

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 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 2773

5 By: Representative Flowers  
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## For An Act To Be Entitled

9 AN ACT TO PROVIDE THAT THE TWO MEMBERS OF THE  
10 ARKANSAS TRANSITIONAL EMPLOYMENT BOARD WHO ARE  
11 CHOSEN FROM THE ARKANSAS WORKFORCE INVESTMENT  
12 BOARD SHALL BE VOTING MEMBERS; AND FOR OTHER  
13 PURPOSES.  
14

## Subtitle

15 AN ACT TO PROVIDE THAT THE TWO MEMBERS  
16 OF THE ARKANSAS TRANSITIONAL EMPLOYMENT  
17 BOARD WHO ARE CHOSEN FROM THE ARKANSAS  
18 WORKFORCE INVESTMENT BOARD SHALL BE  
19 VOTING MEMBERS.  
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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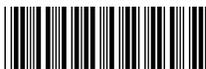
25 SECTION 1. Arkansas Code § 20-76-105(c) [Effective until contingency  
26 of Acts 2005, No. 1705, § 20(b), is met.], concerning the Arkansas  
27 Transitional Employment Board, is amended to read as follows:

28 (c)(1) The appointed members of the Arkansas Transitional Employment  
29 Board shall serve four-year staggered terms.

30 (2) ~~Five (5)~~ Six (6) members of the Arkansas Transitional  
31 Employment Board shall constitute a quorum.

32 (3) Only the nine (9) appointed members and the two (2) members  
33 representing the Arkansas Workforce Investment Board shall serve as voting  
34 members.

35 (4) No member may authorize a designee to vote in his or her  
36 behalf.



1 (5) The Arkansas Transitional Employment Board shall meet with  
2 the Governor every six (6) months or as frequently as it deems necessary,  
3 upon request of the chair.

4 (6) A majority of the appointed members shall be citizens with  
5 no direct fiduciary interest in programs involved with or funded by the  
6 Transitional Employment Assistance Program or Temporary Assistance for Needy  
7 Families funds except for current or former participants in the Transitional  
8 Employment Assistance Program.

9 (7)(A) The Governor may remove an appointed member for cause.

10 (B) An absence from three (3) consecutive meetings shall  
11 result in automatic removal unless the member is excused by the chair.

12 (8)(A) Vacancies on the Arkansas Transitional Employment Board  
13 shall be filled in the same manner as the original appointment for the  
14 unexpired portion of the term.

15 (B) If a vacancy occurs in a position filled by nominees  
16 from either the President Pro Tempore of the Senate or the Speaker of the  
17 House of Representatives, the member shall be appointed by the Governor from  
18 a list of at least four (4) nominees, of whom at least two (2) shall be  
19 submitted by the President Pro Tempore of the Senate and at least two (2)  
20 shall be submitted by the Speaker of the House of Representatives.

21  
22 SECTION 2. Arkansas Code § 20-76-105(e) [Effective until contingency  
23 of Acts 2005, No. 1705, § 20(b), is met.], concerning the Arkansas  
24 Transitional Employment Board, is amended to read as follows:

25 (e)(1) No member of the Arkansas Transitional Employment Board shall:

26 ~~(1)(A)~~ Vote on a matter under consideration by it:

27 ~~(A)(i)~~ Regarding the provision of services by the  
28 member; or

29 ~~(B)(ii)~~ That would provide direct financial benefit  
30 to the member, the immediate family of the member, or an organization that  
31 employs the member; or

32 ~~(2)(B)~~ Engage in any other activity determined by law to  
33 constitute a conflict of interest.

34 (2) Subdivision (e)(1)(A) of this section shall not prohibit a  
35 member who is chosen from the Arkansas Workforce Investment Board from voting  
36 on any issue.

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SECTION 3. Arkansas Code § 20-76-105(c) [Effective when contingency of Acts 2005, No. 1705, § 20(b), is met.], concerning the Arkansas Transitional Employment Board, is amended to read as follows:

(c)(1) The appointed members of the Arkansas Transitional Employment Board shall serve four-year staggered terms.

(2) Five (5) members of the Arkansas Transitional Employment Board shall constitute a quorum.

(3) Only the nine (9) appointed members and the two (2) members representing the Arkansas Workforce Investment Board shall serve as voting members.

(4) No member may authorize a designee to vote in his or her behalf.

(5) The Arkansas Transitional Employment Board shall meet with the Governor every six (6) months or as frequently as it deems necessary, upon request of the chair.

(6) A majority of the appointed members shall be citizens with no direct fiduciary interest in programs involved with or funded by the Transitional Employment Assistance Program or Temporary Assistance for Needy Families funds except for current or former participants in the Transitional Employment Assistance Program.

(7)(A) The Governor may remove an appointed member for cause.

(B) An absence from three (3) consecutive meetings shall result in automatic removal unless the member is excused by the chair.

(8)(A) Vacancies on the Arkansas Transitional Employment Board shall be filled in the same manner as the original appointment for the unexpired portion of the term.

(B) If a vacancy occurs in a position filled by nominees from either the President Pro Tempore of the Senate or the Speaker of the House of Representatives, the member shall be appointed by the Governor from a list of at least four (4) nominees, of whom at least two (2) shall be submitted by the President Pro Tempore of the Senate and at least two (2) shall be submitted by the Speaker of the House of Representatives.

SECTION 4. Arkansas Code § 20-76-105(e) [Effective when contingency of Acts 2005, No. 1705, § 20(b), is met.], concerning the Arkansas Transitional

1 Employment Board, is amended to read as follows:

2 (e)(1) No member of the Arkansas Transitional Employment Board shall:

3 ~~(1)(A)~~ Vote on a matter under consideration by it:

4 ~~(A)(i)~~ Regarding the provision of services by the  
5 member; or

6 ~~(B)(ii)~~ That would provide direct financial benefit  
7 to the member, the immediate family of the member, or an organization that  
8 employs the member; or

9 ~~(2)(B)~~ Engage in any other activity determined by law to  
10 constitute a conflict of interest.

11 (2) Subdivision (e)(1)(A) of this section shall not be construed  
12 to prohibit a member who is chosen from the Arkansas Workforce Investment  
13 Board from voting on any issue.

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