



STEVE CLARK
ATTORNEY GENERAL

STATE OF ARKANSAS
OFFICE OF THE ATTORNEY GENERAL
201 EAST MARKHAM STREET
HERITAGE WEST BUILDING
LITTLE ROCK, ARKANSAS 72201

(501) 371-2007

OPINION NO. 86-368

September 18, 1986

Chris Stanfield, Tourism Director
Department of Parks and Tourism
One Capitol Mall
Little Rock, AR 72201

Dear Mr. Stanfield:

This is in response to your recent request for an opinion concerning a magazine on natural and man-made attractions in Arkansas.

Your question is as follows:

Does anything in Arkansas law preclude our charging a subscription fee for a magazine that at first will be supported primarily by state tax revenues?

The Department of Parks and Tourism Director is charged with preparing and distributing advertising material concerning the State of Arkansas. Ark. Stat. Ann. §9-201. No provision of that statute addresses whether the Department can charge a fee for any of the materials. No other provision of state law has been found to prohibit such a fee. How to distribute advertising materials is left to the discretion of the Director. It appears to be within that discretion to charge a subscription for advertising materials when same is determined by the Director to be in the State's best interest.

The foregoing opinion, which I hereby approve, was prepared by Assistant Attorney General Thomas S. Gay.

Sincerely,

A handwritten signature in dark ink, appearing to read "Steve Clark".
STEVE CLARK
Attorney General

JSC:TSG:jk