

**AGENDA**  
**WATER PROVIDER LEGISLATIVE TASK FORCE**

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**Wednesday, July 11, 2018**  
**1:30 PM**  
**Room 151, State Capitol**  
**Little Rock, Arkansas**

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**Legislative Members**

Sen. Alan Clark, Co-Chair  
Sen. Ronald Caldwell  
Sen. Scott Flippo

Rep. Tim Lemons, Co-Chair  
Rep. Fredrick J. Love  
Rep. Justin Boyd

**Non-Legislative Members**

Judge Rick Davis  
Mr. Mark Bennett  
Mr. Jack Critcher  
Mr. Daniel Dawson  
Mr. Alan Fortenberry  
Mr. Tom Fox

Mr. Barry Haas  
Mr. Dale Kimbrow  
Mr. Dennis Sternberg  
Mr. Barry Weathers  
Ms. Jennifer Enos  
Ms. Alexandra Johnston

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- A. Call to Order
- B. Comments by Committee Co-Chairs  
--Senator Alan Clark  
--Representative Tim Lemons
- C. Consideration of Motion for Approval of Minutes—May 23, 2018 **[Exhibit C]**
- D. Discussion of the U.S. Chamber of Commerce Report “*Why Water Infrastructure Investments Would Make a Big Splash*” --Investing in Water Infrastructure to Promote Economic Growth **[Exhibit D]**
1. Kenny Hall, Executive Vice President, Arkansas State Chamber of Commerce  
*By Conference Call:*
  2. Marybeth Loengini, Director of Communications, and Colleen Newman, Director, Governmental Relations, National Association of Water Companies
- E. Request for a Comprehensive Water System Study to be Performed by the Arkansas Natural Resources Commission (ANRC) to Assess Current Water Systems and Necessary Improvements Needed To Have At Hand a Current Cost Assessment when Federal Dollars Become Available **[Exhibit E]**
1. Comments by Representative Frederick Love
  2. Comments by Mark Bennett, ANRC
- F. Starting Questions for Drafting Final Recommendations of the Water Provider Legislative Task Force
1. Should a water provider be forced to provide water in an area they choose not to serve?

**Note: All exhibits for this meeting are available by electronic means and are accessible on the General Assembly's website at [www.arkleg.state.ar.us](http://www.arkleg.state.ar.us)**

**Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as 'Members and Staff Only'.**

2. When providing water service in an area, should a water provider be able to pick and choose who to serve? How about the customers they choose not to serve? How do they obtain water?
3. Should a customer or potential customer in a water provider's service area be denied water based on a political standing?
  - Race
  - Gender
  - Marital Status
  - Political affiliation
  - Whether residential or type of commercial
  - Type of commercial, such as retail?
  - In or out of a city or zone?
4. Should a water provider with NO political authority in a zone be able to make political decisions in that zone (other than health department codes) based on providing water or not if they are the designated water provider in that zone?
5. What is the state's duty to provide in local infrastructure?
  - To assist?
  - To plan?
  - To police?
  - To monitor?
6. Should a locale be allowed to provide water below cost of maintaining the system? Why or why not?
7. Who would decide? Monitor? Enforce?
8. Could/should the state legislate a minimum percentage (3%?) of revenue to be set aside for LONG-TERM maintenance and replacement.
9. Should we or do we have a picture of what water systems are headed for failure on their current course?

G. Discussion Regarding the Dire Conditions of Deteriorating Water and Wastewater Infrastructures Faced by Numerous Cities and Towns as Described During Their Presentations to the Task Force

--Comments by Senator Alan Clark

H. Other Business

I. Adjournment