

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: H3/17/03

A Bill

Act 870 of 2003
HOUSE BILL 2619

5 By: Representative Mahony
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For An Act To Be Entitled

9 AN ACT TO AMEND THE GUIDELINES FOR THE ARKANSAS
10 BOARD OF EXAMINERS IN COUNSELING FOR NAMES THAT
11 ARE SUBMITTED TO THE GOVERNOR FOR BOARD
12 APPOINTMENTS; AND FOR OTHER PURPOSES.
13

Subtitle

15 AN ACT TO AMEND THE GUIDELINES FOR THE
16 ARKANSAS BOARD OF EXAMINERS IN
17 COUNSELING FOR NAMES THAT ARE SUBMITTED
18 TO THE GOVERNOR FOR BOARD APPOINTMENTS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 17-27-201 is amended to read as follows:
24 17-27-201. Creation - Members.

25 (a) There is created a board to be known as the Arkansas Board of
26 Examiners in Counseling, consisting of nine (9) members who shall be
27 appointed by the Governor.

28 (b) Appointments shall be made so as to ensure that the board consists
29 of citizens of the United States, residents of Arkansas, at least one (1)
30 member of each sex, and at least one (1) member of an ethnic minority.

31 (c)(1) The composition of the board shall include:

32 (A)(i) Six (6) licensed or licensable counselors, three
33 (3) who are practicing counselors, and three (3) who are counselor educators
34 ~~or supervisors~~, one (1) of the six (6) whom shall also be a licensed marriage
35 and family therapist, if available.

36 (ii) These members shall be appointed from a list



1 submitted to the Governor not later than November 1 of each year by the
2 Executive Committee of the Arkansas Counseling Association, or the Executive
3 Committee of the Arkansas Mental Health Counselors Association;

4 (B)(i) One licensed marriage and family therapist.

5 (ii) This member shall be appointed from a list
6 submitted to the Governor not later than November 1 of each year by the Board
7 of Directors of the Arkansas Association for Marriage and Family Therapists;

8 (C)(i) One (1) member from the general public who is not
9 licensed or licensable, and not actively engaged in or retired from the
10 profession of counseling who shall represent consumers.

11 (ii) This member shall be appointed from a list
12 submitted to the Governor not later than November 1 of each year by the
13 Executive Committee of the Arkansas Counseling Association, or the Executive
14 Committee of the Arkansas Mental Health Counselors Association; and

15 (D)(i) One (1) member who shall represent the elderly.

16 (ii) This member shall be sixty (60) years of age or
17 older and not actively engaged in or retired from the profession of
18 counseling.

19 (iii) He or she shall be appointed from the state at
20 large subject to confirmation by the Senate and shall be a full voting member
21 but shall not participate in the grading of examinations.

22 (2) The same person may not be both the consumer representative
23 and the representative of the elderly.

24 (d) Board members shall be appointed for three-year terms.

25 (e)(1) Vacancies for the unexpired terms of the professional members
26 and the consumer member shall be filled by the Governor from candidates
27 submitted within thirty (30) days of the vacancy by the Executive Committee
28 of the Arkansas Counseling Association, or the Executive Committee of the
29 Arkansas Mental Health Counselors Association, and the Board of Directors of
30 the Arkansas Association for Marriage and Family Therapists.

31 (2) The appointments shall be made within thirty (30) days after
32 the candidates' names have been submitted.

33 (f) Any board member may be removed by the Governor after written
34 notice and a hearing for incapacity, incompetence, neglect of duty, or
35 malfeasance in office.

36 (g) Board members shall be ineligible for reappointment for a period

1 of three (3) years following completion of their terms.

2 (h)(1) The members shall immediately and before performing public
3 duties take the constitutional oath of office.

4 (2)(i) They shall file the oath in the office of the Governor
5 who upon receiving it shall issue to each member a certificate of
6 appointment.

7 ~~(i)~~(ii) Each member may receive expense
8 reimbursement in accordance with § 25-16-901 et seq., provided that the
9 expenses shall in no case exceed funds available to the board.

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/s/ Mahony

APPROVED: 3/31/2003