

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

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

A Bill

SENATE BILL 231

5 By: Senator Argue
6 By: Representative Ledbetter
7

For An Act To Be Entitled

10 AN ACT TO REVISE THE MEMBERSHIP OF THE ARKANSAS
11 POLLUTION CONTROL AND ECOLOGY COMMISSION; AND FOR
12 OTHER PURPOSES.
13

Subtitle

14 TO REVISE THE MEMBERSHIP OF THE ARKANSAS
15 POLLUTION CONTROL AND ECOLOGY
16 COMMISSION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 8-4-104 is amended to read as follows:

23 8-4-104. Arkansas Pollution Control and Ecology Commission - Members.

24 (a) There is created and established an Arkansas Pollution Control and
25 Ecology Commission, which hereinafter shall be referred to as the
26 "commission".

27 (b) The commission shall be composed of ~~thirteen (13)~~ seven (7)
28 members:

29 (1)(A) The Governor, by and with the advice and consent of the
30 Senate, shall appoint the seven (7) members.

31 (B) Each congressional district shall be represented on
32 the commission by at least one (1) member and no district shall have more
33 than two (2) members ~~of the seven (7) appointees~~.

34 (C) The Governor will not appoint a member to represent
35 any specific or special interest group, organization, or philosophy. However,
36 in making appointments to the commission, the Governor shall appoint



1 individuals who have knowledge or expertise in matters within the
 2 jurisdiction of the commission, including government, business or industry,
 3 agriculture and livestock, forestry, health, ecology, recreation and tourism,
 4 and geology.

5 ~~(D)(2)~~ Each member appointed by the Governor shall be
 6 appointed for a term of four (4) years, and

7 ~~(2)(A)~~ The other six (6) members of the commission shall be the
 8 Directors of the Department of Health, the Arkansas State Game and Fish
 9 Commission, the Arkansas Forestry Commission, the Arkansas Soil and Water
 10 Conservation Commission, the Oil and Gas Commission, and the State Geology
 11 Commission.

12 ~~(B)~~ However, a director may designate the agency's deputy
 13 director or assistant director to serve in lieu of the director.

14 (d) In the event of a vacancy in the membership of the commission, the
 15 Governor shall appoint a person to fill the vacancy temporarily who shall
 16 serve until the next meeting of the Senate, when some person shall be
 17 appointed by the Governor, by and with the consent and approval of the
 18 Senate, to serve the remainder of the unexpired term.

19 (e)~~(1)~~ The chairman and vice chairman shall be elected annually.

20 ~~(2)~~ The members of the commission representing the state
 21 agencies shall not serve as chairman or vice chairman.

22 (f)(1)(A) The commission shall hold at least four (4) regular meetings
 23 in each calendar year at times and places to be fixed by the commission and
 24 such other meetings as may be necessary.

25 (B) Special meetings may be called at the discretion of
 26 the chairman, and they shall be called by him or her upon written request of
 27 two (2) members of the commission by delivery of written notice to each
 28 member of the commission.

29 (2) ~~Nine (9)~~ Four (4) members of the commission shall constitute
 30 a quorum to transact business in both regular and special meetings.

31 ~~(g)(1)~~ The members of the commission representing state agencies shall
 32 receive no additional salary or per diem for services as a member of the
 33 commission but may receive expense reimbursement in accordance with § 25-16-
 34 901 et seq.

35 ~~(2)(g)~~ The other seven (7) members appointed by the Governor
 36 members of the commission may receive expense reimbursement and stipends in

1 accordance with § 25-16-901 et seq.

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