

REPORT
OF THE
EXECUTIVE SUBCOMMITTEE
OF THE
ARKANSAS LEGISLATIVE COUNCIL

September 15, 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 September 6, 2017 in Room 205 of the 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.

The subcommittee also reviewed the first monthly report by the Arkansas State Plant Board on the status of Dicamba-related claims under review by the Arkansas State Plant Board.

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

- 1) A request by the Arkansas Development Finance Authority to review and approve an emergency rule on Guidelines for Reserving Volume Cap for Multi-Family Housing Bonds.;
- 2) A request by the Arkansas Department of Environmental Quality to review and approve an emergency APC&EC Regulation No. 36, The Used Tire Recycling and Accountability Program; and
- 3) A request by the Alcoholic Beverage Control Administration, Department of Finance and Administration, to review and approve the following emergency rules:
 - a. Section 1.23 Publication of Notice That Application Has Been Made for Permit;
 - b. Section 1.26 Notice of Application to be Posted at Premises;
 - c. Section 1.27 Application for Transfer of Location of Premises;
 - d. Section 1.33(2) Premises Operated in Conjunction with Certain Other Businesses;
 - e. Section 1.34 Continuation of Permit Conditioned Upon Operation of Originally Proposed Business;
 - f. Section 2.28(4) Gifts and Services to Retailers Prohibited;
 - g. Section 2.53 Microbrewery-Restaurant and Separate Brewing Facility Application and Operations;

- h. Section 2.66 Separate Brewing Facility – Application;
- i. Section 2.67 Small Brewery Tap Room – Application;
- j. Section 3.17.3 Retailer Loyalty Programs;
- k. Section 5.15 Local Ordinance Required, Presumption That The Application is Qualified to be Received by Agency, Information Statements and Documents to be Furnished by Applicant; and
- l. Section 5.50 Hotel or Large Event Facility Private Club Permit for “Dry” Areas Only.

The Executive Subcommittee reviewed and approved all of the proposed emergency rules and these emergency rules shall be effective at 12:01 a.m., Friday, September 8, 2017.

The subcommittee discussed an amendment to the Legislative Council Rules, proposed by Senator Joyce Elliott and Senator Jim Hendren, which would create the Race Relations Subcommittee of the Legislative Council. A motion was made and passed to recommend adoption of the amendment to the Legislative Council Rules.

Director Marty Garrity delivered her Director’s Report, advising of a possible protest to the RFP for a consultant to assist the Review Subcommittee with a study of the procurement process.

The meeting was adjourned at 12:20 p.m. as there was no further business to come before the subcommittee.

Respectfully submitted,

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

MG:vjf

Proposed amendment to ALC Rule 5.(c):

(c) Other Subcommittees.

(1) In addition to the standing and select subcommittees, other subcommittees may be created by the Legislative Council from time to time. Special subcommittees of the Legislative Council may be established only upon suspension of the Rules.

(2) Race Relations Subcommittee.

(A) Membership.

(i) This subcommittee shall consist of eight (8) members, four (4) Senate members and four (4) House of Representatives members. There will be no ex officio members of the subcommittee.

(ii) The House Majority leader and the House Minority leader shall each appoint two (2) House members to serve on the subcommittee.

(iii) The Senate Majority leader and the Senate Minority leader shall each appoint two (2) Senate members to serve on the subcommittee.

(B) Duties.

(i) The subcommittee shall conduct a study of race relations within the State of Arkansas, with the goal of providing recommendations on ways to address historic and current divisions within the State, including proposals for legislative and nonlegislative changes that:

(a) Encourage, promote, and achieve reciprocal understanding and acceptance among all racial and ethnic groups;

(b) Explore the use of statutory powers to ensure all people have access to equal opportunity free of harassment;

(c) Promote racial equality in all public services;

(d) Support local, regional, and state organizations, and employers in all sectors, in their efforts to ensure equality of opportunity and good race relations; and

(e) Raise public awareness of benefits that come to our state when we ensure fair treatment and equal opportunity to people of all races.

(ii) The subcommittee shall submit a final report on its activities, findings, and recommendations to the Legislative Council by December 1, 2018.

(C) This subcommittee shall expire December 18, 2018.