

REVISED AGENDA
Administrative Rules Subcommittee
of the
Arkansas Legislative Council

Wednesday, December 18, 2019
9:00 AM
Room A, MAC
Little Rock, Arkansas

Sen. Lance Eads, Co-Chair
Sen. Kim Hammer, Vice-Chair
Sen. Missy Irvin
Sen. Jonathan Dismang
Sen. Jane English
Sen. Keith Ingram
Sen. Jim Hendren
Sen. Blake Johnson
Sen. Cecile Bledsoe, ex officio
Sen. Terry Rice, ex officio

Rep. Dan Sullivan, Co-Chair
Rep. Lane Jean, Vice-Chair
Rep. Fredrick J. Love
Rep. Reginald Murdock
Rep. Matthew J. Shepherd
Rep. Jon S. Eubanks
Rep. Bruce Cozart
Rep. DeAnn Vaught
Rep. Jeff Wardlaw, ex officio
Rep. Jim Dotson, ex officio

- A. Call to Order.**
- B. Reports of the Executive Subcommittee.**
- C. Letters Submitted Pursuant to Act 893 of 2019.**
- D. Rules Filed Pursuant to Ark. Code Ann. § 10-3-309.**
- 1. DEPARTMENT OF AGRICULTURE, ARKANSAS LIVESTOCK & POULTRY COMMISSION (Mr. Patrick Fisk, Mr. Wade Hodge)**
 - a. Disbursement of State Funds for Fairs and Livestock Shows (p.1)**
 - 2. DEPARTMENT OF COMMERCE, STATE INSURANCE DEPARTMENT (Ms. Amanda Rose)**
 - a. Rule 8 – Corporate Governance Annual Disclosure (p.4)**
 - b. Amended Rule 25 – Annual Financial Reporting (p.6)**
 - 3. DEPARTMENT OF COMMERCE, STATE SECURITIES DEPARTMENT (Mr. David Smith)**
 - a. Amendments to the Money Services Rules (p.7)**
 - 4. DEPARTMENT OF EDUCATION, DIVISION OF ELEMENTARY AND SECONDARY EDUCATION (Ms. Courtney Salas-Ford, items a, e; Ms. Jennifer Dedman, item b; Ms. Mary Claire Hyatt, item c; Ms. Lori Freno, item d)**

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

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

- a. **DESE Rules Governing Test Security, Testing Violations, and Alleged Testing Improprieties (p.9)**
 - b. **DESE Rules Governing Public School Choice and Repeals (p.11)**
 - c. **DESE Rules Governing Class Size and Teaching Load (p.16)**
 - d. **DESE Rules Governing the Regulatory Basis of Accounting (p.19)**
 - e. **DESE Rules Governing the Arkansas Educational Support and Accountability Act (AESAA) (p.19)**
- 5. DEPARTMENT OF ENERGY AND ENVIRONMENT, DIVISION OF ENVIRONMENTAL QUALITY (Mr. Micheal Grappe, Mr. Allan Gates, Mr. Jordan Wimpy)**
- a. **APC&EC Reg. No. 2, Regulation Establishing Water Quality Standards for Surface Waters of the State of Arkansas (Vulcan Construction Materials, L.L.C.) (p.22)**
- 6. STATE BOARD OF FINANCE (Mr. Paul Louthian)**
- a. **Arkansas State Treasury Investment Policy (p.29)**
 - b. **Arkansas State Treasury Money Management Trust Policy (p.30)**
- 7. DEPARTMENT OF HUMAN SERVICES, DIVISION OF AGING, ADULT, & BEHAVIORAL HEALTH SERVICES (DAABHS) (Ms. Patricia Gann, item a; Mr. Mark White, item b)**
- a. **Certification in Deaf Mental Health (p.30)**
 - b. **Rule Establishing Reasonable Charges for Costs of Treatment (p.32)**
- 8. DEPARTMENT OF HUMAN SERVICES, DIVISION OF CHILD CARE & EARLY CHILDHOOD EDUCATION (DCCECE) (Mr. David Griffin)**
- a. **Division of Child Care and Early Childhood Education Minimum Licensing Requirements (p.33)**
- 9. DEPARTMENT OF HUMAN SERVICES, DIVISION OF CHILDREN & FAMILY SERVICES (DCFS) (Ms. Christin Harper)**
- a. **Permanency Efforts for Children in Foster Care (p.38)**
 - b. **Referrals of Infants Born With and Affected by Fetal Alcohol Spectrum Disorder or Prenatal Drug Exposure (p.40)**
 - c. **Subsidized Guardianship (p.45)**
 - d. **Ensuring Child Safety and Confidentiality (p.47)**
- 10. DEPARTMENT OF HUMAN SERVICES, DIVISION OF MEDICAL SERVICES (DMS) (Ms. Janet Mann)**
- a. **Hospital 3-19 Spinal Muscular Atrophy Newborn Screening (p.51)**

11. **DEPARTMENT OF HUMAN SERVICES, DIVISION OF YOUTH SERVICES (DYS)**
(Ms. Kara Benca)
 - a. **Division of Youth Services Operations Manual (p.53)**
 12. **DEPARTMENT OF LABOR AND LICENSING, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING BOARDS AND COMMISSIONS, APPRAISER LICENSING AND CERTIFICATION BOARD (Ms. Diana Piechocki)**
 - a. **Reduction in Requirements and Clean-Up 19-0003 (p.57)**
 13. **DEPARTMENT OF PARKS, HERITAGE, AND TOURISM, DIVISION OF HERITAGE (Mr. Jim Andrews, Mr. David Bell, item a; Mr. Scott Kaufman, item b)**
 - a. **Guidelines for Museum Hours of Operation (p.60)**
 - b. **Rules Governing the Arkansas Major Historic Rehabilitation Income Tax Credit Act (p.61)**
 14. **ARKANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM (Ms. Laura Gilson, Mr. Duncan Baird)**
 - a. **DROP Provisions (p.62)**
 15. **COMMISSION FOR ARKANSAS PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION (Ms. Lori Freno)**
 - a. **CAPSFT Rules Governing the Academic Facilities Distress Program (p.63)**
 - b. **CAPSFT Rules Governing the Facilities Master Plan (p.66)**
 - c. **CAPSFT Rules Governing the Academic Facilities Partnership Program (p.67)**
 16. **DEPARTMENT OF TRANSFORMATION AND SHARED SERVICES, OFFICE OF STATE PROCUREMENT (Ms. Ann Purvis)**
 - a. **Changes to Rules Under the AR Procurement Law (p.87)**
- E. Proposed Rules Recommending Expedited Process and Procedure for Occupational Licensure Pursuant to Ark. Code Ann. § 17-1-106(c), as Amended by Act 820 of 2019.**
1. **DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ARKANSAS STATE POLICE (Ms. Mary Claire McLaurin, Lt. Michael Moyer)**
 - a. **Amendment to the Division of Arkansas State Police Rules for Licensing and Regulation of Private Investigators, Private Security Agencies, Alarm Systems Companies, Polygraph Examiners, and Voice Stress Analysis Examiners**
 - b. **Amendment to the Division of Arkansas State Police Used Motor Vehicle Dealer Licensing Rules**
- F. Adjournment.**

SUPPLEMENTAL AGENDA
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Wednesday, December 18, 2019
9:00 AM
Committee Room A, MAC
Little Rock, Arkansas

- A. Rules Filed Pursuant to Ark. Code Ann. § 10-3-309 to be Considered Pending Suspension of the Rules.**
 - 1. ARKANSAS DEPARTMENT OF AGRICULTURE, STATE PLANT BOARD**
(Mr. Wes Ward, Mr. Scott Bray, Mr. Wade Hodge)
 - a. Pesticide Classification and Enforcement Rule Amendments (Dicamba)**

- B. Adjournment.**