



Arkansas Department of Labor and Licensing
10421 West Markham Street
Little Rock, Arkansas 72205
(501) 682-4500

Asa Hutchinson
Governor

Daryl Bassett
Secretary

August 31, 2021

Senator Kim Hammer
Representative Les Eaves
ALC-Administrative Rules Subcommittee
Arkansas General Assembly
1 Capitol Mall, 5th Floor
Little Rock, AR 72201

Re: Request to be excluded from the rule reporting requirements of Act 595 of 2021 with respect to Act 746 of 2021

Dear Senator Hammer and Representative Eaves;

As you know, Ark. Code Ann. § 25-15-216(b)(3)-(5), as amended by Act 595 of 2021, established certain reporting requirements for state agencies, including a written update on the agency's progress in promulgating rules. Act 746 of 2021 provides that an occupational or professional licensing entity shall grant a license to an individual who fulfills the requirements to practice and who holds a Federal Form I-766 from the US Citizenship and Immigration Service. Act 746 of 2021, § 2, further provides that all licensing entities "shall promulgate rules necessary to implement this act."

Pursuant to Ark. Code Ann. § 25-15-216(c), as amended by Act 595 of 2021, the department does not intend to promulgate any rules to implement Act 746 of 2021, as it is not necessary. Such a rule would merely restate the provisions of Act 746 of 2021. Further, none of the department's licensing entities have any rule or statute, such as a citizenship requirement. As a result, the department respectfully requests that any rulemaking regarding Act 746 of 2021 be excluded from further reporting requirements.

Thank you for your time and consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Denise P. Oxley", is written over a printed name and title. The signature is fluid and cursive, with a large loop at the end.

Denise P. Oxley
General Counsel

DPO:ms