

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 84th General Assembly  
3 Regular Session, 2003  
4

As Engrossed: H1/28/03

# A Bill

Act 203 of 2003  
HOUSE BILL 1109

5 By: Representative Scroggin  
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## For An Act To Be Entitled

9 AN ACT TO CHANGE THE MEMBERSHIP OF THE  
10 RESIDENTIAL BUILDING CONTRACTORS COMMITTEE; TO  
11 REVISE THE APPLICATION PROCESS FOR A NEW  
12 RESIDENTIAL BUILDING CONTRACTORS' LICENSE; AND  
13 FOR OTHER PURPOSES.  
14

## Subtitle

15 AN ACT TO CHANGE THE MEMBERSHIP OF THE  
16 RESIDENTIAL BUILDING CONTRACTORS  
17 COMMITTEE; AND TO REVISE THE APPLICATION  
18 PROCESS FOR A NEW RESIDENTIAL BUILDING  
19 CONTRACTORS' LICENSE.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. Arkansas Code § 17-25-503(a) is amended to read as follows:

26 (a)(1) There is hereby created the Residential Building Contractors  
27 *Committee to consist of seven (7) members.*

28 (2)(A) The Governor shall appoint ~~four (4)~~ five (5) persons who  
29 have at least five (5) years' experience in residential construction. Two  
30 (2) of the ~~four (4)~~ five (5) residential construction members shall be  
31 appointed from a list of at least ten (10) names submitted by the statewide  
32 trade organization or *organizations that represent the residential*  
33 *construction industry. At least one (1) of the five (5) residential*  
34 *construction members shall reside in each congressional district.*

35 (B)(i) Two (2) members of the committee shall not be  
36 actively engaged in or retired from the profession of residential



1 contracting.

2 (ii) One (1) shall represent consumers and the other shall  
3 be at least sixty (60) years of age.

4 (iii) Both shall be appointed by the Governor from the  
5 state at large, subject to confirmation by the Senate.

6 (iv) These two (2) positions may not be held by the same  
7 person.

8 (v) Members appointed to these two (2) positions shall be  
9 full voting members, but shall not participate in the grading of  
10 examinations.

11 (C) The members shall serve three-year terms, except that  
12 the initial appointees shall serve staggered terms determined by the Governor  
13 *so that ~~two (2)~~ three (3) serve a one-year term, two (2) serve a two-year*  
14 *term, and two (2) serve a three-year term.* No member may serve more than two  
15 (2) three-year terms.

16 ~~(3)(A) The Governor shall designate a member of the Contractors~~  
17 ~~Licensing Board to serve at the Governor's pleasure as a member of the~~  
18 ~~committee and to act as chair without the power to vote~~ The committee shall  
19 elect a chairperson, vice chairperson, and secretary, each to serve in his or  
20 her respective capacity for one (1) year.

21 (B) Officers shall be elected by the committee annually.

22 (4) Three (3) voting members shall constitute a quorum.

23  
24 SECTION 2. Arkansas Code § 17-25-506 is amended to read as follows:  
25 17-25-506. Application for license.

26 (a) Applications for licensure shall be made on forms prescribed by  
27 the Residential Building Contractors Committee and shall have attached  
28 thereto:

29 (1) A compiled financial statement with each new application;  
30 and

31 (2) Such other information as required by the committee.

32 (b)(1) The financial statement required with each application is not  
33 public information and may not be made available for inspection by any  
34 person, unless by an order of a court of competent jurisdiction.

35 (2) After the contractor is licensed, the Contractors Licensing  
36 Board shall destroy the financial statement by the process of shredding or

1 returning the financial statement to the contractor.

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*/s/ Scroggin*

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*APPROVED: 2/21/2003*

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