

HOUSE AMENDMENT 2 TO hb2235.

inserting additional sections immediately following Section 3 to read as follows:

"SECTION 4. Arkansas Code 6-15-804(c) is amended to read as follows:

(c) Nonstate employee committee members and legislative members of the committee shall serve without compensation but shall be entitled to reimbursement of expenses and mileage allowances for attendance at committee meetings at the same rate authorized by law for legislators' attendance at meetings of ~~joint~~ interim committees of the General Assembly.

SECTION 5. Arkansas Code 6-44-201(c) is amended to read as follows:

(c) Members of the commission shall serve at the pleasure of the Governor. Nonstate employee members shall serve without compensation but shall be entitled to per diem and mileage allowances for attendance at commission meetings at the same rate authorized by law for legislators' attendance at meetings of ~~joint~~ interim committees of the General Assembly. Commission members who are also state employees shall be reimbursed for expenses and mileage by the state agency by which they are employed, from funds that are available for that purpose.

SECTION 6. Arkansas Code 6-62-903(c)(2) is amended to read as follows:

(2) Members shall serve without compensation but shall receive their reasonable and necessary expenses incurred in the conduct of authority business. Members of the General Assembly serving on the authority shall be entitled to per diem and mileage allowances for attendance at meetings at the same rate authorized by law for legislators' attendance at meetings of ~~joint~~ interim committees of the General Assembly.

SECTION 7. Arkansas Code 8-7-904(b) is amended to read as follows:

(b) Committee members shall serve without compensation but shall be entitled to per diem and mileage allowances for attendance at committee meetings at the same rate authorized by law for legislators' attendance at meetings of ~~joint~~ interim committees of the General Assembly. Committee members shall be entitled to reimbursement for actual expenses incurred for lodging while attending committee meetings which involve overnight stays.

SECTION 8. Arkansas Code 8-9-201(d) is amended to read as follows:

_(d) Members shall serve without compensation but shall be entitled to per diem and mileage allowances for attendance at council meetings at the same rate authorized by law for legislators' attendance at meetings of ~~joint~~ interim committees of the General Assembly. Members shall be entitled to reimbursement for actual expenses incurred for

lodging while attending council meetings which involve overnight stays._

SECTION 9. Arkansas Code 9-14-401(b)(2) is amended to read as follows:

(2) Members shall serve without compensation, but shall be entitled to per diem and mileage allowances for attendance at commission meetings at the same rate authorized by law for legislators' attendance at meetings of ~~joint~~ interim committees of the General Assembly.

SECTION 10. Arkansas Code 9-31-304(c) is amended to read as follows:

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

SECTION 11. Arkansas Code 10-3-219 is amended to read as follows:

_§ 10-3-219. Purpose of §§ 10-3-217 and 10-3-218.

It is the intent of §§ 10-3-217 and 10-3-218 to supplement the existing laws of this state governing the powers, functions, and duties of the ~~joint~~ interim committees of the General Assembly. Nothing in those sections is intended to modify or repeal any of the existing laws governing the powers, functions, and duties of any of the ~~joint~~ interim committees of the General Assembly, including the Legislative Council and the Legislative Joint Auditing Committee, except to provide for separate interim committees of the House of Representatives and the Senate and to authorize comparable House and Senate committees to meet jointly during the interim if they choose to do so._

SECTION 12. Arkansas Code 10-3-308(b) is amended to read as follows:

(b) Each member of the General Assembly who will serve during the upcoming regular session of the General Assembly and each member-elect of the General Assembly shall be entitled to attend the budget briefings conducted pursuant to the provisions of this section. Each member attending the budget briefings shall be entitled to per diem and mileage for attending briefings at the rate prescribed by law for members of the General Assembly who attend meetings of the ~~joint~~ interim committees of the General Assembly, to be payable from moneys appropriated for payment of per diem and mileage for attendance at meetings of ~~joint~~ interim committees.

SECTION 13. Arkansas Code 10-3-309(f)(1) is amended to read as follows:

(f)(1) In addition, before any rule or regulation of any agency of the state may be revised, promulgated, amended, or changed, a copy of the rule or amendment to existing rules shall be filed with the ~~joint~~ interim committee of the Arkansas General Assembly having responsibility for review of that agency under Acts 1977, No. 100 [expired].

SECTION 14. Arkansas Code 10-3-313 is amended to read as follows:

§ 10-3-313. Meetings - Agenda - Procedures and practices.

(a)(1) The Legislative Council Subcommittees on Review, Administrative Rules and Regulations, and Performance Evaluation and Expenditure Review shall meet monthly on a date approximately two (2) weeks preceding the date on which regular meetings of the ~~joint~~ interim committees are held.

(2) At such meetings, the respective subcommittees shall screen the various matters required by law to be submitted to the Legislative Council by the state agencies and which have heretofore been referred to the respective subcommittees by the Legislative Council and shall determine which of such matters need further review and which are routine and need no further review or both.

(3) Those matters which the respective subcommittees determine need further review shall be referred to the respective subject matter ~~joint~~ interim committee, which such committee referral shall be made by the subcommittee after taking into consideration the committee which is usually assigned such matters by the respective houses as well as the workload of the various ~~joint~~ interim committees, it being the intent to allow as much meaningful participation by the members in as many committees as possible.

(b)(1)(A) At the next regular meeting of a ~~joint~~ interim committee, all matters referred to the committee by the Legislative Council or appropriate subcommittee of the Council shall be placed on the agenda for review by the committee.

(B) When any member of the Arkansas General Assembly submits any proposal or issue to the Legislative Council for legislative study or review or input, the Legislative Council shall refer the matter as follows:

(i) If the proposal states a preference on referral, the proposal shall be referred to the committee of preference unless the proposal is clearly not germane to that committee as determined by the Legislative Council;

(ii) If the proposal was initiated by the Legislative Council or by a member of the Legislative Council, the Legislative Council may appoint a subcommittee to conduct such study;

(iii) All other proposals shall be assigned to the appropriate ~~joint~~ interim committee.

(2) Notice that such item is being placed on the meeting agenda of said joint interim committee may be furnished to the various state agencies involved upon direction of the cochairmen of the ~~joint~~ interim committee in order that the agency may be represented at such ~~joint~~ interim committee meeting to explain the item and to answer questions in regard thereto if raised by the committee.

(3) Upon conclusion of the committee's consideration of an item, the committee or designated subcommittee thereof shall notify the state agency that it has completed its review of the item.

(4) The purpose of this subsection is to enable appropriate ~~joint~~ interim

committees of the General Assembly and the various state agencies to jointly discuss the various matters referred to the respective committees in order to enable the committees to perform a legislative oversight function of keeping the General Assembly informed with respect to activities of the various agencies and to enable state agencies to receive the benefit of recommendations and comments of the respective ~~joint~~ interim committees concerning various actions or proposed actions of the agencies.

(5) The respective ~~joint~~ interim committees of the General Assembly are hereby authorized to adopt appropriate procedures and practices, including the utilization of subcommittees, to enable the committee to carry out its responsibilities under the provisions of this section._

SECTION 15. Arkansas Code 10-3-507(c) is amended to read as follows:

_(c) The members shall be entitled to receive per diem and mileage for attendance at such pre-session budget hearings of the Legislative Council at the same rates provided by law for attendance at meetings of the ~~joint~~ interim committees of the General Assembly, and payment therefor shall be made as follows:

(1) Regular members of the Legislative Joint Auditing Committee who are appointed to the Legislative Council shall receive per diem and mileage for attendance at Legislative Council pre-session budget hearings from funds appropriated for the Legislative Joint Auditing Committee;

(2) Members of either house of the General Assembly who are not regular members of the Legislative Council or regular members of the Legislative Joint Auditing Committee shall receive such per diem and mileage from funds appropriated for the payment of per diem and mileage for attendance at meetings of the ~~joint~~ interim committees of the General Assembly; and

(3) Members of the Legislative Council shall receive per diem and mileage from funds appropriated for the support of the Legislative Council._

SECTION 16. Arkansas Code 10-3-509 is amended to read as follows:

_§ 10-3-509. Meeting during the interim.

(a) ~~With the agreement of the Chairman and the Vice Chairman of the Legislative Council and the Cochairman of the Joint Budget Committee, the Joint Budget Committee is authorized to meet during the interim to work on budgetary matters. The House members of the Joint Budget Committee shall serve as an interim committee to be known as the House Interim Budget Committee and shall be authorized to meet during the interim to work on budgetary and other such matters as come before the Joint Budget Committee.~~

(b) The members of the Joint Budget Committee shall be paid per diem and mileage reimbursement from moneys appropriated for the payment of per diem and mileage for members of the General Assembly when attending meetings of ~~joint~~ interim committees._

SECTION 17. Arkansas Code 10-3-603(c) is amended to read as follows:

_(c)(1) Members of the committee shall receive per diem for attending meetings of the committee or other official business of the committee at the rate provided by law for attendance by members of the General Assembly at meetings of ~~joint~~ interim committees and, in addition, shall receive mileage for travel in attending meetings or other official business of the committee at the rate provided by law for state employees.

(2) Per diem and mileage of members of the Joint Committee on Legislative Printing Requirements and Specifications shall be paid from any appropriation made for paying per diem, expenses, and mileage of members of the ~~joint~~ interim committees._

SECTION 18. Arkansas Code 10-3-820(a) and (b) are amended to read as follows:

_(a) The members of the House of Representatives and the Senate appointed at each regular session of the General Assembly to the Joint Committee on Energy shall constitute a joint interim committee of the General Assembly to function in the interim between the sine die adjournment or extended recess of the regular session of each General Assembly until the convening of the next regular session of the General Assembly, or reconvening of the current General Assembly, during an extended recess. This joint interim committee shall be known as the Joint Interim Committee on Energy and shall function in addition to the other ~~joint~~ interim committees of the General Assembly established by law. In the event a vacancy shall occur on the Joint Interim Committee on Energy, the vacancy shall be filled in the same manner as provided for the initial appointment.

(b) The Joint Interim Committee on Energy shall make continuing studies of energy resources and problems, either initiated by the committee or referred to it by either house of the General Assembly for study, in the interim between sessions of the General Assembly. Interim study proposals and resolutions filed with the Legislative Council under the provisions of § 10-3-214 for review and referral to the appropriate germane ~~joint~~ interim committee of the General Assembly, relating to energy, shall be referred to the Joint Interim Committee on Energy. The committee shall undertake each study referred to it by members of the General Assembly or by the Legislative Council and shall submit a report of its findings and recommendations in regard to each study request prior to the convening of the next regular session of the General Assembly._

SECTION 19. Arkansas Code 10-3-822(a) is amended to read as follows:

(a) The per diem and mileage, including reimbursement for expenses for attending out-of-state meetings as provided by law, shall be paid from funds appropriated for per diem, mileage, and expenses of members of the General Assembly for attending ~~joint~~ interim committee meetings or from other funds provided by law for that purpose.

SECTION 20. Arkansas Code 10-3-902(3) is amended to read as follows:

_(3) Refer specific problems regarding the operation of state government to

appropriate ~~joint~~ interim committees of the General Assembly for continuing study;_

SECTION 21. Arkansas Code 10-3-1101(b)(1) is amended to read as follows:

(1) The members of the committee shall receive per diem at the rate provided by law for attendance by members of the General Assembly at meetings of ~~joint~~ interim committees for each day in attending meetings of the committee or performing other duties as authorized by the committee.

SECTION 22. Arkansas Code 10-3-1104(a) is amended to read as follows:

(a) The committee shall review the existing usage of the space presently used by the General Assembly in the State Capitol Building, and shall make such reallocations thereof, or improvements thereto, as in the judgment of the committee are necessary to serve the needs of the Senate and the House of Representatives, their respective standing committees, and the several ~~joint~~ interim committees of the General Assembly and legislative staff services.

SECTION 23. Arkansas Code 10-3-1322(a) is amended to read as follows:

_(a)(1) Members of the Joint Interim Committee on Children and Youth shall be entitled to per diem and mileage for attending each meeting of the Joint Interim Committee on Children and Youth or in attending to committee-authorized business at the same rate as provided by law for members of the General Assembly for attending meetings of the ~~joint~~ interim committees of the General Assembly.

(2) The per diem and mileage, including reimbursement for expenses for attending out-of-state meetings as provided by law, shall be paid from funds appropriated for per diem, mileage, and expenses for members of the General Assembly for attending ~~joint~~ interim committee meetings or from other funds provided by law for that purpose._

SECTION 24. Arkansas Code 10-3-1401(a)(2) is amended to read as follows:

(2) The members shall be entitled to per diem and mileage, at the rates prescribed by law for members of ~~joint~~ interim committees of the General Assembly, to be paid from funds appropriated for paying per diem and mileage of ~~joint~~ interim committees.

SECTION 25. Arkansas Code 10-3-1502(c) is amended to read as follows:

(c) All per diem and mileage for legislative members shall be paid from the ~~joint~~ interim committee funds for the ~~Joint Interim Committee~~ House and Senate Interim Committees on Education. Nonlegislative members shall be paid from funds available through the Department of Education at the same rate as legislative members.

SECTION 26. Arkansas Code 10-3-1601(d) is amended to read as follows:

_(d) Members of the committee shall be entitled to receive per diem and expenses for

their attendance at committee meetings at the same rate as members of the General Assembly receive for attendance of ~~joint~~ interim committees._

SECTION 27. Arkansas Code 10-3-1704(b)(1)(B)(i) is amended to read as follow:

(i) Interim study proposals and resolutions filed with the Legislative Council under the provisions of § 10-3-214 for review and referral to the appropriate germane ~~joint~~ interim committee of the General Assembly, relating to advanced communications and information technology, shall be referred to the Joint Committee on Advanced Communications and Information Technology.

SECTION 28. Arkansas Code 10-3-1707(a) is amended to read as follows:

(a) The per diem and mileage, including reimbursement for expenses for attending out-of-state meetings as provided by law, shall be paid from funds appropriated for per diem, mileage, and expenses of members of the General Assembly for attending ~~joint~~ interim committee meetings or from other funds provided by law for that purpose.

SECTION 29. Arkansas Code 12-12-202(e)(1)(C) is amended to read as follows:

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

SECTION 30. Arkansas Code 14-272-102(b) is amended to read as follows:

_(b)(1) Legislative members of the commission shall be entitled to per diem and mileage at the same rate authorized by law for attendance at meetings of ~~joint~~ interim committees of the General Assembly.

(2) Legislative members of the commission may receive payment for per diem and mileage from appropriated funds for the ~~joint~~ interim committees which they represent, for the ~~joint~~ interim committees on which they serve, or from appropriated funds for travel and expenses for the house of the General Assembly in which they serve._

SECTION 31. Arkansas Code 15-6-104(d)(2) is amended to read as follows:

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

SECTION 32. Arkansas Code 15-12-101(b)(3) is amended to read as follows:

_(3) The nonvoting legislative members of the council shall receive, in lieu of reimbursement for meals, lodging, and travel, the same per diem and mileage allowance for

each day in attending meetings of the council as is authorized by law for attending meetings of ~~joint~~ interim committees of the General Assembly and shall be paid from funds appropriated for that purpose._

SECTION 33. Arkansas Code 16-7-102(b)(2) is amended to read as follows:

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

SECTION 34. Arkansas Code 16-63-406(b) is amended to read as follows:

(b) Any and all proceedings and suits pending in any of the courts in this state in which any attorney for either party to any suit is a member of the Legislative Council, the Legislative Joint Auditing Committee, or any ~~joint~~ interim committee of the General Assembly, shall be stayed, or reset if scheduled, if the proceeding or hearing has been scheduled on the day immediately prior to, the day immediately after, or the day upon which the Legislative Council, Legislative Joint Auditing Committee, or any ~~joint~~ interim committee is meeting if the attorney is a member, or an alternate member attending in the place of a regular member, of the committee which is meeting and the attorney requests the continuance of the court no less than three (3) days before the proceeding is to commence.

SECTION 35. Arkansas Code 19-4-607(3) is amended to read as follows:

(3) Consult frequently with the Legislative Council and the legislative ~~joint~~ interim committees to determine that the annual operations plan and the performance reports defined in § 19-4-609 are useful tools for the General Assembly to utilize in determining the performance of agencies and in carrying out its constitutional duties.

SECTION 36. Arkansas Code 19-4-1716(g) is amended to read as follows:

(g) The Joint Interim Committee on Public Health, Welfare, and Labor shall report to the other ~~joint~~ interim committees and to the General Assembly on the success of including performance evaluation provisions in professional services and consultant services contracts with regard to the legislative intent of this section and make recommendations with regard to the expansion, continuation, or termination of the use of performance evaluation provisions in professional services and consultant services contracts.

SECTION 37. Arkansas Code 20-77-202(d) is amended to read as follows:

_(d) The members of the commission shall serve without pay but shall be reimbursed for reasonable and necessary expenses incurred for meals, lodging, and travel in attending commission meetings and in the performance of duties of the commission from funds appropriated for that purpose. The legislative members of the commission shall receive, in

lieu of reimbursement for meals, lodging, and travel, the same per diem and mileage allowance for each day in attending meetings of the commission as is authorized by law for attending meetings of ~~joint~~ interim committees of the General Assembly and shall be paid from funds appropriated for that purpose._

SECTION 38. Arkansas Code 21-5-408(a)(2) is amended to read as follows:

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

SECTION 39. Arkansas Code 22-3-502(b)(3) is amended to read as follows:

(3) The nonvoting legislative members of the commission shall be entitled to receive per diem and mileage for attending commission meetings at the same rate as provided by law for attending meetings of the ~~joint~~ interim committees of the General Assembly, and the allowances shall be paid from funds appropriated for that purpose.

SECTION 40. Arkansas Code 24-7-605(a)(1)(A)(ii) is amended to read as follows:

(ii) These meetings shall include, but not be limited to, the Legislative Council, the Legislative Joint Auditing Committee, the ~~joint~~ interim committees, and special legislative committees.

SECTION 41. Arkansas Code 25-16-906(c) is amended to read as follows:

(c) State board members who are also members of the General Assembly shall continue to receive mileage, expense reimbursement, and per diem as prescribed for legislators attending meetings of ~~joint~~ interim committees of the General Assembly.

SECTION 42. Arkansas Code 25-15-103(b) is amended to read as follows:

(b) Any and all administrative hearings before an agency of this state in which any attorney for either party to any suit is a member of the Legislative Council, the Legislative Joint Auditing Committee, or any ~~joint~~ interim committee of the General Assembly shall be stayed, or reset if scheduled, if the proceeding or hearing has been scheduled on the day immediately prior to, the day immediately after, or the day upon which the Legislative Council, Legislative Joint Auditing Committee, or any ~~joint~~ interim committee is meeting and if the attorney is a member of the committee which is meeting, or an alternate member attending in the place of a regular member, and the attorney requests the continuance of the court no less than three (3) days before the proceeding is to commence.

SECTION 43. Arkansas Code 25-26-103(e)(2) is amended to read as follows:

_(2) Legislator members shall receive per diem, mileage, and expense reimbursement

at the same rate as that prescribed for legislators for attending meetings of ~~joint~~ interim committees of the General Assembly._

SECTION 44. Arkansas Code 27-3-103(e)(2) is amended to read as follows:

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

and

by appropriately renumbering the subsequent sections of the bill