

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

State of Arkansas
95th General Assembly
Regular Session, 2025

As Engrossed: H3/5/25

A Bill

HOUSE BILL 1461

By: Representative L. Johnson

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE EVALUATION OF
NECESSITY OF VARIOUS COMMISSIONS AND BOARDS; AND FOR
OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE
EVALUATION OF NECESSITY OF VARIOUS
COMMISSIONS AND BOARDS.

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

SECTION 1. Arkansas Code § 25-1-106 is amended to read as follows:

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

(a) For purposes of this section:

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

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

(A) A constitutional board or commission; and

(B) An entity of the General Assembly.

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



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

(c)(1) A state board or commission that has no powers or duties prescribed by law and that has not convened a meeting or not convened a meeting with a quorum within the preceding two-year period shall be abolished.

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

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

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

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

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

(B) The authority of a state board or commission that is suspended under subdivision (d)(2)(A) of this section shall be restored when the report required under subdivision (d)(1) is provided to the Joint Performance Review Committee.

(3)(A) If a state board or commission, other than a constitutional board or commission, ~~has not submitted the report required in subdivision (d)(1) of this section to the Joint Performance Review Committee by December 1 of the even-numbered year, has not convened a regularly scheduled meeting or has convened without a quorum for four (4) consecutive regularly scheduled meeting dates within the preceding two-year period,~~ the Joint Performance Review Committee ~~may~~ shall direct the Bureau of Legislative Research to draft legislation that:

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

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

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

(B) The legislation prepared by the Joint Performance Review Committee under subdivision (d)(3)(A) of this section shall be submitted to the Governor on or before November 1 of each even-numbered year.

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

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

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

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

(e)(1) If a constitutional board or commission has not convened a regularly scheduled meeting or has convened without a quorum for four (4) consecutive, regularly scheduled meeting dates within the preceding two-year

period, the Joint Performance Review Committee shall reevaluate the purpose, need, and effectiveness of the constitutional board or commission.

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

(3) The Joint Performance Review Committee shall submit all reports received by a state board or commission under subdivision (d)(1) of this section to the Legislative Council on or before December 1 of each year.

/s/L. Johnson