

Stricken language would be deleted from and underlined language would be added to law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

*As Engrossed: H2/8/01*

# A Bill

SENATE BILL 20

5 By: Senator Beebe  
6 *By: Representatives Broadway, Bradford*  
7

## For An Act To Be Entitled

10 AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS CODE  
11 TO ELIMINATE REFERENCES TO LEGISLATIVE MEMBERS OF  
12 STATE BOARDS AND COMMISSIONS; AND FOR OTHER PURPOSES.  
13

### Subtitle

14 TO AMEND VARIOUS SECTIONS OF THE  
15 ARKANSAS CODE TO ELIMINATE REFERENCES TO  
16 LEGISLATIVE MEMBERS OF STATE BOARDS AND  
17 COMMISSIONS.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. Arkansas Code 6-15-804 is amended to read as follows:  
24 6-15-804. Advisory Committee on Accountability.

25 (a) To assist the Office of Accountability, there is established the  
26 Advisory Committee on Accountability to be composed of the following members  
27 who must be willing to devote adequate time to the work of the committee:

28 (1) The Director of the Department of Education, or his designee,  
29 who shall act as secretary to the advisory committee;

30 (2) Three (3) members of the business community with knowledge in  
31 the particular areas of concern;

32 (3) One (1) member appointed by and to serve at the pleasure of  
33 the President Pro Tempore of the Senate;

34 (4) One (1) member appointed by and to serve at the pleasure of  
35 the Speaker of the House of Representatives;

36 (5) One (1) person from a list of three (3) names submitted by

1 the Arkansas Association of Educational Administrators;

2 (6) One (1) person from a list of three (3) names submitted by  
3 the Arkansas Education Association;

4 (7) One (1) parent of a school-aged child; and

5 (8) One (1) person from a list of three (3) names submitted by  
6 the deans of the colleges of education of the institutions of higher learning  
7 in the state.

8 (b)(1) The three (3) members from the business community, the parent,  
9 the Arkansas Education Association representative, the Arkansas Association of  
10 Educational Administrators representative, and the representative of the  
11 deans, shall be appointed by the Governor, subject to confirmation of the  
12 Senate.

13 ~~(2) The President Pro Tempore of the Senate shall appoint the~~  
14 ~~Senate member to a two-year term.~~

15 ~~(3) The Speaker of the House of Representatives shall appoint the~~  
16 ~~House of Representatives member to a two-year term.~~

17 ~~(5) (2) The director or designee and the legislative members of~~  
18 ~~the committee shall serve as an advisory members member without voting~~  
19 ~~privileges.~~

20 ~~(4) (3) All voting members shall serve four-year terms. All terms~~  
21 ~~shall expire on April 1. Membership is limited to two (2) terms.~~

22 (c) ~~Nonstate employee committee members and legislative members of the~~  
23 ~~committee shall serve without compensation, but:~~

24 ~~(1) The legislative members shall be entitled to reimbursement of~~  
25 ~~expenses and mileage allowances for attendance at committee meetings at the~~  
26 ~~same rate as is authorized by law for legislators' attendance at meetings of~~  
27 ~~interim committees of the General Assembly; and~~

28 ~~(2) The nonlegislative members may receive expense reimbursement~~  
29 ~~in accordance with § 25-16-901 et seq. Voting and nonvoting members of the~~  
30 ~~committee shall serve without compensation but may receive expense~~  
31 ~~reimbursement in accordance with § 25-16-902.~~

32  
33 SECTION 2. Arkansas Code 6-20-1504 is amended to read as follows:  
34 6-20-1504. School Self-Insurance Advisory Committee.

35 (a) There is established a School Self-Insurance Advisory Committee  
36 consisting of five (5) members as follows:

1           (1) ~~The~~ One (1) person to be appointed by the Chairman of the  
2 Senate Interim Committee on Education;

3           (2) ~~The~~ One (1) person to be appointed by the Chairman of the  
4 House Interim Committee on Education;

5           (3) The Insurance Commissioner;

6           (4) The Director of the Department of Finance and Administration;  
7 and

8           (5) One (1) person to be appointed by the Governor.

9           **(b)** The appointed ~~member~~ members of the advisory committee shall be  
10 appointed for a term of two (2) years.

11           ~~(b)(c)~~ **(c)** The advisory committee shall meet at such times and places as it  
12 shall deem necessary for the purpose of carrying out its duties under the  
13 provisions of this subchapter. The advisory committee shall select one (1) of  
14 its members as chairman and such other officers as may be deemed necessary for  
15 transaction of committee business. The Assistant Director for Public School  
16 Finance and Administrative Support of the Department of Education shall serve  
17 as secretary of the advisory committee.

18           ~~(e)(d)~~ **(d)** A majority of the members of the advisory committee shall  
19 constitute a quorum for the purpose of transacting business, and all action of  
20 the advisory committee shall be by a majority vote of the full membership of  
21 the committee.

22           ~~(d)(e)~~ **(e)** Members of the advisory committee shall serve without pay but  
23 may receive expense reimbursement in accordance with ~~§ 25-16-901 et seq.~~ § 25-  
24 16-902.

25           ~~(e)(f)~~ **(f)** It shall be the duty of the advisory committee to:

26           (1) Advise the State Board of Education with respect to the  
27 operation of the public elementary and secondary school self-insurance program  
28 authorized by this subchapter;

29           (2) Periodically review the status of the self-insurance fund and  
30 the adequacy of insurance premium rates, and compare these rates with rates  
31 for comparable risks for private insurance companies;

32           (3) Confer with superintendents and boards of directors of school  
33 districts concerning insurance practices of the various districts;

34           (4) Promulgate proposed rules and regulations for submission to  
35 the board with respect to the administration of the state self-insurance  
36 program; and

1 (5) Perform such other duties, in an advisory capacity to the  
2 board and the Department of Education, as will expedite the operation of the  
3 public elementary and secondary school self-insurance program.

4 ~~(f)~~(g) All proposed rules, regulations, and other recommendations  
5 pertaining to the self-insurance program recommended by the advisory committee  
6 under this subchapter shall be advisory to the board. The board shall adopt,  
7 modify, or reject recommendations of the advisory committee as the board deems  
8 to be in the best interests of the public elementary and secondary school  
9 self-insurance program.

10  
11 SECTION 3. Arkansas Code 8-4-314(b), pertaining to the Compliance  
12 Advisory Panel for the Small Business Stationary Source Technical and  
13 Environmental Compliance Assistance Program, is amended to read as follows:

14 (b) The panel shall consist of:

15 (1) Two (2) members, who are not owners, or representatives of  
16 owners, of small business stationary sources, selected by the Governor to  
17 represent the general public;

18 (2) Two (2) members selected by the Speaker of the House of  
19 Representatives who are owners, or who represent owners, of small business  
20 stationary sources, ~~one (1) member each by the majority and minority~~  
21 ~~Leadership~~;

22 (3) Two (2) members selected by the President Pro Tempore of the  
23 Senate who are owners, or who represent owners, of small business stationary  
24 sources, ~~one (1) member each by the majority and minority Leadership~~; and

25 (4) One (1) member selected by the Director of the Arkansas  
26 Department of Environmental Quality.

27  
28 SECTION 4. Arkansas Code 12-12-202(b), pertaining to the supervisory  
29 board for the Arkansas Crime Information Center, is amended to read as  
30 follows:

31 (b) The supervisory board shall consist of fourteen (14) members:

32 (1) The Attorney General or one (1) of his assistants;

33 (2) The Chief Justice of the Supreme Court or his designated  
34 agent;

35 (3) A member designated by the Arkansas Association of  
36 Prosecuting Attorneys;

- 1 (4) A member designated by the Arkansas Sheriffs Association;
- 2 (5) A member designated by the Arkansas Association of Municipal
- 3 Judges;
- 4 (6) A member designated by the President of the Arkansas Bar
- 5 Association who is regularly engaged in criminal defense work;
- 6 (7) ~~A citizen~~ Two citizens of the State of Arkansas, to be
- 7 appointed by the Governor;
- 8 ~~(8) A member of the General Assembly, appointed by the Governor;~~
- 9 ~~(9)~~ (8) A member designated by the Arkansas Municipal Police
- 10 Association;
- 11 ~~(10)~~ (9) The Director of the Department of Correction or his
- 12 designated agent;
- 13 ~~(11)~~ (10) A member designated by the Arkansas Association of
- 14 Chiefs of Police;
- 15 ~~(12)~~ (11) A member designated by the Association of Arkansas
- 16 Counties;
- 17 ~~(13)~~ (12) The Director of the Department of Arkansas State Police
- 18 or his designated agent; and
- 19 ~~(14)~~ (13) The Governor, or a member of his staff designated by
- 20 him.

21

22 SECTION 5. Arkansas Code 12-12-202(e), pertaining to the supervisory

23 board for the Arkansas Crime Information Center, is amended to read as

24 follows:

25 (e)(1)~~(A)~~ The ~~non-legislator~~ members of the board may receive expense

26 reimbursement and stipends in accordance with ~~§ 25-16-901 et seq.~~ Title 25,

27 Chapter 16, Subchapter 9 of the Arkansas Code.

28 ~~(B) Legislator members shall receive per diem, mileage, and~~

29 ~~expense reimbursement at the same rate as that prescribed for legislators for~~

30 ~~attending meetings of interim committees of the General Assembly.~~

31 (2) The board members shall receive no other compensation,

32 expense reimbursement, or in-lieu-of payments except as provided in this

33 subsection.

34 SECTION 6. Arkansas Code 13-9-101 is amended to read as follows:

35 13-9-101. Members - Meetings.

36 (a) There is created and established the Arkansas Entertainers Hall of

1 Fame Board.

2 (b)(1) The board shall be composed of ~~nine (9)~~ eleven (11) voting  
3 members, ~~the nine (9) of whom~~ shall be appointed by the Governor for terms of  
4 six (6) years each.

5 (2) Two (2) board members shall be appointed by the Governor  
6 from each congressional district in the state, and one (1) shall be appointed  
7 at large.

8 (3)(A) ~~Additionally, the President Pro Tempore of the Senate, the~~  
9 ~~Speaker of the House of Representatives, and the Secretary of State shall be~~  
10 an ex officio nonvoting members member.

11 (B) The Speaker of the House of Representatives shall  
12 appoint one (1) voting member to serve at the pleasure of the Speaker.

13 (C) The President Pro Tempore of the Senate shall appoint  
14 one (1) voting member to serve at the pleasure of the President Pro Tempore.

15 ~~(B)(D)~~ In addition, the members of the board shall appoint  
16 two (2) ex officio nonvoting members.

17 (4) Members of the board shall not be compensated for their  
18 services, but each member may receive expense reimbursement in accordance with  
19 ~~§ 25-16-901 et seq~~ § 25-16-902.

20 (c)(1) The voting members of the board shall select a chairman and a  
21 vice-chairman from among their own number.

22 (2) The board shall meet annually.

23 (3) A majority of the voting members shall constitute a quorum  
24 for the transaction of business.

25 SECTION 7. Arkansas Code 15-3-104(g), pertaining to legislative members  
26 of the Arkansas Science and Technology Authority, is hereby repealed.

27 ~~(g)(1) In addition to the fourteen (14) directors serving as the board,~~  
28 ~~there shall be two (2) nonvoting ex officio directors appointed by the~~  
29 ~~Governor, one (1) each from the membership of the Senate and the House of~~  
30 ~~Representatives.—~~

31 ~~(2) The ex officio directors shall serve from the dates of their~~  
32 ~~appointments until the opening day of the next regularly scheduled session of~~  
33 ~~the General Assembly.—~~

34 ~~(3) The ex officio directors may be reappointed.—~~

35 ~~(4) For purposes of subsection (j) of this section, the ex~~  
36 ~~officio directors shall be treated as if they were directors of the authority.—~~

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SECTION 8. Arkansas Code 15-4-1502(a) – (h) are amended to read as follows:

(a) The Arkansas Aviation and Aerospace Commission shall consist of ~~eleven (11)~~ thirteen (13) members who shall be residents and qualified electors of this state.

(b) The commission shall include eight (8) members who shall be appointed by the Governor subject to confirmation by the Senate. ~~The three~~ Three (3) ~~remaining~~ members of the commission shall be the Director of the Department of Economic Development, the President of the Arkansas Development Finance Authority, and the Chief Fiscal Officer of the State.

(c) The Governor shall appoint two (2) members from each congressional district as the districts were constituted at the time of the passage of this subchapter.

(d) The eight (8) members so appointed by the Governor shall be representatives of the private sector of the state and four (4) of the members so appointed shall be persons with knowledge and experience in the fields of:

- (1) Aviation and aerospace manufacturing, operation, or repair;
- (2) Banking and finance;
- (3) Business and industry; and
- (4) Education.

(e) ~~In addition to the eleven (11) members of the commission, there~~ There shall be one (1) ~~nonvoting ex-officio~~ member ~~representing the membership of the Senate, as appointed by the President Pro Tempore of the Senate; and~~ one (1) ~~nonvoting ex-officio~~ member ~~representing the membership of the House of Representatives, as appointed by the Speaker of the House of~~ Representatives.

(f) ~~Members shall be appointed~~ by the Governor shall serve for terms of four (4) years each. ~~Ex-officio members~~ Members appointed by the Speaker and President Pro Tempore shall serve two-year terms. Members shall hold office for the terms of their appointments and until their successors shall have been appointed and qualified.

(g) In the event of a vacancy in the membership of the commission, such vacancy shall be filled by appointment by the ~~Governor~~ appointing authority for the remainder of the unexpired portion of the term of the member.

(h) A member of the commission may be removed by the ~~Governor~~

1 appointing authority for cause, stated in writing, after a hearing thereon or  
2 upon joint address by a majority of both houses of the General Assembly at a  
3 special or regular session thereof.

4 SECTION 9. Arkansas Code 15-6-104(b) - (d), pertaining to the Arkansas  
5 Rural Development Commission, are amended to read as follows:

6 (b) The members shall be appointed as follows:

7 (1)(A) There shall be seven (7) ~~nonlegislative~~ members of the  
8 commission appointed by the Governor to serve for terms of five (5) years.

9 (i) One (1) member shall be appointed from each of  
10 the four (4) congressional districts of the state as constituted January 1,  
11 1990, and shall be a resident of a rural area of that congressional district;  
12 and

13 (ii) Three (3) members shall be appointed from the  
14 state at large and shall be residents of a rural area.

15 (B) In the event of a vacancy on the commission in one (1)  
16 of the ~~nonlegislative~~ Governor's appointee positions due to death,  
17 resignation, or other reason, the vacancy shall be filled for the unexpired  
18 portion of the term by appointment by the Governor of a person meeting the  
19 same qualifications required for initial appointment.

20 (C) ~~Nonlegislative members~~ Members of the commission shall  
21 not be eligible for reappointment;

22 (2) ~~There shall be four (4) legislative members of the~~  
23 ~~commission;~~

24 ~~(A) Two (2) members shall be members of the Senate and two~~  
25 ~~(2) members shall be members of the House of Representatives and shall be~~  
26 appointed by and shall serve at the pleasure of the President Pro Tempore of  
27 the Senate and two (2) members shall be appointed by and shall serve at the  
28 pleasure of the Speaker of the House of Representatives, ~~respectively; and.~~

29 ~~(B) They shall represent rural areas of the state; and~~

30 ~~(3) In addition to the legislative members of the commission, the~~  
31 ~~Speaker of the House of Representatives and the President Pro Tempore of the~~  
32 ~~Senate shall serve as nonvoting ex officio legislative members of the~~  
33 ~~commission.~~

34 (c) The commission shall select by majority vote one (1) of its members  
35 to serve as a chairman and one (1) to serve as a vice chairman.

36 (d) ~~(1) Nonlegislative members~~ Members of the commission shall serve



1 without compensation, provided that, in the event funds shall be appropriated  
 2 for such purposes, the members may receive expense reimbursement in accordance  
 3 with ~~§ 25-16-901 et seq.~~ § 25-16-902.

4 ~~(2) The legislative members shall receive from the commission, in~~  
 5 ~~lieu of reimbursement for meals, lodging, and travel, the same per diem and~~  
 6 ~~mileage allowance for each day of attending meetings of the commission as is~~  
 7 ~~authorized by law for attending meetings of the interim committees of the~~  
 8 ~~General Assembly.~~

9 SECTION 10. Arkansas Code 15-12-101 is amended to read as follows:

10 15-12-101. Creation - Members - Meetings.

11 (a) There is established the Arkansas Natural and Cultural Resources  
 12 Council, which shall consist of ~~nine (9)~~ eleven (11) voting members ~~and two~~  
 13 ~~(2) nonvoting members~~ as follows:

14 ~~(1) Voting members of the council shall include:~~

15 ~~(A)(1) The Director of the Department of Parks and Tourism;~~

16 ~~(B)(2) The Director of the Department of Arkansas Heritage;~~

17 ~~(C)(3) The Chairman of the State Parks, Recreation, and Travel~~  
 18 ~~Commission or his or her designee;~~

19 ~~(D)(4) The Chairman of the Arkansas Natural Heritage Commission~~  
 20 ~~or his or her designee;~~

21 ~~(E)(5) The Commissioner of State Lands;~~

22 ~~(F)(4)(6) Two (2) resident electors of this state as public~~  
 23 ~~members who are representative of recreation groups, conservation groups, or~~  
 24 ~~other groups interested in the wise use, preservation, and conservation of~~  
 25 ~~Arkansas' natural or cultural resources;~~

26 ~~(G)(7) One (1) member to represent Arkansas cities and towns, to~~  
 27 ~~be named by the Governor from a list of three (3) names recommended to the~~  
 28 ~~Governor by the Arkansas Municipal League. This member shall serve a term of~~  
 29 ~~two (2) years or until his successor is appointed and qualified; and~~

30 ~~(H)(8) One (1) member to represent Arkansas counties, who shall be~~  
 31 ~~appointed by the Governor from a list of three (3) names submitted to the~~  
 32 ~~Governor by the Arkansas County Judges Association. This member shall serve a~~  
 33 ~~term of two (2) years or until his successor is appointed and qualified;~~

34 (9) One (1) member appointed by the Speaker of the House of  
 35 Representatives; and

36 (10) One (1) member appointed by the President Pro Tempore of the

1 Senate.

2 ~~(ii)(b)~~ The appointments under subdivision (a)(6)-(8) shall be made by  
3 the Governor and, insofar as possible, shall be made from names recommended to  
4 the Governor by groups representative of those organizations.

5 ~~(iii)(a)(c)(1)~~ One (1) member appointed under subdivision (a)(6) shall  
6 represent rural areas and will be chosen from a list of names submitted to the  
7 Governor by the Arkansas Forestry Association.

8 ~~(b)(2)~~ The other member appointed under subdivision (a)(6) shall  
9 represent urban areas.

10 ~~(iv)(d)~~ Appointed members Members appointed under subdivisions (a)(7)  
11 and (8) shall serve for four-year terms;

12 ~~(G) One (1) member to represent Arkansas cities and towns,~~  
13 ~~to be named by the Governor from a list of three (3) names recommended to the~~  
14 ~~Governor by the Arkansas Municipal League. This member shall serve a term of~~  
15 ~~two (2) years or until his successor is appointed and qualified; and~~

16 ~~(H) One (1) member to represent Arkansas counties, who~~  
17 ~~shall be appointed by the Governor from a list of three (3) names submitted to~~  
18 ~~the Governor by the Arkansas County Judges Association. This member shall~~  
19 ~~serve a term of two (2) years or until his successor is appointed and~~  
20 ~~qualified;~~

21 ~~(2) Nonvoting members of the council shall consist of:~~

22 ~~(A) A member of the House of Representatives, who shall be~~  
23 ~~appointed by the Speaker of the House of Representatives. This member shall~~  
24 ~~serve until the next following regular session of the General Assembly, at~~  
25 ~~which time a successor member shall be appointed; and~~

26 ~~\_\_\_\_\_ (B) A member of the Senate, who shall be appointed by the~~  
27 ~~President Pro Tempore of the Senate. This member shall serve until the next~~  
28 ~~following regular session of the General Assembly, at which time a successor~~  
29 ~~member shall be appointed.~~

30 ~~(b)(e)~~ Members of the council shall serve without pay; provided, that:

31 (1)(A) The Director of the Department of Parks and Tourism, the  
32 Director of the Department of Arkansas Heritage, the Chairman of the State  
33 Parks, Recreation, and Travel Commission or his or her designee, and the  
34 Chairman of the Arkansas Natural Heritage Commission or his or her designee  
35 may receive expense reimbursement for attending meetings of the council as  
36 provided by ~~§ 25-16-901 et seq~~ § 25-16-902.

1 (B) These allowances shall be paid from funds appropriated  
2 for the support of their respective agencies;

3 (2)(A) The ~~Governor's~~ appointees to the council under  
4 subdivisions (a)(6)-(10), including the city and county representatives on the  
5 council, shall be entitled to reimbursement for reasonable and necessary  
6 expenses incurred for meals, lodging, and travel in attending council  
7 meetings.

8 (B) Expenses shall be paid from funds appropriated for the  
9 support of the Department of Arkansas Heritage; and

10 ~~(3) The nonvoting legislative members of the council shall~~  
11 ~~receive, in lieu of reimbursement for meals, lodging, and travel, the same per~~  
12 ~~diem and mileage allowance for each day in attending meetings of the council~~  
13 ~~as is authorized by law for attending meetings of interim committees of the~~  
14 ~~General Assembly and shall be paid from funds appropriated for that purpose.~~

15 ~~(e)(f) All action by the council shall be taken by the vote of a~~  
16 ~~majority of the nine (9) voting members of the council. The nonvoting members~~  
17 ~~of the council may participate in all debate and discussion before the~~  
18 ~~council, but shall abstain from voting on any matter before the council.~~

19 ~~(d)(1)(g)(1) The council shall organize by choosing one (1) of its~~  
20 ~~voting members to serve as Chairman of the Arkansas Natural and Cultural~~  
21 ~~Resources Council and shall elect such other officers deemed necessary for the~~  
22 ~~functioning of the council.~~

23 (2) The Director of the Department of Arkansas Heritage shall  
24 serve as Secretary of the Arkansas Natural and Cultural Resources Council and  
25 shall serve as disbursing officer of any funds appropriated for or  
26 administered by the council.

27 ~~(e)(h) The council shall meet on call of the chairman or upon written~~  
28 ~~request of not less than four (4) voting members or at such times as provided~~  
29 ~~in rules adopted by the council.~~

30 SECTION 11. Arkansas Code 15-12-101(b)(2) and (3) pertaining to the  
31 Arkansas Natural and Cultural Resources Council, are amended to read as  
32 follows:

33 (2)(A) The ~~Governor's~~ appointees to voting and nonvoting members of the  
34 council, including the city and county representatives on the council, shall  
35 be entitled to reimbursement for reasonable and necessary expenses incurred  
36 for meals, lodging, and travel in attending council meetings.

1 (B) Expenses shall be paid from funds appropriated for the  
2 support of the Department of Arkansas Heritage; and.

3 ~~(3) The nonvoting legislative members of the council shall~~  
4 ~~receive, in lieu of reimbursement for meals, lodging, and travel, the same per~~  
5 ~~diem and mileage allowance for each day in attending meetings of the council~~  
6 ~~as is authorized by law for attending meetings of interim committees of the~~  
7 ~~General Assembly and shall be paid from funds appropriated for that purpose.~~

8  
9 SECTION 12. Arkansas Code 15-20-305(a) through (f) are amended to read  
10 as follows:

11 (a) (1) The Arkansas Natural Heritage Commission shall consist of ~~nine~~  
12 ~~(9)~~ fifteen (15) members.

13 (2)(A)(i) Nine (9) of the members shall be appointed by the  
14 Governor from persons with an interest in the preservation of natural areas,  
15 with two (2) members to be appointed from each congressional district and one  
16 (1) member to be appointed from the state at large.

17 ~~(2)(ii)~~ One (1) member of the commission shall be a member of the  
18 board of directors of a levee or drainage district.

19 ~~(3)(iii)~~ One (1) member shall be chosen from a list of five (5)  
20 persons jointly nominated by the Arkansas Farm Bureau Federation, the Arkansas  
21 Farmers' Union, and the Arkansas Agricultural Council.

22 ~~(4)(iv)~~ One (1) member shall be chosen from a list of five (5)  
23 persons nominated by the Arkansas Wood Products Association.

24 ~~(5)(v)~~ One (1) member shall be chosen from a list of five (5)  
25 persons nominated by the Arkansas Wildlife Federation.

26 (B) Three (3) members shall be appointed by the Speaker of the  
27 House of Representatives to serve at the pleasure of the Speaker.

28 (C) Three (3) members shall be appointed by the President Pro  
29 Tempore of the Senate to serve at the pleasure of the President Pro Tempore.

30 (b) Any successor appointments and appointments to vacancies on the  
31 commission shall be appointed in the same manner.

32 (c) ~~Members shall be appointed for~~ by the Governor shall serve terms of  
33 nine (9) years, and all members shall serve until their successors have been  
34 appointed and qualified.

35 (d) When an appointment is made to fill a vacancy, the appointment  
36 shall be for the remaining term of the position vacated.

1 (e) A member of the commission appointed by the Governor who has served  
2 two (2) consecutive full terms shall not be eligible for reappointment for a  
3 period of one (1) year following the expiration of the second full term.

4 (f) Members of the commission appointed by the Governor shall be subject  
5 to confirmation by the Senate.

6  
7 SECTION 13. Arkansas 15-20-307 is repealed.

8 ~~15-20-307. Commission—Advisors.~~

9 ~~(a) Three (3) members of the House of Representatives chosen in such~~  
10 ~~manner as the House of Representatives may elect and three (3) members of the~~  
11 ~~Senate chosen in such manner as the Senate may elect shall serve as official~~  
12 ~~advisors to the Arkansas Natural Heritage Commission.~~

13 ~~(b) They shall have a right to attend and participate in all meetings~~  
14 ~~of the commission and shall employ all rights and duties of membership except~~  
15 ~~the right to vote.~~

16 SECTION 14. Arkansas Code 16-7-102(b), pertaining to the Arkansas  
17 Alternative Dispute Resolution Commission, is amended to read as follows:

18 (b) ~~(1) Nonlegislator members~~ Members of the commission may receive  
19 expense reimbursement in accordance with ~~§ 25-16-901 et seq.~~ § 25-16-902.

20 ~~(2) Legislator members shall receive per diem, mileage, and~~  
21 ~~expense reimbursement at the same rate as that prescribed for legislators for~~  
22 ~~attending meetings of interim committees of the General Assembly.~~

23  
24 SECTION 15. Arkansas Code 16-90-802(b)(2), pertaining to the Arkansas  
25 Sentencing Commission, is amended to read as follows:

26 (2) ~~The advisory members shall be the current chairs of the Senate and~~  
27 ~~House Committees on Judiciary.~~ One (1) advisory member shall be appointed by  
28 and serve at the pleasure of the chair of the Senate Judiciary Committee and  
29 one (1) advisory member shall be appointed by and serve at the pleasure of the  
30 chair of the House Judiciary Committee.

31  
32 SECTION 16. Arkansas Code 20-2-102(a)(2) and (3), pertaining to the  
33 Arkansas Minority Health Commission, is amended to read as follows:

34 (2) Two (2) members ~~of the Senate~~ to be appointed by the President Pro  
35 Tempore;

36 (3) Two (2) members ~~of the House of Representatives~~ to be appointed by

1 the Speaker of the House of Representatives;

2

3 SECTION 17. Arkansas Code 20-13-807(c)(4) and (5), pertaining to the  
4 Trauma Advisory Council, are amended to read as follows:

5 (4) Two (2) ~~senators~~ members to be appointed by and to serve at the  
6 pleasure of the President Pro Tempore of the Senate; and

7 (5) Four (4) ~~representatives~~ members to be appointed by and to serve at  
8 the pleasure of the Speaker of the House of Representatives.

9

10 SECTION 18. Arkansas Code 20-14-508(b)(3), pertaining to the State  
11 Interagency Council, is hereby repealed:

12 ~~(3) At least one (1) representative from the General Assembly;~~

13

14 SECTION 19. Arkansas Code 20-78-501 is amended to read as follows:  
15 20-78-501. Creation - Composition - Meetings.

16 (a)(1) There is hereby established the Arkansas Early Childhood  
17 Commission, to be composed of eighteen (18) members ~~appointed by the Governor,~~  
18 ~~subject to confirmation by the Senate.~~

19 ~~(2) (A) The members of the commission shall serve for three year~~  
20 ~~terms.~~

21 ~~(B) The terms of the members of the commission shall begin on~~  
22 ~~July 1.~~

23 ~~(3) (2) The chairman of the commission shall be selected annually~~  
24 ~~by majority vote of the commission.~~

25 (b) The ~~membership~~ following members of the commission shall be as  
26 ~~follows~~ appointed by the Governor, subject to confirmation by the Senate:

27 (1) Three (3) members affiliated with child care provider  
28 agencies, organizations, or programs;

29 (2) One (1) member affiliated with a Head Start program;

30 (3) One (1) member affiliated with a Home Instruction Program for  
31 Preschool Youngsters;

32 (4) One (1) member employed as an administrator by a public  
33 school district;

34 (5) One (1) member employed by a public school district as a  
35 teacher with early childhood responsibilities;

36 (6) The Director of the Department of Health or his or her

1 designee;

2 (7) One (1) member trained as an early childhood education  
3 professional;

4 (8) One (1) member who is a parent of a child who attends a child  
5 care program;

6 (9) The Director of the Department of Workforce Education or its  
7 successor or his designee;

8 (10) The Director of the Department of Education or his designee;

9 (11) Two (2) members representing the business community who have  
10 an interest in early childhood education;

11 (c) The members identified in subsection (b) shall serve three year  
12 terms and the terms shall begin on July 1.

13 ~~(12)~~ (d)(1) One (1) member ~~to~~ shall be appointed by and serve at  
14 the pleasure of the chair of the Subcommittee on Children and Youth of the  
15 House Committee on Aging, Children and Youth, ~~and~~ Legislative and Military  
16 Affairs;

17 ~~(13)~~ (2) One (1) member ~~to~~ shall be appointed by and serve at  
18 the pleasure of the chair of the Senate Committee on Children and Youth;

19 ~~(14)~~ (3) One (1) member ~~to~~ shall be appointed by and serve at  
20 the pleasure of the chair of the House Committee on Education; and

21 ~~(15)~~ (4) One (1) member ~~to~~ shall be appointed by and serve at  
22 the pleasure of the chair of the Senate Committee on Education.

23 ~~(e)(1)~~ (e)(1) The commission shall meet at least quarterly and at such  
24 other times as may be deemed necessary for the performance of the duties of  
25 the commission.

26 (2) Special meetings of the commission may be called by the  
27 chairman or by agreement of a majority of the members of the commission.

28 ~~(d)(1)~~ (f)(1) The members of the commission shall serve without  
29 compensation or per diem but shall be entitled to reimbursement for actual  
30 expenses incurred in the performance of duties as members of the commission.  
31 Expense reimbursement shall be in accordance with state travel and official  
32 business expense reimbursement procedures and regulations.

33 (2) Expense reimbursement shall be paid from funds  
34 appropriated to the Division of Child Care and Early Childhood Education for  
35 such purpose.

36 ~~(e)~~ (g) The commission shall report annually to the House Committee on

1 Education and the Senate Committee on Education as set out in § 20-78-502.

2

3 SECTION 20. Arkansas Code 20-82-201(b), pertaining to the Arkansas  
4 Child Abuse/Rape/Domestic Violence Commission, is amended to read as follows:

5 (b) The membership of the commission shall consist of the following:

6 (1) A representative of domestic violence programs or domestic  
7 violence service providers in Arkansas;

8 (2) A representative of the Department of Arkansas State Police;

9 (3) A physician specializing in the treatment of child abuse;

10 (4) A prosecuting attorney who is a member of the Arkansas  
11 Prosecuting Attorneys Association;

12 (5) A defense attorney;

13 (6) A representative of a victim-witness program;

14 (7) A representative of the Arkansas Law Enforcement Training  
15 Academy;

16 (8) A representative of education;

17 (9) A representative of the Division of Children and Family  
18 Services of the Department of Human Services;

19 (10) A representative of a parents' group;

20 (11) A mental health professional specializing in the treatment  
21 of child abuse or domestic violence or rape;

22 (12) A representative of the Arkansas Department of Correction  
23 Sex Offender Treatment Program;

24 ~~(13) A member of the House of Representatives;~~

25 ~~(14) A member of the Senate;~~

26 ~~(15)~~ (13) A representative of city or county law enforcement;

27 ~~(16)~~ (14) A representative of children with disabilities;

28 ~~(17)~~ (15) A municipal judge or circuit judge;

29 ~~(18)~~ (16) A chancery judge;

30 ~~(19)~~ (17) A representative of the State Crime Laboratory;

31 ~~(20)~~ (18) A representative of the Department of Health;

32 ~~(21)~~ (19) A representative of rape crisis centers;

33 ~~(22)~~ (20) A representative of the Arkansas Hospital Association;

34 ~~(23)~~ (21) A representative of the office of the Attorney General;

35 ~~(24)~~ ~~One (1) member~~ (22) Three (3) members at large;

36 ~~(25)~~ (23) A Court Appointed Special Advocate representative;



1           ~~(26)~~ (24) A Guardian Ad Litem; and  
 2           ~~(27)~~ (25) A representative of area health education center  
 3 programs.

4  
 5           SECTION 21. Arkansas Code 22-3-502(a)(2)(J), pertaining to the Capitol  
 6 Arts and Grounds Commission, is amended to read as follows:

7           (J) The President Pro Tempore of the Senate shall appoint one (1)  
 8 non legislator, to serve at his pleasure, as a member of the commission, and  
 9 the Speaker of the House of Representatives shall appoint one (1)  
 10 non legislator, to serve at his pleasure, as a member of the commission.

11  
 12           SECTION 22. Arkansas Code 22-3-502(d)(1), pertaining to the Capitol  
 13 Arts and Grounds Commission, is amended to read as follows:

14           (d)(1) The terms of office of the ~~six (6) appointive~~ members of the  
 15 commission appointed by the Governor and the Secretary of State shall be four  
 16 (4) years.

17  
 18           SECTION 23. Arkansas Code 22-3-804(a) through (d) are amended to read  
 19 as follows:

20           22-3-804. Arkansas Governor's Mansion Commission - Creation, members,  
 21 and proceedings.

22           (a)(1) *There is created the Arkansas Governor's Mansion Commission,*  
 23 *hereinafter referred to as "the commission", to be composed of eight (8)*  
 24 *members appointed by the Governor, at least one (1) of whom shall reside in*  
 25 *each congressional district as the districts shall be established by law;*  
 26 *three (3) members appointed by the Speaker of the House of Representatives to*  
 27 *serve at the pleasure of the Speaker; and three (3) members appointed by the*  
 28 *President Pro Tempore of the Senate to serve at the pleasure of the President*  
 29 *Pro Tempore.*

30           (2) *The members serving on March 1, 1997, shall continue to serve*  
 31 *the remainder of their terms.*

32           (3) *The Governor shall appoint three (3) at-large members*  
 33 *immediately.*

34           (b) *The Governor shall designate one (1) member of the commission as*  
 35 *chairman and the member so designated shall retain the position of chairman*  
 36 *for the duration of his term on the commission.*

1 (c) At-large Governor appointee members of the commission shall serve  
2 at the pleasure of the Governor. Members of the commission who are not at-  
3 large Governor appointee members shall serve for terms of five (5) years.

4 (d) If a vacancy occurs by reason of resignation or otherwise, the  
5 ~~Governor~~ original appointing authority shall appoint a member to fill that  
6 vacancy for the unexpired term of the member whose position has become vacant.

7  
8 SECTION 24. Arkansas Code 22-3-806 is repealed.

9 ~~22-3-806. Mansion Advisory Council.~~

10 ~~(a) There is created a Mansion Advisory Council, to be composed of~~  
11 ~~three (3) members of the Senate appointed by the President Pro Tempore, three~~  
12 ~~(3) members of the House of Representatives appointed by the Speaker, and any~~  
13 ~~other persons as the commission or the Governor may select.~~

14 ~~(b) The council shall assist the commission in any manner requested by~~  
15 ~~the commission.~~

16 ~~(c) Members of the council shall be notified of all meetings of the~~  
17 ~~commission as provided in § 22-3-804, shall have the right to take part in all~~  
18 ~~meetings of the commission, and shall have and enjoy all rights and privileges~~  
19 ~~of membership on the commission except the right to vote and to receive per~~  
20 ~~diem payments.~~

21  
22  
23 SECTION 25. Arkansas Code 25-23-103(b), pertaining to the Quality  
24 Management Board, is amended to read as follows:

25 (b) The board shall consist of seven (7) members:

26 (1)(A) Four (4) members of the board shall be appointed by the  
27 Governor.

28 (B) Their successors shall be appointed for terms of three  
29 (3) years;

30 (2) One (1) member of the board shall be appointed from the  
31 recommendation of the Arkansas State Employees' Association;

32 (3) One (1) member of the board shall be appointed ~~from the House~~  
33 ~~of Representatives~~ by and serve at the pleasure of the Speaker of the House;

34 (4) One (1) member of the board shall be appointed ~~from the~~  
35 ~~Senate~~ by and serve at the pleasure of the President Pro Tempore of the  
36 Senate;

1 (5) The Chief Fiscal Officer of the State shall serve as an ex  
2 officio member of the board;

3 (6) Members of the board appointed by the Governor shall serve at  
4 the pleasure of the Governor; and

5 (7) Should a vacancy occur on the board, such vacancy shall be  
6 filled in the same manner as the original appointment within thirty (30) days  
7 of occurrence.

8

9 SECTION 26. Arkansas Code 25-24-101(b) - (d), pertaining to the Martin  
10 Luther King, Jr. Commission, are amended to read as follows:

11 (b) The commission shall consist of twenty-six (26) members:

12 (1) A representative of the Governor's Office, to be appointed by  
13 the Governor and to serve at the pleasure of the Governor;

14 (2) Four (4) members ~~of the Senate~~, to be appointed by and serve  
15 at the pleasure of the President Pro Tempore of the Senate, ~~no more than two~~  
16 ~~(2) of whom shall be from the same political party;~~

17 (3) Four (4) members ~~of the House of Representatives~~, to be  
18 appointed by and serve at the pleasure of the Speaker of the House of  
19 Representatives, ~~no more than two (2) of whom shall be from the same political~~  
20 ~~party;~~

21 (4) Thirteen (13) members of the general public, to be appointed  
22 by the Governor, who shall be residents of the state, shall represent the  
23 various geographical areas of the state and various civic, social, religious,  
24 educational, labor, business, and artistic organizations, and shall be  
25 committed to resolving conflict and to upholding the humanitarian philosophy  
26 of Dr. King; and

27 (5) Four (4) members of the general public, to be appointed by  
28 the Governor, who shall be residents of the state between the ages of sixteen  
29 (16) and nineteen (19), no more than one (1) of whom shall reside in the same  
30 congressional district.

31 ~~(c)(1) Legislative members shall serve during the legislative term in~~  
32 ~~which the appointment is made.~~

33 ~~(2)~~ (1) Members representing the general public appointed by the  
34 Governor shall serve for a term of three (3) years.

35 ~~(3)~~ (2) No member of the commission shall serve more than two (2)  
36 consecutive terms.

1           ~~(4)~~ (3) Vacancies in the membership shall be filled for the  
2 balance of the unexpired term in the same manner as the original appointments  
3 were made.

4           (d)(1) The Governor shall designate one (1) cochair of the commission  
5 from the general public membership.

6           (2) The Speaker of the House of Representatives and the President  
7 Pro Tempore of the Senate shall jointly designate one (1) cochair of the  
8 commission ~~from the General Assembly~~.

9

10           SECTION 27. Arkansas Code 25-30-101(c) and (d), pertaining to the State  
11 Board of Workforce Education and Career Opportunities, are amended to read as  
12 follows:

13           (c) The State Board of Workforce Education and Career Opportunities  
14 shall be composed as follows:

15           (1)~~(A)~~ Seven (7) members appointed by the Governor subject to  
16 confirmation by the Senate, one (1) member from each congressional district  
17 and three (3) members from the state at large.

18           ~~(B)~~(2) The members shall be selected from among parents, business,  
19 industry, labor, persons with disabilities, minorities, and other groups who  
20 shall be representative of the many career opportunities available in the  
21 state such as:

22           ~~(i)~~(A) Administration, business, and finance management;

23           ~~(ii)~~(B) Agriculture, forestry, and natural resources;

24           ~~(iii)~~(C) Art, media, and communications;

25           ~~(iv)~~(D) Construction and extractive;

26           ~~(v)~~(E) Education and training services;

27           ~~(vi)~~(F) Health and medical services;

28           ~~(vii)~~(G) Hospitality and tourism;

29           ~~(viii)~~(H) Legal and protective services;

30           ~~(ix)~~(I) Manufacturing, processing, and systems operations;

31           ~~(x)~~(J) Marketing, sales, and promotion;

32           ~~(xi)~~(K) Mechanical and technical services and precision  
33 crafts;

34           ~~(xii)~~(L) Natural and applied science and engineering;

35           ~~(xiii)~~(M) Personal and commercial services; and

36           ~~(xiv)~~(N) Transportation and material moving.

1           ~~(2) One (1) member who shall be representative of vocational-~~  
2 ~~instructional programs appointed by the Arkansas Vocational Association;~~

3           ~~(3) One (1) member who shall be representative of rehabilitative~~  
4 ~~services appointed by the Director of the Arkansas Rehabilitation Services;~~

5           ~~(4) One (1) member who shall be representative of adult education~~  
6 ~~appointed by the Arkansas Association of Public Continuing and Adult~~  
7 ~~Education;~~

8           ~~(5) One (1) member who shall be representative of public schools~~  
9 ~~appointed by the Arkansas Association of Educational Administrators; and~~

10           ~~(6) Six (6) members of the General Assembly who shall serve only~~  
11 ~~in an ex officio nonvoting capacity and shall be selected as follows:~~

12                   ~~(A) Two (2) members appointed by the Speaker of the House~~  
13 ~~of Representatives;~~

14                   ~~(B) Two (2) members appointed by the President Pro Tempore~~  
15 ~~of the Senate;~~

16                   ~~(C) One (1) member appointed by the Black Caucus; and~~

17                   ~~(D) One (1) member appointed by the Women's Caucus.~~

18           ~~(d)(1) The term of office of members appointed by the Governor shall be~~  
19 ~~seven (7) years, except that at the first meeting, the members shall draw lots~~  
20 ~~for staggered terms so that no more than one (1) membership shall expire each~~  
21 ~~year on June 30.~~

22           ~~(2) All other appointed members shall serve only until July 1,~~  
23 ~~1999.~~

25           SECTION 28. Arkansas Code 27-3-103(b)(2), pertaining to the Arkansas  
26 Public Transportation Coordination Council, is amended to read as follows:

27           (2) The Speaker of the House of Representatives and the President Pro  
28 Tempore of the Senate shall each appoint one (1) person, to serve at their  
29 pleasure, who is not a member of the General Assembly;

31           SECTION 29. Section 1 of uncodified Act 1176 of 1993 is hereby  
32 repealed.

33           SECTION 1. ~~(a) There is created the Arkansas Task Force on Timber~~  
34 ~~Land Assessment. The Task Force shall be composed of five (5) members. The~~  
35 ~~Speaker of the House shall appoint one (1) member of the House of the~~  
36 ~~Representatives as a member of the task force. The President Pro Tempore of~~

1 the Senate shall appoint one (1) member of the Senate as a member of the task  
 2 force. The Governor shall appoint three (3) members to be selected as  
 3 follows: one (1) County Assessor, one (1) representative of the timber  
 4 industry, and one (1) superintendent of a public school.

5 (b) The task force shall examine the use valuation, for tax purposes,  
 6 of timber land that has additional uses. The task force shall make a report  
 7 of its findings and recommendations to the Governor and the Arkansas General  
 8 Assembly.

9 (c) The Assessment Coordination division shall provide staff support  
 10 for the task force.

11 (d) The members of the task force shall serve without compensation for  
 12 their services.

13  
 14 SECTION 30. Uncodified section 4 of Act 1133 of 1997 is hereby  
 15 repealed.

16 SECTION 4. ~~Transportation Funding Commission~~

17 (a) ~~There shall be established a School Transportation Funding~~  
 18 ~~Commission to study issues concerning high cost student transportation.~~

19 (b) ~~The Commission shall consist of:~~

20 (1) ~~The Director of General Education, or his designee;~~

21 (2) ~~Representative from Arkansas Association of Educational~~  
 22 ~~Administrators;~~

23 (3) ~~Representative from the Arkansas School Boards Association;~~

24 (4) ~~Representative from the Arkansas Educators Association;~~

25 (5) ~~Representative from the Arkansas Association of Pupil~~  
 26 ~~Transportation Officers;~~

27 (6) ~~Five (5) superintendents of Public Schools chosen by the~~  
 28 ~~Director of General Education;~~

29 (7) ~~Two (2) Members of the House of Representatives appointed by~~  
 30 ~~the Speaker; and~~

31 (8) ~~Two (2) members of the Senate appointed by the President Pro~~  
 32 ~~Tempore.~~

33 (c) ~~The Commission shall file a report with its findings to the~~  
 34 ~~Arkansas General Assembly by December 30, 1998.~~

35 (d) ~~The Commission shall include in its report proposed legislation to~~  
 36 ~~maintain, supplement or replace the "High Cost Transportation Funding Act of~~

1 1997."

2 ~~(e) The State Department of Education shall set aside sixty thousand~~  
3 ~~dollars (\$60,000) per annum for the Commission. These funds shall be used for~~  
4 ~~supplies, copies, and Professional Service Contracts, including data analysis,~~  
5 ~~as the Director of General Education may see fit.~~

6 */s/ Beebe, et al.*

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