

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Joint Budget Committee

5

6

# A Bill

HOUSE BILL

1936

## For An Act To Be Entitled

7 "AN ACT TO PROVIDE THAT BOARDS AND COMMISSIONS MAY PROVIDE  
8 EXPENSE REIMBURSEMENT FOR THEIR MEMBERS IN THE AMOUNT  
9 ESTABLISHED FOR STATE EMPLOYEES; TO ALLOW CERTAIN BOARDS  
10 AND COMMISSIONS TO PAY LIMITED STIPENDS FOR ATTENDING  
11 MEETINGS; AND FOR OTHER PURPOSES."

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## Subtitle

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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SECTION 1. For purposes of this act the term "state board" means every state board, commission, committee, council, task force, and similar entity except the General Assembly, *the State Highway Commission and the Game and Fish Commission*. This act shall have no effect on the payment of mileage, expense reimbursement and per diem authorized by law to be paid to members of the General Assembly, *the State Highway Commission and the Game and Fish Commission*.

SECTION 2. Every state board may, by a majority vote of the total membership of the board cast during its first regularly scheduled meeting of each calendar year, authorize expense reimbursement for each board member for performing official board duties. The expense reimbursement shall not exceed the rate established for state employees by state travel regulations.

1           SECTION 3. Each of the following state boards may, by a majority vote  
2 of the total membership of the board cast during its first regularly  
3 scheduled meeting of each calendar year, authorize payment to its members of  
4 a stipend not to exceed fifty dollars (\$50.00) per meeting attended, and the  
5 board members shall receive no other compensation, expense reimbursement, or  
6 in lieu payments except as provided in Section 2 of this act:

- 7           1.     Board of Public Accountancy
- 8           2.     Board of Acupuncture
- 9           3.     Alcohol and Drug Abuse Coordinating Council
- 10          4.     Alcoholic Beverage Control Board
- 11          5.     Athletics and Activities Board
- 12          6.     Appraisers Licensing and Certification Board
- 13          7.     State Board of Architects
- 14          8.     Black History Advisory Committee
- 15          9.     Arkansas Development Finance Authority Board
- 16          10.    Arkansas History Commission
- 17          11.    Board of Barber Examiners
- 18          12.    Boiler Advisory Board
- 19          13.    Burial Association Board
- 20          14.    Capitol Zoning District Commission
- 21          15.    Cemetery Board
- 22          16.    Child Abuse/Rape/Domestic Violence Commission
- 23          17.    Board of Chiropractic Examiners
- 24          18.    Community Work, Recreation & Youth Opportunities  
25             Commission
- 26          19.    Contractors Licensing Board
- 27          20.    Board of Cosmetology
- 28          21.    Crime Laboratory Board
- 29          22.    Developmental Disabilities Services Board
- 30          23.    Educational Television Commission
- 31          24.    Board of Electrical Examiners
- 32          25.    State Board of Election Commissioners
- 33          26.    Emergency Medical Services Advisory Council
- 34          27.    Employment Security Advisory Council
- 35          28.    Board of Professional Engineers and Land Surveyors

- 1        29.    *State Library Board*
- 2        30.    *Fire Protection Licensing Board*
- 3        31.    *Arkansas Fire and Police Pension Review Board*
- 4        32.    *Board of Registration for Foresters*
- 5        33.    *HVACR Licensing Board*
- 6        34.    *Liquefied Petroleum Gas Board*
- 7        35.    *Livestock and Poultry Commission*
- 8        36.    *Marriage and Family Therapy Licensure Board*
- 9        37.    *Board of Massage Therapy*
- 10       38.    *Mississippi River Parkway Commission*
- 11       39.    *Motor Vehicle Commission*
- 12       40.    *Natural Heritage Commission*
- 13       41.    *Board of Nursing*
- 14       42.    *Occupational Therapy Examining Committee*
- 15       43.    *Oil and Gas Commission*
- 16       44.    *State Board of Physical Therapy*
- 17       45.    *Board of Dispensing Opticians*
- 18       46.    *Advisory Committee on Petroleum Storage Tanks*
- 19       47.    *Podiatry Examining Board*
- 20       48.    *Real Estate Commission*
- 21       49.    *Red River Commission*
- 22       50.    *State Marketing Board for Recyclables*
- 23       51.    *Board of Review*
- 24       52.    *Arkansas Rural Medical Practice Student Loan and*  
25                *Scholarship Board*
- 26       53.    *Arkansas Geological Commission*
- 27       54.    *Land Survey Advisory Board*
- 28       55.    *Soil and Water Conservation Commission*
- 29       56.    *Licensing Committee for Operators of Solid Waste Management*  
30                *Facilities for the Arkansas Pollution Control and Ecology*  
31                *Commission*
- 32       57.    *State Employee/Public School Personnel Board*
- 33       58.    *State Hospital Board*
- 34       59.    *State Police Commission*
- 35       60.    *State Building Services Council*

- 1       61.    Governor\_s Telecommunications and Information
- 2                Technology Advisory Board
- 3       62.    Arkansas Towing and Recovery Board
- 4       63.    Governor\_s Commission on Veterans\_ Affairs
- 5       64.    Veterinary Medical Examining Board
- 6       65.    Water Well Construction Commission
- 7       66.    Arkansas Waterways Commission

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9       SECTION 4. Each of the following state boards may, by a majority vote

10 of the total membership of the board cast during its first regularly

11 scheduled meeting of each calendar year, authorize payment to its members of

12 a stipend not to exceed seventy five dollars (\$75.00) per meeting attended,

13 and the board members shall receive no other compensation, expense

14 reimbursement, or in lieu payments except as provided in Section 2 of this

15 act:

- 16       1.    Auctioneers Licensing Board
- 17       2.    Arkansas Industrial Development Commission
- 18       3.    Commission on Child Support
- 19       4.    Supervisory Board for the Arkansas Crime Information
- 20                Center
- 21       5.    Board of Correction and Community Punishment
- 22       6.    State Board of Education
- 23       7.    Board of Embalmers and Funeral Directors
- 24       8.    State Board of Health
- 25       9.    Arkansas Health Policy Council
- 26       10.   Board of Optometry
- 27       11.   Parks, Recreation and Travel Commission
- 28       12.   Board of Pharmacy
- 29       13.   Pollution Control and Ecology Commission
- 30       14.   Post Prison Transfer Board
- 31       15.   Racing Commission
- 32       16.   Sentencing Commission
- 33       17.   State Board of Vocational Education.

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35       SECTION 5. Each of the following state boards may, by a majority vote

1 of the total membership of the board cast during its first regularly  
2 scheduled meeting of each calendar year, authorize payment to its members of  
3 a stipend not to exceed one hundred dollars (\$100.00) per meeting attended,  
4 and the board members shall receive no other compensation, expense  
5 reimbursement, or in lieu payments except as provided in Section 2 of this  
6 act:

- 7 1. Board of Dental Examiners
- 8 2. State Medical Board

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10 SECTION 6. No state employee shall receive any stipend under this act.  
11 Those persons who are paid a salary for serving as a member of a state board  
12 shall continue to receive such salary and shall receive no stipend under this  
13 act. State board members who are also members of the General Assembly shall  
14 continue to receive mileage, expense reimbursement and per diem as prescribed  
15 for legislators attending meetings of joint interim committees of the General  
16 Assembly.

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18 SECTION 7. (a) *Except as provided in subsection (b) of this section,*  
19 *this act becomes effective on a board by board basis on the date of the*  
20 *board's first regularly scheduled meeting in 1996 and thereafter this act*  
21 *shall be the sole authority for expense reimbursement, per diem and stipends.*  
22 *Except as provided in subsection (b) of this section, for boards which do*  
23 *not have regularly scheduled meetings, this act becomes effective on a board*  
24 *by board basis on the date of the board's first meeting in 1996 and*  
25 *thereafter this act shall be the sole authority for expense reimbursement,*  
26 *per diem and stipends.*

27 (b) *Any state board may, by a majority vote of the total membership of*  
28 *the board cast during any meeting in 1995 exercise its powers under this act*  
29 *for calendar year 1995, but until a board acts or has the opportunity to act*  
30 *in 1996 the law existing on February 1, 1995 as to the board's expense*  
31 *reimbursement and per diem authorization shall apply. As soon as possible*  
32 *after the effective date of this act the Department of Finance and*  
33 *Administration shall provide a copy of this act to every state board which is*  
34 *subject to the provisions hereof.*

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1 SECTION 8. All provisions of this act of a general and permanent  
2 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
3 Code Revision Commission shall incorporate the same in the Code.

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5 SECTION 9. If any provision of this act or the application thereof to  
6 any person or circumstance is held invalid, such invalidity shall not affect  
7 other provisions or applications of the act which can be given effect without  
8 the invalid provision or application, and to this end the provisions of this  
9 act are declared to be severable.

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11 SECTION 10. All laws and parts of laws in conflict with this act are  
12 hereby repealed.

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14 *SECTION 11. It is hereby found and determined by the General Assembly*  
15 *that a more uniform system of expense reimbursement and stipend authorization*  
16 *for the various state boards should be implemented as soon as possible; this*  
17 *act so provides; and that this act should go into effect immediately in order*  
18 *to provide for its implementation as soon as possible. Therefore, an*  
19 *emergency is hereby declared to exist and this act being necessary for the*  
20 *immediate preservation of the public peace, health and safety shall be in*  
21 *full force and effect from and after its passage and approval.*

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*/s/Rep. E. Thicksten*

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*As Engrossed: 3/15/95 4/7/95*

**HB 1936**

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