

Title 25. State Government

Chapter XII. Office of Personnel Management, Department of Transformation and Shared Services

Part 55. Unlawful Propagation of Divisive Concepts

25 CAR § 55-101. Generally.

(a) Pursuant to Arkansas Code § 25-1-901 et seq., a state entity, its employees, or any contractors hired by the state entity to provide training, workshops, forums, or similar programming (training) shall not teach, advocate, act upon, or promote in any training to state employees any divisive concept.

(b) This part applies to a state entity as defined in Arkansas Code § 25-1-901(4)(A).

Authority. Arkansas Code § 25-1-904.

25 CAR § 55-102. Requirements.

(a) Each state entity shall:

(1) Identify any grant programs that the state entity will require the recipient, as a condition of receiving the grant, to certify that the recipient will not use state funds or assets to promote a divisive concept;

(2) Review any training programs the state entity has relating to diversity or inclusion efforts;

(3) Develop and issue a policy prohibiting the training, teaching, or instructing on divisive concepts;

(4) Assign at least one (1) employee who is responsible for ensuring the state entity's compliance with its policy; and

(5) Review and assess the state entity's compliance with its policy and submit a report to the Department of Transformation and Shared Services detailing the state entity's compliance.

(b)(1) The report detailing compliance must be submitted to the department by December 31 annually, with the first report due by December 31, 2022.

(2) The department will develop a report format that the state entity must use when submitting their reports.

(c) State entities are responsible for maintaining documentation certifying that they are in compliance with this part.

Authority. Arkansas Code § 25-1-904.

25 CAR § 55-103. Noncompliance.

(a) The Department of Transformation and Shared Services may notify the Governor if a state entity fails to comply with this part.

(b) In the event of noncompliance, the department will first notify the state entity and provide the state entity an opportunity to cure the noncompliance.

Authority. Arkansas Code § 25-1-904.