

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

SENATE BILL 429

5 By: Senator B. Ballinger  
6 By: Representative Gazaway  
7

## For An Act To Be Entitled

9 AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 10 OF  
10 THE ARKANSAS CODE CONCERNING THE GENERAL ASSEMBLY;  
11 AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

15 TO MAKE TECHNICAL CORRECTIONS TO TITLE  
16 10 OF THE ARKANSAS CODE CONCERNING THE  
17 GENERAL ASSEMBLY.  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. Arkansas Code § 10-2-130(b), concerning the use of  
23 education studies commissioned by the General Assembly, is amended to read as  
24 follows to repeal an obsolete reference:

25 (b) A cost study analysis, cost study audit, adequacy study, or other  
26 study concerning the state's education system shall include, but is not  
27 limited to:

28 (1) Studies conducted under § 10-3-2101 et seq. ~~and Acts 2003,~~  
29 ~~No. 1181 [expired]~~; and

30 (2) Any study concerning the adequacy or equitability of the  
31 state's education system, including, but not limited to, the state's method  
32 of funding public school districts.  
33

34 SECTION 2. Arkansas Code § 10-3-1109(a)(3), concerning contracts of  
35 the Joint Interim Committee on Legislative Facilities, is repealed as  
36 obsolete.



1           ~~(3) All contracts let under the provisions of this subchapter~~  
2 ~~shall be subject to the approval of the Governor, the Auditor of State, and~~  
3 ~~the Treasurer of State, as provided in Arkansas Constitution, Article 19,~~  
4 ~~Section 15 [repealed].~~

5  
6           SECTION 3. Arkansas Code § 10-3-2802 is repealed because the section  
7 expired by its own terms on July 1, 2019.

8           ~~10-3-2802. Interagency Task Force for the Implementation of Criminal~~  
9 ~~Justice Prevention Initiatives. [Expired.]~~

10           ~~(a)(1)(A) There is created the Interagency Task Force for the~~  
11 ~~Implementation of Criminal Justice Prevention Initiatives.~~

12           ~~(B) The purpose of the task force is to coordinate the~~  
13 ~~implementation of initiatives and strategies designed to promote efficiency~~  
14 ~~and safety in the criminal justice system as well as promote justice~~  
15 ~~reinvestment goals.~~

16           ~~(2) The Governor's office shall provide staff support for the~~  
17 ~~task force.~~

18           ~~(b) The task force shall be composed of the following seventeen (17)~~  
19 ~~members, as follows:~~

20           ~~(1) Seven (7) members shall be appointed by the Governor:~~

21           ~~(A) One (1) member who is a circuit court judge;~~

22           ~~(B) One (1) member who is a district court judge;~~

23           ~~(C) One (1) member who is a county sheriff;~~

24           ~~(D) One (1) member who is a county judge;~~

25           ~~(E) One (1) member who is appointed by and who represents~~  
26 ~~the Governor; and~~

27           ~~(F) Two (2) members who are prosecuting attorneys;~~

28           ~~(2) Two (2) members of the Senate appointed by the President Pro~~  
29 ~~Tempore of the Senate;~~

30           ~~(3) Two (2) members of the House of Representatives appointed by~~  
31 ~~the Speaker of the House of Representatives;~~

32           ~~(4) One (1) member appointed by the Secretary of the Department~~  
33 ~~of Human Services who represents the Division of Aging, Adult, and Behavioral~~  
34 ~~Health Services of the Department of Human Services;~~

35           ~~(5) The Chair of the Board of Corrections or his or her~~  
36 ~~designee;~~

1           ~~(6) The Chair of the Parole Board or his or her designee;~~

2           ~~(7) The Director of the Division of Correction or his or her~~  
3 ~~designee;~~

4           ~~(8) The Director of the Division of Community Correction or his~~  
5 ~~or her designee; and~~

6           ~~(9) The Attorney General or his or her designee.~~

7           ~~(c)(1) The task force shall meet on or before the thirtieth day after~~  
8 ~~September 1, 2017, at the call of the member appointed by and who represents~~  
9 ~~the Governor, and organize itself by electing one (1) of its members as Chair~~  
10 ~~of the Interagency Task Force for the Implementation of Criminal Justice~~  
11 ~~Prevention Initiatives and other officers as the task force may consider~~  
12 ~~necessary.~~

13           ~~(2) Thereafter, the task force shall meet at least quarterly and~~  
14 ~~at the call of the chair or by a majority of the members.~~

15           ~~(3) A quorum of the task force consists of nine (9) members.~~

16           ~~(d) The task force has the following powers and duties:~~

17           ~~(1) To track the implementation of and evaluate compliance with~~  
18 ~~this act;~~

19           ~~(2) To review performance and outcome measure reports submitted~~  
20 ~~semiannually by the Division of Correction, the Division of Community~~  
21 ~~Correction, the Parole Board, the Board of Corrections, the Arkansas~~  
22 ~~Sentencing Commission, and the Specialty Court Program Advisory Committee~~  
23 ~~under this act and evaluate the impact;~~

24           ~~(3) To develop quality assurance reporting on the implementation~~  
25 ~~of policies and the expenditure of resource investments related to the~~  
26 ~~justice reinvestment policies and reinvestments; and~~

27           ~~(4)(A) To prepare and submit an annual report of the performance~~  
28 ~~and outcome measures that are part of this act to the Legislative Council,~~  
29 ~~the Governor, and the Chief Justice of the Supreme Court.~~

30           ~~(B) The annual report shall include recommendations for~~  
31 ~~improvements and a summary of savings generated and the impact on public~~  
32 ~~safety resulting from this act.~~

33           ~~(e) Members of the task force shall receive no pay for their services,~~  
34 ~~but each member may receive expense reimbursement in accordance with § 25-16-~~  
35 ~~901 et seq.~~

36           ~~(f) This section expires on July 1, 2019.~~

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2 SECTION 4. Arkansas Code § 10-3-3001 is repealed because the section  
3 expired by its own terms on September 30, 2017.

4 ~~10-3-3001. Behavioral Health Treatment Access Legislative Task Force.~~  
5 ~~{Expired.}~~

6 ~~(a)(1) There is created a Behavioral Health Treatment Access~~  
7 ~~Legislative Task Force responsible for ensuring that persons in the criminal~~  
8 ~~justice system who have a demonstrated need for behavioral health treatment~~  
9 ~~have access to treatment.~~

10 ~~(2) The Bureau of Legislative Research shall provide staff~~  
11 ~~support for the task force.~~

12 ~~(b) The task force is composed of no more than nine (9) members, as~~  
13 ~~follows:~~

14 ~~(1) No more than four (4) members may be appointed by the~~  
15 ~~Governor from the following persons:~~

16 ~~(A) No more than one (1) member who is engaged in~~  
17 ~~providing substance abuse treatment in the private sector;~~

18 ~~(B) No more than one (1) member who is engaged in~~  
19 ~~providing mental health treatment in the private sector; and~~

20 ~~(C) No more than two (2) members of the general public who~~  
21 ~~advocate for access to behavioral health services;~~

22 ~~(2) The Director of the Department of Community Correction or~~  
23 ~~his or her designee;~~

24 ~~(3) The Deputy Chief Counsel of the Office of Chief Counsel of~~  
25 ~~the Department of Human Services or his or her designee;~~

26 ~~(4) The Insurance Commissioner or his or her designee;~~

27 ~~(5) One (1) member of the General Assembly to be appointed by~~  
28 ~~the President Pro Tempore of the Senate; and~~

29 ~~(6) One (1) member of the General Assembly to be appointed by~~  
30 ~~the Speaker of the House of Representatives.~~

31 ~~(c)(1) The task force shall organize itself by electing such other~~  
32 ~~officers as the task force may consider necessary.~~

33 ~~(2) The task force is to meet at least quarterly and as often as~~  
34 ~~necessary and at the call of the Chair of the Behavioral Health Treatment~~  
35 ~~Access Legislative Task Force or a majority of the members.~~

36 ~~(3) A quorum of the task force consists of five (5) members.~~

~~(d) The task force has the following powers and duties:~~

~~(1) To facilitate access to behavioral health treatment programs;~~

~~(2) To coordinate with other public and private entities to develop and promote access;~~

~~(3) To take steps to reduce costs and encourage evidence based care;~~

~~(4) To assess feasibility and make recommendation for changes to state programs to improve access; and~~

~~(5) To prepare and submit an annual report by December 1 of each year to the Governor and the Legislative Council.~~

~~(e) This section shall expire on September 30, 2017.~~

SECTION 5. DO NOT CODIFY. CONSTRUCTION AND LEGISLATIVE INTENT.

It is the intent of the General Assembly that:

(1) The enactment and adoption of this act shall not expressly or impliedly repeal an act passed during the regular session of the Ninety-Third General Assembly;

(2) To the extent that a conflict exists between an act of the regular session of the Ninety-Third General Assembly and this act:

(A) The act of the regular session of the Ninety-Third General Assembly shall be treated as a subsequent act passed by the General Assembly for the purposes of:

(i) Giving the act of the regular session of the Ninety-Third General Assembly its full force and effect; and

(ii) Amending or repealing the appropriate parts of the Arkansas Code of 1987; and

(B) Section 1-2-107 shall not apply; and

(3) This act shall make only technical, not substantive, changes to the Arkansas Code of 1987.

APPROVED: 3/25/21