

**REPORT OF THE
ADMINISTRATIVE RULES SUBCOMMITTEE
OF THE
ARKANSAS LEGISLATIVE COUNCIL**

November 17, 2023

Co-Chairs:

The Administrative Rules Subcommittee met on Thursday, November 16, 2023, at 10:00 a.m., in Room A, MAC.

- 1. The Subcommittee received and filed the Quarterly Reports on Administrative Directives pursuant to Act 1258 of 2015, for the quarter ending September 30, 2023, submitted by the following agencies:**
 - a. Department of Corrections**
 - b. Parole Board**
- 2. The Subcommittee reviewed and approved the following rules filed pursuant to Ark. Code Ann. § 10-3-309:**

ARKANSAS ETHICS COMMISSION

- a. Rules on Ballot and Legislative Question Committees**
- b. Rules on Campaign Finance & Disclosure**
- c. Rules on Conflicts**
- d. REPEAL – Rules on Display of Campaign Literature on Vehicle of Candidate or Public Official While on State Capitol Grounds**
- e. Rules on Independent Expenditures**
- f. Rules on Local-Option Ballot Question Committees**
- g. Rules on Political Committees**
- h. Rules of Practice and Procedure**

ARKANSAS PUBLIC SERVICE COMMISSION

- a. Net-Metering Rules**

DEPARTMENT OF FINANCE AND ADMINISTRATION, ARKANSAS RACING COMMISSION

- a. **ARC Horse Racing Rule 1152**
- b. **ARC Horse Racing Rule 2260**
- c. **ARC Horse Racing Rule 2444**
- d. **ARC Horse Racing Rule 2458**
- e. **ARC Horse Racing Rule 2800**

DEPARTMENT OF HUMAN SERVICES, DIVISION OF COUNTY OPERATIONS

- a. **ABLE Act Section 103 & REPEALS: DCO Form – 808 – Medicare Beneficiaries Application; Social Services Block Grant Comprehensive Services Program Plan**
- b. **Supplemental Nutrition Assistance Program (SNAP) 3000 Work Registration Requirements & REPEALS: DDS Policy 1005 – HDC Site Visits; DDS Policy 1010 – Services Concern Resolution**

DEPARTMENT OF HUMAN SERVICES, OFFICE OF CHIEF COUNSEL

- a. **Office of Appeals and Hearings Update to DHS Policy 1098 & REPEALS: Description of Office on Aging and Adult Services; Long Term Care Ombudsman Act**

DEPARTMENT OF PARKS, HERITAGE, AND TOURISM, STATE PARKS, RECREATION, AND TRAVEL COMMISSION

- a. **Arkansas State Parks Alcoholic Beverage Permit Rule & REPEALS: 2021 Rates/Fees; Wildlife Observation Trails Pilot Grant Program**

- 3. **At the agency's request, the following rules were pulled from consideration prior to the Subcommittee meeting:**

DEPARTMENT OF AGRICULTURE, STATE PLANT BOARD

- a. **Arkansas Industrial Hemp Production Rule & REPEAL: Arkansas Industrial Hemp Research Program Rules**

DEPARTMENT OF HUMAN SERVICES, DIVISION OF MEDICAL SERVICES

- a. Update to Third Party Liability Attestation in Arkansas Medicaid State Plan & REPEALS: DYS and DCFS Targeted Case Management Manual; Episodes of Care Manual**
- 4. Having received written notification in accord with Act 595 of 2021, the Subcommittee adopted a motion excluding the Department of Agriculture from further reporting on its outstanding rules concerning industrial hemp until written notice is provided that the litigation over the law relating to the rules has been resolved.**
- 5. Pursuant to Act 595 of 2021, the Subcommittee received the following agency update on outstanding rulemaking relating to legislation from the 2021 General Session:**
 - a. Department of Education**
- 6. The Subcommittee approved the following agency requests to be excluded from Act 595 reporting requirements:**
 - a. Arkansas Teacher Retirement System (Acts 63, 183, and 504 of 2023)**
 - b. Department of Health, Board of Examiners in Speech-Language Pathology and Audiology (Act 301 of 2023)**
- 7. The Subcommittee denied the following agency request to be excluded from Act 595 reporting requirements:**
 - a. Department of Health, Arkansas State Board of Pharmacy and Arkansas State Medical Board (Act 575 of 2023)**
- 8. The Subcommittee filed the November monthly written updates by agencies concerning rulemaking from the 2023 General Session pursuant to Act 595.**

Respectfully submitted,

Senator Kim Hammer, Co-Chair

Representative Brian Evans, Co-Chair