



STATE OF ARKANSAS

**Department of Finance
and Administration**

DIVISION OF BUILDING AUTHORITY

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October 19, 2017

Honorable Mark Martin
Secretary of State
Office of the Secretary of State
Arkansas State Capitol, 500 Woodlane, Suite 256
Little Rock, AR 72201

Carolyn Ashcraft, State Librarian
Arkansas State Library
900 West Capitol, Suite 100
Little Rock, AR 72201

Re: Act 781 of 2017/Rules repealed

Dear Secretary Martin and Ms. Ashcraft:

Pursuant to Act 781 of 2017, please find attached a copy of the Building Authority Council's By-laws. This rule (Building Authority By-laws) went through the Act's processes this year and was reviewed/recommended to be repealed by the State Agencies and Governmental Affairs Committee and the ALC-Administrative Rules and Regulations Subcommittee. The rule was approved to be repealed by the Arkansas Legislative Council at today's meeting which was held earlier this morning. The attached copy of the rule contains a notation that the rule was repealed pursuant to the above referenced act.

Should your offices have any questions or concerns, please contact Susan Wilson, Deputy Director/General Counsel at susan.wilson@dfa.arkansas.gov or 501-682-5091.

Sincerely,

Anne W. Laidlaw
Director

Enclosure

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MARK MARTIN
SECRETARY OF STATE
STATE OF ARKANSAS

ARKANSAS STATE BUILDING SERVICES COUNCIL
BY-LAWS

ARTICLE I: NAME AND MEMBERSHIP

Section 1. Creation

The Arkansas State Building Services Council, hereinafter referred to as the Council, was created pursuant to Ark. Code Ann. § 22-2-101 et seq.

Section 2. Composition

The Council shall consist of eleven (11) members as follows:

- Six (6) members shall be appointed by the Governor and confirmed by the Senate, one (1) of whom shall be from each congressional district and two (2) of whom shall be representative of the state at large;
- One (1) member shall be designated by the Speaker of the House of Representatives and one (1) member shall be designated by the President Pro Tempore of the Senate, but no member so designated by the Speaker of the House of Representatives or the President Pro Tempore of the Senate shall be a member of the General Assembly
- The Secretary of State or a designee shall be a full voting member of the Council;
- One member selected by the House of Representatives who shall be a nonvoting ex officio member of the Council, and the Senate shall select one (1) member who shall be a nonvoting ex officio member of the Council. Neither the House of Representatives, nor the Senate may select an active member of the general assembly.

All appointees or designees shall serve three-year staggered terms, and all ex officio shall serve two-year terms. All members are subject to reappointment or redesignation.

The Governor shall designate one (1) of the members of the Council as "chairman", except that no ex officio member shall be so designated.

Section 3. Stipend

Members of the Council shall receive no pay for their services, but those members who are not government officials may receive expense reimbursement and stipends in accordance with § 25-16-901 et seq. Stipends shall be voted on at the first meeting of every year.

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STATE OF ARKANSAS

Section 4. Termination

Termination of membership shall occur when:

1. A letter of resignation is presented to the Governor, or to the appropriate designating authority and copied to the Chairman and the SBS Director; or
2. A member fails to attend meetings in accordance with Ark. Code Ann. §25-17-211 and is removed by the Governor.
3. The appointing authority terminates a member by appointing another in the member's place.

ARTICLE II: OFFICERS

Section 1. Chair and Secretary

The officers of the Council are the Chair and Secretary and any other officers deemed necessary to fulfill their responsibilities.

Section 2. Chair /Duties

The Chair is appointed by the Governor and shall preside over the Council meeting with the authority to vote. The Chair shall preside at all meetings and hearings of the Council; appoint members of committees, sign all approved minutes and when authorized, other documents on behalf of the Council; serve as ex-officio member of all committees; and fulfill any other duties assigned by the Council.

Section 3. Secretary Duties

The Secretary shall be a member of the Council and appointed by the Chair with the authority to vote. The Secretary shall perform the duties and have the powers of the Chair during the absence or disability of the Chair. The Secretary shall also have the duty to report applicable absences to the Governor with respect to Council members absenteeism.

ARTICLE III: COMMITTEES

Section 1. Special Committees

Special committees shall be created by the Council and charged with such duties as the Council deems necessary or desirable. Such committees shall include at least one Council member. Special committees shall submit a report to the Chair and shall be dissolved on such date as their particular function or task has been completed. The Chair may establish the completion date.



STATE OF ARKANSAS
ASA HUTCHINSON
GOVERNOR

MEMORANDUM

TO: Directors of State Agencies, Boards, and Commissions

FROM: Governor Asa Hutchinson

CC: Leslie Rutledge, Attorney General of Arkansas
Marty Garrity, Director, Bureau of Legislative Research

DATE: October 15, 2018

SUBJECT: Rules and Regulation Review Process

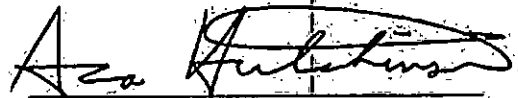
Act 781 of 2017 created a process for the state to conduct a periodic comprehensive review of the rules of each state agency, board, commission, department and office ("agency" or "agencies"). The first step in this process was the initial review of current agency rules to identify unnecessary and outdated rules for repeal. I want to commend all of the agencies and staff for their effort in identifying unnecessary rules and necessary amendments to current rules. I am pleased to announce that more than 800 current rules have been recommended for repeal.

The final step in this initial review process is for the Arkansas Legislative Council ("ALC") to approve the recommendations made by the Administrative Rules and Regulations Subcommittee. ALC will meet the morning of October 19, 2018, to consider these recommendations. Unless specifically notified to attend, it is not necessary for agency staff to attend the ALC meeting for this purpose. If you have questions about whether your attendance is necessary, please contact your assigned liaison in the Governor's office.

Additionally, I am asking all agencies to file a copy of each rule approved for repeal with the Secretary of State's office and the Arkansas State Library. Please include a cover letter when submitting these rules that includes a statement that

these rules have been repealed by the agency in accordance with Act 781 of 2017, as well as a list of each rule that has been repealed. Please note that you are only to include rules that have been approved for repeal by ALC. For your records, the rules will be repealed effective October 19, 2018, once ALC has approved the recommendations.

If you have any questions about this process, please contact Justin Tate in my office. His office number is (501) 682-8040. As always, if you have any questions about the current rule process pursuant to the APA and Executive Order 15-02, feel free to contact my office or, if applicable, your respective agency attorney at the Office of the Attorney General.

A handwritten signature in black ink, appearing to read "Asa Hutchinson", written over a horizontal line.

Asa Hutchinson
Governor