

REVISED AGENDA
Administrative Rules Subcommittee
of the
Arkansas Legislative Council

Wednesday, January 15, 2020
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 Deferred from the December 18, 2019 Meeting of the Administrative Rules Subcommittee.**
 - 1. DEPARTMENT OF TRANSFORMATION AND SHARED SERVICES, OFFICE OF STATE PROCUREMENT (Mr. Edward Armstrong)**
 - a. Changes to Rules Under the AR Procurement Law (p.1)**
- E. 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. Brucellosis in Cattle and Repeals (p.24)**
 - b. Trichomoniasis Testing and Movement Requirements for Cattle (p.26)**
 - c. Airborne Eradication of Feral Hogs (p.27)**
 - 2. DEPARTMENT OF COMMERCE, OFFICE OF SKILLS DEVELOPMENT (Mr. Cody Waits)**
 - a. Revised Rules and Regulations for Arkansas's Registered Apprenticeship Programs (p.29)**

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'*.

- 3. DEPARTMENT OF CORRECTIONS, OFFICE OF THE SECRETARY
(Mr. Solomon Graves, Ms. Takelia McDaniel)**
 - a. AR 005 Reporting of Incidents (p.30)**
 - b. AR 217 Staff Assignments, Housing, and Emoluments (p.31)**
 - c. AR 405 State Police Assistance During Escapes and Other Disturbances (p.32)**
- 4. DEPARTMENT OF EDUCATION, DIVISION OF ELEMENTARY AND SECONDARY EDUCATION (Ms. Mary Claire Hyatt)**
 - a. Data Reporting, Public School Computer Network, and Information Systems and Reveals (p.36)**
 - b. Rules Governing Schools of Innovation (p.40)**
- 5. DEPARTMENT OF EDUCATION, DIVISION OF HIGHER EDUCATION
(Dr. Maria Markham)**
 - a. Arkansas Advanced Placement (AP) Credit Policy (p.43)**
 - b. Nontraditional Documented Immigrant Tuition and Fee Policy (p.45)**
 - c. Productivity Funding Model Policy – Universities (p.45)**
 - d. Productivity Funding Model Policy – Colleges (p. 46)**
- 6. ETHICS COMMISSION (Mr. Graham Sloan)**
 - a. Rules of Practice and Procedure (p.47)**
 - b. Rules of Political Committees (p.49)**
 - c. Rules on Lobbyist Registration and Reporting (p.52)**
 - d. Rules on Independent Expenditures (p.54)**
 - e. Rules on Campaign Contribution Limit (p.56)**
 - f. Rules on Conflicts (p.58)**
 - g. Rules on Campaign Finance & Disclosure (p.58)**
- 7. DEPARTMENT OF HEALTH, CENTER FOR HEALTH PROTECTION, INFECTIOUS DISEASE BRANCH (Ms. Laura Shue)**
 - a. Rules Pertaining to Communicable Disease – Tuberculosis (p.64)**
- 8. DEPARTMENT OF HEALTH, CENTER FOR LOCAL PUBLIC HEALTH
(Ms. Laura Shue)**
 - a. Rules Pertaining to Body Art Establishments (p.65)**

9. **DEPARTMENT OF HEALTH, ENGINEERING SECTION (Ms. Laura Shue)**
 - a. **Rules Pertaining to Public Water Systems (p.70)**
10. **DEPARTMENT OF HUMAN SERVICES, DIVISION OF MEDICAL SERVICES (DMS) (Mr. Mark White, Ms. Janet Mann, item a; Mr. David Sterling, Mr. Jim Brader, Mr. Mark White, Ms. Tammera Harrelson, item b)**
 - a. **ARKids First-B-2-19, Certified Nurse Midwife-1-18, Early and Periodic Screening, Diagnosis, and Treatment (EPSDT)-1-19, Dental-1-18, Nurse Practitioner-3-18, Pharmacy 1-19, and Physician-3-18 (p.72)**
 - b. **DHS Policy 1088 – Participant Exclusion Rule (p.74)**
11. **DEPARTMENT OF HUMAN SERVICES, DIVISION OF COUNTY OPERATIONS (Mr. Mark White, Ms. Mary Franklin)**
 - a. **Supplemental Nutrition Assistance Program Eligibility (SNAP) Child Support Cooperation (p.76)**
12. **DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ARKANSAS STATE POLICE (Ms. Mary Claire McLaurin)**
 - a. **Used Motor Vehicle Dealers Service & Handling Fees Rules Amendments (p.85)**
 - b. **Used Motor Vehicle Dealer Licensing Rules Amendments (p.86)**
 - c. **Private Investigators & Private Security Agency Rules Amendments (p.87)**
 - d. **Driver’s License Testing Fraud Rules Amendments (p.89)**
 - e. **Commercial Driver’s License Rules Amendments (p.90)**
 - f. **Third Party Testing Requirements Rules Amendments (p.91)**
 - g. **Municipal Police Patrols of Controlled-Access Facilities Rules (p.92)**
 - h. **Arkansas Concealed Handgun Carry License Rules Amendments (p.93)**
 - i. **Blue Light/Lens Sale Rules Amendments (p.94)**
13. **DEPARTMENT OF PUBLIC SAFETY, ARKANSAS STATE POLICE COMMISSION (Ms. Sara Farris)**
 - a. **Rules for the Arkansas State Police Commission (p.95)**
14. **PULASKI COUNTY REGIONAL SOLID WASTE MANAGEMENT DISTRICT (Mr. Craig Douglass)**
 - a. **Regulation 1 and Regulation 3: Tipping Fee Updates (p.95)**
15. **SALINE COUNTY REGIONAL SOLID WASTE MANAGEMENT DISTRICT (Mr. Sam Gibson, Ms. Tiffany Dunn)**
 - a. **Rule 22.202 Regarding Requirements for Solid Waste Hauler Licenses and Vehicle Permits (p.100)**

F. Agency Updates on Delinquent Rulemaking under Act 517 of 2019

- 1. Department of Agriculture, Arkansas Bureau of Standards (Act 501)**
- 2. Department of Agriculture, Veterinary Medical Examining Board (Act 169)**
- 3. Department of Commerce, State Insurance Department (Acts 500, 698, 823)**
- 4. Department of Commerce, Division of Workforce Services (Act 373)**
- 5. Department of Corrections, Arkansas Correctional School (Act 1088)**
- 6. ~~Department of Education, Career and Technical Education~~ Department of Commerce, Office of Skills Development (Act 179)**
- 7. Department of Education, Division of Elementary and Secondary Education (Acts 536, 640, 843)**
- 8. Department of Education, Division of Higher Education (Acts 456, 549, 844)**
- 9. Department of Energy and Environment, Pollution Control and Ecology Commission (Act 1067)**
- 10. Department of Finance and Administration, Alcoholic Beverage Control Division (Acts 691, 989)**
- 11. Department of Finance and Administration, Director (Acts 422, 822)**
- 12. Graduate Medical Education Residency Expansion Board (Act 854)**
- 13. Department of Health (Acts 216, 556, 708, 811)**
- 14. Department of Health, Division of Health Related Boards and Commissions, State Board of Chiropractic Examiners (Act 645)**
- 15. Department of Health, Division of Health Related Boards and Commissions, State Board of Nursing (Act 837)**
- 16. Department of Health, Division of Health Related Boards and Commissions, Arkansas Board of Podiatric Medicine (Act 112)**
- 17. Highway Commission (Act 468)**
- 18. AR Military Department (Act 148)**
- 19. Osteopathic Rural Medical Practice Student Loan and Scholarship Board (Act 857)**
- 20. Commission for Parent Counsel (Act 333)**
- 21. Department of Parks, Heritage, and Tourism, Division of Heritage (Act 818)**
- 22. Department of Transformation and Shared Services, Office of State Procurement (Acts 417, 418, 419, 420, 421, 422)**

G. Adjournment.