REPORT ON THE ACTS OF THE 2025 REGULAR SESSION REQUIRING RULEMAKING

DEPARTMENT OF LABOR AND LICENSING

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Arkansas Department of Labor and Licensing
900 West Capitol, Suite 400
Little Rock, Arkansas 72201
(501) 682-4500

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I. INTRODUCTION

Arkansas Code § 25-15-216(b)(4) requires the executive head of a state agency to provide written monthly updates on the agency's progress in promulgating a rule it has determined is required by newly enacted laws of the latest session of the General Assembly. This report is the monthly update of the Department of Labor and Licensing. The following section is intended to provide for each rule promulgation:

(1) The name of the rule as well as the Code of Arkansas Rules citation if an existing rule or the proposed citation for a new rule;

(2) The 2025 Act and the specific section(s) of the act that requires rulemaking;

(3) A brief description of the Act and the rule changes needed;

(4) The appropriate ADLL contact person(s) and his or her contact information; and

(5) A status bar for each rulemaking to indicate whether the promulgation will involve a new rule, amended rules, and/or the repeal of one or more rules; and the progress of the rulemaking process.

II. ADLL RULES REQUIRED BY ACTS OF THE 95TH GENERAL ASSEMBLY

(a)(1) **Arkansas Motor Vehicle Commission, All-terrain and Low Speed Vehicle Licensing and Administration Rule**, amending 23 C.A.R. Part 410.

(2) Act 233, Section 1

(3) Amends licensure requirements for new all-terrain vehicle dealers and new low-speed vehicle dealers to no longer require an on-site service and parts storage areas for the sale of these vehicles. Commission rules require corresponding amendments.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 6/19/26.

(b)(1) **Arkansas Real Estate Commission, Property Management Licensing and Administration Rules**, amending 17 C.A.R. Part 220

(2) Act 392

(3) Act 392 amends the law concerning the Arkansas Real Estate Commission; creates a property management broker and property management associate license; and amends the Real Estate License Law. The Real Estate Commission rules are being amended to implement these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 8/21/2026.

(c)(1) **Arkansas State Board of Public Accountancy, Licensing and Administration Rule Amendments**, amending 17 C.A.R. Parts 235 and 236

(2) Act 428

(3) Act 428 amends various provisions of the Arkansas Code concerning licensure for public accounts and improvements to the administration of those licenses. The Accountancy Board rules are being amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rules approved by Rules Subcommittee and ALC February 19 and 20, 2026.

(d)(1) **Arkansas Towing and Recovery Board, Licensing and Administration Rule Amendments**, amending 20 C.A.R. 170

(2) Act 932, Sections 2, 4 & 5

(3) Act 932 amended Arkansas Code sections to assist consumers with towing related issues, including providing information about the complaint process. The Towing and Recovery Board rules are being amended to reflect those changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rules were presented to ALC on 8/20/2026 and were not approved.

(e)(1) **Boiler Section, Boiler Safety and Administration Rule Amendments**, amending 20 C.A.R. Part 880.

(2) Act 746, Sections 22-46

(3) Act 746 amended numerous Arkansas Code sections to improve the administration of the ADLL Code Enforcement Section and the state's electrician, HVACR, elevator, and boiler safety laws. The Boiler Rules will be amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 6/19/26.

(f)(1) **Board of Electrical Examiners of the State of Arkansas, Licensing and Administration Rule Amendments**, amending 17 C.A.R. Part 210.

(2) Act 746, Sections 1-9 & 19-21

(3) Act 746 amended numerous Arkansas Code sections to improve the administration of the ADLL Code Enforcement Section and the state's electrician, HVACR, elevator, and boiler safety laws. The Electrical Rules will be amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 8/21/2026.

(g)(1) **Contractors Licensing Board, Financial Statement Requirements and Technical Rule Amendments**, amending 17 C.A.R. Part 255.

(2) Act 235, Section 1.

(3)(A) The proposed rules will amend the board's existing rules to implement the following changes required by Act 235:

(i) Raise the dollar value of projects for which "Light Building" licensees can contract from $750,000 to $1,500,000 (17 CAR § 255-305(b)(2));

(ii) Raise the dollar value of the dollar amount that separates "Restricted" from "Unrestricted" licenses from $750,000 to $1,500,000 (17 CAR § 255-401(a)(2)(C)); and

(iii) Clarify the level of financial statements required to obtain an unrestricted license and a restricted license (17 CAR § 255-401(a)).

(B) The rules will also correct legal citations and typographical errors and make grammatical/stylistic changes recommended by BLR (17 CAR §§ 255-202(a)(3), 204(a)(4) and (c)(7), and 401(a)(2)(C), (d)(2), and (e)(1)(C)).

(4) Dan Parker, 501-682-4504; daniel.l.parker@arkansas.gov

Status: Amendment to existing rules. Rules approved by Rules Subcommittee and ALC March 19 and 20, 2026.

(h)(1) **Department of Labor and Licensing, Code Enforcement, Plan Review Referrals Rule**, proposed new 14 C.A.R. Part 40.

(2) Act 591, Section 3.

(3) Act 591 amends the law concerning construction and development; allows a "private professional provider" to perform plan reviews and site inspections; and under Section 3 provides in part:

"If the local government official and the private professional provider are unable to resolve a dispute on matters concerning state law or state adopted building codes, the matter shall be referred to the Department of Labor and Licensing, which shall consider the matter by whichever occurs first: (i) The next scheduled meeting of the local governing body; or (ii) Within thirty (30) days from the date the matter is referred," and provides the Department of Labor and Licensing with authority to adopt rules. This rule is intended to provide ADLL's implementation procedures.

(4) Dan Parker, 501-682-4504; daniel.l.parker@arkansas.gov

Status: New Rule. Rules approved by Rules Subcommittee and ALC March 19 and 20, 2026.

(i)(1) **Department of Labor and Licensing, Labor Standards, Minimum Wage Act Rule Amendments**, amending 11 C.A.R. Part 11.

(2) Act 397, Section 1; Act 743, Sections 1 and 2.

(3) Act 397 clarifies the manner in which ADLL wage and hour complaints are investigated and adjudicated; establishes a two-year assessment period unless extended for cause; and permits tolling of ADLL's statute of limitations until a final administrative order is entered and all appeals are exhausted. Act 743 adopts the "factors enumerated by the Internal Revenue Service in 26 C.F.R. § 31.3121(d)-1, as it existed on January 1, 2025" to determine the employment status of an individual as an employee or independent contractor. The Minimum Wage Act Rules are being revised to incorporate these changes.

(4) Dan Parker, 501-682-4504; daniel.l.parker@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 6/19/26.

(j)(1) **Elevator Safety Board, Licensing and Administration Rule Amendments**, amending 20 C.A.R. Part 881.

(2) Act 746, Sections 47-50

(3) Act 746 amended numerous Arkansas Code sections to improve the administration of the ADLL Code Enforcement Section and the state's electrician, HVACR, elevator, and boiler safety laws. The Elevator Rules will be amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules.. Rule was reviewed and approved by ALC on 8/21/2026.

(k)(1) **HVACR Licensing Board, HVACR Licensing and Administration Rule Amendments**, amending 17 C.A.R. Part 261.

(2) Act 746, Sections 10-20

(3) Act 746 amended numerous Arkansas Code sections to improve the administration of the ADLL Code Enforcement Section and the state's electrician, HVACR, elevator, and boiler safety laws. The HVACR Rules will be amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rules approved by Rules Subcommittee and ALC March 19 and 20, 2026.

(l)(1) **State Athletic Commission, Wrestling, Licensing, and Administration Rule Amendments**, amending 17 C.A.R. Part 225.

(2) Act 947, Sections 1 through 4.

(3) Act 947 helps the funding and administration of the commission by requiring the licensure of wrestling events with over 1500 spectators, requiring promoters to pay all event costs and expenses, and expanding training providers for referees and judges. The commission's rules will be amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 6/19/26.

(m)(1) **State Board of Appraisers, Abstracters, and Home Inspectors, Licensing and Administration Rule Amendments**, amending 17 C.A.R. Part 200.

(2) Act 949, Sections 14, 25, & 26; Act 974, Section 1

(3) Act 949 amended various Arkansas Code sections to improve the administration of the State Board of Appraisers, Abstracters, and Home Inspectors. Act 974 amended the insurance requirements for Home Inspectors in Arkansas. The Board's rules are being amended to reflect these changes.

(4) Lacie Kirchner, 501-682-4507; lacie.kirchner@arkansas.gov

Status: Amendment to existing rules. Rule was reviewed and approved by ALC on 6/19/26.