

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

SENATE BILL 386

5 By: Senators J. Dismang, B. Ballinger, Bledsoe, Caldwell, E. Cheatham, A. Clark, J. Cooper, B. Davis, L.
6 Eads, Elliott, J. English, Flippo, S. Flowers, T. Garner, K. Hammer, J. Hendren, Hester, Hill, Irvin, B.
7 Johnson, M. Johnson, G. Leding, Rapert, J. Sturch, Teague, D. Wallace
8 By: Representatives A. Davis, Cozart, Della Rosa, Eaves, Gonzales, Hollowell, L. Johnson, Lundstrum,
9 Maddox, J. Mayberry, Richmond, Speaks, Sullivan, Vaught, Watson, Bentley, Cloud, Beck, Brown,
10 Capp, Cavanaugh, Crawford, Evans, Gates, M. Gray, G. Hodges, Kelly, Ladyman, Lynch, McCollum,
11 McNair, S. Meeks, Rye, B. Smith, Wing, Dotson, Richardson
12

For An Act To Be Entitled

13 AN ACT CONCERNING LEGISLATION PROPOSED BY THE
14 DIRECTOR OF STATE HIGHWAYS AND TRANSPORTATION; AND
15 FOR OTHER PURPOSES.
16
17
18

Subtitle

19 CONCERNING LEGISLATION PROPOSED BY THE
20 DIRECTOR OF STATE HIGHWAYS AND
21 TRANSPORTATION.
22
23
24

25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
26

27 SECTION 1. Arkansas Code Title 27, Chapter 65, Subchapter 1 is amended
28 to add an additional section to read as follows:

29 27-65-146. Proposed legislation – Reporting and approval requirements.

30 (a) By December 1 of each year immediately preceding a regular session
31 of the General Assembly, the Director of State Highways and Transportation
32 shall present to the State Highway Commission for its approval, by recorded
33 vote, all draft legislation that will be presented for filing during the
34 regular session by the Arkansas Department of Transportation.

35 (b) The meeting at which the draft legislation is presented by the
36 director to the commission shall be an open public meeting, in accordance



1 with the requirements of § 25-19-106 of the Freedom of Information Act of
2 1967.

3 (c) Following approval of the commission of the draft legislation of
4 the department, the Director of State Highways and Transportation, or his or
5 her designee, shall report to the Legislative Council at its December meeting
6 regarding the legislative package of the department.

7 (d)(1) The department may introduce draft legislation not presented to
8 the Legislative Council at its December meeting under subsection (c) of this
9 section if the commission:

10 (A) Finds that imminent peril to the public health, safety,
11 or welfare or compliance with a federal law or regulation requires
12 introduction of additional legislation; and

13 (B) Discusses and votes on the need for the additional
14 legislation in an open public meeting.

15 (2) The director shall report the outcome of the commission's
16 determination regarding the need for additional legislation and provide
17 copies of the draft legislation to the President Pro Tempore of the Senate
18 and the Speaker of the House of Representatives.

19
20
21 **APPROVED: 3/5/19**
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36