



**DHS Secretary Cindy Gillespie  
Office of the Secretary**

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December 14, 2021

Jessica C. Whittaker, Administrator  
Administrative Rules Review Section  
Bureau of Legislative Research  
One Capitol Mall, 5<sup>th</sup> Floor  
Little Rock, Arkansas 72201  
whittakerj@blr.arkansas.gov

RE: Act 595 of 2021 – Intention Not to Adopt Rules

Dear Ms. Whittaker:

On September 1, DHS submitted its request not to adopt rules for certain Acts identified in the *Report on the Acts of the 2021 Regular Session Requiring New Rulemaking* because no rule was necessary or current promulgated rules were sufficient to comply with the specified Act. After further review and discussion, DHS has also determined that no new rule is necessary for Act 1017, An Act to Clarify that the Department of Human Services is the Agency that Regulates Long-term Facilities.

Act 1017 directs the adoption of “necessary” rules to implement Section 24 of the Act. DHS has determined that its current promulgated rules meet the requirement of the Act, and that it is not necessary at this time to add to those rules or otherwise enact provisions beyond those set forth in the Act. Accordingly, DHS respectfully requests to exclude these rules from further reporting requirements.

Please let me know if you have any questions or concerns. Thank you.

Sincerely,

Mark White  
DHS Deputy Director and  
Chief of Staff, Legal, and Legislative Affairs