2015		2015-2016						2016-2017					
		Actual	Pos	Budget	Pos	Authorized	Pos	Base Level	Pos	Agency	Pos	Executive	Pos	Base Level	Pos	Agency	Pos	Executive	Pos
477	Historic Preservation-Real Estate Trsfer Tax	1,613,234	14	3,000,000	9	0	9	0	9	0	7	0	7	0	9	0	7	0	7
491	Historic Preservation-Federal Program	950,948	11	1,580,084	16	1,581,245	16	1,590,525	16	1,590,525	16	1,590,525	16	1,590,647	16	1,590,647	16	1,590,647	16
960	Hist Pres - Main Street - Cash in Treasury	0	0	30,842	0	30,842	0	30,842	0	30,842	0	30,842	0	30,842	0	30,842	0	30,842	0
Total		2,564,182	25	4,610,926	25	1,612,087	25	1,621,367	25	1,621,367	23	1,621,367	23	1,621,489	25	1,621,489	23	1,621,489	23

Funding Sources			%		%			%		%		%		%		%		%
Fund Balance	4000005	76,820	2.9	107,604	2.3		104,762	6.1	104,762	6.1	104,762	6.1	103,920	6.0	103,920	6.0	103,920	6.0
Federal Revenue	4000020	950,948	35.6	1,580,084	33.5		1,590,525	92.2	1,590,525	92.2	1,590,525	92.2	1,590,647	92.1	1,590,647	92.1	1,590,647	92.1
Cash Fund	4000045	30,784	1.2	28,000	0.6		30,000	1.7	30,000	1.7	30,000	1.7	32,000	1.9	32,000	1.9	32,000	1.9
Inter-agency Fund Transfer	4000316	1,613,234	60.4	3,000,000	63.6		0	0.0	0	0.0	0	0.0	0	0.0	0	0.0	0	0.0
Total Funds		2,671,786	100.0	4,715,688	100.0		1,725,287	100.0	1,725,287	100.0	1,725,287	100.0	1,726,567	100.0	1,726,567	100.0	1,726,567	100.0
Excess Appropriation/(Funding)		(107,604)		(104,762)			(103,920)		(103,920)		(103,920)		(105,078)		(105,078)		(105,078)	
Grand Total		2,564,182		4,610,926			1,621,367		1,621,367		1,621,367		1,621,489		1,621,489		1,621,489	

The FY15 Budget exceeds Authorized in the Historic Preservation-Real Estate Transfer Tax appropriation due to a transfer from the Natural and Cultural Resources Council Grant Fund (481) by authority of A.C.A. §15-12-103 (3). The Inter-agency Fund Transfer reflects the transfer of Real Estate Transfer Tax funding from the Natural and Cultural Resources Council (Business Area 0887).

Agency Position Usage Report

FY2012 - 2013						FY2013 - 2014						FY2014 - 2015					
Authorized in Act	Budgeted			Unbudgeted Total	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted Total	% of Authorized Unused	Authorized in Act	Budgeted			Unbudgeted Total	% of Authorized Unused
	Filled	Unfilled	Total				Filled	Unfilled	Total				Filled	Unfilled	Total		
24	24	0	24	0	0.00 %	25	25	0	25	0	0.00 %	25	25	0	25	0	0.00 %

Analysis of Budget Request

Appropriation: 477 - Historic Preservation-Real Estate Trsfer Tax

Funding Sources: TGP - Natural & Cultural Resources Historic Preservation Fund

This appropriation provides for state grant funding collected from the Real Estate Transfer Tax for Historic Preservation/Main Street Programs. The Director of the Department of Arkansas Heritage is designated as the disbursing officer for grant funding and appropriation provided by the Natural and Cultural Resources Council (NCRC).

According to A.C.A. §15-12-103 (3), "Ten percent (10%) of the net amount [of the Real Estate Transfer Tax, after deducting 3% for the Constitutional Officers Fund] shall be credited to a fund to be known as the 'Natural and Cultural Resources Historic Preservation Trust Fund', to be used by the Council for providing a source of funds for the operation of the state historic preservation program and the 'Main Street' program."

Under this authority, the Natural and Cultural Resources Council is authorized to grant appropriation and funding to the Historic Preservation Program pursuant to special language in Section 34 of Act 273 of 2014 [Appropriation 481]. This authorization entrusts the Director of the Department of Arkansas Heritage to allocate grant appropriation and funding as determined by the conditions of the grant and the state agency.

Base Level includes nine (9) Regular positions and four (4) Extra Help positions.

Base Level Regular Salaries and Personal Services Matching include the continuation of the previously authorized 2015 1% Cost of Living Adjustment and Career Service Payments for eligible employees. Personal Services Matching also includes a \$10 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$420 per month. Base Level salaries and matching do not include appropriation for Merit Pay Increases.

The salary and matching appropriation for these positions (as well as any supporting operations appropriation) are not reflected on the Appropriation Summary Report for the Historic Preservation-Real Estate Transfer Tax appropriation (477). The appropriation and funding will be transferred from the NCRC-Main Street Program appropriation (481) by authority A.C.A. §15-12-103(3).

The Agency's Change Level Request relocates two (2) positions to general revenue and will allow for rental/lease payments to be paid from other revenue streams and no longer be paid from proceeds of the Conservation Tax.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 477 - Historic Preservation-Real Estate Trsfer Tax

Funding Sources: TGP - Natural & Cultural Resources Historic Preservation Fund

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2013-2014	2014-2015	2014-2015	2015-2016			2016-2017		
		Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	591,086	408,072	0	0	0	0	0	0	0
#Positions		14	9	9	9	7	7	9	7	7
Extra Help	5010001	42,983	45,000	0	0	0	0	0	0	0
#Extra Help		4	4	4	4	4	4	4	4	4
Personal Services Matching	5010003	206,862	139,171	0	0	0	0	0	0	0
Operating Expenses	5020002	161,374	530,000	0	0	0	0	0	0	0
Conference & Travel Expenses	5050009	42,797	46,000	0	0	0	0	0	0	0
Professional Fees	5060010	56,317	100,000	0	0	0	0	0	0	0
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Grants and Aid	5100004	511,815	1,731,757	0	0	0	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0	0	0
Total		1,613,234	3,000,000	0	0	0	0	0	0	0
Funding Sources										
Inter-agency Fund Transfer	4000316	1,613,234	3,000,000		0	0	0	0	0	0
Total Funding		1,613,234	3,000,000		0	0	0	0	0	0
Excess Appropriation/(Funding)		0	0		0	0	0	0	0	0
Grand Total		1,613,234	3,000,000		0	0	0	0	0	0

FY15 Budget exceeds Authorized appropriation due to a transfer from the Natural and Cultural Resources Council (NCRC) Grant Fund (481) by authority of A.C.A. §15-12-103 (3). The Inter-agency Fund Transfer reflects the transfer of Real Estate Transfer Tax funding from the Natural and Cultural Resources Council (Business Area 0887).

Change Level by Appropriation

Appropriation: 477 - Historic Preservation-Real Estate Trsfer Tax
Funding Sources: TGP - Natural & Cultural Resources Historic Preservation Fund

Agency Request

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	0	9	0	0.0	0	9	0	0.0
C07	Agency Transfer	0	(2)	0		0	(2)	0	

Executive Recommendation

Change Level		2015-2016	Pos	Cumulative	% of BL	2016-2017	Pos	Cumulative	% of BL
BL	Base Level	0	9	0	0.0	0	9	0	0.0
C07	Agency Transfer	0	(2)	0		0	(2)	0	

Justification

C07	These Change Level Requests will allow for rental/lease payments to be paid from other revenue streams.
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Analysis of Budget Request

Appropriation: 491 - Historic Preservation-Federal Program

Funding Sources: FHP - Historic Preservation Federal

The Historic Preservation Program is charged with coordinating the State Historic Preservation Plan with the representatives of the Federal Government, other States, and governmental units within Arkansas, State Agencies, organizations, and individuals with regard to matters of historic preservation (A.C.A. §13-7-106). This appropriation provides federal funding from the United States National Park Service for the Historic Preservation Program.

Base Level Regular Salaries and Personal Services Matching include the continuation of the previously authorized 2015 1% Cost of Living Adjustment and Career Service Payments for eligible employees. Personal Services Matching also includes a \$10 increase in the monthly contribution for State employee's health insurance for a total State match per budgeted employee of \$420 per month. Base Level salaries and matching do not include appropriation for Merit Pay Increases.

The Agency Requests Base Level of \$1,590,525 in FY16 and \$1,590,647 in FY17 with sixteen (16) Regular positions and two (2) Extra Help positions.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 491 - Historic Preservation-Federal Program

Funding Sources: FHP - Historic Preservation Federal

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2013-2014	2014-2015	2014-2015	2015-2016			2016-2017		
		Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Regular Salaries	5010000	510,240	708,866	712,484	715,468	715,468	715,468	715,568	715,568	715,568
#Positions		11	16	16	16	16	16	16	16	16
Extra Help	5010001	16,294	18,672	18,672	18,672	18,672	18,672	18,672	18,672	18,672
#Extra Help		2	2	2	2	2	2	2	2	2
Personal Services Matching	5010003	168,142	239,006	236,549	242,845	242,845	242,845	242,867	242,867	242,867
Operating Expenses	5020002	114,106	205,394	205,394	205,394	205,394	205,394	205,394	205,394	205,394
Conference & Travel Expenses	5050009	2,084	5,046	5,046	5,046	5,046	5,046	5,046	5,046	5,046
Professional Fees	5060010	0	44,000	44,000	44,000	44,000	44,000	44,000	44,000	44,000
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Grants and Aid	5100004	140,082	359,100	359,100	359,100	359,100	359,100	359,100	359,100	359,100
Capital Outlay	5120011	0	0	0	0	0	0	0	0	0
Total		950,948	1,580,084	1,581,245	1,590,525	1,590,525	1,590,525	1,590,647	1,590,647	1,590,647
Funding Sources										
Federal Revenue	4000020	950,948	1,580,084		1,590,525	1,590,525	1,590,525	1,590,647	1,590,647	1,590,647
Total Funding		950,948	1,580,084		1,590,525	1,590,525	1,590,525	1,590,647	1,590,647	1,590,647
Excess Appropriation/(Funding)		0	0		0	0	0	0	0	0
Grand Total		950,948	1,580,084		1,590,525	1,590,525	1,590,525	1,590,647	1,590,647	1,590,647

FY15 Budget amount in Personal Services Matching exceeds the authorized amount due to matching rate adjustments during the 2013-2015 Biennium.

Analysis of Budget Request

Appropriation: 960 - Hist Pres - Main Street - Cash in Treasury

Funding Sources: NNH - Natural and Cultural Resources Historic Preservation Cash

The Main Street Program was established in 2001 and works with local communities to revitalize downtown commercial areas throughout Arkansas. The Agency utilizes this appropriation to provide professional services and educational training meetings to support Main Street activities. This appropriation is also used to administer the State Tax Credit program established by Act 498 of 2009 Regular Session. Funding is derived from cash funds generated by technical assistance receipts collected for the Historic Preservation Main Street Program.

The Agency Request of Base Level includes appropriation of \$30,842 each year of the biennium.

The Executive Recommendation provides for the Agency Request.

Appropriation Summary

Appropriation: 960 - Hist Pres - Main Street - Cash in Treasury

Funding Sources: NNH - Natural and Cultural Resources Historic Preservation Cash

Historical Data

Agency Request and Executive Recommendation

Commitment Item		2013-2014	2014-2015	2014-2015	2015-2016			2016-2017		
		Actual	Budget	Authorized	Base Level	Agency	Executive	Base Level	Agency	Executive
Operating Expenses	5020002	0	10,842	10,842	10,842	10,842	10,842	10,842	10,842	10,842
Conference & Travel Expenses	5050009	0	0	0	0	0	0	0	0	0
Professional Fees	5060010	0	20,000	20,000	20,000	20,000	20,000	20,000	20,000	20,000
Data Processing	5090012	0	0	0	0	0	0	0	0	0
Capital Outlay	5120011	0	0	0	0	0	0	0	0	0
Total		0	30,842	30,842	30,842	30,842	30,842	30,842	30,842	30,842
Funding Sources										
Fund Balance	4000005	76,820	107,604		104,762	104,762	104,762	103,920	103,920	103,920
Cash Fund	4000045	30,784	28,000		30,000	30,000	30,000	32,000	32,000	32,000
Total Funding		107,604	135,604		134,762	134,762	134,762	135,920	135,920	135,920
Excess Appropriation/(Funding)		(107,604)	(104,762)		(103,920)	(103,920)	(103,920)	(105,078)	(105,078)	(105,078)
Grand Total		0	30,842		30,842	30,842	30,842	30,842	30,842	30,842