

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

As Engrossed: S3/22/99

A Bill

SENATE BILL 813

4
5 By: Senator Argue
6
7

For An Act To Be Entitled

8
9 "AN ACT TO AMEND ARKANSAS CODE 8-4-104 TO REVISE THE
10 VOTING MEMBERSHIP OF THE ARKANSAS POLLUTION CONTROL
11 AND ECOLOGY COMMISSION; AND FOR OTHER PURPOSES."

Subtitle

12
13
14 "TO REVISE THE VOTING MEMBERSHIP OF THE
15 ARKANSAS POLLUTION CONTROL AND ECOLOGY
16 COMMISSION."

17
18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20
21 SECTION 1. Arkansas Code § 8-4-104(b), regarding the membership of the
22 Pollution Control and Ecology Commission, is amended to read as follows:

23 "(b) The commission shall be composed of thirteen (13) members, of whom
24 seven (7) shall be voting members and six (6) shall be non-voting members.

25 (1) The Governor, by and with the advice and consent of the
26 Senate, shall appoint the seven (7) voting members.

27 (A) Each congressional district shall be represented on the
28 commission by at least one (1) member and no district shall have more than two
29 (2) members of the seven (7) appointees.

30 (B) The Governor will not appoint a member to represent
31 any specific or special interest group, organization, or philosophy; however,
32 in making appointments to the commission, the Governor shall appoint
33 individuals who have knowledge or expertise in matters within the jurisdiction
34 of the commission, including government, business or industry, agriculture
35 and livestock, forestry, health, ecology, recreation and tourism, and geology.

36 (C) Each member appointed by the Governor shall be

1 appointed for a term of four (4) years.

2 (2) The other six (6) non-voting members of the commission shall
3 be the Directors of the Arkansas Department of Health, the Arkansas Game and
4 Fish Commission, the Arkansas Forestry Commission, the Arkansas Soil and Water
5 Conservation Commission, the Oil and Gas Commission, and the State Geology
6 Commission or their designees.

7 (3) Elected city, county, and state officials shall not serve on
8 the commission after the expiration of any current member's term."

9

10 SECTION 2. Arkansas Code § 8-4-104(e), regarding the membership of the
11 Pollution Control and Ecology Commission, is amended to read as follows:

12 "(e)(1)(A) The commission shall hold at least four (4) regular meetings
13 in each calendar year at times and places to be fixed by the commission and
14 such other meetings as may be necessary.

15 (B) Special meetings may be called at the discretion of the
16 chairman, and they shall be called by him upon written request of two (2)
17 members of the commission by delivery of written notice to each member of the
18 commission.

19 (2) ~~Nine (9)~~ Four (4) voting members of the commission shall
20 constitute a quorum to transact business in both regular and special meetings
21 and it shall require a majority vote of the whole number of the voting members
22 of the commission to transact the business of the commission."

23

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

27

28 SECTION 4. If any provision of this act or the application thereof to
29 any person or circumstance is held invalid, such invalidity shall not affect
30 other provisions or applications of the act which can be given effect without
31 the invalid provision or application, and to this end the provisions of this
32 act are declared to be severable.

33

34 SECTION 5. All laws and parts of laws in conflict with this act are
35 hereby repealed.

36

/s/ Argue