

AGENDA
Administrative Rules and Regulations Subcommittee
of the
Arkansas Legislative Council

Monday, November 16, 2009

09:00 AM

Room 151, State Capitol

Little Rock, Arkansas

Sen. Percy Malone, Chair
Sen. John Paul Capps, Vice Chair
Sen. Terry Smith
Sen. Steve Bryles
Sen. Kim Hendren
Sen. Randy Laverty
Sen. Paul Bookout
Sen. Cecile Bledsoe
Sen. Joyce Elliott
Sen. Henry "Hank" Wilkins, IV, ex officio
Sen. Steve Faris, ex officio

Rep. Mike Burris, Chair
Rep. George Overbey, Vice Chair
Rep. Stephanie Flowers
Rep. Monty Davenport
Rep. Bill Sample
Rep. Ray Kidd
Rep. John Paul Wells
Rep. David Dunn
Rep. Johnnie Roebuck
Rep. Allen Maxwell, ex officio
Rep. Nathan George, ex officio

- A. Call to Order.
- B. Review of draft of letter to advise agencies of committee action concerning effective date of rules on the Administrative Rules and Regulations Committee agenda.
- C. Interim Study Proposal 2009-190 by Representative Steve Cole requesting that the Administrative Rules and Regulations Subcommittee of the Legislative Council study the implementation of Act 971 of 2009. This was referred to committee by the Legislative Council at its meeting on October 16, 2009.
--Rep. Steve Cole
- D. Rules filed Pursuant to A. C. A. § 10-3-309.
1. **STATE BOARD OF PUBLIC ACCOUNTANCY (Leveta Ray)**
- a. Emergency Amendments to Rules 6, 7, 10, 12, and 14
- b. Amendment to Rule 1
2. **ARKANSAS AGRICULTURE DEPARTMENT (Richard Bell, Lucian Shockey)**
- a. Arkansas Milk Stabilization Program Grants

Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as "*Members and Staff Only*"

3. **DEPARTMENT OF CORRECTION (Bobby G. Smith)**
 - a. AR 008; Judicial Decisions, Affidavits and Lawsuits
4. **ARKANSAS DEVELOPMENT FINANCE AUTHORITY (Sara Braswell)**
 - a.. 2010 Compliance Monitoring Policies and Procedures Manual for the Low Income Housing Tax Credit Program
 - b. 2010 Multifamily Housing Minimum Design Standards
 - c. 2010 Housing Credit Program Qualified Allocation Plan
5. **DEPARTMENT OF EDUCATION (Tripp Walter, Mary Ann Brown, Bill Goff, Beverly Williams)**
 - a. Public School End-of-Course Assessments and Remediation
 - b. Public Charter Schools
 - c. Calculation Methods for Declining Enrollment and Student Growth Funding for Public School Districts
 - d. Reimbursement by School Districts for Election Expenses
 - e. Identifying and Governing the Arkansas Fiscal Assessment and Accountability Program
 - f. Highly Qualified Teachers
 - g. Regulatory Basis of Accounting
 - h. Waiver of the Earnings Limitation under Arkansas Teacher Retirement System
 - i. Calculation of Arkansas Smart Core Incentive Funding
 - j. Limited Charter Schools
6. **BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS (Steve Haralson)**
 - a. Revisions to Rules of the Board of Registration for Professional Engineers and Land Surveyors
7. **DEPARTMENT OF ENVIRONMENTAL QUALITY, REGULATED STORAGE TANKS DIVISION (Karen Bassett, Joe Hoover)**
 - a. Regulation No. 12; Storage Tanks
8. **DEPARTMENT OF FINANCE AND ADMINISTRATION, REVENUE DIVISION (John Theis)**
 - a. Rule 2007-4; Charitable Bingo and Raffle Rule
9. **DEPARTMENT OF ARKANSAS HERITAGE, ARKANSAS HISTORIC PRESERVATION (Mark Christ, Boyd Maher, Tom Marr, Frances McSwain)**
 - a. Arkansas Historic Rehabilitation Income Tax Credit Program
 - b. Arkansas Civil War Sesquicentennial Historical Marker Program

- 10. DEPARTMENT OF HUMAN SERVICES, CHILDREN AND FAMILY SERVICES (Cecile Blucker)**
 - a. DCFS Policy Manual; Board Rate/Adoption Subsidy Increase
- 11. DEPARTMENT OF HUMAN SERVICES, DEVELOPMENTAL DISABILITIES SERVICES (Shelley Lee)**
 - a. DDS Policy #1086; Human Development Center Admission and Discharge Rules
- 12. DEPARTMENT OF HUMAN SERVICES, MEDICAL SERVICES (Jeffrey Wood)**
 - a. Assisted Living Facilities II
 - b. Official Notice DMS-2009-A-1, DMS-2009-X-1, DMS-2009-II-1, DMS 2009-L-1, DMS-2009-R-1; Billing for Essure Procedure and Device
 - c. Official Notice DMS-2009-W-1; FFY 2010-ICD-9-CM Diagnosis Codes
 - d. State Plan Amendment #2009-013 and Independent Choices Update #18
- 13. INSURANCE DEPARTMENT (Bob Alexander)**
 - a. Rule 57; Insurance Department Administrative and Regulatory Fees
- 14. OIL AND GAS COMMISSION (Lawrence Bengal, Maurice Rigsby)**
 - a. Rule G-1; Abandoned or Leaking Well and Well Site Remediation
 - b. Rule H-1; Class II Disposal and Class II Commercial Disposal Well Permit Application Procedures
- 15. STATE BOARD OF OPTOMETRY (Bill Trice)**
 - a. Chapter I, Article II; Applications for Examination
 - b. Chapter 3, Article III; Procedures for Emergency Situations in Optometrist Clinic
 - c. Chapter 5, Article VIII; Prescribing Oral Steroids
- 16. DEPARTMENT OF PARKS AND TOURISM (Joe Jacobs)**
 - a. CY 2010 Arkansas State Parks Fees and Rates
- 17. STATE BOARD OF PHARMACY (John Kirtley)**
 - a. Regulation 09; Pharmaceutical Care/Patient Counseling

E. Adjournment.