

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas As Engrossed: H3/16/21 H3/23/21

2 93rd General Assembly

# A Bill

3 Regular Session, 2021

HOUSE BILL 1264

4

5 By: Representatives Pilkington, McCollum

6 By: Senators B. Davis, T. Garner

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## For An Act To Be Entitled

9 AN ACT TO CREATE THE SMALL TOWN ECONOMIC DEVELOPMENT  
10 ACT; TO AMEND THE EXEMPTIONS TO THE LICENSING  
11 REQUIREMENTS FOR ARCHITECTS; AND FOR OTHER PURPOSES.

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## Subtitle

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TO CREATE THE SMALL TOWN ECONOMIC  
16 DEVELOPMENT ACT.

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

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SECTION 1. DO NOT CODIFY. Title.

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This act shall be known and may be cited as the "Small Town Economic  
23 Development Act".

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SECTION 2. Arkansas Code § 17-15-302(a)(4)(C), concerning the  
26 exemptions to the licensing requirements for architects, is amended to read  
27 as follows:

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(C) Buildings whose total cumulative and fair market value  
29 to complete, not including site, does not exceed ~~one hundred thousand dollars~~  
30 ~~(\$100,000)~~ two hundred fifty thousand dollars (\$250,000); and

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SECTION 3. Arkansas Code § 17-15-302(b) and (c), concerning the  
33 exemptions to the licensing requirements for architects, are amended to read  
34 as follows:

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(b)(1) The terms of this chapter shall not apply to:

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(A) Any public school district exempted from the



1 provisions of this chapter; or

2 (B) Every public school district embracing a city with a  
3 population in excess of thirty thousand (30,000) which maintains a full-time  
4 superintendent of buildings with engineering and architectural experience.

5 (2) This exception shall only apply:

6 (A) If the total cumulative and fair market value to  
7 complete the repair and maintenance of buildings already constructed and  
8 alterations thereof does not exceed the sum of ~~one hundred thousand dollars~~  
9 ~~(\$100,000)~~ two hundred fifty thousand dollars (\$250,000); and

10 (B) If the total cumulative and fair market value to  
11 complete the new structures will not exceed the sum of ~~one hundred thousand~~  
12 ~~dollars (\$100,000)~~ two hundred fifty thousand dollars (\$250,000).

13 (c) The provisions of this chapter shall not apply to any public  
14 school district, place of assembly, daycare, church, or building not more  
15 than one (1) story high where:

16 (1) The total cumulative and fair market value to complete the  
17 building, alteration, or structure does not exceed the sum of ~~one hundred~~  
18 ~~thousand dollars (\$100,000)~~ two hundred fifty thousand dollars (\$250,000);  
19 and

20 (2) *The plans are approved by the State Fire Marshal.*

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22 *SECTION 4. Arkansas Code § 22-9-101(b)(2), concerning exceptions to*  
23 *the required observation of public works by registered professionals, is*  
24 *amended to read as follows:*

25 (2) *For an architectural project does not exceed ~~one hundred~~*  
26 *~~thousand dollars (\$100,000)~~ two hundred fifty thousand dollars (\$250,000).*

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28 *SECTION 5. DO NOT CODIFY. TEMPORARY LANGUAGE AND SUSPENSION OF*  
29 *CURRENT LAW. Review and expiration.*

30 *(a) The effect of this act shall be reviewed by the House Committee on*  
31 *City, County, and Local Affairs and the Senate Committee on City, County, and*  
32 *Local Affairs on or before October 10, 2022, to determine if the licensing*  
33 *requirements for architects and the exemptions for buildings where the total*  
34 *cumulative and fair market value exceeds a certain dollar amount should*  
35 *either:*

36 *(1) Remain at two hundred fifty thousand dollars (\$250,000); or*

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(2) Revert to one hundred thousand dollars (\$100,000).

(b) This act is cumulative of existing laws and shall not repeal but merely suspend any law in conflict with this act.

(c) On and after December 31, 2023, the provisions of law suspended by this act shall be effective.

(d) The expiration of this act shall not affect rights acquired under it or affect lawsuits then pending.

/s/Pilkington