

REVISED AGENDA
Administrative Rules Subcommittee
of the
Arkansas Legislative Council

Thursday, February 19, 2026
10:00 AM
Room A, MAC
Little Rock, Arkansas

Sen. Tyler Dees, Co-Chair
Sen. Kim Hammer, Vice-Chair
Sen. Missy Irvin
Sen. Jonathan Dismang
Sen. Bart Hester
Sen. Terry Rice
Sen. Blake Johnson
Sen. Breanne Davis
Sen. Ben Gilmore, ex officio
Sen. Justin Boyd, ex officio

Rep. Matthew J. Shepherd, Co-Chair
Rep. Lane Jean, Vice-Chair
Rep. Jon S. Eubanks
Rep. Mary Bentley
Rep. DeAnn Vaught
Rep. Steve Hollowell
Rep. Brian S. Evans
Rep. Stetson Painter
Rep. Les D. Eaves, ex officio
Rep. Jack Ladymen, ex officio

- A. Call to Order**
- B. Reports on Administrative Directives Pursuant to Act 1258 of 2015, for Quarter Ending December 31, 2025**
 - 1. Department of Corrections (Wade Hodge)**
 - 2. Post-Prison Transfer Board (Kevin Smith)**
- C. Rules Filed Pursuant to Arkansas Code § 10-3-309**
 - 1. Arkansas Public Service Commission (Danni Hoefer)**
 - a. Wind Energy Development Rules, 23 CAR pt. 469 (p.1)
 - 2. Department of Commerce, Arkansas Economic Development Commission (Brian Black, items a, b, c; Esperanza Massana-Crane, items a, b; Jennifer Emerson, item c)**
 - a. REPEAL Minority Business Enterprise and Women-Owned Business Enterprise Certification Program, 15 CAR pt. 183 (p.3)
 - b. REPEAL Minority Business Enterprise and Women-Owned Business Enterprise Loan Mobilization Program Rules, 15 CAR pt. 149 (p.4)
 - c. REPEAL Rules for the Consolidated Incentive Act of 2003, 15 CAR pt. 143 (p.5)
 - 3. Department of Commerce, State Insurance Department (Crystal Phelps)**
 - a. Online Marketplace Guarantee Provider Registration Rule, 23 CAR pt. 45 (p.6)
 - 4. Department of Education, Division of Career and Technical Education (Courtney Salas-Ford)**
 - a. Rule Governing the Arkansas Adult Diploma Program, 6 CAR pt. 301 (p.7)

Note: All exhibits for this meeting are available by electronic means and are accessible on the General Assembly's website at www.arkleg.state.ar.us.

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

5. **Department of Finance and Administration (Alicia Austin Smith, Keith Linder)**
 - a. Beer Excise Tax, 26 CAR pt. 160 (p.11)
6. **Department of Human Services, Division of County Operations (Mary Franklin)**
 - a. SNAP Updates from HR1 (20 CAR pt. 501) (p.18)
7. **Department of Human Services, Division of Medical Services (Elizabeth Pitman, items a, b, c; Paula Stone, item a)**
 - a. Rehabilitative Hospital Provider Manual, 20 CAR pt. 643 (p.32)
 - b. Cell and Gene Therapy (CGT) Model (20 CAR pts. 570, 624) (p.33)
 - c. Recovery Audit Contractor Exemption SPA (20 CAR pt. 570) (p.35)
8. **Department of Labor and Licensing, Arkansas State Board of Public Accountancy (Tim Montgomery, Daniel Parker)**
 - a. Code of Professional Conduct, 17 CAR pt. 235; and State Board of Public Accountancy Rules, 17 CAR pt. 236 (p.36)

D. Agency Request to Be Excluded from Reporting Requirements of Act 595 of 2021

1. **Department of Education, Division of Career and Technical Education (Act 867 of 2023) (Courtney Salas-Ford, Department of Education, and Allison Hatfield, Department of Commerce) (Held over from January 15, 2026 meeting for further discussion with the Department of Education and the Department of Commerce)** (revised request)

E. Evaluation of Rule Review Group 3 Agencies Pursuant to Act 781 of 2017 and Act 65 of 2021

1. **Department of Education, Division of Public School Academic Facilities and Transportation (Courtney Salas-Ford)**

F. Agency Updates on the Status of Outstanding Rulemaking from the 2023 Regular Session Pursuant to Act 595 of 2021¹

1. **Department of Commerce, Arkansas Economic Development Commission (Brian Black)**

Rules Outstanding as of February 1, 2026, as Reported and Updated by the Agency

 - *Consolidated Incentive Act Rules (Act 834 of 2023)
 - The Arkansas Economic Development Commission has determined that rules under the Consolidated Incentive Act are not necessary to accomplish the goals of Act 834 of 2023 and is currently working to repeal the existing Consolidated Incentive Act rules. Under Ark. Code Ann. § 15-4-2710, rules are allowed but not required under the Act. The existing rules are unclear and largely restate the statute, serving as a potential barrier to businesses looking to utilize the Act's incentives. The public comment period has ended, and AEDC has requested that the rule repeal be placed on the Committee's agenda for consideration.
2. **Department of Corrections, Secretary of Corrections (Wade Hodge)**

Rules Outstanding as of February 1, 2026, as Reported and Updated by the Agency

 - Visitation (Act 659, § 112 of 2023)
 - This rule will be promulgated by the Secretary of Corrections. The rule has been reviewed and approved by the Secretary and the executive. On December 19, 2025, the rule received final approval from the Board of Corrections to be set for public

¹ Outstanding rules that are on the current agenda for legislative review and approval are designated by an asterisk (*).

comment. The proposed rule is currently in the public comment period as is expected to be ready for review at the ALC Rules committee's April meeting.

3. Department of Education (Courtney Salas-Ford)

Rules Outstanding as of February 1, 2026, as Reported and Updated by the Agency

Arkansas State Library

- Rules Governing the Standards for State Aid to Public Libraries (Act 566, § 11 of 2023)
 - Rulemaking regarding Act 566 of 2023 was temporarily suspended due to the passage of Act 903 of 2025. Rulemaking will resume now that a new slate of library board members has been appointed.

Division of Career and Technical Education

- Rules Governing the Approval of Computer Science-Related Career and Technical Education Courses (Act 654, § 4 of 2023)
 - This rule has been redrafted in compliance with the Code of Arkansas Rules. It is anticipated that the final rule will be submitted to ALC for review in April.
- Rules Governing the Vocational Start-Up Grant Program (Act 867, § 7 of 2023)
 - The ADE is requesting to be excused from rule making regarding this program. This request was tabled at the January ALC meeting to be heard in February.

Division of Elementary and Secondary Education

- Rules Governing School District Waivers (Act 347, § 1 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 304 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in March.
- Rules Governing Grading and Course Credit (Act 654, §§ 2, 4 of 2023)
 - This rule was approved by the State Board of Education to be released for public comment; however, the agency is redrafting this rule due to the enactment of Act 341 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in March.

State Board of Education

- Rules Governing the Course Choice Program (Act 237, § 20 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 730 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in March.
- Rules Governing Public Charter Schools (Act 237, § 49 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 800 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in March.

Division of Higher Education

- Rules Governing Universal Academic Credit (Act 237, § 54 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 341 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated

that the final rule will be submitted to ALC for review in March.

G. Agency Monthly Written Updates Pursuant to Act 595 of 2021 Concerning Rulemaking from the 2025 Regular Session

H. Adjournment