

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1546

By: Representatives Warren, Duffield, Cozart, Wing, Dalby, Bentley, Pilkington, C. Fite, Barker, J. Mayberry, Beck, Gramlich

By: Senators B. Davis, M. McKee, J. Petty

For An Act To Be Entitled

AN ACT TO AMEND THE LAW REGARDING INDIVIDUALS WITH DISABILITIES; TO RECOGNIZE AND PROTECT ORGANIZATIONS HOLDING CERTIFICATES ISSUED UNDER SECTION 14(C) OF THE FAIR LABOR STANDARDS ACT; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW REGARDING INDIVIDUALS WITH DISABILITIES; AND TO RECOGNIZE AND PROTECT ORGANIZATIONS HOLDING CERTIFICATES ISSUED UNDER SECTION 14(C) OF THE FAIR LABOR STANDARDS ACT.

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

SECTION 1. DO NOT CODIFY. Legislative intent.

The General Assembly finds that:

(1) Organizations that hold certificates issued under Section 14(c) of the Fair Labor Standards Act provide needed services for individuals with disabilities in this state;

(2) Communities throughout the state need organizations with certificates issued under Section 14(c) of the Fair Labor Standards Act to remain open and available to provide these vital services to individuals with disabilities; and

(3) Recognition and protection of organizations holding certificates issued under Section 14(c) of the Fair Labor Standards Act are



important for individuals with disabilities and parents and guardians of individuals with disabilities.

SECTION 2. Arkansas Code Title 20, Chapter 14, Subchapter 3, is amended to add an additional section to read as follows:

20-14-311. Organizations holding Section 14(c) certificate.

(a) As used in this section, "Section 14(c) certificate" means a special certificate issued under the Fair Labor Standards Act of 1938, 29 U.S.C. § 201 et seq., as existing on January 1, 2023.

(b) As long as a Section 14(c) certificate is issued by the United States Department of Labor, an organization that holds a Section 14(c) certificate is recognized as legal to employ individuals with disabilities and is protected by this state.

APPROVED: 3/21/23