

State of Arkansas  
89th General Assembly  
Regular Session, 2013

# A Bill

HOUSE BILL 1859

By: Representative Leding

## For An Act To Be Entitled

AN ACT TO ENCOURAGE THE EFFICIENT ADMINISTRATION OF  
STATE AGENCIES; TO REQUIRE STATE AGENCIES TO REVIEW  
OLD RULES; AND FOR OTHER PURPOSES.

## Subtitle

TO ENCOURAGE THE EFFICIENT ADMINISTRATION  
OF STATE AGENCIES; AND TO REQUIRE STATE  
AGENCIES TO REVIEW OLD RULES.

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

SECTION 1. Arkansas Code Title 25, Chapter 15, Subchapter 2, is  
amended to add an additional section to read as follows:

25-15-220. Rules – Regular review.

(a)(1) An agency shall conduct a hearing to review each rule the  
agency has adopted once decennially after the adoption of the rule.

(2) The hearing shall:

(A) Be open to the public;

(B) Be held after publication of notice under § 25-15-219;

and

(C) Allow for public comment.

(b) The agency shall consider the following factors at the hearing:

(1) The state and federal laws relevant to the rule;

(2) The nature and degree of the problem that the agency  
addresses with the rule and whether the problem continues to exist;

(3) The cost of implementation of the rule and whether less  
expensive alternatives exist;



1           (4) Whether other existing rules address the same problem for  
2 the agency;

3           (5) Any benefit or detriment to the community and to private  
4 business caused by the rule;

5           (6) Other reasonable alternatives to the rule; and

6           (7) Any other factor relevant to whether the rule should remain  
7 active.

8           (c) After the public hearing the agency may repeal the rule, amend the  
9 rule, leave the rule unchanged, or adopt a new rule as provided in this  
10 chapter.