

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

State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: H3/14/17

A Bill

HOUSE BILL 2128

By: Representative Lowery

For An Act To Be Entitled

AN ACT TO AMEND ARKANSAS LAW CONCERNING THE APPROVAL OF STATE AGENCY RULES; AMENDING THE DEFINITION OF "STATE AGENCY" FOR THE PURPOSES OF RULE APPROVAL; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND ARKANSAS LAW CONCERNING THE APPROVAL OF STATE AGENCY RULES.

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

SECTION 1. Arkansas Code § 10-3-309(b)(2), concerning the definition of "state agency", is amended to read as follows:

(2)(A) "State agency" means an office, board, commission, department, council, bureau, or other agency of state government having authority to promulgate or enforce rules, including without limitation an institution of higher education.

(B) "State agency" does not include the following unless the Legislative Council adopts rules under subsection (h) of this section that include one (1) or more of the following in the definition of "state agency":

(i) The Arkansas State Game and Fish Commission, if the rule is not promulgated under authority of a statute enacted by the General Assembly; and

(ii) Except as provided in §§ 10-3-3102 and 27-65-107(a)(18)(A), the State Highway Commission and the Arkansas State Highway and Transportation Department, if the rule is not promulgated under authority



of a statute enacted by the General Assembly, and
~~*(iii) An institution of higher education.*~~

/s/Lowery