

ARKANSAS SENATE
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of Senate Bill No. 882

TO AMEND ARKANSAS LAW CONCERNING THE AUTHORITY OF A STATE AGENCY
TO IMPOSE FEES AND PENALTIES.

Amendment No. 1 to Senate Bill No. 882

Amend Senate Bill No. 882 as originally introduced:

Delete everything following the enacting clause and substitute the following:
"SECTION 1. Arkansas Code Title 25, Chapter 15, Subchapter 1 is amended
to add an additional section to read as follows:

25-15-105. Administrative fees and penalties.

(a) As used in this section, "agency" means the same as defined at §
25-15-202.

(b)(1) An agency shall not assess a fee or penalty without specific
statutory authority to:

(A) Assess a certain type and amount of fee or penalty; or

(B) Impose a fee or penalty in general.

(2) A fee or penalty assessed by an agency before
the effective date of this section that does not comply with subdivision
(b)(1) of this section may remain in effect until July 1, 2013, but shall not
be increased above the amount assessed by the agency for that fee or penalty
as of the effective date of this section."



The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator P. Malone
MBM/BGS - 03/21/11 01:46
MBM398

Secretary