

Hall of the House of Representatives
90th General Assembly - Regular Session, 2015
Amendment Form

Subtitle of House Bill No. 1851

TO AMEND THE LAW CONCERNING APPOINTMENTS TO AND MEMBERSHIP ON CERTAIN BOARDS,
COMMISSIONS, COMMITTEES; AND OTHER ADMINISTRATIVE BODIES.

Amendment No. 2 to House Bill No. 1851

Amend House Bill No. 1851 as engrossed, H3/17/15 (version: 03/17/2015 2:01:34 PM):

Delete the subtitle in its entirety and substitute:

"TO AMEND THE LAW CONCERNING APPOINTMENTS
TO AND MEMBERSHIP ON CERTAIN BOARDS,
COMMISSIONS, COMMITTEES, AND OTHER
ADMINISTRATIVE BODIES."

AND

Delete sections 1 through 7 of the bill in their entirety

AND

Page 8, line 7, delete "~~Association;.~~" and substitute "~~Association;~~ subject to confirmation of the Senate."

AND

Page 8, line 15, delete "Governor as" and substitute "Governor and subject to confirmation of the Senate as"

AND

Page 9, line 19, delete "~~Education;.~~" and substitute "~~Education;~~ subject to confirmation of the Senate."

AND

Page 9, line 31, delete "~~association;~~" and substitute "~~association~~ and appointed subject to confirmation of the Senate;"

AND



Page 9, line 35, delete "association;" and substitute "association and appointed subject to confirmation of the Senate;"

AND

Page 10, delete line 29, and substitute the following:
"this subsection.

(5) Appointments made by the Governor under this subsection shall be subject to confirmation by the Senate."

AND

Page 11, line 1, delete "Council." and substitute "Council subject to confirmation by the Senate."

AND

Page 11, line 20, delete "committee as" and substitute "committee subject to confirmation by the Senate as"

AND

Page 12, line 5, delete "General Governor" and substitute "General, the Governor"

AND

Page 12, line 7, delete "Army," and substitute "Army and confirmation by the Senate,"

AND

Page 12, line 13, delete "Advocate." and substitute "Advocate subject to confirmation by the Senate."

AND

Page 12, delete line 18, and substitute the following:
"making an appointment under this subsection.

SECTION 18. Arkansas Code § 13-5-704(b)(2)(B)(iv), concerning membership of the Delta Cultural Center Policy Advisory Board, is amended to read as follows:

(iv) A member of the Board of the Arkansas ~~Endowment~~
~~for the~~ Humanities;"

AND

Page 13, line 12, delete "~~commission~~ who" and substitute "commission subject to confirmation by the Senate who"

AND

Page 13, line 35, delete "Governor to" and substitute "Governor subject to confirmation by the Senate to"

AND

Page 14, line 6, delete "Governor to" and substitute "Governor subject to confirmation by the Senate to"

AND

Page 15, delete lines 3 through 6 and substitute the following:

"(iii) One (1) member shall be chosen from a list of five (5) persons jointly nominated by the Arkansas Farm Bureau Federation, ~~the Arkansas Farmers' Union,~~ and the Arkansas Agricultural Council."

AND

Page 15, delete lines 8 and 9, and substitute the following:

~~"five (5) persons nominated by the Arkansas Wood Products Association~~
appointed by the Governor from the state at large subject to confirmation by the Senate."

AND

Page 15, delete line 12, and substitute the following:

"Arkansas Wildlife Federation and subject to confirmation by the Senate."

SECTION 22. Arkansas Code § 15-20-306(c), concerning business of the Arkansas Natural Heritage Commission, is amended to read as follows:

(c) ~~Five (5)~~ Eight (8) members shall constitute a quorum for the transaction of business."

AND

Page 16, line 1, delete "Governor for" and substitute "Governor subject to confirmation by the Senate for"

AND

Page 16, delete line 2, and substitute the following:

~~"three-year terms. In making the appointments, the The Governor will take"~~

AND

Page 16, line 3, delete "~~from~~ appoint" and substitute "~~from~~ shall appoint"

AND

Page 16, line 10, delete "Governor," and substitute "Governor subject to confirmation by the Senate,"

AND

Page 16, line 34, delete "Association." and substitute "Association subject to confirmation by the Senate."

AND

Page 17, line 4, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 17, line 11, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 17, line 17 delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 17, line 23, delete "Disabilities." and substitute "Disabilities and subject to confirmation by the Senate."

AND

Page 18, line 4, delete "board and" and substitute "board subject to confirmation by the Senate and"

AND

Page 19, line 23, delete "selected by" and substitute "~~selected~~ appointed by"

AND

Page 19, delete lines 25 through 27, and substitute the following:
"Associated Credit Bureaus of Arkansas subject to confirmation by the Senate,
and another shall be ~~selected from a list of three (3) names submitted by~~
appointed by the Governor after consulting with the Arkansas members of the
American Collectors Association and subject to confirmation by the Senate."

AND

Page 20, delete line 14, and substitute the following:
"industry before making an appointment under this section.
(iii) The appointments made under subdivision
(a)(2)(A) of this section shall be subject to confirmation by the Senate."

AND

Page 21, delete line 16, and substitute the following:
"and the representative of the elderly.

(3) Appointments made by the Governor under this section shall be subject to confirmation by the Senate."

AND

Page 24, delete line 15 and substitute the following:
"accordance with § 25-16-901 et seq.

(c) Appointments made by the Governor under this section shall be subject to confirmation by the Senate."

AND

Page 24, line 20, delete "Governor." and substitute "Governor subject to confirmation by the Senate."

AND

Page 25, line 9, delete "Governor for" and substitute "Governor subject to confirmation by the Senate and for"

AND

Page 25, line 14, delete "§ 17-81-201(b)(2)" and substitute "§ 17-81-201(b) and (2)"

AND

Page 25, line 15, delete "is" and substitute "are"

AND

Page 25, delete line 16 and substitute the following:
"follows:

(b)(1) The board shall be composed of seven (7) members appointed by the Governor subject to confirmation by the Senate for terms of five (5) years."

AND

Page 25, line 24, delete "various chartered"

AND

Page 25, line 25, delete "chiropractic state organizations" and substitute "Arkansas Chiropractic Physicians Association"

AND

Page 25, line 30, delete "(d)(1)" and substitute "~~(d)(1)~~(d)(1)(A)"

AND

Page 25, delete line 34 and substitute the following:

~~"of Directors of the Arkansas Academy of Nutrition and Dietetics.~~

(B) The appointments made by the Governor under subdivision (d)(1)(A) of this section shall be subject to confirmation by the Senate."

AND

Page 26, delete line 5, and substitute the following:

(b)(1)(A) of this section, and the appointment shall be subject to confirmation by the Senate;

AND

Page 26, line 11, delete "~~Governor~~ who" and substitute "Governor subject to confirmation by the Senate who"

AND

Page 26, line 31, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 26, line 34, delete "by the Governor"

AND

Page 26, delete line 35 and substitute the following:

"after consulting the Arkansas Medical Society and subject to confirmation by the Senate.

SECTION 40. Arkansas Code § 17-92-201(a)(1) and (2), concerning membership of the Arkansas State Board of Pharmacy, are amended to read as follows:

(1) Five (5) members shall be experienced pharmacists who have been actively engaged in the practice of pharmacy for the last five (5) years immediately preceding their appointments, to be appointed ~~upon the advice and recommendation of~~ by the Governor after consulting the Arkansas Pharmacists Association and subject to confirmation by the Senate;

(2) One (1) member shall be a minority who is a licensed practicing pharmacist in this state, to be appointed by the Governor ~~upon the advice and recommendation of~~ after consulting the Pharmaceutical Section of the Arkansas Medical, Dental, and Pharmaceutical Association and subject to confirmation by the Senate; and"

AND

Page 27, line 6, delete "~~Governor,~~ who" and substitute "Governor, subject to confirmation by the Senate who"

AND

Page 27, line 32, delete "Society." and substitute "Society and subject to confirmation by the Senate."

AND

Page 28, line 5, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 28, line 15, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 28, line 22, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 28, line 32, delete "attached." and substitute "attached and subject to confirmation by the Senate."

AND

Page 29, line 34, delete "Health." and substitute "Health and subject to confirmation by the Senate."

AND

Page 30, line 35, delete "anesthesiologist." and substitute "anesthesiologist and appointed by the Governor subject to confirmation by the Senate."

AND

Page 31, line 3, delete "Physicians." And substitute "Physicians and appointed by the Governor subject to confirmation by the Senate."

AND

Page 31, line 6, delete "chapter." and substitute "chapter and appointed by the Governor subject to confirmation by the Senate."

AND

Page 31, line 21, delete "individuals." and substitute "individuals and subject to confirmation by the Senate."

AND

Page 32, line 35, delete "Governor." and substitute "Governor subject to confirmation by the Senate."

AND

Page 33, line 26, delete "Governor as" and substitute "Governor subject to confirmation by the Senate as"

AND

Page 35, delete lines 13 and 14, and substitute the following:
"~~three (3) names submitted by the Arkansas Chiropractic Association or the Arkansas Chiropractic Society~~ by the Governor after consulting the Arkansas Chiropractic Physicians Association;"

AND

Page 37, line 24, delete "Governor as" and substitute "Governor subject to confirmation by the Senate as"

AND

Page 39, line 4, delete "(b)" and substitute "(b)(1)"

AND

Page 39, line 7, delete "(1)" and substitute "~~(1)~~(A)"

AND

Page 39, line 8, delete "(2)" and substitute "~~(2)~~(B)"

AND

Page 39, line 9, delete "(3)" and substitute "~~(3)~~(C)"

AND

Page 39, line 10, delete "(4)" and substitute "~~(4)~~(D)"

AND

Page 39, line 11, delete "(5)" and substitute "~~(5)~~(E)"

AND

Page 39, line 13, delete "(6)" and substitute "~~(6)~~(F)"

AND

Page 39, line 15, delete "(7)" and substitute "~~(7)~~(G)"

AND

Page 39, delete line 16 and substitute the following:

"children with hearing loss.

(2) Appointments made by the Governor under this subsection shall be subject to confirmation by the Senate."

AND

Page 39, line 22, delete "Governor as" and substitute "Governor subject to confirmation by the Senate as"

AND

Page 40, line 19, delete "Fund." and substitute "Fund and subject to confirmation by the Senate."

AND

Page 40, line 26, delete "appointment." and substitute "appointment and subject to confirmation by the Senate."

AND

Page 41, delete line 21, and substitute the following:

"the time of appointment and throughout their terms.

(5) Appointments made by the Governor under this section shall be subject to confirmation by the Senate."

AND

Page 41, line 30, delete "Health;" and substitute "Health and subject to confirmation by the Senate;"

AND

Page 41, line 34, delete "Sciences;" and substitute "Sciences and subject to confirmation by the Senate;"

AND

Page 42, line 2, delete "Sciences;" and substitute "Sciences and subject to confirmation by the Senate;"

AND

Page 42, line 7, delete "Rock;" and substitute "Rock and subject to confirmation by the Senate;"

AND

Page 42, line 12, delete "director;" and substitute "director and subject to confirmation by the Senate;"

AND

Page 42, delete line 20, and substitute the following:

"(c)(1) The Governor shall ~~choose~~ appoint representatives of eligible"

AND

Page 42, delete line 23, and substitute the following:

"carriers.

(2) The appointments made by the Governor under subdivision (c)(1) of this section shall be subject to confirmation by the Senate."

AND

Page 42, line 30, delete "Association." and substitute "Association, and the appointment shall be subject to confirmation by the Senate."

AND

Page 42, delete line 36 and substitute the following:

"representative of the elderly.

SECTION 61. Arkansas Code § 23-61-803(d)(1), concerning terms of the members of the Board of Directors of the Arkansas Health Insurance Marketplace appointed by the Governor, is amended to to read as follows:

~~"(d)(1)(A) The initial members appointed by the Governor under subdivision (c)(1) of this section shall serve terms as follows:~~

~~(i) One (1) initial member shall be appointed to a term of four (4) years;~~

~~(ii) One (1) initial member shall be appointed to a term of six (6) years; and~~

~~(iii) One (1) initial member shall be appointed to a term of eight (8) years.~~

~~(B) A member subsequently appointed to the board under subdivision (c)(1) of this section shall serve a term of six (6) years. Members appointed by the Governor serve at the pleasure of the Governor."~~

AND

Page 43, line 11, delete "Association;" and substitute "Association and subject to confirmation by the Senate;"

AND

Page 43, line 15, delete "Police;" and substitute "Police and subject to confirmation by the Senate;"

AND

Page 43, line 18, delete "League;" and substitute "League and subject to confirmation by the Senate;"

AND

Page 44, line 36, delete "Association;" and substitute "Association and subject to confirmation by the Senate;"

AND

Page 45, line 5 delete "Police;" and substitute "Police and subject to confirmation by the Senate;"

AND

Page 45, line 7, delete "League;" and substitute "League and subject to confirmation by the Senate;"

AND

Page 46, line 2, delete "(B)" and substitute "(B)(i)"

AND

Page 46, line 5, delete "(i)" and substitute "~~(i)~~(a)"

AND

Page 46, line 6, delete "(ii)" and substitute "~~(ii)~~(b)"

AND

Page 46, line 7, delete "(iii)" and substitute "~~(iii)~~(c)"

AND

Page 46, line 10, delete "(iv)" and substitute "~~(iv)~~(d)"

AND

Page 46, delete line 12 and substitute the following:

~~(v)~~(e) The Arkansas School for the Blind.

(ii) Appointments made by the Governor under subdivision (a)(1)(B)(i) of this section shall be subject to confirmation by the Senate."

AND

Page 47, line 6, delete "(5)(A)(i)~~(a)~~" and substitute "(5)(A)(i)(a)"

AND

Page 47, delete line 11, and substitute the following:

~~"user associations."~~

(b) Members appointed by the Governor under (a)(5)(A)(i)(a) of this section shall be subject to confirmation by the Senate."

AND

Page 47, delete line 18 and substitute the following:
"Association and subject to confirmation by the Senate."

AND

Page 47, line 24, delete "Association." and substitute "Association and subject to confirmation by the Senate."

AND

Page 47, line 32, delete "(c)" and substitute "(c)(1)"

AND

Page 47, delete line 36 and substitute the following:
"local exchange carriers.

(2) Members appointed by the Governor under subdivision (c)(1) of this section shall be subject to confirmation of the Senate."

AND

Page 48, line 8, delete "Society." and substitute "Society and subject to confirmation by the Senate."

AND

Page 49, delete line 6, and substitute the following:
"the remainder of that unexpired term.

SECTION 69. Arkansas Code § 27-101-405, concerning the Marine Sanitation Advisory Committee, is amended to add an additional subdivision to read as follows:

(h) Members appointed under subdivision (a)(3) of this section shall be appointed by the Governor subject to confirmation by the Senate."

AND

Renumber the sections of the bill appropriately

The Amendment was read _____

By: Representative Neal
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Chief Clerk