



**Arkansas Department of Labor and Licensing**  
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Little Rock, Arkansas 72201  
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**Asa Hutchinson**  
Governor

**Daryl Bassett**  
Secretary

## **MEMORANDUM**

**TO:** Rebecca Miller-Rice

**FROM:** Miles Morgan

**DATE:** June 7, 2022

**RE:** Outstanding Administrative Rules

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Dear Mrs. Rice,

Below is a list of each agency with our summary explaining why the rules are outstanding.

### **July Agenda:**

- **Board of Electrical Examiners:** The agency was unable to comply with the June 1<sup>st</sup> deadline because the meeting to approve the proposed rules was held on May 17, 2022. It is difficult to obtain a quorum to hold a special meeting and the Board of Electrical Examiners does not meet every month. These rules are scheduled on the July agenda of the Administrative Rules Subcommittee. From now on, the agency will schedule meetings for proposed rules earlier in the month. The final version of the rules will be filed with the Secretary of State once they are approved by the Arkansas Legislative Council.
- **Elevator Safety Board.** The agency was unable to comply with the June 1<sup>st</sup> deadline because the meeting to approve the proposed rules was held on May 19, 2022. The Elevator Safety Board does not meet every month and it is difficult to obtain a quorum to hold a special meeting. These rules are scheduled on the July agenda of the Administrative Rules Subcommittee. The agency will begin scheduling meetings for

proposed rules earlier in the month. The final version of the rules will be filed with the Secretary of State once they are approved by the Arkansas Legislative Council.

- **Home Inspector Board:** The agency was unable to comply with the June 1<sup>st</sup> deadline due to having its public comment period scheduled to end on June 8, 2022. The Home Inspector Board does not meet every month and it is difficult to obtain a quorum to hold a special meeting. These rules are scheduled on the July agenda of the Administrative Rules Subcommittee. The agency will schedule meetings earlier to comply with future deadlines. The final version of the rules will be filed with the Secretary of State once they are approved by the Arkansas Legislative Council.
- **Contractor's Licensing Board & Residential Contractors Committee:** The agency was unable to comply with the June 1<sup>st</sup> deadline due to the agency's previous attorney resigning in October and the new attorney, who had no experience with rule making was hired in late December. These rules are scheduled on the July agenda of the Administrative Rules Subcommittee. The Director's policy going forward is to have all proposed rules to be final by December 31 of the year of the session in question. The final version of the rules will be filed with the Secretary of State once they are approved by the Arkansas Legislative Council.

#### **August Agenda:**

- **State Athletic Commission:** The agency was unable to comply with the June 1<sup>st</sup> deadline due to the proposed rules being a complete rewrite, reducing the rules from 204 pages to 64 pages. The Commission does not meet once a month and it is difficult to obtain a quorum to hold a special meeting. These rules are scheduled on the August agenda of the Administrative Rules Subcommittee. The Commission will schedule meetings earlier to comply with future deadlines. The final version of the rules will be filed with the Secretary of State once they are approved by the Arkansas Legislative Council.
- **Towing & Recovery Board:** The agency was unable to comply with the June 1<sup>st</sup> deadline because of the Director's prolonged absence due to circumstances out of his control. The Towing and Recovery Board does not meet every month and it is difficult

to obtain a quorum to hold a special meeting. The public comment period will end in July and the Board anticipates the rules being placed on the August or September agenda of the Administrative Rules Subcommittee. The final version of the rules will be filed with the Secretary of the State once they are approved by the Arkansas Legislative Council.

Please let me know if you need additional information. Thanks.

Miles Morgan (ADLL)