

**REPORT OF THE
OCCUPATIONAL LICENSING REVIEW SUBCOMMITTEE
OF THE
LEGISLATIVE COUNCIL**

November 18, 2022

Senator Rice and Representative Wardlaw, Co-Chairs:

The Occupational Licensing Review Subcommittee met Thursday, November 17, 2022, at 2:00 p.m. in Committee Room A, Multi Agency Complex, Little Rock, Arkansas. The Subcommittee adopted the ALC Occupational Licensing Subcommittee final report. The final report is attached.

Respectfully submitted, Senator Breanne Davis and Representative Frances Cavanaugh

Final Report to the Arkansas Legislative Council

Occupational Licensing Review Subcommittee

November 18, 2022

I. Background

Act 600 of the 2019 Regular Session, the Red Tape Reduction Sunrise and Sunset Act of 2019, tasked the Legislative Council with conducting an annual rotating review of all occupational authorizations in the state with the purpose of determining and implementing the least restrictive form of occupational authorization to protect consumers from significant and substantiated harms to public health and safety. The Legislative Council (ALC) created the Occupational Licensing Review Subcommittee to carry out this requirement for review.

The rules of the ALC Occupational Licensing Review Subcommittee (the “Subcommittee”) required that the Subcommittee shall submit to ALC its recommendations during the December meeting of each even-numbered year. The recommendations may include the following: repeal of an occupational authorization, conversion of an occupational authorization to a less restrictive occupational authorization, promulgation of revised rules reflecting the use of less restrictive occupational authorization, modification of qualifications for an occupational authorization, modification or redefinition of the scope of practice of an occupation or profession, or any other relevant legislative reforms deemed necessary. Upon adoption of any of the recommendations of the Subcommittee by ALC, the recommendations shall be submitted to the Speaker of the House of Representatives and the President Pro Tempore of the Senate.

II. Work of the Subcommittee in 2021 & 2022

Beginning in July of 2021, the Subcommittee determined the schedule for review of entities and process for discussions of final recommendations. In addition, the Subcommittee adopted their rules and assigned entities to a hearing date, thereby establishing the deadline for each entity to submit their respective reports for review by the Subcommittee.

The Subcommittee began hearing occupational authorization entity reports assigned to Group 2 in September of 2021. Group 2 included 15 entities and the Subcommittee reviewed 62 licenses (*See Appendix A*). At the following meeting, the Subcommittee discussed possible recommendations, if any, from the reports heard previously as well as the reports assigned to that meeting. This pattern was followed until the Subcommittee heard all reports and discussed all recommendations made. In November of 2022, the Subcommittee reviewed and prepared to submit a report in December of 2022 to ALC, the Speaker of the House of Representatives, and the Pro Tempore of the Senate.

III. Recommendations by the Subcommittee

The Subcommittee did not develop any recommendations for the entities in Group 2 that were reviewed during 2021 and 2022.

IV. Conclusion

It is the intention of the Subcommittee to strive to fulfill its mandate under Act 600 of 2019 to determine and implement the least restrictive form of occupational authorizations to protect consumers from significant and substantiated harms to public health and safety.