

1 State of Arkansas  
2 88th General Assembly  
3 Regular Session, 2011  
4  
5 By: Senator B. Sample  
6

# A Bill

SENATE BILL 531

## For An Act To Be Entitled

8 AN ACT TO CREATE THE MOLD INVESTIGATION ADVISORY  
9 BOARD; TO STUDY LAWS AND RULES REGARDING MOLD  
10 INSPECTIONS AND REMEDIATION; AND FOR OTHER PURPOSES.

## Subtitle

14 AN ACT TO CREATE THE MOLD INVESTIGATION  
15 ADVISORY BOARD AND TO STUDY LAWS AND  
16 RULES REGARDING MOLD INSPECTIONS AND  
17 REMEDIATION.

18  
19  
20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code Title 15, Chapter 54, Subchapter 1 is amended  
23 to add an additional section to read as follows:

24 15-54-105. Mold Investigation Advisory Board – Creation – Duties.

25 (a) The Mold Investigation Advisory Board is created.

26 (b) The board shall consist of nine (9) members as follows:

27 (1) One (1) member of the Senate appointed by the President Pro  
28 Tempore of the Senate;

29 (2) One (1) member of the House of Representatives appointed by  
30 the Speaker of the House of Representatives;

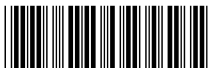
31 (3) Seven (7) members appointed by the Governor as follows:

32 (A) One (1) member to represent the State Plant Board;

33 (B) One (1) member to represent the Department of Health;

34 (C) One (1) member to represent the Department of Labor;

35 (D) One (1) member to represent the Arkansas Realtors  
36 Association;



1                   (E) One (1) member to represent the Arkansas Association  
 2 of Real Estate Inspectors;

3                   (F) One (1) member to represent the Arkansas Pest  
 4 Management Association; and

5                   (G) One (1) member who is a licensed mold inspector.

6           (c) The non-legislative members of the Mold Investigation Advisory  
 7 Board shall serve three-year terms, except that the initial appointees shall  
 8 serve staggered terms so that three (3) members serve a one-year term, two  
 9 (2) members serve a two-year term, and two (2) members serve a three-year  
 10 term.

11           (d) The Mold Investigation Advisory Board shall annually select from  
 12 its membership a chair and a vice-chair.

13           (e)(1) The members of the Mold Investigation Advisory Board shall hold  
 14 the first meeting in offices made available by the State Plant Board within  
 15 thirty (30) days of the appointment of the members of the Mold Investigation  
 16 Advisory Board.

17           (2) The Mold Investigation Advisory Board shall meet quarterly  
 18 or more often at the call of the chair or vice-chair.

19           (f)(1) A majority of the membership of the Mold Investigation Advisory  
 20 Board shall constitute a quorum.

21           (2) A majority vote of the members present is required for any  
 22 action of the Mold Investigation Advisory Board.

23           (g) A vacancy on the Mold Investigation Advisory Board due to death,  
 24 resignation, removal, or other causes shall be filled in the same manner as  
 25 for the initial appointment.

26           (h) The members of the Mold Investigation Advisory Board may be  
 27 removed for cause by the appointing official.

28           (i)(1) The Mold Investigation Advisory Board shall study:

29                   (A) The effects on the public health and safety of  
 30 existing statutes and rules regarding mold investigations and remediation;  
 31 and

32                   (B) Approaches to changing existing statutes to better  
 33 meet the needs of Arkansas citizens.

34           (2) Before October 1 of each year, the Mold Investigation  
 35 Advisory Board shall report its findings and proposals for new legislation  
 36 to:

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(A) The State Plant Board;

(B) The chair of the House Committee on Public Health, Welfare, and Labor and the chair of the Senate Committee on Public Health, Welfare, and Labor; and

(C) The Governor.