

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Mahony**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §§ 25-15-204 AND
9 25-15-203 TO PROVIDE INCREASED AVAILABILITY OF AGENCY
10 RULES AND REGULATIONS FOR PUBLIC INSPECTION; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "TO REQUIRE COPIES OF AGENCY RULES AND REGULATIONS TO BE
15 FILED WITH THE ARKANSAS STATE LIBRARY."

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

19 SECTION 1. Arkansas Code § 25-15-204(d) is hereby amended to read as
20 follows:

21 "(d) (1) Every agency, including those exempted under § 25-15-202, shall
22 file with the Secretary of State and the Arkansas State Library a certified
23 copy of each rule and regulation adopted by it.

24 (2) The Secretary of State shall keep a register of the rules
25 open to public inspection, and it shall be a permanent register."

27 SECTION 2. Arkansas Code § 25-15-203(b) is hereby amended to read as
28 follows:

29 "(b) No agency rule, order, or decision shall be valid or effective
30 against any person or party, nor may it be invoked by the agency for any
31 purpose, until it has been filed and made available for public inspection as
32 required in this subchapter. This provision shall not apply in favor of any
33 person or party with actual knowledge of an agency order, or decision."

35 SECTION 3. All provisions of this act of a general and permanent nature

1 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
2 Revision Commission shall incorporate the same in the Code.

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4 SECTION 4. If any provision of this act or the application thereof to
5 any person or circumstance is held invalid, such invalidity shall not affect
6 other provisions or applications of the act which can be given effect without
7 the invalid provision or application, and to this end the provisions of this
8 act are declared to be severable.

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10 SECTION 5. All laws and parts of laws in conflict with this act are
11 hereby repealed.

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