

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 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

HOUSE BILL 1372

5 By: Representative J. Roebuck  
6 By: Senator J. Jeffress  
7  
8

## For An Act To Be Entitled

10 AN ACT TO GRANT SUBPOENA POWER TO THE STATE BOARD  
11 OF EDUCATION AND THE PROFESSIONAL LICENSURE  
12 STANDARDS BOARD; AND FOR OTHER PURPOSES.  
13

### Subtitle

14 TO GRANT SUBPOENA POWER TO THE STATE  
15 BOARD OF EDUCATION AND THE PROFESSIONAL  
16 LICENSURE STANDARDS BOARD.  
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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 § 25-15-104(a)(1) concerning boards and  
23 commissions authorized to issue subpoenas is amended to read as follows:

24 (a)(1) The following boards and commissions shall have the power to  
25 issue subpoenas and bring before the board or commission as a witness any  
26 person in this state:

- 27 (A) Auctioneer's Licensing Board, § 17-17-201 et seq.;
- 28 (B) State Athletic Commission, § 17-22-201 et seq.;
- 29 (C) State Board of Cosmetology, § 17-26-201 et seq.;
- 30 (D) Arkansas Board of Examiners in Counseling, § 17-27-201  
31 et seq.;
- 32 (E) State Board of Embalmers and Funeral Directors, § 17-  
33 29-201 et seq.;
- 34 (F) Arkansas State Board of Landscape Architects, § 17-36-  
35 201 et seq.;
- 36 (G) Committee of Plumbing Examiners of the State Board of



1 Health, § 17-38-202;

2 (H) Arkansas Social Work Licensing Board, § 17-103-201 et  
3 seq.;

4 (I) HVACR Licensing Board, § 17-33-201 et seq.;

5 (J) Liquefied Petroleum Gas Board, § 15-75-201 et seq.;

6 (K) Judicial Discipline and Disability Commission,  
7 Arkansas Constitution, Amendment 66, and § 16-10-401 et seq.;

8 (L) Veterinary Medical Examining Board, § 17-101-201 et  
9 seq.;

10 (M) Arkansas Board of Dispensing Opticians, § 17-89-201 et  
11 seq.; ~~and~~

12 (N) State Board of Election Commissioners, § 7-4-101 et  
13 seq.;

14 (O) Professional Licensure Standards Board, § 6-17-422;  
15 and

16 (P) State Board of Education, § 6-11-101 et seq.  
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18 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
19 General Assembly of the State of Arkansas that the law does not provide  
20 subpoena power for the State Board of Education or the Professional Licensure  
21 Standards Board; that the State Board of Education and the Professional  
22 Licensure Standards Board are unable to fully implement their duties due to  
23 lack of subpoena. Therefore, an emergency is declared to exist and this act  
24 being immediately necessary for the preservation of the public peace, health,  
25 and safety shall become effective on:

26 (1) The date of its approval by the Governor;

27 (2) If the bill is neither approved nor vetoed by the Governor,  
28 the expiration of the period of time during which the Governor may veto the  
29 bill; or

30 (3) If the bill is vetoed by the Governor and the veto is  
31 overridden, the date the last house overrides the veto.  
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