

Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

Amendment Form

Subtitle of House Bill No. 1881

CONCERNING A REQUIRED REPORT OF STATE AGENCY RULES; AND CONCERNING THE
ADMINISTRATIVE PROCEDURES ACT.

Amendment No. 1 to House Bill No. 1881

Amend House Bill No. 1881 as originally introduced:

Delete everything after 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:

25-15-106. Report of rules – Definitions.

(a) As used in this section:

(1)(A) "Agency" means a board, commission, department, office, or other authority of the government of the State of Arkansas, whether within or subject to review by another agency except the General Assembly, the courts, and the Governor.

(B) "Agency" includes the Division of Child Care and Early Childhood Education of the Department of Human Services and the Child Care Appeal Review Panel for purposes of administrative appeal;

(2)(A) "Rule" means an agency statement of general applicability and future effect that implements, interprets, or prescribes law or policy or describes the organization, procedure, or practice of an agency, including without limitation the amendment or repeal of a prior rule.

(B) "Rule" does not mean:

(i) A statement that concerns the internal management of an agency and that does not affect the private rights or procedures available to the public;

(ii) A declaratory ruling issued under § 25-15-206;
or

(iii) Intra-agency memoranda.

(b)(1) By December 1, 2017, each agency shall file a rule report with the Governor and the Legislative Council.

(2)(A) The rule report shall contain a list of all the rules in effect promulgated by the agency.

(B) The list of rules shall include:

(i) The initial effective date of each rule;

(ii) The date that each rule was filed with the
Secretary of State;

(iii) The authority under which the rule was



promulgated; and

(iv) If the rule is required under state or federal law, a statement regarding the requirement."

The Amendment was read _____

By: Representative Dotson

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Chief Clerk