

REVISED AGENDA
Administrative Rules Subcommittee
of the
Arkansas Legislative Council

Thursday, November 20, 2025
10:00 AM
Room A, MAC
Little Rock, Arkansas

Sen. Tyler Dees, Co-Chair
Sen. Kim Hammer, Vice-Chair
Sen. Missy Irvin
Sen. Jonathan Dismang
Sen. Bart Hester
Sen. Terry Rice
Sen. Blake Johnson
Sen. Breanne Davis
Sen. Ben Gilmore, ex officio
Sen. Justin Boyd, ex officio

Rep. Matthew J. Shepherd, Co-Chair
Rep. Lane Jean, Vice-Chair
Rep. Jon S. Eubanks
Rep. Mary Bentley
Rep. DeAnn Vaught
Rep. Steve Hollowell
Rep. Brian S. Evans
Rep. Stetson Painter
Rep. Les D. Eaves, ex officio
Rep. Jack Ladyman, ex officio

- A. Call to Order**
- B. Reports on Administrative Directives Pursuant to Act 1258 of 2015, for Quarter Ending September 30, 2025**
 - 1. Department of Corrections (Wade Hodge)**
 - 2. Post-Prison Transfer Board (Kevin Smith)**
- C. Rules Filed Pursuant to Arkansas Code § 10-3-309**
 - 1. Arkansas Teacher Retirement System (Mark White, Jennifer Kelly)**
 - a. Arkansas Teacher Retirement System Rules, 24 CAR pt. 10
 - i. 24 CAR § 10-207 (p.1)
 - ii. 24 CAR § 10-302 (p.2)
 - iii. 24 CAR § 10-329 (p.3)
 - iv. 24 CAR § 10-501 (p.6)
 - v. 24 CAR § 10-512 (p.6)
 - vi. 24 CAR § 10-513 (p.7)
 - vii. 24 CAR § 10-613 (p.7)
 - viii. 24 CAR § 10-616 (p.9)
 - ix. 24 CAR § 10-710 (p.9)
 - x. 24 CAR § 10-712 (p.11)
 - xi. 24 CAR § 10-804 (p.11)
 - xii. 24 CAR § 10-807 (p.12)

Note: All exhibits for this meeting are available by electronic means and are accessible on the General Assembly's website at www.arkleg.state.ar.us.

Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as *'Members and Staff Only'*.

- xiii. REPEAL 24 CAR § 10-808 (p.13)
- xiv. REPEAL 24 CAR § 10-809 (p.13)
- xv. 24 CAR § 10-811 (p.14)
- xvi. 24 CAR § 10-826 (p.15)

2. Department of Corrections, Arkansas Sentencing Commission (Elaine Lee)

- a. Eligibility for Transfer to Post-Release Supervision, 16 CAR pt. 11 (p.16)

3. Department of Finance and Administration (Alicia Austin Smith, Keith Linder)

- a. REPEAL Rule In-Lieu-of-Tax Payments, 14 CAR pt. 10 (p.17)
- b. REPEAL Gross Receipts and Use Tax Regulation, 1989-1, Enterprise Zones (p.17)
- c. REPEAL Enterprise Zone Act of 1993, 26 CAR pt. 170 (p.18)

4. Department of Finance and Administration, Arkansas Racing Commission (John Campbell, Byron Freeland, Christy Bjornson)

- a. Rules Governing Horse Racing in Arkansas, 23 CAR pt. 357 (Winnings, 23 CAR § 357-601 et seq.) (p.19)
- b. Rules Governing Horse Racing in Arkansas, 23 CAR pt. 357 (Generally, 23 CAR § 357-101 et seq.) (p.20)

5. Department of Parks, Heritage, and Tourism, Tourism Division (Clay Stone, Susie Cowan, Marty Ryall)

- a. Festival Advertising Grants Program, 15 CAR pt. 370 (p.20)
- b. Regional Tourist Associations Grant Program, 15 CAR pt. 371 (p.21)

D. Evaluation of Rule Review Group 3 Agencies Pursuant to Act 781 of 2017 and Act 65 of 2021

1. Arkansas Rural Medical Practice Student Loan and Scholarship Board (Tammy Henson-Platt)

2. Arkansas Teacher Retirement System (Mark White, Jennifer Kelly)

3. Group 3 Agencies Having No Rules to Report¹ (Courtney Salas-Ford, Daniel Shults, items a – d; Carlton Wing, item e)

- a. Department of Education, Arkansas School for the Blind
- b. Department of Education, Arkansas School for the Deaf
- c. Department of Education, Martin Luther King, Jr. Commission
- d. Department of Education, State Board of Private Career Education
- e. Department of Education, Educational Television Division

E. Agency Updates on the Status of Outstanding Rulemaking from the 2023 Regular Session Pursuant to Act 595 of 2021

1. Department of Commerce, Arkansas Economic Development Commission (Brian Black, Allison Hatfield)

Rules Outstanding as of November 1, 2025, as Reported and Updated by the Agency

- Consolidated Incentive Act Rules (Act 834 of 2023)

¹ The rules report submitted for each agency reflects no rules currently in effect.

- The Arkansas Economic Development Commission has determined that rules under the Consolidated Incentive Act are not necessary to accomplish the goals of Act 834 of 2023 and is currently working to repeal the existing Consolidated Incentive Act rules. Under Ark. Code Ann. § 15-4-2710, rules are allowed but not required under the Act. The existing rules are unclear and largely restate the statute, serving as a potential barrier to businesses looking to utilize the Act's incentives. AEDC is currently in the public comment phase.

2. Department of Corrections (Wade Hodge, Kevin Smith)

Rules Outstanding as of November 1, 2025, as Reported and Updated by the Agency

Secretary of Corrections

- Visitation (Act 659, § 112 of 2023)
 - This rule will be promulgated by the Secretary of Corrections, who has preliminarily approved it. There was a stakeholder request for a definition change. The updated rule is being reviewed.

Post-Prison Transfer Board

- Transfer to Post-Release Supervision (Act 659, § 2 of 2023)
 - This rule is being promulgated by the Post-Prison Transfer Board and has been submitted for review by the executive.

3. Department of Education (Courtney Salas-Ford, Daniel Shults)

Rules Outstanding as of November 1, 2025, as Reported and Updated by the Agency

Arkansas State Library

- Rules Governing the Standards for State Aid to Public Libraries (Act 566, § 11 of 2023)
 - Rulemaking regarding Act 566 of 2023 was temporarily suspended due to the passage of Act 903 of 2025. Rulemaking will resume now that a new slate of library board members has been appointed.

Division of Career and Technical Education

- Rules Governing the Approval of Computer Science-Related Career and Technical Education Courses (Act 654, § 4 of 2023)
 - This rule has been redrafted in compliance with the Code of Arkansas Rules. It is anticipated that the final rule will be submitted to ALC for review in January.
- Rules Governing the Vocational Start-Up Grant Program (Act 867, § 7 of 2023)
 - The ADE is requesting to be excused from rule making regarding this program.

Division of Elementary and Secondary Education

- Rules Governing School District Waivers (Act 347, § 1 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 304 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in January.
- Rules Governing Grading and Course Credit (Act 654, §§ 2, 4 of 2023)
 - This rule was approved by the State Board of Education to be released for public comment; however, the agency is redrafting this rule due to the enactment of Act 341 of 2025. The rule will be a top priority for the current round of rulemaking.

It is anticipated that the final rule will be submitted to ALC for review in January.

State Board of Education

- Rules Governing the Course Choice Program (Act 237, § 20 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 730 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in January.
- Rules Governing Public Charter Schools (Act 237, § 49 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 800 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in January.

Division of Higher Education

- Rules Governing Universal Academic Credit (Act 237, § 54 of 2023)
 - The agency is redrafting this rule due to the enactment of Act 341 of 2025. The rule will be a top priority for the current round of rulemaking. It is anticipated that the final rule will be submitted to ALC for review in January.

F. Agency Monthly Written Updates Pursuant to Act 595 of 2021 Concerning Rulemaking from the 2025 Regular Session

G. Adjournment