

REVISED AGENDA
Arkansas Legislative Council

Friday, September 28, 2012

09:00 AM

Room A, MAC

Little Rock, Arkansas

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- A. Call to Order.
- B. Roll Call.
- C. Approval of the Minutes of the Previous Meeting (July 20, 2012).
- D. Presentation of the Revenue Reports by Richard Wilson, Assistant Director, Bureau of Legislative Research:
1. Annual Revenue Report for Fiscal Year 2012;
 2. Revenue Report for the month of July 2012
 3. Revenue Report for the month of August 2012;
- E. Report of the Executive Subcommittee—**Rep. T. Baker, Sen. Salmon**, Co-Chairs.
- F. Reports of Standing Committees:
1. Administrative Rules and Regulations—**Rep. Word, Sen. P. Malone**, Co-Chairs;
 2. Charitable, Penal & Correctional Institutions—**Rep. B. Wilkins, Sen. Luker**, Co-Chairs;
 3. Claims Review—**Rep. Stewart, Sen. R. Thompson**, Co-Chairs;
 4. Game and Fish/State Police—**Rep. G. Smith, Sen. Wyatt**, Co-Chairs;
 5. Higher Education—**Rep. Roebuck, Sen. Madison**, Co-Chairs;
 6. Hospital and Medicaid—**Rep. Leding, Sen. Elliott**, Co-Chairs;
 7. Litigation Reports Oversight—**Rep. Gaskill, Sen. D. Johnson**, Co-Chairs;
 8. Performance Evaluation and Expenditure Review—**Rep. McLean, Sen. Key**, Co-Chairs;
 9. Policy-Making—**Rep. Linck, Sen. J. Jeffress**, Co-Chairs;
 10. Review—**Rep. Cowling, Sen. Lavery**, Co-Chairs;
 11. Uniform Personnel Classification and Compensation Plan—**Rep. King, Sen. Lamoureux**, Co-Chairs.
- G. Reports of Interim or Special Committees:
1. Arkansas Lottery Commission Legislative Oversight Committee—**Rep. Perry, Sen. Key**, Co-Chairs.
 2. Community Services Oversight and Planning Council—**Sen. Lavery**, Chair.

Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as "*Members and Staff Only*"

H. Review of Communications:

1. **Arkansas Attorney General's Office**, Request for the Legislative Council's review of the contract between the State of Arkansas and the law firm of Kellogg, Huber, Hansen, Todd, Evans, & Figel, P.L.L.C. to handle the appeal for the State of Arkansas in the lawsuit against Janssen Pharmaceuticals and Johnson & Johnson, submitted pursuant to A.C.A. § 25-16-702(b)(2);
2. **Arkansas Board of Parole**, Monthly performance report for August 2012 (report for July 2012 retained in file) on parole applications and outcome, submitted pursuant to A.C.A. § 16-93-210;
3. **Arkansas Building Authority**, Monthly report pertaining to capital improvement activities (design review and construction) for August 2012 (report for July 2012 retained in file) submitted pursuant to A.C.A. § 22-2-108(13);
4. **Arkansas Development Finance Authority**, Request for the Legislative Council's review of the following Program Fact Sheets, submitted pursuant to A.C.A. § 15-5-212(b):
 - a. Program Fact Sheet 2012-003, Mt. Magazine Project;
 - b. Program Fact Sheet 2013-001, Hendrix College Project;
 - c. Program Fact Sheet 2013-002, Arkansas Department of Environmental Quality Project;
 - d. Program Fact Sheet 2013-003, Hendrix College Athletic Facilities Project;
5. **Arkansas Economic Development Commission**:
 - a. Annual Activity Report for calendar year 2011, submitted pursuant to A.C.A. § 15-4-219;
 - b. Annual report concerning the Economic Development Incentive Quick Action Closing Fund for the period of July 1, 2011 through June 30, 2012, submitted pursuant to A.C.A. § 19-5-1231(f);
6. **Arkansas Forestry Commission**, Monthly activity report for August 2012 (report for July 2012 retained in file), submitted pursuant to Section 50 of Act 252 of the 2012 Fiscal Session;
7. **Arkansas Judicial Retirement System**, Request for the Legislative Council's review of a partial equity ownership investment with Invesco Core Real Estate-U.S.A., L.P., submitted pursuant to A.C.A. § 19-11-1302;
8. **Arkansas Insurance Department**:
 - a. 2011 Annual Report, submitted pursuant to A.C.A. § 23-61-112;
 - b. Annual Fire Loss Report, submitted pursuant to A.C.A. § 23-88-402;
 - c. Annual Study of Medical Malpractice Insurance Market in Arkansas, submitted pursuant to A.C.A. § 23-61-114;
 - d. Annual Study of the Workers' Compensation Insurance Market in Arkansas, submitted pursuant to A.C.A. § 23-67-304;
9. **Arkansas Natural Resources Commission**, Status Report on Grand Prairie and Bayou Meto Projects, submitted at the request of Co-Chair Mary Anne Salmon.
10. **Arkansas Public Employees Retirement System**, Request for the Legislative Council's review of partial equity ownership investments, submitted pursuant to A.C.A. § 19-11-1302:
 - a. The Realty Associates Fund X UTP, L.P.;
 - b. LaSalle Income and Growth Fund VI, L.P.; and
 - c. Blackstone APERS Fund L.P.;
11. **Arkansas State Police**, Monthly report regarding activity and condition of the Uniformed Employee

Health Insurance Plan for August 2012 (report for July 2012 retained in file), submitted pursuant to Section 19 of Act 284 of Fiscal Session of 2012;

12. **Arkansas Teacher Retirement System**, Request for the Legislative Council's review of partial equity ownership investments, submitted pursuant to A.C.A. § 19-11-1302:
 - a. Westbrook Real Estate Fund IX, L.P.,
 - b. Almanac Realty Securities VI, L.P., and
 - c. Halderman Farm Management Services, Inc.;
13. **Bureau of Legislative Research**, Report on travel recommendations for members of the General Assembly attending conferences other than SLC-CSG, NCSL, ALEC, or the Energy Council submitted pursuant to Legislative Council travel policy;
14. **Capitol Zoning District Commission**, Monthly report for August 2012 (report for July 2012 retained in file), submitted pursuant to A.C.A. § 22-3-311;
15. **Department of Arkansas Heritage**, Quarterly Report of real property and natural resources conveyances for the period of April through June 2012, submitted pursuant to A.C.A. § 22-6-117;
16. **Department of Community Correction**, Monthly report on the Community Correction Centers' population totals and Parole and Probation Services' caseload information as of September 10, 2012 (report as of August 6, 2012 retained in file);
17. **Department of Correction**:
 - a. Monthly Statewide Population Report as of September 10, 2012 (report as of August 6, 2012 retained in file);
 - b. Annual report of Sex Offender Screening and Risk Assessment, submitted pursuant to A.C.A. § 12-21-921(h);
18. **Department of Finance and Administration**:
 - a. Monthly General Revenue Report for August 2012 (report for July 2012 retained in file);
 - b. Semi-Annual Report on the Child Support Program for period ending June 30, 2012, submitted pursuant to A.C.A. § 25-10-118;
 - c. Request by the Department of Finance and Administration for the Legislative Council's review of the Arkansas Department of Parks and Tourism, State Parks Division contract with Murdock Enterprises, Inc., submitted pursuant to A.C.A. § 19-11-264;
 - d. Report on the Cost Effectiveness of State-Owned Vehicles, submitted pursuant to A.C.A. § 25-1-110;
19. **Department of Health**, Request for the Legislative Council's review of the Arkansas Department of Health sub grant with St. Bernard's Regional Medical Center, submitted pursuant to A.C.A. § 19-11-264;
20. **Department of Human Services**:
 - a. **DHS Division of Children and Family Services**, Monthly report of out-of-state placements for August 2012 (report for July 2012 retained in file), submitted pursuant to A.C.A. § 20-46-106;
 - b. **DHS Division of Medical Services**, Monthly report of Medicaid in-state and out-of-state inpatient psychiatric placements for August 2012 (report for July 2012 retained in file), submitted pursuant to A.C.A. § 20-46-105;
 - c. **DHS Division of Medical Services**, Quarterly report on the Medicaid Program for the quarter ending June 30, 2012, submitted pursuant to A.C.A. § 20-77-111;
 - d. **DHS, Office of the Director**, Semi-annual Voter Registration Report for the period ending

June 30, 2012, submitted pursuant to Section 8 of Amendment 51 to the Arkansas Constitution;

21. **Department of Information Systems**, Quarterly Advice and Recommendations Report for the quarter ending June 30, 2012, submitted pursuant to A.C.A. § 25-4-106;

22. **Department of Rural Services:**

- a. Request for Legislative Council's approval of funding for rural community development grants and funding for Cycle 1 of Fiscal Year 2013, submitted pursuant to Section 11 of Act 103 of the 2012 Fiscal Session;
- b. Request for Legislative Council's approval of funding for the Arkansas County Fair Building Grant Program for Fiscal Year 2013, submitted pursuant to Section 11 of Act 103 of the 2012 Fiscal Session;

23. **Department of Workforce Services:**

- a. Quarterly report on the progress, performance, and compliance with the federal Workforce Investment Act of 1998 and the Arkansas Workforce Investment Act for the quarter ending March 31, 2012 (report for quarter ending December 31, 2011 retained in file), submitted pursuant to A.C.A. § 15-4-2206(e);
- b. Annual report of publications distributed in excess of 1,000 copies during calendar year 2011 (publications retained in file), submitted pursuant to A.C.A. § 25-1-205;
- c. Notice of the need to suspend the use of Temporary Assistance for Needy Families (TANF) Program funding for the Community Investment Initiative for the 2012-2013 fiscal year, submitted pursuant to Section 17 of Act 282 of the 2012 Fiscal Session;
- d. Quarterly Reports for the quarter ending June 30, 2012 on the Unemployment Insurance Administration Fund, submitted pursuant to A.C.A. § 19-5-1232, the Workforce Services Training Trust Fund, submitted pursuant to A.C.A. § 19-5-1131, and the Special Fund, submitted pursuant to A.C.A. § 19-5-984;

24. **Public Service Commission**, Quarterly report of the Extension of Telecommunications Facilities Fund (ETFF), submitted pursuant to A.C.A. § 23-17-404(e)(5)(D)(i);

25. **State Highway and Transportation Department**, Quarterly Expenditures Status Report for the period ending June 30, 2012, submitted pursuant to Section 9 of Act 932 of 2011;

26. **UAMS College of Medicine**, Report of admissions to the College of Medicine for academic year 2012-13 submitted pursuant to Section 35 of Act 257 of the 2012 Fiscal Session.

I. **Business Carried Over From Previous Council Meetings.**

1. Review of Communications postponed from July 20, 2012 meeting – **Department of Environmental Quality:**

- a. Quarterly report of permits, permit fees, enforcement actions, and pending rulemaking activities and justifications for the period of April 1 through June 30, 2012, submitted pursuant to Section 38 of Act 957 of 2011;
- b. Quarterly report of regulatory and enforcement actions or activities involving the Fayetteville Shale for the period of April 1 through June 30, 2012, submitted pursuant to Section 44 of Act 957 of 2011;

J. **New Business.**

K. **New proposals and resolutions.**

L. Adjournment.