

**REPORT OF THE
ADMINISTRATIVE RULES SUBCOMMITTEE
OF THE
ARKANSAS LEGISLATIVE COUNCIL**

October 18, 2024

Co-Chairs:

The Administrative Rules Subcommittee met on Thursday, October 17, 2024, at 9:00 a.m., in Room A, MAC.

- A. The Subcommittee filed one report from the Executive Subcommittee concerning its review and approval of an emergency rule at its meeting of September 19, 2024.**
- B. The Subcommittee reviewed and approved the following rules filed pursuant to Ark. Code Ann. § 10-3-309:**
 - 1. DEPARTMENT OF CORRECTIONS, POST-PRISON TRANSFER BOARD**
 - a. Executive Clemency**
 - b. Arkansas Parole Board Policy Manual**
 - 2. DEPARTMENT OF EDUCATION, DIVISION OF ELEMENTARY AND SECONDARY EDUCATION**
 - a. Rules Governing Public School Choice**
 - b. Rules Governing the Implementation of the Braille and Large Print Textbook Appropriation**
 - 3. DEPARTMENT OF EDUCATION, DIVISION OF HIGHER EDUCATION**
 - a. Rules Governing the Arkansas Teacher Academy Scholarship Program**
 - b. Rules Governing the Arkansas Workforce Challenge Scholarship Program**
 - c. Rules Governing the Governor's Scholars Program**
 - d. Rules Governing the Arkansas Concurrent Challenge Scholarship Program**

- e. **Rules Governing the Sustainable Building Maintenance Program for State-Supported Institutions of Higher Education**
 - f. **Rules Governing Military Dependents' Scholarship Program**
 - g. **Rules Governing the Financial Aid Appeals Process**
 - h. **Rules Governing the State Teacher Education Program**
 - i. **Rules Governing Teacher Opportunity Program**
 - j. **Rules Governing the Washington Center Scholarship**
 - k. **Rules Governing Law Enforcement Officers' Dependents' Scholarship Program**
- 4. DEPARTMENT OF FINANCE AND ADMINISTRATION, ALCOHOLIC BEVERAGE CONTROL**
- a. **Wholesalers to Sell Only to Retailers; Hours of Sale for Wholesalers; Amends 2.13**
 - b. **Microbreweries to Self-Distribute by Issuance of a Microbrewery-Restaurant Wholesale License; 1.19(48)**
 - c. **Addition of Ready-to-Drink Products; Amends Sections 1.20, 2.5.1, 2.53, 2.58, 2.55.2**
 - d. **Suppliers and Wholesalers to Conduct Sampling at Permitted Liquor Stores; Amends Rule Prohibiting Samples**
 - e. **Microbrewery-Restaurant Private Clubs Selling Spirituous Beverages; Amends Rules 5.86, 5.90**
 - f. **Private Clubs to Sell to Go and Delivery; Creates 5.71 and Amends 3.24**
 - g. **State Parks to Issue Alcohol Permits; Creates Section 1.19.1**
 - h. **Liquor Stores May Sell Advertising Materials; Amends Section 1.33(2)**
 - i. **Sale of Controlled Beverages by Vending Machine; Amends 3.19(8) and Creates 3.35**
 - j. **Permits Certain Distillers, Manufacturers, or Small Farm Wineries in**

Dry Areas to Exclusively Sell to Wholesalers; Creates 2.76, 2.86

- k. Allows Viewing of Consumption of Alcohol for Private Clubs in Dry Areas; Amends 5.55**
- l. No Approval Necessary to Expand Outdoor Areas of Permitted Businesses; Amends 1.16**

5. DEPARTMENT OF HEALTH, ARKANSAS BOARD OF DISPENSING OPTICIANS

- a. Uniformed Service Member Licensure**

6. DEPARTMENT OF HEALTH, ARKANSAS BOARD OF EXAMINERS IN COUNSELING

- a. IX. Licensing Under Special Conditions**

7. DEPARTMENT OF HEALTH, ARKANSAS STATE BOARD OF NURSING

- a. Chapter Four: Advanced Practice Registered Nurse**
- b. Chapter Five: Delegation**

8. DEPARTMENT OF HEALTH, STATE BOARD OF HEALTH

- a. Rules for Emergency Medical Services**
- b. Rules Pertaining to Lead-Based Paint Activities**

9. DEPARTMENT OF HUMAN SERVICES, DIVISION OF COUNTY OPERATIONS

- a. Workers with Disabilities Eligibility Choices**

10. DEPARTMENT OF HUMAN SERVICES, DIVISION OF MEDICAL SERVICES

- a. Life360 State Plan Amendment: Target Case Management**
- b. Private Hospital Access Payment State Plan Amendment**
- c. Hospital Cost Settlement Reopening Process**
- d. Transition of Dental Services**

11. DEPARTMENT OF HUMAN SERVICES, DIVISION OF PROVIDER SERVICES AND QUALITY ASSURANCE

a. Updates to Rules for Nursing Homes

12. DEPARTMENT OF INSPECTOR GENERAL, TAX APPEALS COMMISSION

a. Rules of Procedure of the Arkansas Tax Appeals Commission

13. DEPARTMENT OF LABOR AND LICENSING, AUCTIONEER'S LICENSING BOARD

a. Arkansas Auctioneer's Licensing Board Rules

14. DEPARTMENT OF PUBLIC SAFETY, DIVISION OF ARKANSAS STATE POLICE

a. Rules for License-Plate Readers

15. SECRETARY OF STATE

a. Rules to Ensure the Security and Accuracy of the Statewide Voter Registration List

C. The Subcommittee filed the October monthly written update by the Arkansas Oil and Gas Commission, pursuant to Act 595, concerning rulemaking from the 2024 Fiscal Session.

Respectfully submitted,

Representative Brian Evans, Co-Chair

Senator Kim Hammer, Co-Chair