

1 State of Arkansas As Engrossed: H3/16/21 H3/23/21
2 93rd General Assembly **A Bill**
3 Regular Session, 2021

HOUSE BILL 1264

4
5 By: Representatives Pilkington, McCollum
6 By: Senators B. Davis, T. Garner

7
8 **For An Act To Be Entitled**

9 AN ACT TO CREATE THE SMALL TOWN ECONOMIC DEVELOPMENT
10 ACT; TO AMEND THE EXEMPTIONS TO THE LICENSING
11 REQUIREMENTS FOR ARCHITECTS; AND FOR OTHER PURPOSES.

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14 **Subtitle**

15 TO CREATE THE SMALL TOWN ECONOMIC
16 DEVELOPMENT ACT.

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

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21 SECTION 1. DO NOT CODIFY. Title.

22 This act shall be known and may be cited as the "Small Town Economic
23 Development Act".

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25 SECTION 2. Arkansas Code § 17-15-302(a)(4)(C), concerning the
26 exemptions to the licensing requirements for architects, is amended to read
27 as follows:

28 (C) Buildings whose total cumulative and fair market value
29 to complete, not including site, does not exceed ~~one hundred thousand dollars~~
30 ~~(\$100,000)~~ two hundred fifty thousand dollars (\$250,000); and

31
32 SECTION 3. Arkansas Code § 17-15-302(b) and (c), concerning the
33 exemptions to the licensing requirements for architects, are amended to read
34 as follows:

35 (b)(1) The terms of this chapter shall not apply to:

36 (A) Any public school district exempted from the



1 provisions of this chapter; or

2 (B) Every public school district embracing a city with a
3 population in excess of thirty thousand (30,000) which maintains a full-time
4 superintendent of buildings with engineering and architectural experience.

5 (2) This exception shall only apply:

6 (A) If the total cumulative and fair market value to
7 complete the repair and maintenance of buildings already constructed and
8 alterations thereof does not exceed the sum of ~~one hundred thousand dollars~~
9 ~~(\$100,000)~~ two hundred fifty thousand dollars (\$250,000); and

10 (B) If the total cumulative and fair market value to
11 complete the new structures will not exceed the sum of ~~one hundred thousand~~
12 ~~dollars (\$100,000)~~ two hundred fifty thousand dollars (\$250,000).

13 (c) The provisions of this chapter shall not apply to any public
14 school district, place of assembly, daycare, church, or building not more
15 than one (1) story high where:

16 (1) The total cumulative and fair market value to complete the
17 building, alteration, or structure does not exceed the sum of ~~one hundred~~
18 ~~thousand dollars (\$100,000)~~ two hundred fifty thousand dollars (\$250,000);
19 and

20 (2) *The plans are approved by the State Fire Marshal.*

21
22 *SECTION 4. Arkansas Code § 22-9-101(b)(2), concerning exceptions to*
23 *the required observation of public works by registered professionals, is*
24 *amended to read as follows:*

25 (2) *For an architectural project does not exceed ~~one hundred~~*
26 *~~thousand dollars (\$100,000)~~ two hundred fifty thousand dollars (\$250,000).*

27
28 *SECTION 5. DO NOT CODIFY. TEMPORARY LANGUAGE AND SUSPENSION OF*
29 *CURRENT LAW. Review and expiration.*

30 *(a) The effect of this act shall be reviewed by the House Committee on*
31 *City, County, and Local Affairs and the Senate Committee on City, County, and*
32 *Local Affairs on or before October 10, 2022, to determine if the licensing*
33 *requirements for architects and the exemptions for buildings where the total*
34 *cumulative and fair market value exceeds a certain dollar amount should*
35 *either:*

36 *(1) Remain at two hundred fifty thousand dollars (\$250,000); or*

- 1 (2) Revert to one hundred thousand dollars (\$100,000).
- 2 (b) This act is cumulative of existing laws and shall not repeal but
- 3 merely suspend any law in conflict with this act.
- 4 (c) On and after December 31, 2023, the provisions of law suspended by
- 5 this act shall be effective.
- 6 (d) The expiration of this act shall not affect rights acquired under
- 7 it or affect lawsuits then pending.

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/s/Pilkington

APPROVED: 4/5/21