

## TABLE OF CONTENTS

ACTS .....	1-137
PROPOSED CONSTITUTIONAL AMENDMENTS .....	138
SESSION DATES .....	139-140
INDEX .....	141-152



## **ABORTION**

### **PARTIAL-BIRTH ABORTION**

Act 984 (SB612) - The act defines the term "partial-birth abortion" and prohibits the use of the procedure unless necessary to save the life of the mother and no other form of abortion would suffice. A physician's violation of the prohibition is a Class D felony, and a physician violating the prohibition would be subject to disciplinary action of the Medical Board. The act is only operative to the extent permitted by the federal constitution and laws.

## **ACUPUNCTURE, BOARD OF**

Act 816 (HB1031) - The act requires persons practicing acupuncture to be licensed and establishes requirements for obtaining and maintaining a license to practice acupuncture. The act creates a Board of Acupuncture to issue licenses and oversee the practice of acupuncture. The act also establishes exemptions from the licensing requirements and grandfathers certain practitioners.

## **ADOPTION**

### **BACKGROUND CHECKS**

Act 1106 (HB2239) - The act provides that national fingerprint-based criminal background checks are not necessary if a prospective adoptive parent has resided in his or her state of residence for six years or, because INS already requires it, if the adoption is international. The act also requires a child maltreatment registry check for all members of the prospective adoptive family who are age fourteen and older, if such a registry is available in the state of residence.

### **INTERETHNIC ADOPTION**

Act 216 (HB1405) - The act removes barriers to interethnic adoptions and gives a preference to relative caregivers in foster care placements by the Department of Human Services.

### **VENUE**

Act 1084 (HB1301) - The act clarifies that the venue for adopting a child and establishing a guardianship of a child may be filed in a juvenile court which has continuing jurisdiction over the child.

## **AGRICULTURE**

### **BOLL WEEVILS**

Act 330 (HB1181) - The act permits regional referenda on levying an assessment of cotton growers in the region to fund a boll weevil suppression and eradication program.

### **COMMERCIAL FEEDS**

Act 726 (HB1594) - The act provides for the regulation of the manufacture and distribution of commercial feeds in Arkansas and repeals Arkansas Code §§ 2-3-101 through 114.

### **CORN AND GRAIN SORGHUM BOARD, ARKANSAS**

Act 271 (HB1534) - The act creates the Arkansas Corn and Grain Sorghum Board established for the promotion of the corn and grain sorghum industry in Arkansas and the act also provides for an assessment on the producers within the state subject to approval of the producers voting in the referendum.

### **DAIRY COMMISSION, ARKANSAS**

Act 888 (HB1855) - The act provides for the creation of the Arkansas Dairy Commission by the Arkansas Livestock and Poultry Commission upon at least three states south and east or contiguous to Arkansas also enacting a similar commission and with the consent of the Congress of the United States. The Arkansas Dairy Commission shall enter into a southeastern dairy compact, provided a regional compact is authorized and shall have the authority to adopt administrative rules to govern its operations.

## **AGRICULTURE**

### **EGG MARKETING**

Act 700 (HB1598) - The act provides that retailers are permitted to sell eggs when purchased directly from producers who own less than 200 hens provided that the eggs are: washed and clean; prepackaged and identified as ungraded; markings on used cartons are deleted and eggs are refrigerated at a temperature of 45 degrees or below. Eating establishments which knowingly sell, serve, purchase or use eggs in food preparation below the U.S. Consumer Grade B quality are in violation of the subchapter.

### **EQUINE INFECTIOUS ANEMIA**

Act 1306 (SB531) - The act establishes procedures for the control and eradication of equine infectious anemia.

### **FARMERS' MUTUAL AID ASSOCIATIONS**

Act 774 (HB1894) - The act amends various provisions of Arkansas Code 23-73-101 et seq., relating to Farmers' Mutual Aid Associations.

### **HEIFER PROJECT INTERNATIONAL**

#### **SALES AND USE TAX EXEMPTION**

Act 1222 (HB2273) - The act exempts sales of tangible personal property and services to Heifer Project International from sales and use taxes.

### **MOTOR VEHICLES HAULING FARM PRODUCTS**

Act 297 (HB1474) - The act authorizes the issuance of a seven-month registration for licensing a vehicle used for hauling farm products.

### **NORTH CENTRAL ARKANSAS DISTRICT FAIR AND LIVESTOCK SHOW**

Act 881 (HB1662) - The act establishes the North Central Arkansas District Fair and Livestock Show to be held in Izard County and creates a board to oversee the show.

### **RED IMPORTED FIRE ANT ABATEMENT DISTRICTS**

Act 590 (SB512) - The act permits a county board of commissioners to create a Red Imported Fire Ant abatement district upon approval by the voters of the proposed district, to establish a Board of Commissioners of each Red Imported Fire Ant abatement district, to levy an assessment against those within the district and to issue bonds.

### **STUTTGART SOIL**

Act 890 (HB1885) - The act provides for the designation of the Stuttgart soil series as the official soil of the state.

### **THISTLES**

Act 290 (HB1243) - The act repeals provisions of the law which make it unlawful to permit thistle to grow on their property.

Act 1030 (HB1830) - The act establishes procedures for the control and eradication of thistles.

## **ALCOHOLIC BEVERAGES**

### **ALCOHOLIC BEVERAGE CONTROL DIVISION**

#### **ADMINISTRATIVE DUTIES**

Act 1060 (SB678) - The act makes various technical corrections relating to the administrative duties of the Alcoholic Beverage Control Division. The act is the same as Act 1010, House Bill 2120.

## **ALCOHOLIC BEVERAGES**

### **LOCAL OPTION ELECTIONS**

#### **OMNIBUS CHANGES**

Act 449 (HB1775) - The act amends the alcoholic beverage laws to raise the penalty for providing false information on a petition verification form to a Class D felony. It requires the voter registration records as certified to the Secretary of State on June 1 to determine the number of qualified electors necessary for local option petitions. The act also amends Arkansas Code 3-8-205 and 3-8-206 to make technical corrections.

### **MINORS**

Act 1210 (HB2059) - The act increases the minimum fine for the criminal offense of purchasing or possessing intoxicating liquor by a minor from \$10 to \$100.

### **PERMITS**

#### **APPLICATION WAITING PERIOD**

Act 519 (HB1760) - The act provides that after denial of an application for an alcoholic beverage control permit, no application will be accepted for that location from the same applicant or real party in interest until after the expiration of five years.

#### **BEER MANUFACTURING PERMITS**

Act 1061 (SB701) - The act provides that Arkansas beer manufacturing permits authorize the manufacturer to sell and ship beer for out-of-state sale and consumption.

#### **HOTEL OR RESTAURANT**

Act 222 (SB81) - The act provides that the Alcoholic Beverage Control Division may issue a non-manager or operator of a hotel or restaurant owned by a partnership a permit for the hotel or restaurant to sell alcoholic beverages for on premises consumption.

#### **MICROBREWERY-RESTAURANT**

Act 916 (SB542) - The act authorizes a microbrewery-restaurant to manufacture malt beverages upon receiving a license and permits the Director of the Alcoholic Beverage Control Division to issue a microbrewery-restaurant distribution permit. The act also establishes a \$750 fee for a license and \$150 fee for the rights and privileges provided by the distribution permit.

#### **POST EXCHANGE PACKAGE PERMITS**

Act 366 (HB1680) - The act authorizes the Alcoholic Beverage Control Division to issue post exchange package permits at post exchange facilities located at Camp Robinson and Fort Chaffee.

#### **RENEWAL FEE RECODIFICATION**

Act 546 (HB1823) - The act amends Arkansas Code 3-9-223 to reenact language deleted during codification.

## **AMBULANCES**

### **FIRE PROTECTION DISTRICTS**

Act 1093 (HB1822) - The act amends the fire protection district laws to allow districts to offer additional services to their members in addition to fire protection services. It permits fire protection districts to provide other emergency services, like search and rescue services, emergency medical, ambulance, and patient transport services, and such other services which it is trained and qualified to perform.

### **LICENSING OF AMBULANCE SERVICES REQUIRED**

Act 1255 (HB1937) - The act makes it unlawful for a person to operate or in any way engage in the business of providing emergency transport of patients in Arkansas unless that person holds a valid ambulance service license issued by the Department of Health. It sets up a system of licensing by the Department of Health and each license shall be renewed annually. Licensees are required to transport any patient to the care facility of the patient's choice within the service area of the ambulance. Ambulance licensees are required to maintain liability insurance on each vehicle owned and operated by the ambulance service.

**APPRENTICESHIP COORDINATING STEERING COMMITTEE, ARKANSAS  
STIPENDS**

Act 377 (HB1032) - The act authorizes the Committee of Plumbing Examiners, the Elevator Safety Board and the Arkansas Apprenticeship Coordinating Steering Committee to receive a stipend.

**ATTORNEYS**

**UNAUTHORIZED PRACTICE OF LAW**

Act 1301 (SB433) - The act defines the unauthorized practice of law and makes it a Class A misdemeanor; Class D felony for subsequent offenses.

**AUDITOR OF STATE**

**UNCLAIMED PROPERTY**

Act 1048 (HB2267) - The act provides that penalties for failure to report, pay, or deliver property within a certain time shall be paid to the Auditor of State. The Auditor may waive, any or all of the penalty.

**WARRANTS**

Act 14 (HB1161) - The act authorizes the Auditor of State to process paper or electronic warrants from the Public Employees Retirement System to pay the retirees of the system in a timely manner regardless of balances in the State Treasury.

**AVIATION**

**BOARDING AND DISEMBARKING TAX**

Act 1245 (HB1748) - The act increases the aircraft boarding and disembarking tax allowed to be charged by regional airport authorities from \$1 to the maximum amount allowed by the federal government.

**SALES AND USE TAXES**

Act 924 (SB361) - The act phases out the amount of use tax revenues derived from the purchase of aircraft, aviation fuel, parts, and accessories that are currently credited to general revenues. The act directs that the revenues phased out of general revenues be deposited in the Arkansas Department of Aeronautics Fund until July 1, 2001, at which time all revenues derived from the purchase of aircraft, aviation fuel, parts, and accessories shall be deposited into the Arkansas Department of Aeronautics Fund.

**BAIL BONDS**

**GUARANTOR OR SURETY**

Act 1046 (HB2225) - The act prohibits chiefs of police and law enforcement officers from being a personal guarantor or surety in any criminal proceeding.

**PROCESSING CHARGE**

Act 1096 (HB1948) - The act provides a \$15 paper processing fee to be collected on bail bonds to defray the reporting and administration costs of a surety.

**BAIL BONDSMAN**

**EDUCATION PROGRAM**

Act 909 (HB1803) - The act provides for the Professional Bail Bond Company and Professional Bail Bondsman Licensing Board to solicit proposals to establish an education program for professional bail bondsman.