

Office of Arkansas Lottery
June 2022

When appearing before the Legislative Council or its appropriate subcommittee, the executive head of the agency at issue or his or her designee shall: (i) Describe why the agency has been unable to comply with [the deadline]; (ii) Provide an update on the current status of the necessary rule changes; (iii) Describe the steps the agency is taking to address the failure to comply with [the deadline]; and (iv) Provide an anticipated date for when the final version of the new, amended, or repealed rule will be filed for adoption with the Secretary of State.

Ark. Code Ann. § 25-15-216(b)(5)(B)

With respect to (1) I had drafted the rule with the help of our accounting team, which tracks the language of the statute and provided our rule to DFA counsel with our parent agency but later learned that it needed to be provided to the Governor's Office as well for review before it could be submitted. Subsequently I found out that I would need to be the one that would submit it to the Governor's Office for review and not DFA so I am in the process of getting it to the Governor's Office for review. With respect to (2) the rule was drafted some time ago as noted in (1) and this office has been following the statute since it was passed as it was essentially a matter of accounting procedure. The rule basically tracks the legislation and has been set out in a number of reports to BLR. With respect to (3), the step the agency is taking is to submit same to the Governor's Office for review so the process can go forward. With respect to (4), the same can be filed as soon as the Governor's Office approves of the rule, assuming the office does so, so that it can be calendared for legislative subcommittee review and approval. Once that process is completed, assuming all approvals occur, the rule will be ready to be filed.