

REVISED AGENDA
Arkansas Legislative Council

Friday, May 20, 2011
09:00 AM
Room A, MAC
Little Rock, Arkansas

- A. Call to Order.
- B. Organizational Matters.
1. Selection of seat assignments;
- C. Approval of the Minutes of the Previous Meeting (December 17, 2010).
- D. Presentation of Monthly Revenue Report.
— Richard Wilson, Assistant Director, Research Services, Bureau of Legislative Research.
- 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**, Chair;
 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. Report from the Joint Committee on Advanced Communications and Information Technology
—**Rep. Patterson, Sen. Chesterfield**

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. Monthly Communications:

- a. Monthly report pertaining to capital improvement activities (design review and construction) for April 2011 (reports for December 2010, January 2011, February 2011, and March 2011 retained in file), submitted by the **Arkansas Building Authority** pursuant to A.C.A. § 22-2-108(13);
- b. Monthly report for April 2011 (reports for December 2010, January 2011, February 2011, and March 2011 retained in file), submitted by the **Capitol Zoning District Commission**, pursuant to A.C.A. § 22-3-311;
- c. Monthly report on Community Correction Centers' population totals and Parole and Probation Services' caseload information as of May 9, 2011 (reports for January 11, February 7, March 7, 2011, and April 4, 2011 retained in file), submitted by the **Department of Community Correction**;
- d. Monthly Statewide Population Report as of May 9, 2011 (reports for January 11, February 7, March 7, 2011, and April 4, 2011, retained in file) submitted by the **Department of Correction**;
- e. Monthly General Revenue Report for April 2011 (reports for December 2010, January 2011, February 2011, and March 2011 retained in file), submitted by the **Department of Finance and Administration**;
- f. Monthly report of out-of-state and in-state placements for April 2011 (reports for December 2010, January 2011, February 2011, and March 2011 retained in file), submitted by the **DHS Division of Children and Family Services** pursuant to A.C.A. § 20-46-106;
- g. Monthly report of Medicaid in-state and out-of-state inpatient psychiatric placements for April 2011 (reports for December 2010, January 2011 February 2011, and March 2011 retained in file), submitted by the **DHS Division of Medical Services** pursuant to A.C.A. § 20-46-105;
- h. Monthly report regarding activity and condition of the Uniformed Employee Health Insurance Plan for April 2011 (reports for December 2010, January 2011, February 2011, and March 2011 retained in file), submitted by the **Arkansas State Police** pursuant to Section 19 of Act 219 of 2010;

2. Quarterly Communications:

- a. Quarterly report of conveyances for the period of January 1 through March 31, 2011 (report for the period of October 1, 2010 through December 31, 2010 retained in file), submitted by the **Arkansas Building Authority** pursuant to A.C.A. § 22-6-117;
- b. Quarterly report of permits, permit fees, enforcement actions, and pending rulemaking activities and justifications for January 1 through March 31, 2011 (report for the period of October 1 through December 31, 2010 retained in file), submitted by the **Arkansas Department of Environmental Quality** pursuant to Section 38 of Act 213 of 2010;
- c. Quarterly progress report on the Medicaid Program for the third quarter of SFY 2011 (report for the second quarter of SFY 2011 retained in file), submitted by the **Department of Human Services, Division of Medical Services** pursuant to A.C.A. § 20-77-111;
- d. Quarterly Advice and Recommendations for the quarter ending March 31, 2011 (Quarterly Advice and Recommendations for the quarter ending December 31, 2010 retained in file), submitted by the **Department of Information Systems** pursuant to A.C.A. § 25-4-106;

- e. Quarterly report of the operation of the Extension of Telecommunications Facilities Fund (ETFF) for the period of January through March 31, 2011 (report for the period of October through December 2010 retained in file), submitted by the **Arkansas Public Service Commission** pursuant to A.C.A. § 23-17-404;
 - f. Quarterly Rate Case Report for the period ending March 31, 2011 (report for the period ending December 31, 2010 retained in file), submitted by the **Arkansas Public Service Commission** pursuant to A.C.A. § 23-4-420;
 - g. Quarterly report of land conveyances for January 1 through March 31, 2011 (report for October 1, 2010 through December 31, 2010 retained in file), submitted by the **Arkansas State Highway Department** pursuant to A.C.A. § 22-6-117;
 - h. Quarterly expenditures status report of the State Highway and Transportation Department for FY 2011 third quarter ending March 31, 2011, submitted by the **Arkansas State Highway Commission** pursuant to Section 9 of Act 253 of 2010;
 - i. Quarterly Report of the activities of the Health and Safety Division and the Medical Cost Containment Division of the Arkansas Workers' Compensation Commission for the period ending March 31, 2011 (report for the period ending October 1, 2010 through December 31, 2010 retained in file), submitted by the **Arkansas Workers' Compensation Commission** pursuant to Section 8 of Act 129 of the 2010 Fiscal Session;
 - j. Quarterly Report of the Unemployment Insurance Administration Fund for the period of October through December 2010, submitted pursuant to A.C.A. § 19-5-1232 and the Quarterly Workforce Services Training Fund for the period of October through December 2010, submitted pursuant to A.C.A. § 19-5-1131 by the **Arkansas Department of Workforce Services**;
 - k. Quarterly Report of the Special Fund for the period of October through December 2010, submitted by the **Arkansas Department of Workforce Services** pursuant to A.C.A. § 19-5-984;
3. Semi-Annual Communications:
- a. Semi-Annual progress report of the Child Support Program for the period of July 1 through December 31, 2010, submitted by the **Department of Finance and Administration Office of Child Support Enforcement** pursuant to A.C.A. § 25-10-118;
 - b. State Procurement Semiannual Minority Report for the period of July 1 through December 31, 2010, submitted by the **Department of Finance and Administration Office of State Procurement** pursuant to A.C.A. § 25-36-104;
 - c. Semi-Annual Report of the Motor Voter Registration for July 2010 through December 2010, submitted by the **Arkansas Department of Health** pursuant to Section 8 of Amendment 51 of the Arkansas Constitution;
 - d. Semi-Annual Report of the Motor Voter Registration for July 2010 through December 2010, submitted by the **Arkansas Department of Human Services** pursuant to Section 8 of Amendment 51 of the Arkansas Constitution;
 - e. Semi-Annual general revenue comparison of disbursements to state parks for fiscal year 2010 compared with anticipated expenditures for fiscal year 2011, submitted by the **Arkansas State Parks Division** pursuant to Section 23 of Act 181 of the 2010 fiscal session;

4. Annual Communications:
 - a. Annual Public School Choice Report for 2009-2010, submitted by the **Arkansas Department of Education** pursuant to A.C.A. § 6-18-227(f);
 - b. Annual report of the performance review of the Sustainable Energy-Efficient Buildings Program, submitted by the **Arkansas Energy Office** pursuant to A.C.A. § 22-3-2010(b);
 - c. Overview of the annual progress report for the Solid Waste Management and Recycling Grants Program (full report retained in file), submitted by the **Arkansas Department of Environmental Quality** pursuant to A.C.A. § 8-6-609(d);
 - d. Arkansas Fair Housing Commission 2010 Annual Report to the Arkansas Legislature, submitted by the **Arkansas Fair Housing Commission** pursuant to A.C.A. § 16-123-304;
 - e. Annual Alternative Fuel Vehicle Report for 2010, submitted by the **Department of Finance and Administration, Office of State Procurement** pursuant to A.C.A. § 19-11-217(c)(2)(B);
 - f. Verification by the **Division of Legislative Audit** of State Inmate Cost Per Day information from the Association of Arkansas Counties, submitted pursuant to Section 39 of Act 1285 of 2009;
 - g. Annual Report for 2010 of the Rural Medical Practice Student Loan and Scholarship Program, submitted by the **UAMS College of Medicine**, pursuant to A.C.A. § 6-81-711;
5. Communications submitted as required by law:
 - a. Request for the Legislative Council's review of the Program Fact Sheets submitted by the **Arkansas Development Finance Authority** pursuant to A.C.A § 15-5-212(b):
 - (1) **Program Fact Sheet FY2010-005**, concerning \$ 4,140,000 for refinancing of Episcopal Collegiate School Project, Series 2010;
 - (2) **Program Fact Sheet FY2011-001**, concerning capital improvement revenue bonds in the total amount of \$ 6,365,000.00 for the Academics Plus Charter School Project to provide refinancing of an existing mortgage loan on certain existing facilities and design and construction of a new open-enrollment charter school facility;
 - (3) **Program Fact Sheet FY2011-002**, concerning private placement bonds in the amount of \$7,450,000.00 for financing the cost of construction and equipping certain education facilities to be leased by the Little Scholars of Arkansas, LLC;
 - b. Request for the Legislative Council's advice regarding the distribution of Arkansas Research Development Program grants to publicly-supported universities, submitted by the **Arkansas Department of Higher Education** pursuant to A.C.A § 6-61-808;
 - c. Notification of emergency action by the co-chairs of the Legislative Council:
 - (1) to approve the Cycle III Grant Awards for Fiscal Year 2011 Rural Community Grant Program, requested by the **Arkansas Department of Rural Services**;
 - (2) to approve the review of two professional and consultant contracts, requested by the **Office of State Procurement**;
 - d. Request for the Legislative Council's review of the partial equity ownership agreement with Altus Capital Partners II, L.P., submitted by the **Arkansas Teacher Retirement System** pursuant to A.C.A § 19-11-1302;

- e. Requests for the Legislative Council's review of the immediate need to enter into a partial equity ownership agreement, submitted by the **Arkansas Teacher Retirement System** pursuant to A.C.A § 19-11-1303:
 - (1) Prudential Real Estate Investors - PRISA Fund;
 - (2) Tennenbaum Capital Partners-Tennenbaum Opportunities Fund VI, LLC;
 - (3) Wicks Capital Partners IV;
 - (4) Anchorage Capital, L.P.;
 - (5) Capula Global Relative Value Master Fund, L.P.;
 - (6) Graham Capital Management Proprietary Matrix 10-V Portfolio;
 - (7) York Credit Opportunities, L.P.;
- f. Report pursuant to Legislative Council travel policy on reporting of travel recommendations for members of the General Assembly attending conferences other than SLC, CSG, NCSL, ALEC, or the Energy Council.

I. New Business:

- 1. Consideration of reinstating the Special Oversight Subcommittee on Federal Stimulus Money, for the purpose of advising the Legislative Council regarding the allocation and expenditure of federal stimulus funds by the State of Arkansas under the American Recovery and Reinvestment Act (ARRA).

J. New Proposals and Resolutions:

- 1. **Interim Study Proposal 2011-010 by Representative Mauch**, which is an act to require notice of disclosure for drinking water systems that fluoridate drinking water;
- 2. **Interim Study Proposal 2011-170 (H. B. 2049) by Representatives Roebuck and Powers**, which is an act to place the educational programs in residential facilities administered by the Division of Youth Services under the authority and organization of the public school district in which the facility is located;
- 3. **Interim Study Proposal 2011-171 by Senator Hendren** requesting the Arkansas Legislative Council to refer to the Senate Interim Committee on State Agencies and Governmental Affairs a study of the development of incentives for state agencies and political subdivisions to encourage the efficient design of public works projects.

K. Adjournment.