

Stricken language would be deleted from and underlined language would be added to present law.  
Act 185 of the Regular Session

State of Arkansas  
94th General Assembly  
Regular Session, 2023

As Engrossed: S2/8/23 H2/15/23

# A Bill

SENATE BILL 194

By: Senator Hester

By: Representatives Cavanaugh, *Painter*

## For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE SECRETARY OF  
*THE DEPARTMENT OF CORRECTIONS; TO DECLARE AN  
EMERGENCY; AND FOR OTHER PURPOSES.*

### Subtitle

*TO AMEND THE LAW CONCERNING THE SECRETARY  
OF THE DEPARTMENT OF CORRECTIONS; AND TO  
DECLARE AN EMERGENCY.*

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

SECTION 1. Arkansas Code § 25-43-403(a)(2)(A), concerning the appointment of the Secretary of the Department of Corrections, is amended to read as follows:

(2)(A) The Board of Corrections shall appoint the secretary who shall serve at the pleasure of ~~the Board of Corrections~~ the Governor.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Secretary of the Department of Corrections provides critical administrative oversight of the Department of Corrections; that the effective administration and management of the Department of Corrections is critical to ensure the public's safety, the safety of incarcerated citizens, and the proper functions of the correctional system; that the Governor's oversight and executive authority is critical to ensuring the public health and safety; and that this act is immediately necessary because a uniform reporting structure for all



departmental secretaries will ensure proper oversight to preserve the public's health and safety. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

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

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

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

/s/Hester

**APPROVED: 3/2/23**