

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

HOUSE BILL 1461

5 By: Representative L. Johnson
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For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE EVALUATION OF
10 NECESSITY OF VARIOUS COMMISSIONS AND BOARDS; AND FOR
11 OTHER PURPOSES.
12
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Subtitle

15 TO AMEND THE LAW CONCERNING THE
16 EVALUATION OF NECESSITY OF VARIOUS
17 COMMISSIONS AND BOARDS.
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 25-1-106 is amended to read as follows:

22 25-1-106. Evaluation of necessity of various commissions and boards –
23 Definitions.

24 (a) For purposes of this section:

25 (1) “Constitutional board or commission” means the Arkansas
26 State Game and Fish Commission, the State Highway Commission, and all boards
27 or commissions charged with the management or control of all charitable,
28 penal or correctional institutions, or institutions of higher learning under
29 Arkansas Constitution, Amendment 33; and

30 (2) “State board or commission” means every state board,
31 commission, committee, council, task force, and similar entity created by the
32 General Assembly except:

33 (A) A constitutional board or commission; and

34 (B) An entity of the General Assembly.

35 (b) A state board or commission that has not convened a meeting or has
36 convened without a quorum for two (2) consecutive regularly scheduled meeting



1 dates within the preceding two-year period shall vote to elect a new chair
2 and vice chair.

3 (c)(1) A state board or commission or an advisory council that has no
4 powers or duties prescribed by law and that has not convened a meeting or has
5 convened without a quorum within the preceding two-year period shall be
6 abolished.

7 (2) Upon abolition of a state board or commission or an advisory
8 council under subdivision (c)(1) of this section, the controlling agency or
9 department of the board, commission, or advisory council shall report the
10 abolition to the Legislative Council before the next meeting of the
11 Legislative Council.

12 ~~(e)(1)~~ (d)(1) If a state board or commission has not convened a
13 regularly scheduled meeting or has convened without a quorum for four (4)
14 consecutive regularly scheduled meeting dates within the preceding two-year
15 period, the Joint Performance Review Committee shall reevaluate the purpose,
16 need, and effectiveness of the state board or commission.

17 (2) The Joint Performance Review Committee shall report its
18 findings and any recommendations concerning the existence of the state board
19 or commission to the Legislative Council no later than December 1 of each
20 even-numbered year and shall draft legislation to implement the
21 recommendations.

22 ~~(d)(1)~~ (e)(1) No later than August 1 of each even-numbered year, each
23 state board and commission shall provide the Joint Performance Review
24 Committee with a report of the regularly scheduled meeting dates for the
25 state board or commission for the previous two (2) fiscal years, including
26 the attendance record of each member and the number of meetings that were
27 convened.

28 (2) If a state board or commission, other than a constitutional
29 board or commission, has not submitted the report required in subdivision
30 ~~(d)(1)~~ (e)(1) of this section to the Joint Performance Review Committee by
31 August 1 of each even-numbered year, the authority of the state board or
32 commission ~~may~~ shall be suspended on August 1 of the even-numbered year by
33 the Joint Performance Review Committee at the next Joint Performance Review
34 Committee meeting, and the state board or commission ~~may~~ shall not take any
35 action, including the expenditure of funds, until the report required in
36 subdivision ~~(d)(1)~~ (e)(1) of this section is provided to the Joint

1 Performance Review Committee.

2 (3) If a state board or commission, other than a constitutional
3 board or commission, has not submitted the report required in subdivision
4 ~~(d)(1)~~ (e)(1) of this section to the Joint Performance Review Committee by
5 December 1 of the even-numbered year, the Joint Performance Review Committee
6 ~~may~~ shall direct the Bureau of Legislative Research to draft legislation
7 that:

8 (A) Abolishes the state board or commission upon sine die
9 adjournment of the next regular session of the General Assembly;

10 (B) Allows the reversion of all authority of the state
11 board or commission to the General Assembly or to the General Assembly's
12 designee; and

13 (C) Requires all funds, income, and revenue to revert to
14 the General Revenue Fund Account or other fund or account as provided by the
15 General Assembly.

16 (4) This section does not prohibit the General Assembly from:

17 (A) Abolishing a state board or commission, other than a
18 constitutional board or commission, that has submitted a report; or

19 (B) Considering any other legislation relative to a state
20 agency subject to this chapter.

21 (5) Except as otherwise provided, abolition of a state board or
22 commission does not affect rights and duties that mature, penalties that were
23 incurred, civil or criminal liabilities that arose, or proceedings that were
24 begun before the effective date of the abolition of the state board or
25 commission.

26 ~~(e)(1)~~ (f)(1) If a constitutional board or commission has not convened
27 a regularly scheduled meeting or has convened without a quorum for four (4)
28 consecutive, regularly scheduled meeting dates within the preceding two-year
29 period, the Joint Performance Review Committee shall reevaluate the purpose,
30 need, and effectiveness of the constitutional board or commission.

31 (2) The Joint Performance Review Committee shall report its
32 findings and any recommendations concerning the constitutional board or
33 commission to the Legislative Council no later than December 1 of each even-
34 numbered year and may draft legislation to implement the recommendations.

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