

Exhibit B

Minutes of November 14, 2023, meeting

MINUTES OF ARKANSAS CODE REVISION COMMISSION MEETING

**Tuesday, November 14, 2023
3:00 P.M.
Room B, MAC Little Rock, Arkansas**

Commission members and others present: Speaker Matthew Shepherd, Chair; Senator Clarke Tucker; Representative Jimmy Gazaway; Commissioner Camille Bennett; Commissioner Cynthia Nance, Dean, University of Arkansas at Fayetteville, School of Law; Commissioner Ryan Owsley, Deputy Attorney General; Kevin Koon, Arkansas Code Revisor; Matthew Miller, Assistant Director for Legal Services of the Bureau of Legislative Research.

Chair Shepherd called the meeting to order.

Minutes of the July 18, 2023, Meeting – Item B/Exhibit B

Representative Gazaway moved to approve the minutes, and Chair Shepherd seconded the motion. The motion was adopted.

Update on the Title 19 Recodification Working Group – Item C

Chair Shepherd recognized Mr. Koon who updated the commission on the Title 19 Recodification Working Group's first meeting on October 25th. Mr. Koon stated that there was a great response from the entities involved in the recodification process, and he previewed a short presentation on what it would entail. Mr. Koon further stated that the group decided to form subgroups based on the twelve chapters in the existing Title 19. Mr. Koon further stated that at the next working group meeting staff will work on getting the subgroups formed and develop the review process so that the working group can work through the recodification project. Mr. Koon stated that he is hoping to have the process complete by the end of August of 2024, and hopefully at that time there will be a final draft to present to the commission to review and determine if the commission wants to proceed and move forward with the recodification.

Chair Shepherd stated that the Title 19 recodification project is an effort to recodify Title 19, and that the working group was formed at a prior meeting. Chair Shepherd further stated that whatever is brought back from the working group to the commission for consideration should be non-substantive changes, and if there are substantive changes, those would be taken up for separate pieces of legislation separate and apart from this recodification process.

The commission did not take action on this item.

Consideration of Request to add a Representative from the Department of Transformation and Shared Services to the Title 19 Recodification Working Group – Item D/Exhibit D

Chair Shepherd recognized Mr. Koon who stated that the Department of Transformation and Shared Services expressed interest and would like to be involved in the Title 19 Recodification Working Group. Mr. Koon stated that the department has offices which have duties under Title 19. Mr. Koon stated that there would only be one person added to the working group from the department.

Ms. Bennett moved to add a new member to the Title 19 Recodification Working Group from the Department of Transformation and Shared Services, and Representative Gazaway seconded the motion. The motion was adopted.

Discussion of Report on Contingent Code Sections – Item E/Exhibits E1-E3

Chair Shepherd recognized Mr. Koon to discuss the report on contingent code sections. Mr. Koon explained that at the last commission meeting staff was asked to compile a list of the contingent sections in the Arkansas Code. Mr. Koon stated that the report was complete, and that staff did not discover any problems with the codification of the contingent code sections. Senator Tucker inquired about a set of policies moving forward so that practitioners can see what is current law and what the contingency is and what the law would be if the contingency occurs. Mr. Koon explained that the general practice has been that staff would not put the existing version of a section in the pocket part, only the contingent version, unless there was also a non-contingent amendment to the section.

Senator Tucker moved to put the current version and the contingent version of a code section in the supplement if the contingency is something other than a future date, and Representative Gazaway seconded the motion. The motion was adopted.

Report of Code Revisor — Item F

Chair Shepherd recognized Mr. Koon to deliver the Code Revisor's report. Mr. Koon reported that Statutory Review finished replacement volumes 2C, 20A, 23B, and 25A, that involved Titles 4, 20, 23, and 25. Mr. Koon stated that Volume 20A had legislation from the special session and that we were able to include it. Mr. Koon further stated that Lexis has contacted staff about moving up the ACS that would normally be published in the summer of next year to February so that it can be published earlier and allow for another ACS following the fiscal session.

The commission did not take action on this item.

Chair Shepherd, with no further business before the Commission, adjourned the meeting.