

**FORTY-SEVENTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas

March 1, 2013

The House was called to order at 10:00 a.m. by Mr. Carter, the Speaker. The following members answered to the roll call:

Alexander, Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, Dickinson, Dotson, C. Douglas, D. Douglas, Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, Malone, Mayberry, McCrary, McElroy, McGill, D. Meeks, S. Meeks, Miller, Neal, Nickels, Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Smith, Steel, Talley, Thompson, Vines, Wagner, Walker, Wardlaw, Westerman, Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright, Mr. Speaker.

Total94

The following member(s) was absent and did not answer to the roll call: Hawthorne, Julian, McLean, Murdock, Slinkard, Williams.

Total6

A quorum was present.

Unanimous leave was granted for Representative(s) Hawthorne, Julian, McLean, Murdock, Slinkard, Williams.

The House stood and was led in prayer by Reverend Allan Greer, Pastor, Parkway Place Baptist Church, Little Rock, Arkansas.

The House stood and gave the Pledge of Allegiance to the Flag.

The reading of the Journal of yesterday's proceedings was dispensed with.

COMMITTEE REPORT

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| | March 1, 2013 |
| AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS | DAVID MEEKS CHAIRPERSON |
| HOUSE BILL NO. 1517 | DO PASS |
| BY REPRESENTATIVE HAMMER | |

COMMITTEE REPORT

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| | March 1, 2013 |
| CITY, COUNTY AND LOCAL AFFAIRS | DAVID FIELDING CHAIRPERSON |
| HOUSE BILL NO. 1278 | DO PASS |
| BY REPRESENTATIVE D. DOUGLAS | |

COMMITTEE REPORT

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|------------------------|---------------------------|
| | March 1, 2013 |
| INSURANCE AND COMMERCE | TOMMY WREN CHAIRPERSON |
| HOUSE BILL NO. 1267 | DO PASS |
| BY REPRESENTATIVE KERR | |
| SENATE BILL NO. 101 | DO PASS |
| BY SENATOR FILES | |

COMMITTEE REPORT

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| | March 1, 2013 |
| STATE AGENCIES AND | ANDREA LEA |
| GOVERNMENTAL AFFAIRS | CHAIRPERSON |
| HOUSE BILL NO. 1216 | DO PASS |
| BY REPRESENTATIVE LINCK | AS AMENDED #1 |
| HOUSE BILL NO. 1458 | DO PASS |
| BY REPRESENTATIVE NEAL | AS AMENDED #1 |
| HOUSE BILL NO. 1459 | DO PASS |
| BY REPRESENTATIVE NEAL | |
| HOUSE BILL NO. 1466 | DO PASS |
| BY REPRESENTATIVE BALLINGER | |
| HOUSE BILL NO. 1467 | DO PASS |
| BY REPRESENTATIVE BALLINGER | |
| HOUSE BILL NO. 1526 | DO PASS |
| BY REPRESENTATIVE WHITAKER | |

COMMITTEE REPORT

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|--------------------------------------|---------------|
| | March 1, 2013 |
| JOINT COMMITTEE ON PUBLIC RETIREMENT | ALLEN KERR |
| AND SOCIAL SECURITY PROGRAMS | CHAIRPERSON |
| SENATE BILL NO. 111 | DO PASS |
| BY SENATOR R. THOMPSON | |

Upon motion of Representative Kizzia, **HOUSE BILL NO. 1128** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1128

Amend **HOUSE BILL NO. 1128** as engrossed,
H2/8/13 (version: 02/08/2013 8:56:24 AM)

Add Senator B. Sample as a cosponsor of the bill

AND

Page 1, delete line 25 and substitute the following:

"been covered eligible for coverage on the last day of the member's employment."

AND

Page 1, line 27, delete "health insurance coverage," and substitute "health insurance coverage that is not an accident only, specific disease, or other limited benefit policy,"

AND

Page 1, line 31, add the following:

"(iii) The board may allocate available subsidies to cover the retirees making an election."

/s/ David Kizzia

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Perry, **HOUSE BILL NO. 1511** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1511

Amend **HOUSE BILL NO. 1511** as originally introduced:
Immediately following SECTION 1, add an additional section to read as follows:

"SECTION 2. EFFECTIVE DATE. This act is effective on and after January 1, 2014."

/s/ Mark Perry

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Hawthorne, **HOUSE BILL NO. 1475** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1475

Amend **HOUSE BILL NO. 1475** as originally introduced:
Immediately following SECTION 1, add an additional section to read as follows:

"SECTION 2. EFFECTIVE DATE. This act is effective on and after January 1, 2014."

/s/ Fonda Hawthorne

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Harris, **HOUSE BILL NO. 1417** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1417

Amend **HOUSE BILL NO. 1417** as originally introduced:

Add Representatives Wright, Ballinger, C. Douglas, Fite, Hobbs, Wardlaw, Womack, and Wren as cosponsors of the bill

/s/ Justin Harris

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Wardlaw, **HOUSE BILL NO. 1039** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1039

Amend **HOUSE BILL NO. 1039** as engrossed,
H2/14/13 (version: 02/14/2013 09:46:57 AM)

Add Senator A. Clark as a cosponsor of the bill

AND

Page 1, line 16, delete "CREATE AN EXEMPTION FROM" and substitute "REDUCE"

AND

Page 1, line 17, delete "FOR" and substitute "ON"

AND

Delete the subtitle in its entirety and substitute the following:

"TO REDUCE THE SALES AND USE TAX ON
UTILITIES USED BY QUALIFYING
AGRICULTURAL STRUCTURES AND QUALIFYING

AQUACULTURE AND HORTICULTURE EQUIPMENT."

AND

Page 3, delete lines 1 through 5, and substitute the following:

"(b)(1)(A) Beginning January 1, 2014, the gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the compensating use tax levied by the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq., shall be levied at a rate of zero percent (0%) on the sale of electricity used by the following:"

AND

Page 3, delete lines 10 through 15, and substitute the following:

"(B) Beginning January 1, 2016, the gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the compensating use tax levied by the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq., shall be levied at a rate of zero percent (0%) on the sale of liquefied petroleum gas or natural gas used by the following:"

AND

Page 3, delete line 19, and substitute the following:

"equipment operated for a commercial purpose.

(2) However, the sale of a utility for a purpose stated in subdivision (b)(1) of this section shall remain subject to the excise tax of one-eighth of one percent (1/8 of 1%) levied in Amendment 75 to the Arkansas Constitution and the temporary excise tax of one-half percent (1/2%) levied in Amendment 91 to the Arkansas Constitution."

AND

Page 3, line 20, delete "(2)" and substitute "(3)"

AND

Page 3, line 21, delete "or subdivision (b)(2)"

AND

Page 3, line 25, delete "exemption" and substitute "reduced tax rate"

AND

Page 3, line 31, delete "exemption of" and substitute "levy of the reduced tax rate for"

AND

Page 3, delete line 35, and substitute the following:

"reduced tax rate.

(e) To claim the reduced tax rate provided under this section, a taxpayer eligible for the reduced tax rate shall apply to the Department of Finance and Administration for a refund of the sales tax paid in excess of the reduced tax rate.

AND

Page 3, line 36, delete "(e)" and substitute "(f)"

/s/ Jeffrey Wardlaw

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Barnett, **HOUSE RESOLUTION NO. 1022** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1022

Amend **HOUSE RESOLUTION NO. 1022** as originally introduced:

Page 2, line 24, delete "forty-five tons" and substitute "forty-five million tons"

/s/ Jonathan Barnett

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Linck, **HOUSE BILL NO. 1310** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1310

Amend **HOUSE BILL NO. 1310** as originally introduced:

Add Representative Catlett as a cosponsor of the bill

AND

Add Senators S. Flowers, Irvin as cosponsors of the bill

AND

Page 2, delete line 18 and substitute:

"building or real property.

(c)(1) If a school district is unable to secure a purchaser or lessor for an unused building or real property at or near fair market value, a school district shall advertise once per month for three (3) consecutive months the unused building or real property for sale or lease by the school district:

(A) In a newspaper in circulation in the county in which the unused building or real property is located; and

(B) In a newspaper with statewide circulation.

(2)(A) If an acceptable fair market value offer has not been made and accepted by the board of directors of a school district after ninety (90) days from the date of the initial advertisement, the school board may petition the circuit court in Pulaski County to issue an order declaring that it is in the best interest of the school district to dispose of the building or real property and authorizing:

(i) A bona fide sale or lease offer from a qualified purchaser or lessor, the value of which is less than fair market value; or

(ii) A public sale by auction, including the reserve purchase price.

(B) In determining whether it is in the best interest of the school district to dispose of the building or real property, the court may consider, factors including without limitation:

(i) The efforts made by the school board to market and advertise the unused building or real property; and

(ii) The projected cost to the school district of insuring and maintaining the unused building or real property.

(3) The purchase price of a building or real property by judicial order is considered a valid purchase price and may be used to determine the fair market value of unused buildings and real property in other school districts.

(d) The proceeds of the sale or lease of an unused building or real property under this section, excluding expenses, shall be used by the school district for school purposes."

/s/ Kelley J. Linck

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Biviano, **HOUSE BILL NO. 1528** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1528

Amend **HOUSE BILL NO. 1528** as originally introduced:

Page 9, line 9, delete “~~state~~” and substitute “state”

AND

Page 9, line 10, delete “~~board~~ authorizer” and substitute “board”

/s/ Mark Biviano

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Magie, **HOUSE BILL NO. 1406** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1406

Amend **HOUSE BILL NO. 1406** as originally introduced:

Page 1, line 8, delete “COURT” and substitute “COURT AND A CIRCUIT CLERK”

AND

Delete the subtitle in its entirety and substitute:

“CONCERNING THE SEAL OF A COUNTY COURT AND A CIRCUIT CLERK.”

AND

Immediately following SECTION 1 of the bill add another section to read as follows:

“SECTION 2. Arkansas Code § 16-20-301, concerning circuit clerks, is amended to read as follows:

16-20-301. Preservation of seal and property of office — ~~Office supplies and equipment.~~

(a) Each clerk shall preserve the seal and other property belonging to his or her office and shall provide suitable books, stationery, furniture, and other things necessary for his or her office.

(b) The seal shall be clear and legible and capable of photographic reproduction.”

/s/ Stephen Magie

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Gossage, **HOUSE BILL NO. 1239** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1239

Amend **HOUSE BILL NO. 1239** as engrossed,
H2/18/13 (version: 02/18/2013 09:10:50 AM)

Page 2, delete lines 23 and 24, and substitute the following:

“(B) The increased benefit associated with Benefit Program 4 in excess of that defined in Benefit Program 3 shall not be funded through an allocation of premium tax revenues.”

/s/ Bill Gossage

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Hammer, **HOUSE BILL NO. 1520** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1520

Amend **HOUSE BILL NO. 1520** as originally introduced:

Immediately after SECTION 2, add an additional section to read as follows:

"SECTION 3. EFFECTIVE DATE. This act is effective on and after January 1, 2014."

/s/ Kim Hammer

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Hammer, **HOUSE BILL NO. 1481** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1481

Amend **HOUSE BILL NO. 1481** as originally introduced:

Add Representative Kizzia as a cosponsor of the bill

AND

Immediately following SECTION 1 of the bill add an additional section to read as follows:

"SECTION 2. DO NOT CODIFY. EFFECTIVE DATE.
The effective date of this act is January 1, 2015."

/s/ Kim Hammer

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

The House gave Representative Lenderman unanimous leave to withdraw HOUSE BILL NO. 1231.

ENGROSSED BILL REPORTS

DAVY CARTER, CHAIRPERSON

March 1, 2013

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1039 - TITLE - BY REPRESENTATIVE WARDLAW
 HOUSE BILL NO. 1128 - TITLE - BY REPRESENTATIVE KIZZIA
 HOUSE BILL NO. 1239 BY REPRESENTATIVE GOSSAGE
 HOUSE BILL NO. 1310 - TITLE - BY REPRESENTATIVE LINCK
 HOUSE BILL NO. 1406 - TITLE - BY REPRESENTATIVE MAGIE
 HOUSE BILL NO. 1417 - TITLE - BY REPRESENTATIVE HARRIS
 HOUSE BILL NO. 1475 BY REPRESENTATIVE HAWTHORNE
 HOUSE BILL NO. 1481 - TITLE - BY REPRESENTATIVE HAMMER
 HOUSE BILL NO. 1511 BY REPRESENTATIVE PERRY
 HOUSE BILL NO. 1520 BY REPRESENTATIVE HAMMER
 HOUSE BILL NO. 1528 BY REPRESENTATIVE BIVIANO
 HOUSE RESOLUTION
 NO. 1022 BY REPRESENTATIVE BARNETT

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1039

BY: REPRESENTATIVES WARDLAW, WREN, BALLINGER, BIVIANO, BRANSCUM, CATLETT, DEFFENBAUGH, D. DOUGLAS, EUBANKS, GILLAM, GOSSAGE, HAWTHORNE, HILLMAN, LAMPKIN, MAYBERRY, MCCRARY, B. OVERBEY, PERRY, RATLIFF, RICE, SCOTT, SLINKARD, TALLEY, T. THOMPSON, VINES, WESTERMAN, WRIGHT, *ALEXANDER, D. ALTES, C. ARMSTRONG, E. ARMSTRONG, BAINE, BALTZ, BARNETT, BRAGG, BROADAWAY, CARNINE, COPENHAVER, COZART, J. DICKINSON, FERGUSON, FITE, HAMMER, HARRIS, HICKERSON, HODGES, HOLCOMB, JEAN, KIZZIA, LEA, LEDING, LOWERY, MAGIE, MCELROY, MCGILL, MURDOCK, RICHEY, STEEL, W. WAGNER, D. WHITAKER, WILLIAMS, WORD, HOPPER, JETT, BELL*
BY: SENATORS *TEAGUE, G. STUBBLEFIELD, B. KING, E. CHEATHAM, HESTER, HOLLAND, U. LINDSEY, MALOCH, B. PIERCE, J. WOODS, D. WYATT, J. DISMANG, J. HUTCHINSON, IRVIN, J. KEY, RAPERT, E. WILLIAMS, B. SAMPLE, A. CLARK*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REDUCE THE SALES AND USE TAX ON UTILITIES USED BY QUALIFYING AGRICULTURAL STRUCTURES AND QUALIFYING AQUACULTURE AND HORTICULTURE EQUIPMENT; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1128

BY: REPRESENTATIVE KIZZIA
BY: SENATOR B. SAMPLE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW REGARDING HEALTH INSURANCE ELIGIBILITY FOR CERTAIN RETIREES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1310

BY: REPRESENTATIVES LINCK, *CATLETT*

BY: SENATORS S. FLOWERS, IRVIN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH PROCEDURES FOR THE PRESERVATION OR DISPOSAL OF SCHOOL BUILDINGS IN SCHOOL DISTRICTS THAT HAVE BEEN CONSOLIDATED; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1406

BY: REPRESENTATIVE MAGIE

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE SEAL OF A COUNTY COURT AND A CIRCUIT CLERK; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1417

BY: REPRESENTATIVES HARRIS, VINES, BELL, *WRIGHT, BALLINGER, C. DOUGLAS, FITE, HOBBS, WARDLAW, WOMACK, WREN*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXTEND THE CONCEALED HANDGUN LICENSE EXEMPTION TO CURRENT AND FORMER CERTIFIED LAW ENFORCEMENT OFFICERS, AUXILIARY LAW ENFORCEMENT OFFICERS, BAILIFFS, AND RETIRED LAW ENFORCEMENT OFFICERS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1481

BY: REPRESENTATIVES HAMMER, KIZZIA

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE ANNUAL VACATION OF FIRE DEPARTMENT EMPLOYEES; AND FOR OTHER PURPOSES.

HOUSE RESOLUTION NO. 1021

BY: REPRESENTATIVE D. MEEKS

COMMENDING CORPORAL ROBERT BARHAM FOR HIS YEARS OF EXCEPTIONAL SERVICE WITH THE STATE CAPITOL POLICE.

THE RESOLUTION WAS READ AND ADOPTED UNANIMOUSLY.

HOUSE RESOLUTION NO. 1020

BY: REPRESENTATIVE SABIN

COMMENDING LEONARD COOPER ON WINNING THE JEOPARDY! TEEN TOURNAMENT.

THE RESOLUTION WAS READ AND ADOPTED UNANIMOUSLY.

The Speaker requested **HOUSE BILL NO. 1482** be referred from the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES EIGHTY-NINTH GENERAL ASSEMBLY

350 STATE CAPITOL

500 WOODLANE AVENUE

LITTLE ROCK, ARKANSAS 72201-1037

(501) 682-7771 TDD (501) 682-9148

DAVY CARTER, SPEAKER

February 28, 2013

Dear Mr. Speaker,

This is to inform you that **HOUSE BILL NO. 1037** by Representative Andy Mayberry, having been returned by the Governor, his objections thereto, and after reconsideration, having passed both houses by a constitutional majority, became law on February 28, 2013, and has been assigned an Act Number of 171 by the Secretary of State.

Respectfully submitted,

/s/ Sherri Stacks
Chief Clerk/ Fiscal Officer
House of Representatives

Morning Hour Expired.

HOUSE BILL NO. 1438

BY: REPRESENTATIVE SHEPHERD

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jett, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, S. Meeks, Miller, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Alexander, Hawthorne, Hillman, Jean, Julian, Love, McLean, D. Meeks, Murdock, Slinkard, Williams, Mr. Speaker.

Total12

VOTING PRESENT: Ballinger.

Total1

Total number of votes cast88

Total number voting in the affirmative.....87

Necessary to the passage of the bill.....51

So the Bill passed and the title as read was agreed to.

HOUSE BILL NO. 1393

BY: REPRESENTATIVE BALTZ

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, J. Dickinson, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, D. Meeks, S. Meeks, Miller, Neal, Nickels, B. Overbey, Perry, Ratliff, Rice, Richey, Scott, Shepherd, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Carnine, Deffenbaugh, Dotson, C. Douglas, Hawthorne, Hickerson, Hillman, Julian, McLean, Murdock, Payton, Sabin, Slinkard, Williams, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast85

Total number voting in the affirmative85

Necessary to the passage of the bill.....51

So the Bill passed and the title as read was agreed to.

HOUSE BILL NO. 1369

BY: REPRESENTATIVE LENDERMAN

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hobbs, Holcomb, Hopper, House, Hutchison, Jean, Kerr, Kizzia, Lampkin, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, McCrary, McGill, D. Meeks, S. Meeks, Miller, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren.

Total82

NEGATIVE: Jett, Mayberry.

Total2

ABSENT OR NOT VOTING: Baird, Deffenbaugh, Hawthorne, Hickerson, Hillman, Hodges, Julian, Lea, McElroy, McLean, Murdock, Slinkard, F. Smith, Williams, Wright, Mr. Speaker.

Total16

VOTING PRESENT:

Total0

Total number of votes cast84

Total number voting in the affirmative.....82

Necessary to the passage of the bill.....51

So the Bill passed and the title as read was agreed to.

HOUSE BILL NO. 1365

BY: REPRESENTATIVE DALE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fite, Gillam, Gossage, Hammer, Harris, Hobbs, Holcomb, Hopper, House, Hutchison, Jean, Jett, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, D. Meeks, S. Meeks, Miller, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Sabin, Scott, Shepherd, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren.

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Baird, Fielding, Hawthorne, Hickerson, Hillman, Hodges, Julian, McLean, Murdock, Richey, Slinkard, F. Smith, Williams, Wright, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast85

Total number voting in the affirmative85

Necessary to the passage of the bill.....51

So the Bill passed and the title as read was agreed to.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

| | |
|---------------------|-----------------------------|
| HOUSE BILL NO. 1365 | BY REPRESENTATIVE DALE |
| HOUSE BILL NO. 1369 | BY REPRESENTATIVE LENDERMAN |
| HOUSE BILL NO. 1393 | BY REPRESENTATIVE BALTZ |
| HOUSE BILL NO. 1438 | BY REPRESENTATIVE SHEPHERD |

HOUSE BILL NO. 1568

BY: REPRESENTATIVE S. MEEKS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE ARKANSAS NIGHTTIME ENVIRONMENT PROTECTION ACT; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

HOUSE BILL NO. 1569

BY: REPRESENTATIVE BAINE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING NOTICE PROCEDURES FOR CERTAIN QUORUM COURT COMMITTEE MEETINGS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1570

BY: REPRESENTATIVE NEAL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH A SYSTEM TO SIMPLIFY EMPLOYER REPORTING OF REQUIRED INFORMATION TO THE STATE OF ARKANSAS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1571

BY: REPRESENTATIVES WRIGHT, STEEL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF A PROSECUTING ATTORNEY AND HIS OR HER DESIGNATED DEPUTY PROSECUTING ATTORNEYS TO CARRY A FIREARM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1572

BY: REPRESENTATIVES KERR, RICE, BARNETT, JEAN, LEA, S. MEEKS, D. ALTES

BY: SENATOR J. KEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REGULATE PREPAID FUNERAL BENEFITS CONTRACTS AND INVESTMENTS UNDER THE ARKANSAS PREPAID FUNERAL BENEFITS LAW; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE BILL NO. 1573

BY: REPRESENTATIVE RICHEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY AMUSEMENT RIDE AND ATTRACTION INSPECTION AND INSURANCE REQUIREMENTS FOR RIDES OR ATTRACTIONS OWNED AND OPERATED BY NONPROFIT, RELIGIOUS, CHARITABLE, OR FAIR ORGANIZATIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

HOUSE BILL NO. 1574

BY: REPRESENTATIVE HARRIS

BY: SENATOR J. WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT EXTENDING THE TIME FRAME TO INVESTIGATE CERTAIN CRIMES AGAINST CHILDREN; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1575

BY: REPRESENTATIVE SCOTT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PERMIT A PRIVATE EMPLOYER OR A LOCAL GOVERNMENT EMPLOYER TO HAVE A VOLUNTARY VETERANS' PREFERENCE EMPLOYMENT POLICY; TO HAVE THE DEPARTMENT OF WORKFORCE SERVICES MAINTAIN A REGISTRY OF EMPLOYERS WITH A VETERANS' PREFERENCE EMPLOYMENT POLICY; TO HAVE THE DEPARTMENT OF WORKFORCE SERVICES AND DEPARTMENT OF VETERANS' AFFAIRS ASSIST AN EMPLOYER IN DETERMINING WHETHER OR NOT AN EMPLOYEE IS A VETERAN; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

HOUSE BILL NO. 1576

BY: REPRESENTATIVES LOVE, E. ARMSTRONG, MURDOCK, B. WILKINS, H. WILKINS, WILLIAMS, WORD

BY: SENATORS ELLIOTT, L. CHESTERFIELD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR ADULT SICKLE CELL CLINICAL NETWORK MATCHING FUNDS GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JOINT BUDGET.

HOUSE BILL NO. 1577

BY: REPRESENTATIVE WORD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR GRANTS FOR YOUTH MENTORING PROGRAMS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JOINT BUDGET.

HOUSE BILL NO. 1578

BY: REPRESENTATIVE WRIGHT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE PROFESSIONAL BAIL BONDSMAN LICENSING BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JOINT BUDGET.

HOUSE BILL NO. 1579

BY: REPRESENTATIVE WRIGHT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR A GRANT TO THE ARKANSAS SHERIFFS' ASSOCIATION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JOINT BUDGET.

HOUSE BILL NO. 1580

BY: REPRESENTATIVE TALLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING AN ARKANSAS BOVINE ANIMAL DISEASE PROGRAM AND THE USE OF THE LIVESTOCK AND POULTRY COMMISSION DISEASE AND PEST CONTROL FUND; TO MAKE TECHNICAL CORRECTIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1581

BY: REPRESENTATIVES LEDING, D. MEEKS**BY: SENATORS ELLIOTT, IRVIN, RAPERT**

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING VICTIMS OF THE OFFENSE OF HUMAN TRAFFICKING; CONCERNING POSTING A NOTICE OF THE NATIONAL HUMAN TRAFFICKING RESOURCE CENTER HOTLINE; TO PROVIDE FOR THE EXPUNGEMENT OF CERTAIN CRIMINAL CONVICTIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1582

BY: REPRESENTATIVE BARNETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE ARKANSAS NATURAL GAS PIPELINE SAFETY ACT OF 1971; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE BILL NO. 1583

BY: REPRESENTATIVE BARNETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE ARKANSAS UNDERGROUND FACILITIES DAMAGE PREVENTION ACT; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE BILL NO. 1584

BY: REPRESENTATIVE VINES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PERMIT THE ISSUANCE OF UP TO THREE (3) IDENTIFICATION CARDS FOR A PERSON FIVE (5) TO THIRTEEN (13) YEARS OF AGE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1585

BY: REPRESENTATIVE COLLINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PHASE IN CHANGES TO THE INCOME TAX LEVIED ON INDIVIDUALS, TRUSTS, AND ESTATES; TO AMEND THE INCOME TAX RATES AND BRACKETS FOR INDIVIDUALS, TRUSTS, AND ESTATES; TO ADJUST THE MINIMUM AND MAXIMUM DOLLAR AMOUNTS IN CERTAIN INCOME TAX BRACKETS FOR INDIVIDUALS, TRUSTS, AND ESTATES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on REVENUE AND TAXATION.

HOUSE BILL NO. 1586

BY: REPRESENTATIVE COLLINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO GRADUALLY REDUCE THE INCOME TAX LEVIED ON INDIVIDUALS, TRUSTS, AND ESTATES; TO AMEND THE INCOME TAX RATES AND BRACKETS FOR INDIVIDUALS, TRUSTS, AND ESTATES; TO ADJUST THE DOLLAR AMOUNTS IN CERTAIN INCOME TAX BRACKETS FOR INDIVIDUALS, TRUSTS, AND ESTATES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on REVENUE AND TAXATION.

HOUSE RESOLUTION NO. 1024

BY: REPRESENTATIVES LEDING, C. ARMSTRONG, E. ARMSTRONG, BAINE, BROADAWAY, J. EDWARDS, HAWTHORNE, HODGES, HOLCOMB, JULIAN, KIZZIA, LOVE, MAGIE, MCGILL, NICKELS, B. OVERBEY, RATLIFF, RICHEY, SABIN, T. THOMPSON, D. WHITAKER

TO SUPPORT AND PROMOTE THE ECONOMIC AND SOCIAL ADVANCEMENT OF ARKANSAS WOMEN BY ENCOURAGING THE GENERAL ASSEMBLY, AND STATE, COUNTY, AND LOCAL GOVERNMENTS, AND PUBLIC AND PRIVATE EMPLOYERS TO IMPLEMENT THE RECOMMENDATIONS DEVELOPED BY INTERIM STUDY PROPOSAL 2011-032.

Was read the first time, rules suspended, read the second time and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

HOUSE RESOLUTION NO. 1025

BY: REPRESENTATIVES CATLETT, B. WILKINS, FERGUSON

BY: SENATOR K. INGRAM

COMMENDING OFFICER MICHAEL NEAL ON HIS SELECTION AS A MEDAL OF VALOR RECIPIENT.

Was read the first time, rules suspended, read the second time and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

HOUSE RESOLUTION NO. 1026

BY: REPRESENTATIVE PERRY

DESIGNATING "STARS OF LIFE DAY" AND RECOGNIZING THE ACCOMPLISHMENTS OF CERTAIN EMERGENCY MEDICAL SERVICES PROFESSIONALS.

Was read the first time, rules suspended, read the second time and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

Upon motion of Representative Duncan Baird, the House adjourned at 2:26 p.m. until 1:30 p.m., Monday, March 4, 2013.

ATTEST:

Davy Carter
Speaker of the House of Representatives

Sherri Stacks
Chief Clerk