

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: H3/9/01

A Bill

Act 1288 of 2001
HOUSE BILL 2410

5 By: Representative Bradford
6
7

For An Act To Be Entitled

9 AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS
10 CODE TO ELIMINATE REFERENCES TO LEGISLATIVE
11 MEMBERS OF STATE BOARDS AND COMMISSIONS; AND FOR
12 OTHER PURPOSES.
13

Subtitle

14 AN ACT TO AMEND VARIOUS SECTIONS OF THE
15 ARKANSAS CODE TO ELIMINATE REFERENCES TO
16 LEGISLATIVE MEMBERS OF STATE BOARDS AND
17 COMMISSIONS.
18
19
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 7. Arkansas Code 6-20-1504 is amended to read as follows:
24 6-20-1504. School Self-Insurance Advisory Committee.

25 (a) There is established a School Self-Insurance Advisory Committee
26 consisting of five (5) members as follows:

27 (1) ~~The~~ One (1) person to be appointed by the Chairman of the
28 Senate Interim Committee on Education;

29 (2) ~~The~~ One (1) person to be appointed by the Chairman of the
30 House Interim Committee on Education;

31 (3) The Insurance Commissioner;

32 (4) The Director of the Department of Finance and
33 Administration; and

34 (5) One (1) person to be appointed by the Governor.

35 (b) The appointed ~~member~~ members of the advisory committee shall be
36 appointed for a term of two (2) years.

1 ~~(b)~~(c) The advisory committee shall meet at such times and places as
2 it shall deem necessary for the purpose of carrying out its duties under the
3 provisions of this subchapter. The advisory committee shall select one (1) of
4 its members as chairman and such other officers as may be deemed necessary
5 for transaction of committee business. The Assistant Director for Public
6 School Finance and Administrative Support of the Department of Education
7 shall serve as secretary of the advisory committee.

8 ~~(c)~~(d) A majority of the members of the advisory committee shall
9 constitute a quorum for the purpose of transacting business, and all action
10 of the advisory committee shall be by a majority vote of the full membership
11 of the committee.

12 ~~(d)~~(e) Members of the advisory committee shall serve without pay but
13 may receive expense reimbursement in accordance with ~~§ 25-16-901 et seq.~~ §
14 25-16-902.

15 ~~(e)~~(f) It shall be the duty of the advisory committee to:

16 (1) Advise the State Board of Education with respect to the
17 operation of the public elementary and secondary school self-insurance
18 program authorized by this subchapter;

19 (2) Periodically review the status of the self-insurance fund
20 and the adequacy of insurance premium rates, and compare these rates with
21 rates for comparable risks for private insurance companies;

22 (3) Confer with superintendents and boards of directors of
23 school districts concerning insurance practices of the various districts;

24 (4) Promulgate proposed rules and regulations for submission to
25 the board with respect to the administration of the state self-insurance
26 program; and

27 (5) Perform such other duties, in an advisory capacity to the
28 board and the Department of Education, as will expedite the operation of the
29 public elementary and secondary school self-insurance program.

30 ~~(f)~~(g) All proposed rules, regulations, and other recommendations
31 pertaining to the self-insurance program recommended by the advisory
32 committee under this subchapter shall be advisory to the board. The board
33 shall adopt, modify, or reject recommendations of the advisory committee as
34 the board deems to be in the best interests of the public elementary and
35 secondary school self-insurance program.

36

1 SECTION 2. Arkansas Code 8-4-314(b), pertaining to the Compliance
2 Advisory Panel for the Small Business Stationary Source Technical and
3 Environmental Compliance Assistance Program, is amended to read as follows:

4 (b) The panel shall consist of:

5 (1) Two (2) members, who are not owners, or representatives of
6 owners, of small business stationary sources, selected by the Governor to
7 represent the general public;

8 (2) Two (2) members selected by the Speaker of the House of
9 Representatives who are owners, or who represent owners, of small business
10 stationary sources, ~~one (1) member each by the majority and minority~~
11 ~~Leadership~~;

12 (3) Two (2) members selected by the President Pro Tempore of the
13 Senate who are owners, or who represent owners, of small business stationary
14 sources, ~~one (1) member each by the majority and minority Leadership~~; and

15 (4) One (1) member selected by the Director of the Arkansas
16 Department of Environmental Quality.

17
18 SECTION 3. Arkansas Code 12-12-202(b), pertaining to the supervisory
19 board for the Arkansas Crime Information Center, is amended to read as
20 follows:

21 (b) The supervisory board shall consist of fourteen (14) members:

22 (1) The Attorney General or one (1) of his assistants;

23 (2) The Chief Justice of the Supreme Court or his designated
24 agent;

25 (3) A member designated by the Arkansas Association of
26 Prosecuting Attorneys;

27 (4) A member designated by the Arkansas Sheriffs Association;

28 (5) A member designated by the Arkansas Association of Municipal
29 Judges;

30 (6) A member designated by the President of the Arkansas Bar
31 Association who is regularly engaged in criminal defense work;

32 (7) ~~A citizen~~ Two citizens of the State of Arkansas, to be
33 appointed by the Governor;

34 ~~(8) A member of the General Assembly, appointed by the Governor;~~

35 ~~(9)~~ (8) A member designated by the Arkansas Municipal Police
36 Association;

1 ~~(10)~~ (9) The Director of the Department of Correction or his
2 designated agent;

3 ~~(11)~~ (10) A member designated by the Arkansas Association of
4 Chiefs of Police;

5 ~~(12)~~ (11) A member designated by the Association of Arkansas
6 Counties;

7 ~~(13)~~ (12) The Director of the Department of Arkansas State
8 Police or his designated agent; and

9 ~~(14)~~ (13) The Governor, or a member of his staff designated by
10 him.

11

12 SECTION 4. Arkansas Code 12-12-202(e), pertaining to the supervisory
13 board for the Arkansas Crime Information Center, is amended to read as
14 follows:

15 (e)(1)~~(A)~~ The ~~non-legislator~~ members of the board may receive expense
16 reimbursement and stipends in accordance with ~~§ 25-16-901 et seq.~~ Title 25,
17 Chapter 16, Subchapter 9 of the Arkansas Code.

18 ~~(B) Legislator members shall receive per diem, mileage,~~
19 ~~and expense reimbursement at the same rate as that prescribed for legislators~~
20 ~~for attending meetings of interim committees of the General Assembly.~~

21 (2) The board members shall receive no other compensation,
22 expense reimbursement, or in-lieu-of payments except as provided in this
23 subsection.

24

25 SECTION 5. Arkansas Code 13-9-101 is amended to read as follows:
26 13-9-101. Members - Meetings.

27 (a) There is created and established the Arkansas Entertainers Hall of
28 Fame Board.

29 (b)(1) The board shall be composed of ~~nine (9)~~ eleven (11) voting
30 members, ~~who~~ nine (9) of whom shall be appointed by the Governor for terms of
31 six (6) years each.

32 (2) Two (2) board members shall be appointed by the Governor
33 from each congressional district in the state, and one (1) shall be appointed
34 at large.

35 (3)(A) Additionally, ~~the President Pro Tempore of the Senate,~~
36 ~~the Speaker of the House of Representatives, and the Secretary of State shall~~

1 be an ex officio nonvoting ~~members~~ member.

2 (B) The Speaker of the House of Representatives shall
3 appoint one (1) voting member to serve at the pleasure of the Speaker.

4 (C) The President Pro Tempore of the Senate shall appoint
5 one (1) voting member to serve at the pleasure of the President Pro Tempore.

6 ~~(B)(D)~~ In addition, the members of the board shall appoint
7 two (2) ex officio nonvoting members.

8 (4) Members of the board shall not be compensated for their
9 services, but each member may receive expense reimbursement in accordance
10 with ~~§ 25-16-901 et seq~~ § 25-16-902.

11 (c)(1) The voting members of the board shall select a chairman and a
12 vice-chairman from among their own number.

13 (2) The board shall meet annually.

14 (3) A majority of the voting members shall constitute a quorum
15 for the transaction of business.

16
17 SECTION 6. Arkansas Code 15-3-104(g), pertaining to legislative
18 members of the Arkansas Science and Technology Authority, is hereby repealed.

19 ~~(g)(1) In addition to the fourteen (14) directors serving as the~~
20 ~~board, there shall be two (2) nonvoting ex officio directors appointed by the~~
21 ~~Governor, one (1) each from the membership of the Senate and the House of~~
22 ~~Representatives.~~

23 ~~(2) The ex officio directors shall serve from the dates of their~~
24 ~~appointments until the opening day of the next regularly scheduled session of~~
25 ~~the General Assembly.~~

26 ~~(3) The ex officio directors may be reappointed.~~

27 ~~(4) For purposes of subsection (j) of this section, the ex~~
28 ~~officio directors shall be treated as if they were directors of the~~
29 ~~authority.~~

30
31 SECTION 7. Arkansas Code 15-4-1502(a) - (h) are amended to read as
32 follows:

33 (a) The Arkansas Aviation and Aerospace Commission shall consist of
34 ~~eleven (11)~~ thirteen (13) members who shall be residents and qualified
35 electors of this state.

36 (b) The commission shall include eight (8) members who shall be

1 appointed by the Governor subject to confirmation by the Senate. ~~The three~~
 2 Three (3) ~~remaining~~ members of the commission shall be the Director of the
 3 Department of Economic Development, the President of the Arkansas Development
 4 Finance Authority, and the Chief Fiscal Officer of the State.

5 (c) The Governor shall appoint two (2) members from each congressional
 6 district as the districts were constituted at the time of the passage of this
 7 subchapter.

8 (d) The eight (8) members so appointed by the Governor shall be
 9 representatives of the private sector of the state and four (4) of the
 10 members so appointed shall be persons with knowledge and experience in the
 11 fields of:

- 12 (1) Aviation and aerospace manufacturing, operation, or repair;
- 13 (2) Banking and finance;
- 14 (3) Business and industry; and
- 15 (4) Education.

16 (e) ~~In addition to the eleven (11) members of the commission, there~~
 17 There shall be one (1) ~~nonvoting ex-officio member representing the~~
 18 ~~membership of the Senate, as appointed by the President Pro Tempore of the~~
 19 ~~Senate; and one (1) nonvoting ex-officio member representing the membership~~
 20 ~~of the House of Representatives, as appointed by the Speaker of the House of~~
 21 ~~Representatives.~~

22 (f) ~~Members shall be appointed~~ by the Governor shall serve for terms
 23 of four (4) years each. ~~Ex-officio members~~ Members appointed by the Speaker
 24 and President Pro Tempore shall serve two-year terms. Members shall hold
 25 office for the terms of their appointments and until their successors shall
 26 have been appointed and qualified.

27 (g) In the event of a vacancy in the membership of the commission,
 28 such vacancy shall be filled by appointment by the ~~Governor~~ appointing
 29 authority for the remainder of the unexpired portion of the term of the
 30 member.

31 (h) A member of the commission may be removed by the ~~Governor~~
 32 appointing authority for cause, stated in writing, after a hearing thereon or
 33 upon joint address by a majority of both houses of the General Assembly at a
 34 special or regular session thereof.

35

36 SECTION 8. Arkansas Code 15-6-104(b) - (d), pertaining to the Arkansas

1 Rural Development Commission, are amended to read as follows:

2 (b) The members shall be appointed as follows:

3 (1)(A) There shall be seven (7) ~~nonlegislative~~ members of the
4 commission appointed by the Governor to serve for terms of five (5) years.

5 (i) One (1) member shall be appointed from each of
6 the four (4) congressional districts of the state as constituted January 1,
7 1990, and shall be a resident of a rural area of that congressional district;
8 and

9 (ii) Three (3) members shall be appointed from the
10 state at large and shall be residents of a rural area.

11 (B) In the event of a vacancy on the commission in one (1)
12 of the ~~nonlegislative~~ Governor's appointee positions due to death,
13 resignation, or other reason, the vacancy shall be filled for the unexpired
14 portion of the term by appointment by the Governor of a person meeting the
15 same qualifications required for initial appointment.

16 (C) ~~Nonlegislative members~~ Members of the commission shall
17 not be eligible for reappointment;

18 (2) ~~There shall be four (4) legislative members of the~~
19 ~~commission.~~

20 ~~(A) Two (2) members shall be members of the Senate and two~~
21 ~~(2) members shall be members of the House of Representatives and shall be~~
22 appointed by and shall serve at the pleasure of the President Pro Tempore of
23 the Senate and two (2) members shall be appointed by and shall serve at the
24 pleasure of the Speaker of the House of Representatives, ~~respectively; and.~~

25 ~~(B) They shall represent rural areas of the state; and~~

26 ~~(3) In addition to the legislative members of the commission,~~
27 ~~the Speaker of the House of Representatives and the President Pro Tempore of~~
28 ~~the Senate shall serve as nonvoting ex officio legislative members of the~~
29 ~~commission.~~

30 (c) The commission shall select by majority vote one (1) of its
31 members to serve as a chairman and one (1) to serve as a vice chairman.

32 (d) ~~(1) Nonlegislative members~~ Members of the commission shall serve
33 without compensation, provided that, in the event funds shall be appropriated
34 for such purposes, the members may receive expense reimbursement in
35 accordance with ~~§ 25-16-901 et seq.~~ § 25-16-902.

36 ~~(2) The legislative members shall receive from the commission,~~

1 in lieu of reimbursement for meals, lodging, and travel, the same per diem
 2 and mileage allowance for each day of attending meetings of the commission as
 3 is authorized by law for attending meetings of the interim committees of the
 4 General Assembly.

5
 6 SECTION 9. Arkansas Code 15-12-101 is amended to read as follows:

7 15-12-101. Creation - Members - Meetings.

8 (a) There is established the Arkansas Natural and Cultural Resources
 9 Council, which shall consist of ~~nine (9)~~ eleven (11) voting members ~~and two~~
 10 ~~(2) nonvoting members~~ as follows:

11 ~~(1) Voting members of the council shall include:~~

12 ~~(A)(1)~~ The Director of the Department of Parks and Tourism;

13 ~~(B)(2)~~ The Director of the Department of Arkansas Heritage;

14 ~~(C)(3)~~ The Chairman of the State Parks, Recreation, and Travel
 15 Commission or his or her designee;

16 ~~(D)(4)~~ The Chairman of the Arkansas Natural Heritage Commission
 17 or his or her designee;

18 ~~(E)(5)~~ The Commissioner of State Lands;

19 ~~(F)(i)(6)~~ Two (2) resident electors of this state as public
 20 members who are representative of recreation groups, conservation groups, or
 21 other groups interested in the wise use, preservation, and conservation of
 22 Arkansas' natural or cultural resources;

23 ~~(G)(7)~~ One (1) member to represent Arkansas cities and towns, to
 24 be named by the Governor from a list of three (3) names recommended to the
 25 Governor by the Arkansas Municipal League. This member shall serve a term of
 26 two (2) years or until his successor is appointed and qualified; ~~and~~

27 ~~(H)(8)~~ One (1) member to represent Arkansas counties, who shall
 28 be appointed by the Governor from a list of three (3) names submitted to the
 29 Governor by the Arkansas County Judges Association. This member shall serve a
 30 term of two (2) years or until his successor is appointed and qualified;

31 (9) One (1) member appointed by the Speaker of the House of
 32 Representatives; and

33 (10) One (1) member appointed by the President Pro Tempore of
 34 the Senate.

35 ~~(i)(b)~~ The appointments under subdivision (a)(6)-(8) shall be made by
 36 the Governor and, insofar as possible, shall be made from names recommended

1 to the Governor by groups representative of those organizations.

2 ~~(iii)(a)(c)(1)~~ One (1) member appointed under subdivision (a)(6) shall
3 represent rural areas and will be chosen from a list of names submitted to
4 the Governor by the Arkansas Forestry Association.

5 ~~(b)(2)~~ The other member appointed under subdivision (a)(6)
6 shall represent urban areas.

7 ~~(iv)(d)~~ ~~Appointed members~~ Members appointed under subdivisions (a)(7)
8 and (8) shall serve for four-year terms;

9 ~~(G) One (1) member to represent Arkansas cities and towns,~~
10 ~~to be named by the Governor from a list of three (3) names recommended to the~~
11 ~~Governor by the Arkansas Municipal League. This member shall serve a term of~~
12 ~~two (2) years or until his successor is appointed and qualified; and~~

13 ~~(H) One (1) member to represent Arkansas counties, who~~
14 ~~shall be appointed by the Governor from a list of three (3) names submitted~~
15 ~~to the Governor by the Arkansas County Judges Association. This member shall~~
16 ~~serve a term of two (2) years or until his successor is appointed and~~
17 ~~qualified;~~

18 ~~(2) Nonvoting members of the council shall consist of:~~

19 ~~(A) A member of the House of Representatives, who shall be~~
20 ~~appointed by the Speaker of the House of Representatives. This member shall~~
21 ~~serve until the next following regular session of the General Assembly, at~~
22 ~~which time a successor member shall be appointed; and~~

23 ~~(B) A member of the Senate, who shall be appointed by the~~
24 ~~President Pro Tempore of the Senate. This member shall serve until the next~~
25 ~~following regular session of the General Assembly, at which time a successor~~
26 ~~member shall be appointed.~~

27 ~~(b)(e)~~ Members of the council shall serve without pay; provided, that:

28 (1)(A) The Director of the Department of Parks and Tourism, the
29 Director of the Department of Arkansas Heritage, the Chairman of the State
30 Parks, Recreation, and Travel Commission or his or her designee, and the
31 Chairman of the Arkansas Natural Heritage Commission or his or her designee
32 may receive expense reimbursement for attending meetings of the council as
33 provided by ~~§ 25-16-901 et seq~~ § 25-16-902.

34 (B) These allowances shall be paid from funds appropriated
35 for the support of their respective agencies;

36 (2)(A) The ~~Governor's~~ appointees to the council under

1 subdivisions (a)(6)-(10), including the city and county representatives on
 2 the council, shall be entitled to reimbursement for reasonable and necessary
 3 expenses incurred for meals, lodging, and travel in attending council
 4 meetings.

5 (B) Expenses shall be paid from funds appropriated for the
 6 support of the Department of Arkansas Heritage; and

7 ~~(3) The nonvoting legislative members of the council shall~~
 8 ~~receive, in lieu of reimbursement for meals, lodging, and travel, the same~~
 9 ~~per diem and mileage allowance for each day in attending meetings of the~~
 10 ~~council as is authorized by law for attending meetings of interim committees~~
 11 ~~of the General Assembly and shall be paid from funds appropriated for that~~
 12 ~~purpose.~~

13 ~~(e)(f)~~ All action by the council shall be taken by the vote of a
 14 majority of the ~~nine (9) voting~~ members of the council. ~~The nonvoting~~
 15 ~~members of the council may participate in all debate and discussion before~~
 16 ~~the council, but shall abstain from voting on any matter before the council.~~

17 ~~(d)(1)(g)(1)~~ The council shall organize by choosing one (1) of its
 18 voting members to serve as Chairman of the Arkansas Natural and Cultural
 19 Resources Council and shall elect such other officers deemed necessary for
 20 the functioning of the council.

21 (2) The Director of the Department of Arkansas Heritage shall
 22 serve as Secretary of the Arkansas Natural and Cultural Resources Council and
 23 shall serve as disbursing officer of any funds appropriated for or
 24 administered by the council.

25 ~~(e)(h)~~ The council shall meet on call of the chairman or upon written
 26 request of not less than four (4) voting members or at such times as provided
 27 in rules adopted by the council.

28

29 SECTION 10. Arkansas Code 15-12-101(b)(2) and (3) pertaining to the
 30 Arkansas Natural and Cultural Resources Council, are amended to read as
 31 follows:

32 (2)(A) ~~The Governor's appointees to~~ voting and nonvoting members of
 33 the council, including the city and county representatives on the council,
 34 shall be entitled to reimbursement for reasonable and necessary expenses
 35 incurred for meals, lodging, and travel in attending council meetings.

36 (B) Expenses shall be paid from funds appropriated for the

1 support of the Department of Arkansas Heritage; and.

2 ~~(3) The nonvoting legislative members of the council shall~~
 3 ~~receive, in lieu of reimbursement for meals, lodging, and travel, the same~~
 4 ~~per diem and mileage allowance for each day in attending meetings of the~~
 5 ~~council as is authorized by law for attending meetings of interim committees~~
 6 ~~of the General Assembly and shall be paid from funds appropriated for that~~
 7 ~~purpose.~~

8
 9 SECTION 17. Arkansas Code 15-20-305(a) through (f) are amended to read
 10 as follows:

11 (a)(1) The Arkansas Natural Heritage Commission shall consist of ~~nine~~
 12 ~~(9)~~ fifteen (15) members.

13 (2)(A)(i) Nine (9) of the members shall be appointed by the
 14 Governor from persons with an interest in the preservation of natural areas,
 15 with two (2) members to be appointed from each congressional district and one
 16 (1) member to be appointed from the state at large.

17 ~~(2)(ii)~~ One (1) member of the commission shall be a member of
 18 the board of directors of a levee or drainage district.

19 ~~(3)(iii)~~ One (1) member shall be chosen from a list of five (5)
 20 persons jointly nominated by the Arkansas Farm Bureau Federation, the
 21 Arkansas Farmers' Union, and the Arkansas Agricultural Council.

22 ~~(4)(iv)~~ One (1) member shall be chosen from a list of five (5)
 23 persons nominated by the Arkansas Wood Products Association.

24 ~~(5)(v)~~ One (1) member shall be chosen from a list of five (5)
 25 persons nominated by the Arkansas Wildlife Federation.

26 (B) Three (3) members shall be appointed by the Speaker of the
 27 House of Representatives to serve at the pleasure of the Speaker.

28 (C) Three (3) members shall be appointed by the President Pro
 29 Tempore of the Senate to serve at the pleasure of the President Pro Tempore.

30 (b) Any successor appointments and appointments to vacancies on the
 31 commission shall be appointed in the same manner.

32 (c) Members ~~shall be appointed for~~ by the Governor shall serve terms
 33 of nine (9) years, and all members shall serve until their successors have
 34 been appointed and qualified.

35 (d) When an appointment is made to fill a vacancy, the appointment
 36 shall be for the remaining term of the position vacated.

1 (e) A member of the commission appointed by the Governor who has
 2 served two (2) consecutive full terms shall not be eligible for reappointment
 3 for a period of one (1) year following the expiration of the second full
 4 term.

5 (f) Members of the commission appointed by the Governor shall be
 6 subject to confirmation by the Senate.

7
 8 SECTION 12. Arkansas 15-20-307 is repealed.

9 ~~15-20-307. Commission—Advisors—~~

10 ~~(a) Three (3) members of the House of Representatives chosen in such~~
 11 ~~manner as the House of Representatives may elect and three (3) members of the~~
 12 ~~Senate chosen in such manner as the Senate may elect shall serve as official~~
 13 ~~advisors to the Arkansas Natural Heritage Commission—~~

14 ~~(b) They shall have a right to attend and participate in all meetings~~
 15 ~~of the commission and shall employ all rights and duties of membership except~~
 16 ~~the right to vote—~~

17
 18 SECTION 13. Arkansas Code 16-7-102(b), pertaining to the Arkansas
 19 Alternative Dispute Resolution Commission, is amended to read as follows:

20 (b) ~~(1) Nonlegislator members~~ Members of the commission may receive
 21 expense reimbursement in accordance with ~~§ 25-16-901 et seq.~~ § 25-16-902.

22 ~~(2) Legislator members shall receive per diem, mileage, and~~
 23 ~~expense reimbursement at the same rate as that prescribed for legislators for~~
 24 ~~attending meetings of interim committees of the General Assembly—~~

25
 26 SECTION 14. Arkansas Code 16-90-802(b)(2), pertaining to the Arkansas
 27 Sentencing Commission, is amended to read as follows:

28 (2) ~~The advisory members shall be the current chairs of the Senate and~~
 29 ~~House Committees on Judiciary—~~ One (1) advisory member shall be appointed by
 30 and serve at the pleasure of the chair of the Senate Judiciary Committee and
 31 one (1) advisory member shall be appointed by and serve at the pleasure of
 32 the chair of the House Judiciary Committee.

33
 34 SECTION 15. Arkansas Code 20-2-102(a)(2) and (3), pertaining to the
 35 Arkansas Minority Health Commission, is amended to read as follows:

36 (2) Two (2) members ~~of the Senate~~ to be appointed by the President Pro

1 Tempore;

2 (3) Two (2) members ~~of the House of Representatives~~ to be appointed by
3 the Speaker of the House of Representatives;

4

5 SECTION 16. Arkansas Code 20-13-807(c)(4) and (5), pertaining to the
6 Trauma Advisory Council, are amended to read as follows:

7 (4) Two (2) ~~senators~~ members to be appointed by and to serve at the
8 pleasure of the President Pro Tempore of the Senate; and

9 (5) Four (4) ~~representatives~~ members to be appointed by and to serve
10 at the pleasure of the Speaker of the House of Representatives.

11

12 SECTION 17. Arkansas Code 20-14-508(b)(3), pertaining to the State
13 Interagency Council, is hereby repealed:

14 ~~(3) At least one (1) representative from the General Assembly;~~

15

16 SECTION 18. Arkansas Code 20-78-501 is amended to read as follows:

17 20-78-501. Creation - Composition - Meetings.

18 (a)(1) There is hereby established the Arkansas Early Childhood
19 Commission, to be composed of eighteen (18) members ~~appointed by the~~
20 ~~Governor, subject to confirmation by the Senate.~~

21 ~~(2) (A) The members of the commission shall serve for three year~~
22 ~~terms.~~

23 ~~(B) The terms of the members of the commission shall begin on~~
24 ~~July 1.~~

25 ~~(3) (2) The chairman of the commission shall be selected annually~~
26 ~~by majority vote of the commission.~~

27 (b) The ~~membership~~ following members of the commission shall be as
28 ~~follows~~ appointed by the Governor, subject to confirmation by the Senate:

29 (1) Three (3) members affiliated with child care provider
30 agencies, organizations, or programs;

31 (2) One (1) member affiliated with a Head Start program;

32 (3) One (1) member affiliated with a Home Instruction Program
33 for Preschool Youngsters;

34 (4) One (1) member employed as an administrator by a public
35 school district;

36 (5) One (1) member employed by a public school district as a

1 teacher with early childhood responsibilities;

2 (6) The Director of the Department of Health or his or her
3 designee;

4 (7) One (1) member trained as an early childhood education
5 professional;

6 (8) One (1) member who is a parent of a child who attends a
7 child care program;

8 (9) The Director of the Department of Workforce Education or its
9 successor or his designee;

10 (10) The Director of the Department of Education or his
11 designee;

12 (11) Two (2) members representing the business community who
13 have an interest in early childhood education;

14 (c) The members identified in subsection (b) shall serve three year
15 terms and the terms shall begin on July 1.

16 ~~(12)~~ (d)(1) One (1) member ~~to~~ shall be appointed by and serve at
17 the pleasure of the chair of the Subcommittee on Children and Youth of the
18 House Committee on Aging, Children and Youth, ~~and~~ Legislative and Military
19 Affairs;

20 ~~(13)~~ (2) One (1) member ~~to~~ shall be appointed by and serve
21 at the pleasure of the chair of the Senate Committee on Children and Youth;

22 ~~(14)~~ (3) One (1) member ~~to~~ shall be appointed by and serve
23 at the pleasure of the chair of the House Committee on Education; and

24 ~~(15)~~ (4) One (1) member ~~to~~ shall be appointed by and serve
25 at the pleasure of the chair of the Senate Committee on Education.

26 ~~(e)(1)~~ (e)(1) The commission shall meet at least quarterly and at such
27 other times as may be deemed necessary for the performance of the duties of
28 the commission.

29 (2) Special meetings of the commission may be called by the
30 chairman or by agreement of a majority of the members of the commission.

31 ~~(d)(1)~~ (f)(1) The members of the commission shall serve without
32 compensation or per diem but shall be entitled to reimbursement for actual
33 expenses incurred in the performance of duties as members of the commission.
34 Expense reimbursement shall be in accordance with state travel and official
35 business expense reimbursement procedures and regulations.

36 (2) Expense reimbursement shall be paid from funds

1 appropriated to the Division of Child Care and Early Childhood Education for
2 such purpose.

3 ~~(e)~~ (g) The commission shall report annually to the House Committee on
4 Education and the Senate Committee on Education as set out in § 20-78-502.

5

6 SECTION 19. Arkansas Code 20-82-201(b), pertaining to the Arkansas
7 Child Abuse/Rape/Domestic Violence Commission, is amended to read as follows:

8 (b) The membership of the commission shall consist of the following:

- 9 (1) A representative of domestic violence programs or domestic
10 violence service providers in Arkansas;
- 11 (2) A representative of the Department of Arkansas State Police;
- 12 (3) A physician specializing in the treatment of child abuse;
- 13 (4) A prosecuting attorney who is a member of the Arkansas
14 Prosecuting Attorneys Association;
- 15 (5) A defense attorney;
- 16 (6) A representative of a victim-witness program;
- 17 (7) A representative of the Arkansas Law Enforcement Training
18 Academy;
- 19 (8) A representative of education;
- 20 (9) A representative of the Division of Children and Family
21 Services of the Department of Human Services;
- 22 (10) A representative of a parents' group;
- 23 (11) A mental health professional specializing in the treatment
24 of child abuse or domestic violence or rape;
- 25 (12) A representative of the Arkansas Department of Correction
26 Sex Offender Treatment Program;
- 27 ~~(13) A member of the House of Representatives;~~
- 28 ~~(14) A member of the Senate;~~
- 29 ~~(15)~~(13) A representative of city or county law enforcement;
- 30 ~~(16)~~(14) A representative of children with disabilities;
- 31 ~~(17)~~(15) A municipal judge or circuit judge;
- 32 ~~(18)~~(16) A chancery judge;
- 33 ~~(19)~~(17) A representative of the State Crime Laboratory;
- 34 ~~(20)~~(18) A representative of the Department of Health;
- 35 ~~(21)~~(19) A representative of rape crisis centers;
- 36 ~~(22)~~(20) A representative of the Arkansas Hospital Association;

1 ~~(23)~~(21) A representative of the office of the Attorney General ;
 2 ~~(24)~~(22) ~~One (1) member~~ Three (3) members at large;
 3 ~~(25)~~(23) A Court Appointed Special Advocate representative;
 4 ~~(26)~~(24) A Guardian Ad Litem; and
 5 ~~(27)~~(25) A representative of area health education center
 6 programs.

7
 8 SECTION 20. Arkansas Code 22-3-502(a)(2)(J), pertaining to the Capitol
 9 Arts and Grounds Commission, is amended to read as follows:

10 (J) The President Pro Tempore of the Senate shall appoint one (1)
 11 non legislator, to serve at his pleasure, as a member of the commission, and
 12 the Speaker of the House of Representatives shall appoint one (1)
 13 non legislator, to serve at his pleasure, as a member of the commission.

14
 15 SECTION 21. Arkansas Code 22-3-502(d)(1), pertaining to the Capitol
 16 Arts and Grounds Commission, is amended to read as follows:

17 (d)(1) The terms of office of the ~~six (6) appointive~~ members of the
 18 commission appointed by the Governor and the Secretary of State shall be four
 19 (4) years.

20
 21 SECTION 22. Arkansas Code 22-3-806(a) is amended to read as follows:
 22 22-3-806. Mansion Advisory Council.

23 (a) There is created a Mansion Advisory Council, to be composed of
 24 three (3) members ~~of the Senate~~ appointed by the President Pro Tempore, three
 25 (3) members ~~of the House of Representatives~~ appointed by the Speaker, and any
 26 other persons as the commission or the Governor may select.

27
 28 SECTION 23. Arkansas Code 25-23-103(b), pertaining to the Quality
 29 Management Board, is amended to read as follows:

30 (b) The board shall consist of seven (7) members:

31 (1)(A) Four (4) members of the board shall be appointed by the
 32 Governor.

33 (B) Their successors shall be appointed for terms of three
 34 (3) years;

35 (2) One (1) member of the board shall be appointed from the
 36 recommendation of the Arkansas State Employees' Association;

1 (3) One (1) member of the board shall be appointed ~~from the~~
 2 ~~House of Representatives~~ by and serve at the pleasure of the Speaker of the
 3 House;

4 (4) One (1) member of the board shall be appointed ~~from the~~
 5 ~~Senate~~ by and serve at the pleasure of the President Pro Tempore of the
 6 Senate;

7 (5) The Chief Fiscal Officer of the State shall serve as an ex
 8 officio member of the board;

9 (6) Members of the board appointed by the Governor shall serve
 10 at the pleasure of the Governor; and

11 (7) Should a vacancy occur on the board, such vacancy shall be
 12 filled in the same manner as the original appointment within thirty (30) days
 13 of occurrence.

14
 15 SECTION 24. Arkansas Code 25-24-101(b) - (d), pertaining to the Martin
 16 Luther King, Jr. Commission, are amended to read as follows:

17 (b) The commission shall consist of twenty-six (26) members:

18 (1) A representative of the Governor's Office, to be appointed
 19 by the Governor and to serve at the pleasure of the Governor;

20 (2) Four (4) members ~~of the Senate~~, to be appointed by and serve
 21 at the pleasure of the President Pro Tempore of the Senate, ~~no more than two~~
 22 ~~(2) of whom shall be from the same political party;~~

23 (3) Four (4) members ~~of the House of Representatives~~, to be
 24 appointed by and serve at the pleasure of the Speaker of the House of
 25 Representatives, ~~no more than two (2) of whom shall be from the same~~
 26 ~~political party;~~

27 (4) Thirteen (13) members of the general public, to be appointed
 28 by the Governor, who shall be residents of the state, shall represent the
 29 various geographical areas of the state and various civic, social, religious,
 30 educational, labor, business, and artistic organizations, and shall be
 31 committed to resolving conflict and to upholding the humanitarian philosophy
 32 of Dr. King; and

33 (5) Four (4) members of the general public, to be appointed by
 34 the Governor, who shall be residents of the state between the ages of sixteen
 35 (16) and nineteen (19), no more than one (1) of whom shall reside in the same
 36 congressional district.

1 (c) ~~(1)~~ Legislative members shall serve during the legislative term in
2 which the appointment is made.

3 ~~(2)~~ (1) Members representing the general public appointed by the
4 Governor shall serve for a term of three (3) years.

5 ~~(3)~~ (2) No member of the commission shall serve more than two
6 (2) consecutive terms.

7 ~~(4)~~ (3) Vacancies in the membership shall be filled for the
8 balance of the unexpired term in the same manner as the original appointments
9 were made.

10 (d) (1) The Governor shall designate one (1) cochair of the commission
11 from the general public membership.

12 (2) The Speaker of the House of Representatives and the
13 President Pro Tempore of the Senate shall jointly designate one (1) cochair
14 of the commission ~~from the General Assembly~~.

15
16 SECTION 25. Arkansas Code 25-30-101(c) and (d), pertaining to the
17 State Board of Workforce Education and Career Opportunities, are amended to
18 read as follows:

19 (c) The State Board of Workforce Education and Career Opportunities
20 shall be composed as follows:

21 (1) ~~(A)~~ Seven (7) members appointed by the Governor subject to
22 confirmation by the Senate, one (1) member from each congressional district
23 and three (3) members from the state at large.

24 ~~(B)~~ (2) The members shall be selected from among parents,
25 business, industry, labor, persons with disabilities, minorities, and other
26 groups who shall be representative of the many career opportunities available
27 in the state such as:

28 ~~(i)~~ (A) Administration, business, and finance management;

29 ~~(ii)~~ (B) Agriculture, forestry, and natural resources;

30 ~~(iii)~~ (C) Art, media, and communications;

31 ~~(iv)~~ (D) Construction and extractive;

32 ~~(v)~~ (E) Education and training services;

33 ~~(vi)~~ (F) Health and medical services;

34 ~~(vii)~~ (G) Hospitality and tourism;

35 ~~(viii)~~ (H) Legal and protective services;

36 ~~(ix)~~ (I) Manufacturing, processing, and systems operations;

1 ~~(x)~~(J) Marketing, sales, and promotion;
 2 ~~(xi)~~(K) Mechanical and technical services and precision
 3 crafts;

4 ~~(xii)~~(L) Natural and applied science and engineering;

5 ~~(xiii)~~(M) Personal and commercial services; and

6 ~~(xiv)~~(N) Transportation and material moving;_

7 ~~(2) One (1) member who shall be representative of vocational-~~
 8 ~~instructional programs appointed by the Arkansas Vocational Association;~~

9 ~~(3) One (1) member who shall be representative of rehabilitative~~
 10 ~~services appointed by the Director of the Arkansas Rehabilitation Services;~~

11 ~~(4) One (1) member who shall be representative of adult~~
 12 ~~education appointed by the Arkansas Association of Public Continuing and~~
 13 ~~Adult Education;~~

14 ~~(5) One (1) member who shall be representative of public schools~~
 15 ~~appointed by the Arkansas Association of Educational Administrators; and~~

16 ~~(6) Six (6) members of the General Assembly who shall serve only~~
 17 ~~in an ex officio nonvoting capacity and shall be selected as follows:-~~

18 ~~(A) Two (2) members appointed by the Speaker of the House~~
 19 ~~of Representatives;~~

20 ~~(B) Two (2) members appointed by the President Pro Tempore~~
 21 ~~of the Senate;~~

22 ~~(C) One (1) member appointed by the Black Caucus; and~~

23 ~~(D) One (1) member appointed by the Women's Caucus.~~

24 ~~(d)(1)~~ The term of office of members appointed by the Governor shall
 25 be seven (7) years, except that at the first meeting, the members shall draw
 26 lots for staggered terms so that no more than one (1) membership shall expire
 27 each year on June 30.

28 ~~(2) All other appointed members shall serve only until July 1,~~
 29 ~~1999.~~

31 SECTION 26. Arkansas Code 27-3-103(b)(2), pertaining to the Arkansas
 32 Public Transportation Coordination Council, is amended to read as follows:

33 (2) The Speaker of the House of Representatives and the President Pro
 34 Tempore of the Senate shall each appoint one (1) person, to serve at their
 35 pleasure, who is not a member of the General Assembly;

1 SECTION 27. Section 1 of uncodified Act 1176 of 1993 is hereby
2 repealed.

3 ~~SECTION 1. (a) There is created the Arkansas Task Force on Timber~~
4 ~~Land Assessment. The Task Force shall be composed of five (5) members. The~~
5 ~~Speaker of the House shall appoint one (1) member of the House of the~~
6 ~~Representatives as a member of the task force. The President Pro Tempore of~~
7 ~~the Senate shall appoint one (1) member of the Senate as a member of the task~~
8 ~~force. The Governor shall appoint three (3) members to be selected as~~
9 ~~follows: one (1) County Assessor, one (1) representative of the timber~~
10 ~~industry, and one (1) superintendent of a public school.~~

11 ~~(b) The task force shall examine the use valuation, for tax purposes,~~
12 ~~of timber land that has additional uses. The task force shall make a report~~
13 ~~of its findings and recommendations to the Governor and the Arkansas General~~
14 ~~Assembly.~~

15 ~~(c) The Assessment Coordination division shall provide staff support~~
16 ~~for the task force.~~

17 ~~(d) The members of the task force shall serve without compensation for~~
18 ~~their services.~~

19

20 SECTION 28. Uncodified section 4 of Act 1133 of 1997 is hereby
21 repealed.

22 ~~SECTION 4. Transportation Funding Commission~~

23 ~~(a) There shall be established a School Transportation Funding~~
24 ~~Commission to study issues concerning high cost student transportation.~~

25 ~~(b) The Commission shall consist of:~~

26 ~~(1) The Director of General Education, or his designee;~~

27 ~~(2) Representative from Arkansas Association of Educational~~
28 ~~Administrators;~~

29 ~~(3) Representative from the Arkansas School Boards Association;~~

30 ~~(4) Representative from the Arkansas Educators Association;~~

31 ~~(5) Representative from the Arkansas Association of Pupil~~
32 ~~Transportation Officers;~~

33 ~~(6) Five (5) superintendents of Public Schools chosen by the~~
34 ~~Director of General Education;~~

35 ~~(7) Two (2) Members of the House of Representatives appointed by~~
36 ~~the Speaker; and~~

1 ~~(8) Two (2) members of the Senate appointed by the President Pro~~
2 ~~Tempore.~~

3 ~~(c) The Commission shall file a report with its findings to the~~
4 ~~Arkansas General Assembly by December 30, 1998.~~

5 ~~(d) The Commission shall include in its report proposed legislation to~~
6 ~~maintain, supplement or replace the "High Cost Transportation Funding Act of~~
7 ~~1997."~~

8 ~~(e) The State Department of Education shall set aside sixty thousand~~
9 ~~dollars (\$60,000) per annum for the Commission. These funds shall be used~~
10 ~~for supplies, copies, and Professional Service Contracts, including data~~
11 ~~analysis, as the Director of General Education may see fit.~~

12

13

14

/s/ Bradford

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APPROVED: 4/5/2001

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