

**REPORT
OF THE
EXECUTIVE SUBCOMMITTEE
OF THE
ARKANSAS LEGISLATIVE COUNCIL**

August 18, 2017

Senator Bill Sample, Co-Chair
Senator Terry Rice, Vice Chair
Senator Jonathan Dismang
Senator Jim Hendren

Representative David Branscum, Co-Chair
Representative Jim Dotson, Vice Chair
Representative Jeremy Gillam
Representative George B. McGill

We, the Executive Subcommittee of the Arkansas Legislative Council, met on August 17, 2017 in Room 205 of the State Capitol Building, Little Rock, Arkansas. Co-Chair Bill Sample called the meeting to order and saw a quorum of members present. The members present are listed on the sign-in sheet.

The subcommittee discussed Representative Jim Dotson's proposed amendment to Rule 22 of the Legislative Council, which would require that the Legislative Council be given notice by one business day when the Executive Subcommittee undertakes review of an agency's emergency rule. Upon the passage of the motion by Representative Jim Dotson the Executive Subcommittee recommends that the amendment to the Legislative Council Rules be adopted. The Rules amendment will be considered at the Legislative Council meeting scheduled for September 15, 2017.

The subcommittee discussed the security policy for Bureau offices located on the Fifth Floor of the Big Mac Building. The policy was updated to include procedures for key card access and procedures for persons who are licensed under the concealed carry law, Arkansas Code § 5-73-322(g). Upon the passage of the motion by Senator Jim Hendren, the Executive Subcommittee recommends that the updated security policy be adopted.

The subcommittee also reviewed and discussed the preliminary report by the Arkansas State Plant Board on the status of Dicamba-related claims under review by the Arkansas State Plant Board. The Executive Subcommittee requested that the Arkansas State Plant Board submit a brief summary report to the Executive Subcommittee on a monthly basis.

Pursuant to Act 1258 of 2015, the Executive Subcommittee considered the following:

- 1) A request by the Arkansas Secretary of State to review and approve an emergency rule on verification of voter registration cards;
- 2) A request by the State Board of Finance to review and approve emergency Rule 2017-2, concerning Money Management Trust Policy and Procedures Manual, Investments by the Treasurer of State of Money Management Trust; and

- 3) A request by the State Board of Finance to review and approve emergency Rule 2017-3, concerning Investment Policy, Investments by the Treasurer of State of Treasury Funds.

The Executive Subcommittee reviewed and approved all of the proposed emergency rules and these emergency rules shall be effective upon adjournment of the Legislative Council meeting on August 18, 2017.

Director Marty Garrity delivered her Director's Report, which concerned conflicts between meetings of the standing committees and Legislative Council subcommittees. Ms. Garrity reported that she had asked the committee staff to be aware of the meeting schedule and to advise the chairs of possible conflicts.

The meeting was adjourned at 2:00 p.m. as there was no further business to come before the committee.

Respectfully submitted,

Senator Bill Sample and Representative David L. Branscum,
Executive Subcommittee Co-Chairs,

MG:vjf

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We, the Executive Subcommittee of the Arkansas Legislative Council, have met on the following dates since our last report: July 5, 2017, July 7, 2017, and July 20, 2017.

July 5, 2017 Meeting

Executive Subcommittee of the Arkansas Legislative Council, met at 1:30 p.m., Wednesday, July 5, 2017 in Committee Room A, Big Mac Building, Little Rock, Arkansas. Co-Chair David L. Branscum called the meeting to order and saw a quorum of members present. The members present are listed on the sign-in sheet.

Pursuant to Act 1258 of 2015, the Executive Subcommittee considered the following:

- A request by the Arkansas State Plant Board to review and approve an emergency rule regarding a ban on the sale and use of Dicamba.
- A request by the Arkansas State Plant Board to review and approve an emergency rule regarding pesticide enforcement through the use of civil penalties.

The Executive Subcommittee reviewed and approved the proposed emergency rule regarding pesticide enforcement through the use of civil penalties and the emergency rule shall be effective at 12:01 a.m. on July 7, 2017.

The Executive Subcommittee referred the Arkansas State Plant Board emergency rule to ban the sale and use of Dicamba to the House and Senate Committees on Agriculture, Forestry, and Economic Affairs with a request that the committees give their recommendations on the rule to the Executive Subcommittee by July 7, 2017. The meeting was recessed to allow the House and Senate Committees on Agriculture, Forestry, and Economic Affairs to meet and discuss the rule.

July 7, 2017 Meeting

The Executive Subcommittee reconvened at 1:30 p.m. on Friday, July 7, 2017 in Committee Room B, Big Mac Building, Little Rock, Arkansas to consider the recommendations of the House and Senate Committees on Agriculture, Forestry, and Economic Affairs on the State Plant Board emergency rule regarding a ban on the sale and use of Dicamba. The Executive Subcommittee took no action on the rule and the meeting was adjourned. With no action being taken, the emergency rule may go into effect no earlier than 12:01 a.m., July 11, 2017.

July 20, 2017 Meeting

Executive Subcommittee of the Arkansas Legislative Council, met at 1:30 p.m., Thursday, July 20, 2017 in Committee Room 205, State Capitol Building, Little Rock, Arkansas. Co-Chair David L. Branscum called the meeting to order and saw a quorum of members present. The members present are listed on the sign-in sheet.

Pursuant to Act 1258 of 2015, the Executive Subcommittee considered the following:

- A request by the Arkansas State Board of Election Commissioners to review and approve an emergency rule on Poll Watchers, Vote Challenges, and Provisional Voting;
- A request by the Arkansas State Board of Election Commissioners to review and approve an emergency rule on Verification of Voter Registration;
- A request by the Arkansas Department of Health to review and approve an emergency rule regarding abortion facilities in Arkansas.

The Executive Subcommittee reviewed and approved these proposed emergency rules and these emergency rules shall be effective at 12:01 a.m. on July 22, 2017.

Director Marty Garrity delivered her Director's Report and presented the response from the Arkansas State Plant Board to the subcommittee's request for a monthly status report on Dicamba-related claims under review by the board. The subcommittee asked that the response be forwarded to the Executive Subcommittee members and their alternates. The subcommittee also directed staff to notify the Executive Subcommittee members and their alternates when the draft report from the State Plant Board is received.

The actions of the subcommittee are final and no further action is needed by the Legislative Council. There being no further business, the meeting was adjourned

Respectfully submitted,

Senator Bill Sample and Representative David L. Branscum,
Executive Subcommittee Co-Chairs,

MG:vjf