

**SEVENTY-FIRST DAY'S PROCEEDINGS  
HALL OF THE HOUSE OF REPRESENTATIVES**

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Little Rock, Arkansas  
March 25, 2013

The House was called to order at 1:30 p.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, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, Smith, Steel, Talley, Thompson, Vines, Wagner, Walker, Wardlaw, Westerman, Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright, Mr. Speaker.

Total .....100

The following member(s) was absent and did not answer to the roll call:

Total .....0

A quorum was present.

The House stood and was led in prayer by Reverend Todd Howard, Pastor, Watson Chapel Baptist Church, Pine Bluff, 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.

Upon motion of Representative Wardlaw, **HOUSE BILL NO. 1935** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1935**

Amend **HOUSE BILL NO. 1935** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 20, Chapter 77, Subchapter 125, is amended to add an additional section to read as follows:

20-77-125. Eligibility for long-term care.

(a) The eligibility determination regarding every applicant for long-term care nursing facility placement shall be made according to the criteria exactly as set forth in:

(1) The Office of Long Term Care Procedures for Determination of Medical Need for Nursing Home Services, as it existed on January 1, 2013; and

(2) The Medical Services Policy Manual of the Division of County Operations of the Department of Human Services, as it existed on January 1, 2013.

(b) The eligibility determination criteria established under subsection (a) of this section and any part of subsection (a) of this section may be amended only by an act of the General Assembly, a referendum, or an initiated measure.

(c) On and after the effective date of this section, if an individual is medically and financially eligible for placement in a long-term care nursing facility, the individual shall not be denied placement or removed from the facility nor shall payment be denied or reduced, based on a subsequent level of care determination inconsistent with the criteria set forth in the Office of Long Term Care Procedures for Determination of Medical Need for Nursing Home Services, as it existed on January 1, 2013."

/s/ Jeff Wardlaw

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative McCrary, **HOUSE BILL NO. 1478** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1478

Amend **HOUSE BILL NO. 1478** as engrossed,  
H3/21/13 (version: 03/21/2013 11:16:17 AM)

Page 3, line 9, delete "quarantine" and substitute "terminal"

AND

Page 3, delete lines 10 through 17, and substitute the following:

"that is certified by the commission.

(B) A feral hog that is transported to a terminal facility under subdivision (c)(2)(A) of this section is exempt from any requirements for disease testing established by the commission.

(C) The commission shall adopt regulations for the issuance of a certification permit for a terminal facility and the requirements for inspection of a terminal facility.

(D) As used in this subsection, "terminal facility" means a facility for the containment of domestic and feral hogs that requires that a hog be killed before leaving the facility."

AND

Page 3, line 18, delete "(C)" and substitute "(E)"

AND

Page 3, delete lines 20 and 21

AND

Page 4, line 11, delete "health,"

AND

Page 4, line 15, delete "having adequate quarantine facilities" and substitute "a terminal facility, as defined in § 2-38-502(c)"

/s/ Walls McCrary

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Catlett, **HOUSE RESOLUTION NO. 1025** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1025**

Amend **HOUSE RESOLUTION NO. 1025** as originally introduced:  
Page 1, line 30, delete "also killed" and substitute "struck"

/s/ John W. Catlett

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Wright, **HOUSE BILL NO. 1560** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1560**

Amend **HOUSE BILL NO. 1560** as originally introduced:  
Page 1, line 24, delete "(5)(B)" and substitute "(5)(B)(i)"

AND

Page 1, delete line 28, and substitute the following:

"cigarettes to the wholesale dealer;

(ii) If the director determines that the wholesale dealer is selling, offering to sell, or advertising cigarettes at a price based upon a cost of doing business that is less than the presumed four percent (4%) cost of doing business under subdivision (5)(B)(i) of this section, then upon the request of the director, a wholesale dealer shall provide proof that his or her cost of doing business is less than the presumed four percent (4%) cost of doing business under subdivision (5)(B)(i) of this section."

/s/ Marshall Wright

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Wright, **HOUSE BILL NO. 1841** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1841**

Amend **HOUSE BILL NO. 1841** as originally introduced:

Page 1, line 8, delete "BONDS; AND" and substitute "BONDS; TO DECLARE AN EMERGENCY; AND"

AND

Page 1, line 28, delete "April 1, 1993" and substitute "~~April 1, 1993~~ July 1, 2013"

AND

Page 2, line 23, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

AND

Page 3, line 20, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

AND

Page 3, line 25, delete "Professional" and substitute "Bail Bondsman Board Fund"

AND

Page 3, line 26, delete "Bail Bond Operating Fund"

AND

Page 4, line 1, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

ND

Page 4, line 11, delete "Professional Bail Bond" and substitute "Bail Bondsman Board Fund"

AND

Page 4, line 12, delete "Operating Fund"

AND

Page 4, line 14, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

AND

Page 4, line 16, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

AND

Page 4, line 21, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

AND

Page 4, line 22, delete "Professional Bail Bond Operating Fund" and substitute "Bail Bondsman Board Fund"

AND

Page 4, line 28, delete "or"

AND

Page 4, line 29, delete "and" and substitute "or"

AND

Page 4, line 31, delete "commission" and substitute "~~commission~~ board"

AND

Page 5, delete line 22, and substitute the following:

"board shall ~~deposit~~ forward all fees and penalties ~~directly to the commission for~~ deposit into the Public Defender"

AND

Page 7, delete line 31, and substitute the following:

"307 and other fees as required by law.

SECTION 4. Arkansas Code § 19-5-1088 is amended to read as follows:

19-5-1088. Bail Bondsman Board Fund.

(a) There is ~~hereby~~ established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Bail Bondsman Board Fund".

(b) This fund shall consist of those moneys ~~transferred from the State Insurance Department Trust Fund~~ collected under §§ 17-19-111 and 17-19-301 and other moneys from the collection of fees, there to be used exclusively for the operation of the Professional Bail Bond Company and Professional Bail Bondsman Licensing Board."

AND

Page 7, line 33, delete "SECTION 4." and substitute "SECTION 5."

AND

Page 8, delete line 30, and substitute the following:

"has a duty to collect or remit these fees.

SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that collection of fees for bail bonds fund various necessary programs in our state; that the law is currently unclear on the collection of these fees; and that this act is necessary because the law needs to be clear on the collection of these fees so that the programs are funded properly in a timely manner. Therefore, an emergency is declared to exist, and this act being

necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2013."

/s/ Marshall Wright

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Catlett, **HOUSE BILL NO. 1695** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 2 TO HOUSE BILL NO. 1695**

Amend **HOUSE BILL NO. 1695** as engrossed,  
H3/19/13 (version: 03/19/2013 10:26:39 AM)

Page 1, delete line 29, and substitute the following:

"property only.

SECTION 2. Arkansas Code § 20-22-901(a)(1), concerning the duty of a volunteer fire department to respond, is amended to read as follows:

(a)(1)(A) Upon receipt of a report of an uncontrolled fire or a 911 or other emergency call reporting a fire, it shall be the duty of volunteer fire departments operating within the State of Arkansas to respond to, attempt to control, and put out all fires occurring within their respective districts involving any real or personal property, whether that property is owned by members of the fire district.

(B) The volunteer fire department may seek payment or reimbursement from a member or nonmember property owner of the fire district for one hundred percent (100%) of the expendable resources the department used to respond to a fire or accident under subdivision (a)(1)(A) of this section."

AND

Page 1, line 31, delete "SECTION 2." and substitute "SECTION 3."

/s/ John W. Catlett

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative D. Douglas, **HOUSE BILL NO. 1931** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1931

Amend **HOUSE BILL NO. 1931** as originally introduced:

Add Senator K. Ingram as a cosponsor of the bill

/s/ Dan Douglas

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative S. Malone, **HOUSE BILL NO. 2108** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2108

Amend **HOUSE BILL NO. 2108** as originally introduced:

Page 1, line 8, delete "ADDITIONAL FINE" and substitute "ADDITIONAL COURT COST"

AND

Page 1, line 15, delete "ADDITIONAL FINE" and substitute "ADDITIONAL COURT COST"

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 16-10-305, concerning uniform filing fees and court costs, is amended to add a new subsection to read as follows:

(g) For each conviction for an offense under § 5-26-301 et seq., an additional court cost of twenty-five dollars (\$25.00) shall be assessed and remitted to the Treasurer of State by the court clerk for deposit into the Domestic Peace Fund, § 19-6-491.

SECTION 2. Arkansas Code § 19-6-491(b), concerning the Domestic Peace Fund, is amended to read as follows:



(b)(1) The moneys collected under § 16-20-407, as designated under § 16-20-407(b)(2), and § 16-10-305(g) shall be deposited into the State Treasury to the credit of the fund as special revenue.

(2) The fund shall also consist of:

(A) That portion of special revenues specified in § 19-6-301(172)(B);

(B) Moneys obtained from private grants or other sources that are designated to be credited to the fund; and

(C) Other revenues as may be authorized by law."

/s/ Stephanie Malone

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. 2121** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 2121**

Amend **HOUSE BILL NO. 2121** as originally introduced:

Page 2, delete line 26 and substitute the following:

"(2) A nationally accredited multidisciplinary team for craniofacial-cleft conditions shall:"

/s/ Fonda Hawthorne

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Westerman, **HOUSE BILL NO. 1834** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1834**

Amend **HOUSE BILL NO. 1834** as originally introduced:

Page 1, line 8, delete "CERTIFIED NATURAL GAS SCHOOL" and substitute "SCHOOL BUS COMPRESSED NATURAL GAS CONVERSION AND ASSISTANCE LOAN PROGRAM"

AND

Page 1, line 9, delete "BUS PROGRAM"

AND

Delete the subtitle in its entirety and substitute:

"TO ESTABLISH THE SCHOOL BUS COMPRESSED NATURAL GAS CONVERSION AND ASSISTANCE LOAN PROGRAM."

AND

Page 1, delete lines 19 and 20 and substitute:

"SECTION 1. Arkansas Code Title 6, Chapter 19, is amended to add an additional subchapter to read as follows:

Subchapter 2 - School Bus Compressed Natural Gas Conversion and Assistance Loan Program.

6-19-201. Established - Purpose.

There is established the School Bus Compressed Natural Gas Conversion and Assistance Loan Program under which the Division of Public School Academic Facilities and Transportation shall provide school districts with loans to assist school districts with the:

(1) Conversion of diesel or gasoline school buses to compressed natural gas school buses;

(2) Purchase of a compressed natural gas school buses, limited to the difference between the price of a diesel school bus and a like model compressed natural gas school bus; and

(3) Construction of or development of a site for compressed natural gas refueling stations.

6-19-202. Definitions.

As used in this subchapter:

(1) "Compressed natural gas" means a fossil fuel substitute for gasoline, diesel fuel, propane, or liquid propane gas that is:

(A) Composed primarily of methane; and

(B) Compressed to a volume that is less than one percent (1%) of the volume it occupies at standard atmospheric pressure;

(2) "Compressed natural gas school bus" means a school bus that is fueled by compressed natural gas; and

(3) "Conversion" means the process of converting a diesel or gasoline school bus to a compressed natural gas school bus.

6-19-203. Application for loan.

(a)(1) A school district may apply to participate in the School Bus Compressed Natural Gas Conversion and Assistance Loan Program by submitting an application to the Division of Public School Academic Facilities and Transportation for loans to assist with:

(A) Conversions;

(B) The purchase of compressed natural gas school buses, limited to the difference in price of a diesel school bus and a like model compressed natural gas school bus; and

(C) The construction of or development of a site for compressed natural gas refueling stations.

(2) A school district's application shall be received by the division no later than July 1, 2014, for consideration to participate in the program.

(b) As part of a school district's application for program participation under this subchapter, a school district shall provide evidence of:

(1) The need for the conversion of a school bus, the purchase of a compressed natural gas school bus, or the construction of or development of a site for a compressed natural gas refueling station;

(2) The estimated cost of the conversion, an estimate of the difference in purchase price between a diesel school bus and a like model compressed natural gas school bus, or the estimated cost of the construction of or development of a site for a compressed natural gas refueling station; and

(3) Any additional information determined by the division to be necessary to evaluate the school district's application.

(c)(1) The division shall evaluate a school district's application and notify the school district of the division's decision on the application, and, if approved, the amount of loan assistance to be provided.

(2) If the division receives more applications for participation than there are funds available, the division shall prioritize program participation based on several factors, including without limitation:

(A) The need for the conversion, the purchase of a compressed natural gas school bus, or the construction of or development of a site for a compressed natural gas refueling station;

(B) The school district's average daily route miles, with school districts having more average daily route miles receiving priority; and

(C) The prudent and resourceful expenditure of state funds with regard to public school buses.

(3) A school district's academic facilities wealth index shall not be a factor under subdivision (c)(2) of this section.

6-19-204. Loan assistance.

(a)(1) If a school district is approved for participation in the School Bus Compressed Natural Gas Conversion and Assistance Loan Program, the Division of Public School Academic Facilities and Transportation shall certify the amount of the loan assistance to the Commission for Arkansas Public School Academic Facilities and Transportation for oversight purposes.

(2) The commission shall certify the amount to the Department of Education for payment.

(b)(1) Loan assistance provided to a school district under this subchapter shall be repaid without interest over a period of twelve (12) years.

(2) If a school district stops participating in the program by repaying the loan before twelve (12) years, the school district shall not receive loan forgiveness provided under § 6-19-205 for the years the school district does not participate in the program.

(c) For tracking purposes, the school district shall account for the loan assistance funds under provisions of law, including without limitation the Arkansas Educational Financial Accounting and Reporting Act of 2004, § 6-20-2201 et seq., and rules established by the State Board of Education and the commission.

6-19-205. Loan forgiveness.

(a) A school district that participates in the School Bus Compressed Natural Gas Conversion and Assistance Loan Program is eligible for loan forgiveness up to:

(1) Fifty percent (50%) of the total loan assistance provided for a conversion;

(2) Fifty percent (50%) of the total loan assistance provided for a the purchase of a compressed natural gas school bus; and

(3) Seventy-five percent (75%) of the total loan assistance provided for the construction of or development of a site for a compressed natural gas refueling station.

(b) For each year of participation in the program, the Division of Public School Academic Facilities and Transportation shall forgive:

(1) One-twelfth (1/12) of fifty percent (50%) of the total loan assistance provided for conversion or for the purchase of a compressed natural gas school bus; and

(2) One-twelfth (1/12) of seventy-five percent (75%) of the total loan assistance provided for the construction of or development of a site for a compressed natural gas refueling station.

(c) The division shall calculate the amount forgiven each year and provide the school district with the amount due for that year.

6-19-206. Standards for school bus purchases -- Compressed natural gas refueling station limitations.

(a) A school district shall conform the purchase of compressed natural gas school buses under the School Bus Compressed Natural Gas Conversion and Assistance Loan Program to the current academic equipment standards unless in the judgment of the Division of Public School Academic Facilities and Transportation it is impractical to conform the purchase to current standards.

(b) If a school district constructs or develops a site for a compressed natural gas refueling station under the program, the compressed natural gas refueling station shall be constructed and operated on property owned by the school district.

6-19-207. Rules.

The Division of Public School Academic Facilities and Transportation shall adopt rules to implement and administer this subchapter.

SECTION 2. Arkansas Code Title 19, Chapter 5, Subchapter 12, is amended to add an additional section to read as follows:

19-5-1249. School Bus Compressed Natural Gas Conversion and Assistance Loan Program Fund.

(a) There is created on the books of the Treasurer of the State, the Auditor of the State, and the Chief Fiscal Officer of the State a miscellaneous fund to be known as the "School Bus Compressed Natural Gas Conversion and Assistance Loan Program Fund".

(b) The fund shall consist of:

(1) General revenues as may be authorized by law; and

(2) Other revenues as may be provided by law.

(c) The fund shall be used for distributing loan assistance to school districts for the following purposes:

(1) Conversion of school buses to natural gas;

(2) Purchase of compressed natural gas school buses, limited to the difference between the price of a diesel school bus and a like model compressed natural gas school bus; and

(3) Construction of or development of a site for compressed natural gas refueling stations."

/s/ Bruce Westerman

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Collins, **HOUSE BILL NO. 1737** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1737**

Amend **HOUSE BILL NO. 1737** as originally introduced:

Page 1, delete lines 25 through 27 and substitute the following:

"(35) "Precinct" means a geographical area the boundaries of which are determined by a county board of election commissioners in order to facilitate voting by the registered voters from that geographical area."

AND

Page 2, delete lines 6 through 13 and substitute the following:

"be created less than ~~thirty (30)~~ sixty (60) days before an election; except in the event of an emergency as determined by unanimous vote of the county board of election commissioners.

(3)(A) Except as provided in subdivision (b)(3)(B) of this section, if more than three thousand (3,000) voters are registered in a precinct, the county board of election commissioners shall redistrict the precinct at least one hundred twenty (120) days before the election.

(B) If the number of registered voters in the precinct exceeds three thousand (3,000) registered voters during or after the one hundred twenty (120) days before an election, the county board of election commissioners shall

redistrict the precinct at least one hundred twenty (120) days before the next election."

AND

Page 2, delete lines 22 through 24 and substitute the following:

"(iii) A digital map detailing the precinct boundaries altered or established in a format prescribed by the Arkansas Geographic Information Office."

AND

Page 2, delete lines 28 through 30 and substitute the following:

"~~written descriptions~~ written, printed, and digital copies of the map and boundaries required under subdivision (b)(3) of this section to the:

(A) The Secretary of State; and

(B) The Arkansas Geographical Information Office."

AND

Page 2, line 34 delete "and" and substitute "and"

AND

Page 2, delete line 36 and substitute the following:

"Transportation Department; and

(D) The Arkansas Geographic Information Office."

AND

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

(3) The Secretary of State may:

(A) Designate each precinct in the state with a unique alphanumeric description that clearly references:

(i) The precinct designation assigned by the county board of election commissioners; and

(ii) The county in which the precinct exists;"

AND

Page 3, line 18, delete "~~alphabetically or~~" and substitute "alphabetically or"

AND

Page 3, delete line 26 and substitute the following:

"the closing of the polls on election day as provided under this section."

AND

Page 3, delete lines 30 through 32 and substitute the following:

"to the Secretary of State as provided under § 7-5-701.

(ii) No election results of the precinct shall be printed, posted, or released, until after the polls close on election day."

AND

Page 4, line 5 delete " and (a) and "

AND

Page 4, delete lines 8 through 26

/s/ Charlie Collins

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Mayberry, **HOUSE BILL NO. 2039** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2039

Amend **HOUSE BILL NO. 2039** as originally introduced:

Page 1, delete all language after the enacting clause and substitute:

"SECTION 1. DO NOT CODIFY.

The General Assembly finds that:

(1) Many students leave high school:

(A) Without a plan for their education, training, or career after high school;

(B) Unaware or lacking understanding of the process or preparation required for success after high school graduation; and

(C) Failing to recognize the value of secondary education, leading to high dropout rates; and

(2) The state has a responsibility to assist the citizens of Arkansas to advance and to prosper by providing access to the College and Career Coaches Program that will assist students by:

(A) Intervening at the middle school and high school level;

(B) Assisting students with developing and maintaining dynamic career plans;

(C) Exposing students to various opportunities for careers and education after high school; and



(D) Educating students about the process for pursuing postsecondary education and financial assistance.

SECTION 2. Arkansas Code Title 6, Chapter 1, is amended to add an additional subchapter to read as follows:

Subchapter 6 - College and Career Coaches Program

6-1-601. Findings.

The General Assembly finds that:

(1) Highly skilled and educated people who can handle demanding jobs and generate new ideas are necessary for Arkansas to prosper in a global economy; and

(2) With only eighteen percent (18%) of Arkansans twenty-five (25) years of age and older holding a baccalaureate degree, Arkansas is ranked forty-ninth in the nation for adults who hold a baccalaureate degree, creating a impediment to the success of the state.

6-1-602. Creation - Program participation.

(a)(1) The College and Career Coaches Program is established to assist students in preparing for postsecondary education or careers.

(2) Coaches shall be accessible to students who attend middle schools and high schools located in Tier 3 and Tier 4 counties.

(b)(1) School districts located in Tier 3 and Tier 4 counties shall receive priority to participate in the College and Career Coaches Program.

(2) School districts located outside of Tier 3 and Tier 4 counties who do not have access to a College and Career Coaches Program may apply jointly with an institution of higher education, an education service cooperative, or a non-profit organization to the Department of Career Education for participation in the College and Career Coaches Program.

(c) A school district participating in the College and Career Coaches Program is eligible for administrative support and supplemental grants if funding is available.

(d) A school district may use national school lunch state categorical funds to support the school district's participation in the College and Career Coaches Program.

(e) Participation in the College and Career Coaches Program is contingent on the availability of funding.

6-1-603. Program administration.

(a) The Department of Career Education, in partnership with the Department of Education and the Department of Higher Education, shall develop and administer the College and Career Coaches Program.

(b) The Department of Career Education, the division manager for Arkansas Works, an administrative analyst and at least two (2) managers, shall manage the College and Career Coaches Program and:

(1) Provide guidelines and procedures for implementing the College and Career Coaches Program;

(2) Develop, coordinate, and offer training opportunities for college and career coaches;

(3) Monitor implementation of the College and Career Coaches Program by on-site technical assistance visits at least one (1) time every five (5) years;

(4) Develop guidelines and procedures for the application process;

(5) Accept or reject the annual application of a College and Career Coaches Program after:

(A) Reviewing and evaluating evidence of the performance and success of a College and Career Coaches Program; and

(B) Prioritizing approval and supplemental grant funding to College and Career Coaches Programs in Tier 3 and Tier 4 counties that are operated in partnership between a school district, an institution of higher education, an education service cooperative, or a non-profit organization; and

(6) Prepare annual reports that may be shared with members of the:

(A) Governor's Workforce Cabinet;

(B) General Assembly; and

(C) Governor's office.

6-1-604. College and career coaches - Duties - Supervision.

(a) A college and career coach shall:

(1) Hold a baccalaureate degree; and

(2) Complete the required career development facilitator training within one (1) year of hiring.

(b) The college and career coaches shall be stationed at an institution of higher education, an education service cooperative, or a non-profit organization and shall provide services and support to students in middle schools and high schools located in Tier 3 and Tier 4 counties, including without limitation:

(1) Assisting the career orientation instructor with the development of college and career plans for students, beginning in grade seven (7);

(2) Assisting the school counselor with college and career planning resources and revising college and career plans for each student annually, beginning in grade nine (9);

(3) Offering high school students college and career planning services and activities that combine counseling on career options and experiential learning with academic planning to assist students with their college and career plans;

(4) Encouraging parental participation by scheduling annual parent sessions, beginning with students in grade seven (7), to assist parents and students in understanding the college and career planning process;

(5) Providing parents and high school students with information about career and technology education program opportunities available in Arkansas and the level of education and skill required to be successful in various career fields;

(6) Preparing high school students with information and preparation for financing a postsecondary education;

(7) Assisting schools in promoting quality career development for students in grades seven through twelve (7-12);

(8) Supporting students in middle school and high school in the exploration of career clusters and the selection of an area of academic focus with a cluster of study;

(9) Improving and promoting career development and college planning opportunities within school districts and communities;

(10) Attending continuing education programs on the certified career development facilitator curriculum sponsored by the state;

(11) Coordinating with school counselors and school administrators on career day events, career classes, career programming, college planning, and financial aid activities;

(12) Coordinating community resources and citizens representing diverse occupations to provide career development activities for parents and students; and

(13) Assisting with online-based career guidance and college planning systems.

(c)(1) An institution of higher education, an education service cooperative, or a non-profit organization participating in the College and Career Coaches Program shall assign an on-site supervisor who shall:

(A) Supervise the College and Career Coaches Program locally; and

(B) Be a liaison between the institution of higher education, education service cooperative, or non-profit organization and the Department of Career Education.

(2) The Department of Career Education, through the division manager for Arkansas Works, and the on-site supervisor shall evaluate the performance of each college and career coach.

6-1-605. Program effectiveness and measurement.

(a)(1) The effectiveness of the College and Career Coaches Program shall be evaluated based on measurable benefits to students, including increases in:

- (A) High school graduation rates;
- (B) Completion of the Smart Core curriculum;
- (C) College attendance rates;
- (D) Remediation rates; and
- (E) Applications for financial aid.

(2)(A) The Department of Education and the Department of Higher Education shall collect and report performance data to determine the effectiveness of the program.

(B) The data shall be collected for each county and school district served by the College and Career Coaches Program and shall be shared with the Department of Career Education on January 1 and August 1 each year.

(b) Annually, each college and career coach shall submit a report to the division manager for Arkansas Works describing his or her student contacts and the programs and services provided."

/s/ Andy Mayberry

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Copenhaver, **HOUSE BILL NO. 1894** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 2 TO HOUSE BILL NO. 1894**

Amend **HOUSE BILL NO. 1894** as originally introduced:

Page 1, line 10, delete "LOCAL LAW ENFORCEMENT; TO REQUIRE" and substitute "LOCAL OFFICES OF EMERGENCY MANAGEMENT OR INTERJURISDICTIONAL OFFICES OF EMERGENCY MANAGEMENT; TO

ALLOW"

AND

Page 1, line 12, delete "LAW" and substitute "LOCAL OFFICES OF EMERGENCY MANAGEMENT OR INTERJURISDICTIONAL OFFICES OF EMERGENCY MANAGEMENT"

AND

Page 1, line 13, delete "ENFORCEMENT"

AND

Delete the subtitle in its entirety and substitute:

"TO REQUIRE LICENSED CHILD CARE FACILITIES TO FILE A COPY OF THEIR FACILITIES' FLOOR PLANS WITH LOCAL OFFICES OF EMERGENCY MANAGEMENT AND TO ALLOW SCHOOL DISTRICTS TO FILE A COPY OF THEIR FLOOR PLANS."

AND

Page 1, delete all language after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 6, Chapter 10, Subchapter 1, is amended to add an additional section to read as follows:

6-10-125. School district floor plan on file with emergency management coordinator.

(a)(1) As used in this section, "floor plan" means a document containing:

(A) A schematic drawing of facilities and property used by each public school in the school district, including the configuration of rooms, spaces, and other physical features of buildings;

(B) The location or locations where children enrolled in each public school in the school district spend time regularly;

(C) The escape routes approved by the local fire department for each public school in the school district;

(D) The average daily attendance of children enrolled in each public school in the school district; and

(E) The contact information for at least two (2) emergency contacts for each public school in the school district.

(2) An aerial view of each public school in the school district and property used by each public school in the school district shall be included with the floor plan if available.

(b) A school district may file a copy of the school district's floor plan with the emergency management coordinator for the local office of emergency management

or the interjurisdictional office of emergency management that serves the area where the school district is located.

(c) The emergency management coordinator shall ensure that the school district's floor plan submitted under subsection (b) of this section is available at the 911 public safety communications center and the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the school district is located.

(d) The Department of Education may adopt rules to implement this section.

SECTION 2. Arkansas Code Title 20, Chapter 78, Subchapter 2, is amended to add an additional section to read as follows:

20-78-228. Child care facility floor plan on file with the emergency management coordinator.

(a)(1) As used in this section, "floor plan" means a document containing:

(A) A schematic drawing of facilities and property used by the child care facility, including the configuration of rooms, spaces, and other physical features of buildings;

(B) The location or locations where children enrolled in child care spend time regularly;

(C) The escape routes approved by the local fire department for the child care facility or facilities;

(D) The ages of children served by the child care facility;

(E) The licensed capacity of children enrolled in the child care facility; and

(F) The contact information for at least two (2) emergency contacts for the child care facility.

(2) An aerial view of the child care facility and property used by the child care facility shall be included with the floor plan if available.

(b) No later than January 1, 2014, a child care facility licensed by the Division of Child Care and Early Childhood Education of the Department of Human Services under this subchapter, the Child Welfare Agency Licensing Act, § 9-28-401 et seq., or the Child Care Facility Licensing Act, § 20-78-201 et seq., shall file a copy of the child care facility's floor plan with the emergency management coordinator for the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the child care facility is located within:

(1) Thirty (30) days of receiving a license; and

(2) Thirty (30) days of a change or modification to the floor plan.

(c) The emergency management coordinator shall ensure that the child care facility's floor plan submitted under subsection (b) of this section is available at the

911 public safety communications center and the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the child care facility is located.

(d) The Department of Human Services shall adopt rules as necessary to implement of this section."

/s/ Harold Copenhaver

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Dotson, **HOUSE RESOLUTION NO. 1049** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1049**

Amend **HOUSE RESOLUTION NO. 1049** as originally introduced:

Delete the title in its entirety and substitute the following:

"AFFIRMING TRADITIONAL MARRIAGE AS DEFINED IN AMENDMENT 83 TO THE CONSTITUTION OF THE STATE OF ARKANSAS AND FEDERAL DEFENSE OF MARRIAGE ACT AND SUPPORTING THE FEDERAL DEFENSE OF MARRIAGE ACT."

AND

Delete the subtitle in its entirety and substitute:

"AFFIRMING TRADITIONAL MARRIAGE AS DEFINED IN AMENDMENT 83 TO THE CONSTITUTION OF THE STATE OF ARKANSAS AND FEDERAL DEFENSE OF MARRIAGE ACT AND SUPPORTING THE FEDERAL DEFENSE OF MARRIAGE ACT."

AND

Page 1, delete lines 16 through 19, and substitute the following:

"WHEREAS, marriage is a fundamental social institution that has been tested and reaffirmed over thousands of years; and

WHEREAS, historically marriage has been reflected in our law and the law of all jurisdictions in the United States as the union of a man and a woman, and the everyday meaning of marriage and the legal meaning of marriage has always been defined as the legal union of a man and a woman as husband and wife; and

WHEREAS, families consisting of the legal union of one man and one woman for the purpose of bearing and raising children remains the basic unit of our civil society; and

WHEREAS, in 1996, Congress overwhelmingly passed, and President Bill Clinton signed, the Defense of Marriage Act under which Congress exercised its rights under the effects clause of Section 1 of Article IV of the United States Constitution; and

WHEREAS, Section 2(a) of the Defense of Marriage Act clearly spells out that "No State, territory, or possession of the United States, or Indian tribe, shall be required to give effect to any public act, record, or judicial proceeding of any other State, territory, possession, or tribe respecting a relationship between persons of the same sex that is treated as a marriage under the laws of such other State, territory, possession, or tribe, or a right or claim arising from such relationship."; and

WHEREAS, Section 3 of the Defense of Marriage Act, defining marriage, states that "the word 'marriage' means only a legal union between one man and one woman as husband and wife, and the word 'spouse' refers only to a person of the opposite sex who is a husband or a wife."; and

WHEREAS, the Supreme Court of the United States will hear oral arguments in *U.S. v. Windsor* on March 27, 2013, asking whether the Defense of Marriage Act — passed under the effects clause of Section 1 of Article IV of the United States Constitution — violates the Fifth Amendment of the United States Constitution; and

WHEREAS, in February, the Justice Department of President Barack Obama filed a brief with the Supreme Court of the United States, asking the Supreme Court to invalidate Section 3 of the Defense of Marriage Act; and

WHEREAS, on November 2, 2004, 753,770 Arkansans voted to pass Proposed Constitutional Amendment No.3 to the Constitution of the State of Arkansas, representing 74.95% of the votes cast; and

WHEREAS, the total amount of votes cast in favor of Proposed Constitutional Amendment No.3 was higher than the total amount of votes cast for the re-election of President George W. Bush; and

WHEREAS, Proposed Constitutional Amendment No.3 became Amendment 83 to the Constitution of the State of Arkansas; and

WHEREAS, Section 1 of Amendment 83 reads, "Marriage consists only of the union of one man and one woman."; and



WHEREAS, Section 2 of Amendment 83 reads, "Legal status for unmarried persons which is identical or substantially similar to marital status shall not be valid or recognized in Arkansas, except that the legislature may recognize a common law marriage from another state between a man and a woman.",

NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-NINTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

THAT the House of Representatives reaffirms its support for traditional marriage as the union of one man and one woman, as expressed in Amendment 83 of the Constitution of the State of Arkansas and the Defense of Marriage Act.

BE IT FURTHER RESOLVED that the chief clerk of the House of Representatives distribute a copy of this resolution to the President of the United States, the Vice President of the United States, the President Pro Tempore of the United States Senate, the Speaker of the United States House of Representatives, the Chief Justice and Associate Justices of the United States Supreme Court, the chief executive officer of each legislative chamber for each of the fifty (50) state legislatures within the United States, and each member of the Arkansas Congressional Delegation."

/s/ Jim Dotson

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Cozart, **HOUSE BILL NO. 2269** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 2269**

Amend **HOUSE BILL NO. 2269** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 18, Chapter 16, Subchapter 1, is amended to add an additional section to read as follows:

18-16-114. Smoke detectors required in residential rental property.

(a) As used in this section:

(1) " Dwelling unit" means a structure or the part of a structure that is used as a home, residence, or sleeping place by one (1) person who maintains a household or by two (2) or more persons who maintain a common household;

(2)(A) "Owner" means one (1) or more persons, jointly or severally, in whom is vested all or part of:

(i) The legal title to property; or

(ii) All or part of the beneficial ownership and a right to present use and enjoyment of the premises.

(B) "Owner" includes without limitation a mortgagee in possession;

(3) "Residential rental property" means any real estate that is:

(A) Not occupied by the owner or by the owner's next of kin;

(B) Used as a single or multifamily dwelling unit;

(C) Composed of four (4) or fewer dwelling units; and

(D) Used exclusively for residential use; and

(4) "Smoke detector" means a sensor device that is used to signal the presence of smoke in a dwelling unit and is hardwired into the electrical system of the dwelling unit at the electric panel with a backup battery.

(b) A residential rental property shall have one (1) smoke detector installed per one thousand two hundred square feet (1,200 sq. ft.) on each floor or level of a dwelling unit.

(c) The smoke detector installed in a residential rental property under this subsection shall be maintained in working order by the owner or an agent of the owner.

SECTION 2. DO NOT CODIFY. Effective date. This act is effective on and after January 1, 2014, and expires at the time the Arkansas Fire Prevention Code includes the same provisions as Section 1 of this act."

/s/ Bruce Cozart

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. 1190** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1190**

Amend **HOUSE BILL NO. 1190** as originally introduced:

Add Representative Harris as a cosponsor of the bill

Page 1, delete line 9 and substitute the following:

"REIMBURSEMENTS FOR NURSING PROFESSIONALS; TO REQUIRE THAT ADVANCED NURSE PRACTITIONERS BE RECOGNIZED AS PRIMARY CARE PROVIDERS IN THE MEDICAID PROGRAM; TO ESTABLISH MEDICAID REIMBURSEMENT RATES FOR ADVANCED NURSE PRACTITIONERS; AND FOR"

AND

Page 1, line 9 delete "PROFESSIONALS" and substitute "PROFESSIONALS AS PRIMARY CARE MEDICAID PROVIDERS"

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 20, Chapter 77, Subchapter 1, is amended to add an additional section to read as follows:

20-77-125. Advanced nurse practitioners.

(a) As used in this section, "charitable clinic" means a charitable nonprofit corporation or a facility organized as a not-for-profit corporation under §§ 4-28-201 — 4-28-206 and 4-28-209 — 4-28-224 that:

(1) Holds a valid exemption from federal income taxation issued under § section 501(a) of the Internal Revenue Code;

(2) Is listed as an exempt organization under § 501(c)(3) of the Internal Revenue Code; and

(3) Provides advice, counseling, diagnosis, treatment, surgery, care, or services relating to the preservation or maintenance of health on an outpatient basis for a period of less than twenty-four (24) consecutive hours to persons not residing or confined at the facility.

(b) The General Assembly intends that the savings to the Arkansas Medicaid Program achieved under subsection (c) of this section shall be used to assist hospitals in Arkansas in meeting the healthcare needs of the hospitals' communities and the overall Medicaid healthcare cost.

(c)(1) The Arkansas Medicaid Program shall recognize a qualifying advanced nurse practitioner as a primary care provider for all purposes.

(2) Purposes under subdivision (c)(1) of this section include without limitation:

(A) Being recognized as the initial health care provider in the federal Comprehensive Primary Care initiative payment model;

(B) Initially diagnosing;

(C) Leading a team of family practice professionals;

(D) Maintaining patient's records;

(E) Ordering laboratory tests and records management as needed for patient care;

(F) Providing preventive and periodic examinations within primary care;

(G) Referring a patient when necessary to a physician, a specialist or a hospital; and

(H) Treating a patient to the extent of the advanced nurse practitioner's scope of practice.

(d)(1) The Arkansas Medicaid Program shall reimburse an advanced nurse practitioner not less than ninety percent (90%) of the physician reimbursement rate for services performed within the scope and licensure of the advanced nurse practitioner.

(2) However, the Arkansas Medicaid Program shall reimburse an advanced nurse practitioner who performs services at a charitable institution for which the advanced nurse practitioner does not pay a fee for a collaborative agreement with a physician not less than eighty-five percent (85%) of the standard reimbursement rate.

(3) The Arkansas Medicaid Program shall reimburse an advanced nurse practitioner one hundred percent (100%) of the standard reimbursement rate for all out-of-pocket costs such as laboratory tests, x-rays, and tests ordered and performed.

(e)(1) The Arkansas Medicaid Program shall reimburse an advanced nurse practitioner for services and costs performed within the scope and licensure of the advanced nurse practitioner.

(2) The scope and licensure of the advanced nurse practitioner shall be conclusively determined by the Arkansas State Board of Nursing.

(f)(1)(A) For tax years beginning on and after January 1, 2013, there is allowed an income tax credit against the income tax imposed by the Income Tax Act of 1929, § 26-51-101 et seq., in the amount of one hundred dollars (\$100) for each hour that a physician provides medical services at no cost to a charitable clinic.

(B) However, the amount of the credit allowed under subdivision (e)(1)(A) of this section shall not exceed five thousand dollars (\$5,000) for each taxpayer per tax year.

(2) The amount of the income tax credit under this subsection that may be claimed by the taxpayer in a tax year shall not exceed the amount of income tax due by the taxpayer.

(g) An insurance policy the premiums of which are paid directly or indirectly by the Arkansas Medicaid Program also shall reimburse an advanced practice nurse under subsections (c) and (d) of this section.

(h) This section does not increase the scope of practice of an advanced practice nurse."

/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. 2135** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 2135**

Amend **HOUSE BILL NO. 2135** as originally introduced:

Delete everything after the enacting clause, and substitute the following:

"SECTION 1. Arkansas Code Title 26, Chapter 51, Subchapter 3, is amended to add an additional section to read as follows:

26-51-313. Qualified lignite-to-synchrude manufacturing exemption.

(a) There is allowed an exemption from the income tax imposed by the Income Tax Act of 1929, § 26-51-101 et seq., for the period of time determined under subsection (b) of this section for a qualified lignite-to-synchrude manufacturer.

(b) The number of years that an income tax exemption is allowed under this section is calculated as follows:

(1)(A) Multiply the proposed average hourly wage to be paid by the qualified lignite-to-synchrude manufacturer by two thousand eighty (2,080) hours.

(B) Multiply the product obtained under subdivision (b)(1)(A) of this section by the number of jobs to be created by the qualified lignite-to-synchrude

manufacturer to determine the proposed annual payroll:

(2)(A) Multiply one hundred ten percent (110%) of the state's average hourly wage from the preceding calendar year by two thousand eighty (2,080) hours.

(B) Multiply the product obtained under subdivision (b)(2)(A) of this section by one thousand (1,000);

(3) Divide the product calculated under subdivision (b)(1) of this section by the product calculated under subdivision (b)(2) of this section;

(4) Multiply the quotient calculated under subdivision (b)(3) of this section by six tenths (0.6) to determine the weighting factor for payroll;

(5) Divide the proposed investment of the qualified lignite-to-synchrude manufacturer by two hundred fifty million dollars (\$250,000,000);

(6) Multiply the quotient calculated under subdivision (b)(5) of this section by four tenths (0.4) to determine the weighting factor for investment;

(7) Add the product calculated under subdivision (b)(4) of this section to the product calculated under subdivision (b)(6); and

(8)(A) Multiply the sum calculated under subdivision (b)(7) of this section by twenty (20) and round to the nearest whole number.

(B) The number calculated under subdivision (b)(8)(A) of this section is the number of years that the income tax exemption is allowed for the qualified lignite-to-synchrude manufacturer.

(C) However, an income tax exemption allowed under this section shall not exceed twenty (20) years.

(c) As used in this section:

(1) "Lignite-to-synchrude" means a synthetic crude oil made from lignite that:

(A) Is a substitute for conventional petroleum-based crude oil;

and

(B) Is completely interchangeable and compatible with conventional petroleum-based motor crude oil; and

(2) "Qualified lignite-to-synchrude manufacturer" means a person or entity that:

(A) Manufactures lignite-to-synchrude;

(B) Invests at least twenty million dollars (\$20,000,000) in a new or expanded lignite-to-synchrude manufacturing facility;

(C) Creates at least one hundred (100) new jobs;

(D) If the new or expanded lignite-to-synchrude manufacturing facility is a subsidiary of an existing Arkansas company, establishes the new or expanded lignite-to-synchrude facility as a separate legal entity;

(E) Locates the new or expanded lignite-to-synchrude facility in the state after January 1, 2013, but before June 30, 2023; and

(F) Signs a financial incentive agreement with the Arkansas Economic Development Commission after January 1, 2013, but before June 30, 2023.

(d) The ability to qualify for an income tax exemption under this section expires June 30, 2023.

SECTION 2. EFFECTIVE DATE. This act is effective for tax years beginning on and after January 1, 2013."

/s/ Kim Hammer

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative J. Edwards, **HOUSE MEMORIAL RESOLUTION NO. 1002** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 2 TO HOUSE MEMORIAL RESOLUTION NO. 1002**

Amend **HOUSE MEMORIAL RESOLUTION NO. 1002** as engrossed,  
H3/15/13 (version: 03/15/2013 10:42:35 AM)

Add Representative Hickerson as a cosponsor of the bill

/s/ John C. Edwards

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative J. Edwards, **HOUSE BILL NO. 1920** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1920**

Amend **HOUSE BILL NO. 1920** as originally introduced:

Page 2, delete line 34, and substitute the following:

"(b) A slayer shall not"

AND

Page 3, delete lines 8 through 13, and substitute "the decedent's estate."

AND

Page 3, line 16, delete "proceeds:" and substitute "proceeds"

AND

Page 3, line 17, delete "(1) Shall" and substitute "shall"

AND

Page 3, delete lines 18 through 20, and substitute "of the slayer."

/s/ John C. Edwards

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Slinkard, **HOUSE BILL NO. 1984** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 2 TO HOUSE BILL NO. 1984**

Amend **HOUSE BILL NO. 1984** as engrossed,  
H3/19/13 (version: 03/19/2013 10:35:59 AM)

Add Representative Bell as a cosponsor of the bill

AND

Page 1, line 9, delete "TO REQUIRE THE SECRETARY OF STATE TO MAINTAIN"

AND

Page 1, line 10, delete "AN ELECTRONIC VOTER REGISTRATION LIST;"

AND

Page 1, line 11, delete "THE ELECTRONIC LIST" and substitute "AN ELECTRONIC VOTER REGISTRATION LIST"



AND

Delete the subtitle in its entirety and substitute:

"TO ALLOW COUNTY CLERKS TO USE ELECTRONIC POLL BOOKS; TO REQUIRE THE SECRETARY OF STATE TO MAINTAIN AN ELECTRONIC VOTER REGISTRATION LIST; TO ALLOW COUNTY CLERKS ACCESS TO AN ELECTRONIC LIST."

AND

Page 1, delete lines 28 and 30 and substitute the following:

"combination of hardware and software that allows election officials to view voter registration records and voting information during an election at an early voting location or at a polling site on election day."

AND

Page 2, delete line 9 and substitute the following:

"(vi) Recording when a voter presents himself or herself to an election official and requests a ballot; and"

AND

Page 2, delete lines 10 and 11

AND

Page 2, line 12, delete "(ix)" and substitute "(vii)"

AND

Page 2, delete lines 24 through 36

AND

Page 3, delete lines 1 through 24

/s/ Mary L. Slinkard

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Slinkard, **HOUSE BILL NO. 1875** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1875

Amend **HOUSE BILL NO. 1875** as originally introduced:

Add Representative Bell as a cosponsor of the bill

AND

Page 1, line 27, delete "county clerk at" and substitute "county clerk or county board of election commissioners at"

AND

Page 1, line 33, delete "county clerk may" and substitute "county clerk or county board of election commissioners may"

AND

Page 1, line 36, delete "county clerk while" and substitute "county clerk or county board of election commissioners while"

AND

Page 2, line 20, delete "county clerk is" and substitute "county clerk or election official is"

AND

Page 2, line 24, delete "county clerk shall" and substitute "county clerk or county board of election commissioners shall"

AND

Page 2, delete line 32 and substitute the following:

"equipment used at a vote center;"

AND

Page 2, delete line 34 and substitute the following:

"equipment used at a vote center;"

AND

Page 2, line 36, delete "registration book" and substitute "registration book; and"

AND

Page 3, delete lines 1 through 5

AND

Page 3, line 6, delete "(7)" and substitute "(5)"

AND

Page 4, delete lines 17 and 18 and substitute the following:

"(e)(1)(A) Before establishing one (1) or more vote centers in the county under § 7-1-111, the county clerk shall certify to the Secretary of State and the county quorum court that the county has a secure electronic"

AND

Page 4, line 20, delete "(a)" and substitute "(i)"

AND

Page 4, line 21, delete "(b)" and substitute "(ii)"

AND

Page 4, delete lines 23 through 27 and substitute the following:

"(B) If the county clerk has certified to the county quorum court a determination of sufficiency under subdivision (e)(1)(A) of this"

AND

Page 4, line 31, delete "county clerk and" and substitute "county clerk, the county board of election commissioners, and"

AND

Page 4, line 34, delete "clerk and" and substitute "clerk, the county board of election commissioners, and"

AND

Page 5, delete line 2 and substitute the following:

"county clerk or county board of election commissioners."

AND

Page 5, line 3, delete "county clerk shall" and substitute "county clerk or county board of election commissioners shall"

/s/ Mary L. Slinkard

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Baine, **HOUSE BILL NO. 1839** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1839**

Amend **HOUSE BILL NO. 1839** as originally introduced:

Delete everything under the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 16, Chapter 120, is amended to add a new subchapter to read as follows:

Subchapter 5 — Charitable Immunity for a Church or Other Place of Worship

16-120-501. Definitions.

As used in this section, "church or other place of worship" means a physical location where persons congregate to practice a religion.

16-120-502. Charitable immunity for a church or other place of worship.

(a) If a court determines an entity is a church or other place of worship, the entity is entitled to charitable immunity under this subchapter.

(b) Charitable immunity under this subchapter provides a church or other place of worship with tort immunity under §§ 16-120-503 and 16-120-504.

16-120-503. Church or other place of worship not vicariously liable.

A church or other place of worship or its agent is not vicariously liable for the negligence of another person by a person on the property of the church or other place of worship.

16-120-504. Nonliability for damages — Exceptions.

A church or other place of worship is not liable for damages for personal injury, death, or property damage sustained by a person by a person on the property of the church or other place of worship except as follows:

(1) If the church or other place of worship is covered by a policy of insurance, in which case liability for ordinary negligence is limited to the amount of insurance coverage provided by the policy of insurance; or

(2) If the church or other place of worship or its agent acts in bad faith or acts grossly negligent, recklessly, or intentionally.

16-120-505. Subchapter supplemental.

This subchapter is supplemental to and does not affect any tort immunity or charitable immunity a church or other place of worship may otherwise have under the law."

/s/ John Baine

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Hobbs, **HOUSE BILL NO. 1691** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1691

Amend **HOUSE BILL NO. 1691** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 20-38-103(e)(3)(A), concerning criminal history records checks for applicants and employees of service providers, is amended to read as follows:

(3)(A)(i) If the licensing or certifying agency determines that an applicant or employee is disqualified from employment based on the criminal history of the applicant or employee, the service provider shall deny employment to the applicant or shall terminate the employment of the employee.

(ii) If the applicant or employee is disqualified from employment based on the criminal history, the service provider shall provide written notice to the licensing or certifying agency that the service provider has determined that the person meets the criteria for a waiver under § 20-38-105(d)(3) and that the service provider intends to employ the applicant or employee.

(iii) The licensing or certifying agency shall provide the service provider written acknowledgment that the service provider has determined that the applicant or employee is not disqualified from employment.

SECTION 2. Arkansas Code § 20-38-105(d), concerning disqualification from employment with a service provider, is amended to add an additional subdivision to read as follows:

(3) This section does not disqualify a person from employment with a service provider if:

(A) The conviction or plea of guilty or nolo contendere was for any of the non-violent offenses listed below:

(i) Theft by receiving, § 5-36-106;

(ii) Forgery, § 5-37-201;

(iii) Financial identity fraud, § 5-37-227;

(iv) Resisting arrest, § 5-54-103;

(v) Criminal impersonation in the second degree, § 5-37-

208(b);

(vi) Interference with visitation, § 5-26-501;

(vii) Interference with court-ordered visitation, § 5-26-

502;

(viii) Prostitution, § 5-70-102; and

(ix) Patronizing a prostitute, § 5-70-103;

(B) The service provider wants to employ the person;

(C) The person remains in employment with the same service provider;

(D) The person has completed probation or parole supervision, paid all court ordered fees or fines, including restitution, and fully complied with all court orders pertaining to the conviction or plea;

(E) The person will be employed by:

(i) A long-term care facility licensed by the Office of Long Term Care;

(ii) An intermediate care or other facility, developmental day treatment clinic services provider, or group home licensed or certified by the Division of Developmental Disability Services; or

(iii) A child care facility, a church-exempt child care facility, or a family child care home licensed or certified by, or registered with, the Division of Child Care and Early Childhood Education;

(F) Subsequent to employment, the person does not plead guilty or nolo contendere to or is found guilty of any offense in subsection (b) of this section; and

(G) The person does not have a true or founded report of child maltreatment or adult maltreatment in a central registry.

SECTION 3. Arkansas Code § 20-38-106 is amended to read as follows:

20-38-106. Evidence of records checks.

(a) A service provider shall maintain on file, subject to inspection by the Arkansas Crime Information Center, the Identification Bureau of the Department of Arkansas State Police, or the licensing or certifying agency evidence that criminal history records checks have been completed on all operators, applicants for employment, and employees of the service provider.

(b) If a service provider chooses to employ an applicant or employee who meets the criteria for a waiver under § 20-38-105(d)(3), the service provider shall:

(1) Maintain documentation that the person met the criteria for the waiver, including the written acknowledgment by the licensing or certifying authority;

(2) Provide written notice to the licensing or certifying authority of the applicant's or employee's identity and of the service provider's intent to employ the applicant or employee; and

(3) Not employ the applicant or employee until the service provider has received the written acknowledgment from the licensing or certifying authority.

SECTION 4. Arkansas Code § 20-38-112(c) through (e), concerning exclusions of licensed professionals from completion of criminal history records check, is amended to read as follows:

(c) ~~If~~ With the exception of applicants and employees qualified under § 20-38-105(d)(3), if the service provider can verify that the applicant has maintained employment in the State of Arkansas for the past twelve (12) months and has successfully completed a criminal history records check within the past twelve (12) months, the service provider is not required to conduct a criminal history records check on the applicant.

(d) ~~If~~ With the exception of applicants and employees qualified under § 20-38-105(d)(3), if a service provider can verify that an applicant or employee has been the subject of an employment determination described in subsection (e) of this section, the service provider is not required to conduct any further criminal history records check on the applicant or employee to determine eligibility for employment except as required under § 20-38-103(d) for continued employment.

(e)(1) ~~An~~ With the exception of applicants and employees qualified under § 20-38-105(d)(3), an employment determination and the criminal history records check used to make the determination for an applicant or employee of a service provider shall be fully acceptable and transferrable upon request between the following divisions and offices of the Department of Human Services:

(A) The Division of Child Care and Early Childhood Education for a child care facility or church-exempt child care facility;

(B) The Division of Developmental Disabilities Services for an Alternative Community Services Waiver Program provider, an early intervention provider, or a nonprofit community program; and

(C) The Office of Long-Term Care for a long-term care facility licensed as an intermediate care facility for the mentally retarded or developmentally disabled.

(2) ~~The~~ With the exception of applicants and employees qualified under § 20-38-105(d)(3), the divisions and office listed in subdivision (e)(1) of this section shall accept from any other division or office listed in subdivision (e)(1) of this section an employment determination and the criminal history records check used to make the determination for an applicant or employee of a service provider in each instance that the following conditions are met:

(A) The employee is or applicant will be continuously employed by the service provider in one (1) or more of the service provider types described in subdivision (e)(1) of this section;

(B) The applicable service provider types in which an employee is employed or an applicant will be employed are operated and administered by the same service provider;

(C) The service provider maintains evidence acceptable to the licensing or certifying agency that the service provider types for which employment determinations and criminal records checks are accepted under subsection (e) of this section are operated and administered by the same service provider; and

(D) The service provider maintains an original or copy of the determination letter for each employee at the service provider type for which employment determinations and criminal records checks are accepted under subsection (e) of this section and at which the employee who is the subject of the determination letter is employed."

/s/ Debra Hobbs

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Bell, **HOUSE BILL NO. 2018** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 2018**

Amend **HOUSE BILL NO. 2018** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 12-12-1001 is amended to read as follows:  
12-12-1001. Definitions.

As used in this subchapter:

(1)(A) "Administration of criminal justice" means performing functions of investigation, apprehension, detention, prosecution, adjudication, correctional supervision, or rehabilitation of accused persons or criminal offenders.

(B) "Administration of criminal justice" also includes criminal identification activities and the collection, maintenance, and dissemination of criminal justice information;



(2)(A) "Agency director" means any agency head, department director, or division director of state government.

(B) "Agency director" includes without limitation a person serving as an interim or acting head, department director, or division director of state government:

~~(2)~~(3) "Arrest tracking number" means a unique number assigned to an arrestee at the time of each arrest that is used to link that arrest to the final disposition of that charge;

~~(3)~~(4) "Central repository" means the Arkansas Crime Information Center, which is authorized to collect, maintain, and disseminate criminal history information;

~~(4)~~(5) "CODIS" means the Federal Bureau of Investigation Laboratory's Combined DNA Index System that allows the storage and exchange of DNA records submitted by federal forensic laboratories, state forensic laboratories, and local forensic laboratories;

~~(5)~~(6) "Conviction information" means criminal history information disclosing that a person has pleaded guilty or nolo contendere to, or was found guilty of, a criminal offense in a court of law, together with sentencing information;

~~(6)(A)~~(7)(A) "Criminal history information" means a record compiled by a central repository or the Identification Bureau of the Department of Arkansas State Police on an individual consisting of names and identification data, notations of arrests, detentions, indictments, informations, or other formal criminal charges. This record also includes any dispositions of the charges, as well as notations on correctional supervision and release.

(B) "Criminal history information" does not include fingerprint records on individuals not involved in the criminal justice system or driver history records;

~~(7)~~(8) "Criminal history information system" means the equipment, procedures, agreements, and organizations thereof, for the compilation, processing, preservation, and dissemination of criminal history information;

~~(8)~~(9) "Criminal justice agency" means a government agency or any subunit of a government agency that is authorized by law to perform the administration of criminal justice and that allocates more than one-half (1/2) its annual budget to the administration of criminal justice;

~~(9)~~(10) "Criminal justice official" means an employee of a criminal justice agency performing the administration of criminal justice;

~~(10)(A)~~(11)(A) "Disposition" means information describing the outcome of any criminal charges, including notations that law enforcement officials have

elected not to refer the matter to a prosecutor, that a prosecutor has elected not to commence criminal proceedings, or that proceedings have been indefinitely postponed.

(B) "Disposition" also includes acquittals, dismissals, probations, charges pending due to mental disease or defect, guilty pleas, nolle prosequi, nolo contendere pleas, findings of guilt, youthful offender determinations, first offender programs, pardons, commuted sentences, mistrials in which the defendant is discharged, executive clemencies, paroles, releases from correctional supervision, or deaths;

~~(11)~~(12) "Dissemination" means disclosing criminal history information or the absence of criminal history information to any person or organization outside the agency possessing the information;

~~(12)~~(13) "DNA" means deoxyribonucleic acid that is located in the cells of an individual, provides an individual's personal genetic blueprint, and encodes genetic information that is the basis of human heredity and forensic identification;

~~(13)(A)~~(14)(A) "DNA record" means DNA identification information stored in the State DNA Data Base or CODIS for the purpose of generating investigative leads or supporting statistical interpretation of DNA test results.

(B) The DNA record is the result obtained from the DNA typing tests.

(C) The DNA record is composed of the characteristics of a DNA sample that are of value in establishing the identity of individuals.

(D) The results of all DNA identification tests on an individual's DNA sample also are collectively referred to as the DNA profile of an individual;

~~(14)~~(15) "DNA sample" means a blood, saliva, or tissue sample provided by any individual as required by this subchapter or submitted to the State Crime Laboratory for analysis or storage, or both;

(16)(A) "Elected official" means a person elected by qualified electors to a municipal, county, or state office or as a member of a school district board of directors.

(B) "Elected official" includes without limitation a person elected to the office of constable;

~~(15)~~(17) "Expunged record" means a record that was expunged under § 16-90-901 et seq.;

~~(16)~~(18) "Identification Bureau" means the Identification Bureau of the Department of Arkansas State Police, which may maintain fingerprint card files and other identification information on individuals;

~~(17)(A)~~(19)(A) "Juvenile aftercare and custody information" means information maintained by the Division of Youth Services of the Department of Human Services regarding the status of a juvenile committed to or otherwise placed in the custody of the division from the date of commitment until the juvenile is released from aftercare or custody, whichever is later.

(B) "Juvenile aftercare and custody information" may include the name, address, and phone number of a contact person or an entity responsible for the juvenile;

~~(18)~~(20) "Nonconviction information" means arrest information without disposition if an interval of one (1) year has elapsed from the date of arrest and no active prosecution of the charge is pending, as well as all acquittals and all dismissals; and

~~(19)~~(21) "Pending information" means criminal history information in some stage of active prosecution or processing;

(22) "School district board of directors" means the local board of directors of a school district who are elected and qualified to hold office under § 6-13-604 et seq.

SECTION 2. Arkansas Code § 12-12-1010, concerning the dissemination of criminal history for noncriminal justice record searches, is amended to add an additional subdivision to read as follows:

(c)(1) Criminal history information shall be made available to a person requesting the criminal history of:

(A) An elected official;

(B)(i) A candidate to serve as an elected official.

(ii) As used in this subsection, "candidate" means a person who has filed the documents required for candidacy as the elected official at issue; or

(C) An agency director.

(2)(A) Criminal history information under subdivision (c)(1) of this section is limited to:

(i) Offenses within the state in which an individual was found guilty or pleaded guilty or nolo contendere; and

(ii) Pending felony and misdemeanor charges within the state occurring within three (3) years of the date of the request for criminal history information.

(B) Criminal history information under subdivision (c)(1) of this section does not include an expunged record.

(3)(A) Any fee for copies of information under subdivision (c)(1) of this section shall not exceed the sum of:

(i) Twenty-five dollars (\$25.00); and

(ii) The actual costs of reproduction, including the costs of the medium of reproduction, supplies, equipment, and maintenance, but not including existing agency personnel time associated with searching for, retrieving, reviewing, or copying the information.

(B) The fee under subdivision (c)(3)(A) of this section may include the actual cost of mailing or transmitting the information by facsimile or other electronic means.

(C) A person requesting criminal history information under subdivision (c)(1) of this section shall receive an itemized list of charges under this subdivision (c)(3) upon request.

(4)(A) A person requesting criminal history information under subdivision (c)(1) of this section shall submit at the time of his or her request, documentation that verifies that the person whose criminal history information is requested is an elected official, a candidate to serve as an elected official, or an agency director.

(B) Documentation under this subdivision (c)(4)(A) is limited to a statement of financial interest or any other document that is signed, dated, and notarized by the elected official, a candidate to serve as an elected official, or an agency director and filed with a state governmental agency.

(C) Documentation under this subdivision (c)(4) shall have been created:

(i) On or after January 1, 2014; and

(ii) Within one (1) year of the date of the request for the criminal history information.

(5)(A) Requests for criminal history information under subdivision (c)(1) of this section shall be made to the Identification Bureau of the Department of Arkansas State Police.

(B) The Identification Bureau of the Department of the Arkansas State Police shall maintain a record of all persons requesting information under subdivision (c)(1) of this section.

(6) The consent of an elected official, a candidate to serve as an elected official, or an agency director is not required for the release of criminal history information under subdivision (c)(1) of this section.

SECTION 3. Arkansas Code § 12-12-1012(a)(2), concerning fees for noncriminal justice record searches, is amended to read as follows:

(2)(A) The Except as provided under § 12-12-1010(c)(3), the amount of the fee for electronic Internet submission will be determined jointly by the bureau and the central repository and shall not exceed twenty dollars (\$20.00), exclusive of any third-party electronic processing fee charges.

(B) ~~Effective July 1, 2005, the~~ Except as provided under § 12-12-1010(c)(3), the amount of the fee for providing information by means other than the Internet shall be determined jointly by the bureau and the central repository and shall not exceed thirty dollars (\$30.00)."

/s/ J. Nate Bell

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

Upon motion of Representative Bell, **HOUSE BILL NO. 1042** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1042**

Amend **HOUSE BILL NO. 1042** as originally introduced:

Page 1, delete lines 24 and 25, and substitute the following:

"necessary for a public use by a public agency."

AND

Page 1, delete lines 33 and 34, and substitute the following:

"(5) Pipeline companies;

(6) Railroads; and

(7) Other common carriers."

AND

Page 2, delete lines 2 through 6, and substitute the following:

"(b) If an attempt is made to acquire real property through eminent domain for a public use, the property owner may request a judicial determination of whether the acquisition is for a public use."

AND

Page 2, delete line 9 and substitute the following:

"domain."

(f) This section does not apply to real property acquired by:

(1) The State Highway Commission or the Arkansas State Highway and Transportation Department by eminent domain under § 27-67-301 et seq.; or

(2) A county or municipality exclusively for the purpose of constructing, repairing, maintaining, or improving a roadway, street, road, or right-of-way within the county or municipality."

/s/ J. Nate Bell

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Bell, **HOUSE BILL NO. 2014** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 2014**

Amend **HOUSE BILL NO. 2014** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 5-73-304, as amended by Acts 2013, No. 415, is amended to read as follows:

5-73-304. Exemptions.

(a)(1)(A) A current or former certified law enforcement officer, chief of police, court bailiff, or county sheriff is exempt from the licensing requirements of this subchapter if otherwise authorized to carry a concealed handgun.

(B) A former certified law enforcement officer whose employment was terminated by a law enforcement agency due to disciplinary reasons or because he or she committed a disqualifying criminal offense is not exempt from the licensing requirements of this subchapter.

(2) Solely for purposes of this subchapter, an auxiliary law enforcement officer certified by the Arkansas Commission on Law Enforcement Standards and Training and approved by the county sheriff of the county where he or she is acting as an auxiliary law enforcement officer is deemed to be a certified law enforcement officer.

(b) An auxiliary law enforcement officer or employee of a local detention facility is exempt from the licensing requirements of this subchapter if the auxiliary law enforcement officer or employee of a local detention facility:

(1) ~~Has~~ If an auxiliary law enforcement officer, has completed the minimum training requirements and is certified as an auxiliary law enforcement officer in accordance with the commission; and

(2) Is authorized in writing as exempt from the licensing requirements of this subchapter by the ~~auxiliary law enforcement officer's~~ chief of police or county sheriff that has appointed the auxiliary law enforcement officer or employs the employee of a local detention facility.

(c) The authorization prescribed in subdivision (b)(2) of this section shall be carried on the person of the auxiliary law enforcement officer or employee of a local detention facility and be produced upon demand at the request of any law enforcement officer or owner or operator of any of the prohibited places as set out in § 5-73-306.

(d) As used in this section, "employee of a local detention facility" means a person who:

(1) Is employed by a county sheriff or municipality that operates a local detention facility and whose job duties include:

(A) Securing a local detention facility;

(B) Monitoring inmates in a local detention facility; and

(C) Administering the daily operation of the local detention facility; and

(2) Has completed the minimum training requirements for his or her position.

SECTION 2. Arkansas Code § 12-15-201, as amended by Acts 2013, No. 415, concerning definitions related to concealed handgun permits, is amended to add new definitions to read as follows:

(5) "Employee of a local detention facility" means a person who:

(A) Is employed by a county sheriff or municipality that operates a local detention facility and whose job duties include:

(i) Securing a local detention facility;

(ii) Monitoring inmates in a local detention facility; or

(iii) Administering the daily operation of the local detention facility;

(B) Has completed the minimum training requirements; and

(C) Has obtained authorization from the chief of police of the law enforcement agency or county sheriff and the authorization is:

(i) In writing;

(ii) In the possession of the employee of a local detention facility; and

(iii) Produced upon demand at the request of any law enforcement officer or owner or operator of any of the prohibited places under § 5-73-306; and

(6) "Local detention facility" means a jail or other facility that is operated by a municipal police force or a county sheriff for the purpose of housing persons charged with or convicted of a criminal offense.

SECTION 3. Arkansas Code § 12-15-202(a), as amended by Acts 2013, No. 415, concerning the eligibility to carry a concealed handgun for law enforcement officers, is amended to read as follows:

(a) Any certified law enforcement officer, ~~or~~ auxiliary law enforcement officer acting as an auxiliary law enforcement officer, or employee of a local detention facility may carry a concealed handgun if that officer or employee:

(1) Is presently in the employ of a public law enforcement department, office, or agency;

(2) Is authorized by the public law enforcement department, office, or agency to carry a firearm in the course and scope of his or her duties;

(3) Is not subject to any disciplinary action that suspends his or her authority as a law enforcement officer or employee of a local detention facility by the public law enforcement department, office, or agency;

(4) Is carrying a badge and appropriate written photographic identification issued by the public law enforcement department, office, or agency identifying him or her as a certified law enforcement officer or employee of a local detention facility;

(5) Is not otherwise prohibited under federal law;

(6) Is not under the influence of alcohol or another intoxicating or hallucinatory drug or substance; and

(7) Has fingerprint impressions on file with the Department of Arkansas State Police Automated Fingerprint Identification System."

/s/ J. Nate Bell

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

/s/ Mrs. Sherri Stacks

Chief Clerk



Upon motion of Representative Bell, **HOUSE BILL NO. 2017** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 3 TO HOUSE BILL NO. 2017**

Amend **HOUSE BILL NO. 2017** as originally introduced:

Delete the subtitle in its entirety and substitute:

"TO BE KNOWN AS THE NONPARTISAN LAW  
ENFORCEMENT ACT OF 2013."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 14, Chapter 15, Subchapter 5, is amended to add an additional section to read as follows:

14-15-506. Nonpartisan election of sheriffs in Class 1, 2, 3, or 4 counties.

(a)(1)(A) Except as provided under subdivision (a)(2) of this section, the office of sheriff is a partisan office.

(B) The general election for sheriffs shall be held on the same dates and at the same times and places as provided by law for a general election.

(2) A Class 1, 2, 3 or 4 county may adopt a resolution to hold nonpartisan elections for the office of sheriff.

(b) A county adopting a resolution under subdivision (a)(2) of this section shall hold the election to adopt the resolution as provided under § 7-11-201 et seq.

(c)(1)(A) A nonpartisan candidate for sheriff shall file his or her political practices pledge, affidavit of eligibility, and filing fee with the county clerk during a one-week period ending at 12:00 noon on the first day in March of the year in which the election is to be held.

(B) The filing fee for a nonpartisan candidate for sheriff is equal to three percent (3%) of the annual salary of the office which the candidate is filing for, and shall be paid to the county clerk to be deposited into a cash fund in the State Treasury, and disbursed by the Treasurer of State to the Arkansas Sheriffs' Association for grants to Arkansas Sheriffs' Youth Ranches.

(2)(A)(i) A person desiring to have his or her name placed on the ballot as a nonpartisan candidate for sheriff without paying a filing fee may do so by filing a petition with the county clerk signed by at least three percent (3%) of the qualified electors residing within the county for which the candidate seeks office.

(ii) In determining the number of qualified electors in the county under subdivision (c)(2)(A)(i) of this section, the total number of all votes cast in the county for Governor in the immediately preceding general gubernatorial

election shall be conclusive of the number of qualified electors residing within the county.

(B) The petition, the political practices pledge, and the affidavit of eligibility shall be filed during a one-week period ending at 12:00 noon on the first day in March of the year in which the election is to be held.

(C) The county clerk shall verify the sufficiency of the petition within thirty (30) days of filing.

(D) The sufficiency of a petition filed under this section may be challenged in the same manner as election contests under § 7-5-801 et seq.

(3)(A) Votes for a write-in nonpartisan candidate for sheriff in an election shall not be counted or tabulated unless the candidate or his or her agent files notice in writing of his or her intention to be a write-in candidate for sheriff to the county board of election commissioners and the county clerk.

(B) The written notice shall be filed not later than ninety (90) days before the election.

(C) A write-in candidates shall file a political practices pledge at the same time as filing a notice of intention.

(d)(1) A nonpartisan candidate for sheriff may not use more than three (3) given names, one (1) of which may be a nickname or any other word used to identify the candidate to the voters.

(2)(A) A nonpartisan candidate for sheriff may add as a prefix to his or her name the title or an abbreviation of an elective public office the candidate currently holds.

(B) A nonpartisan candidate may use as the prefix only the title of sheriff in an election for sheriff if the candidate is currently serving as sheriff.

(3) A nickname shall not include a professional or honorary title.

(e)(1) If one (1) nonpartisan candidate for sheriff does not receive a majority of the votes cast in the general election, the two (2) candidates receiving the highest number of votes cast for the office to be filled shall be the nominees for the respective offices, to be voted on in a runoff election under § 7-5-106.

(2) If the nonpartisan office of sheriff is unopposed, the single candidate for sheriff shall be printed on the general election ballot and the votes for sheriff shall be tabulated as in all contested races."

/s/ J. Nate Bell

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Bell, **HOUSE BILL NO. 2017** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 2017

Amend **HOUSE BILL NO. 2017** as engrossed,  
H3/21/13 (version: 03/21/2013 11:32:25 AM)

Page 1, line 8, delete "CERTAIN"

AND

Page 1, delete lines 23 and 24 and substitute the following:

"14-15-506. Nonpartisan election of sheriffs."

AND

Page 1, line 30, delete "Class 1, 2, 3, or 4"

/s/ J. Nate Bell

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

The House gave Representative Baine unanimous leave to withdraw **HOUSE BILL NO. 1986**.

ENGROSSED BILL REPORTS

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DAVY CARTER, CHAIRPERSON

March 25, 2013

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1042                    BY REPRESENTATIVE BELL  
HOUSE BILL NO. 1190 - TITLE - BY REPRESENTATIVE HAMMER  
HOUSE BILL NO. 1478                    BY REPRESENTATIVE MCCRARY  
HOUSE BILL NO. 1560                    BY REPRESENTATIVE WRIGHT  
HOUSE BILL NO. 1691                    BY REPRESENTATIVE HOBBS  
HOUSE BILL NO. 1695                    BY REPRESENTATIVE CATLETT  
HOUSE BILL NO. 1737                    BY REPRESENTATIVE COLLINS  
HOUSE BILL NO. 1834 - TITLE - BY REPRESENTATIVE WESTERMAN  
HOUSE BILL NO. 1839                    BY REPRESENTATIVE BAINE  
HOUSE BILL NO. 1841 - TITLE - BY REPRESENTATIVE WRIGHT  
HOUSE BILL NO. 1875 - TITLE - BY REPRESENTATIVE SLINKARD  
HOUSE BILL NO. 1894 - TITLE - BY REPRESENTATIVE COPENHAVER  
HOUSE BILL NO. 1920                    BY REPRESENTATIVE EDWARDS  
HOUSE BILL NO. 1931 - TITLE - BY REPRESENTATIVE D. DOUGLAS  
HOUSE BILL NO. 1935                    BY REPRESENTATIVE WARDLAW  
HOUSE BILL NO. 1984 - TITLE - BY REPRESENTATIVE SLINKARD  
HOUSE BILL NO. 2014                    BY REPRESENTATIVE BELL  
HOUSE BILL NO. 2017 - TITLE - BY REPRESENTATIVE BELL  
HOUSE BILL NO. 2018                    BY REPRESENTATIVE BELL  
HOUSE BILL NO. 2036 - TITLE - BY REPRESENTATIVE SLINKARD  
HOUSE BILL NO. 2039                    BY REPRESENTATIVE MAYBERRY  
HOUSE BILL NO. 2108 - TITLE - BY REPRESENTATIVE MALONE  
HOUSE BILL NO. 2121                    BY REPRESENTATIVE HAWTHORNE  
HOUSE BILL NO. 2135                    BY REPRESENTATIVE HAMMER  
HOUSE BILL NO. 2269                    BY REPRESENTATIVE COZART  
HOUSE RESOLUTION  
NO. 1025                                    BY REPRESENTATIVE CATLETT  
HOUSE RESOLUTION  
NO. 1049                                    - TITLE - BY REPRESENTATIVE DOTSON

ENGROSSED BILL REPORTS, CONTINUED

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HOUSE MEMORIAL

RESOLUTION

NO. 1002 - TITLE - BY REPRESENTATIVE EDWARDS

SENATE BILL NO. 808 - TITLE - BY SENATOR HESTER (COZART)

SENATE BILL NO. 910 - TITLE - BY SENATOR CLARK (COZART)

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1190

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BY: REPRESENTATIVES HAMMER, *HARRIS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING MEDICAID REIMBURSEMENTS FOR NURSING PROFESSIONALS AS PRIMARY CARE MEDICAID PROVIDERS; TO REQUIRE THAT ADVANCED NURSE PRACTITIONERS BE RECOGNIZED AS PRIMARY CARE PROVIDERS IN THE MEDICAID PROGRAM; TO ESTABLISH MEDICAID REIMBURSEMENT RATES FOR ADVANCED NURSE PRACTITIONERS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1834

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BY: REPRESENTATIVE WESTERMAN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH THE SCHOOL BUS COMPRESSED NATURAL GAS CONVERSION AND ASSISTANCE LOAN PROGRAM; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1841

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BY: REPRESENTATIVE WRIGHT

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING FEES FOR BAIL BONDS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1875

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BY: REPRESENTATIVES SLINKARD, *BELL*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A COUNTY WITH ELECTRONIC VOTER REGISTRATION RECORDS TO DESIGNATE VOTE CENTERS; TO ALLOW VOTERS IN CERTAIN COUNTIES TO VOTE IN ONE SITE REGARDLESS OF PRECINCT; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1894

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BY: REPRESENTATIVE COPENHAVER

A BILL FOR AN ACT TO BE ENTITLED TO REQUIRE LICENSED CHILD CARE FACILITIES TO FILE A COPY OF THE CHILD CARE FACILITY'S FLOOR PLAN WITH LOCAL OFFICES OF EMERGENCY MANAGEMENT OR INTERJURISDICTIONAL OFFICES OF EMERGENCY MANAGEMENT; TO ALLOW SCHOOL DISTRICTS TO FILE A COPY OF THE FLOOR PLAN OF FACILITIES OWNED OR OPERATED BY THE SCHOOL DISTRICT WITH LOCAL OFFICES OF EMERGENCY MANAGEMENT OR INTERJURISDICTIONAL OFFICES OF EMERGENCY MANAGEMENT; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1931

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BY: REPRESENTATIVE D. DOUGLAS

BY: *SENATOR K. INGRAM*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE REGIONAL ECONOMIC DEVELOPMENT PARTNERSHIP ACT; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1984

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BY: REPRESENTATIVES SLINKARD, *BELL*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW COUNTY CLERKS TO USE ELECTRONIC POLL BOOKS; TO ALLOW COUNTY CLERKS ACCESS TO THE AN ELECTRONIC VOTER REGISTRATION LIST; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 2017

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BY: REPRESENTATIVE BELL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW COUNTIES TO ELECT TO HOLD NONPARTISAN ELECTIONS FOR SHERIFF; TO PROVIDE A PROCEDURE FOR NONPARTISAN ELECTION OF SHERIFFS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 2036

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BY: REPRESENTATIVES SLINKARD, *BELL*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING CERTAIN PROCEDURAL DATES IN ELECTIONS; TO AMEND THE LAW CONCERNING CERTAIN PETITIONS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 2108

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BY: REPRESENTATIVE S. MALONE

A BILL FOR AN ACT TO BE ENTITLED AN ACT IMPOSING AN ADDITIONAL COURT COST ON ALL PERSONS CONVICTED OF A CRIMINAL OFFENSE INVOLVING DOMESTIC VIOLENCE WITH THE PROCEEDS FUNDING CRISIS CENTERS; AND FOR OTHER PURPOSES.

HOUSE RESOLUTION ENGROSSED AS TITLE AMENDED  
HOUSE RESOLUTION NO. 1049

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BY: REPRESENTATIVE DOTSON

AFFIRMING TRADITIONAL MARRIAGE AS DEFINED IN AMENDMENT 83 TO THE CONSTITUTION OF THE STATE OF ARKANSAS AND FEDERAL DEFENSE OF MARRIAGE ACT AND SUPPORTING THE FEDERAL DEFENSE OF MARRIAGE ACT.



HOUSE MEMORIAL RESOLUTION ENGROSSED AS TITLE AMENDED  
HOUSE MEMORIAL RESOLUTION NO. 1002

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BY: REPRESENTATIVES J. EDWARDS, *HICKERSON*

JOINING THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES AND ARKANSAS CHILDREN'S HOSPITAL IN RECOGNIZING AND ACKNOWLEDGING THE PASSING OF DR. BETTY ANN LOWE AND TO CELEBRATE HER ACCOMPLISHMENTS IN IMPROVING PEDIATRIC HEALTH CARE IN THE STATE OF ARKANSAS.

SENATE BILL ENGROSSED AS TITLE AMENDED  
SENATE BILL NO. 808

---

BY: SENATOR HESTER

BY: *REPRESENTATIVE COZART*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE PROCEDURES FOR THE CREATION AND GOVERNANCE OF CERTAIN MUNICIPAL IMPROVEMENT DISTRICTS; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED  
SENATE BILL NO. 910

---

BY: SENATOR A. CLARK

BY: *REPRESENTATIVE COZART*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PERMIT A QUORUM COURT TO ENACT CERTAIN ORDINANCES CONCERNING ANIMALS; AND FOR OTHER PURPOSES.

Upon motion of Representative Cozart, **SENATE BILL NO. 808** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 808

Amend **SENATE BILL NO. 808** as originally introduced:

Add Representative Cozart as a cosponsor of the bill

/s/ Bruce Cozart

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Cozart, **SENATE BILL NO. 910** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 910

Amend **SENATE BILL NO. 910** as originally introduced:

Add Representative Cozart as a cosponsor of the bill

/s/ Bruce Cozart

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Bell, **HOUSE BILL NO. 2036** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 2036**

Amend **HOUSE BILL NO. 2036** as originally introduced:

Add Representative Bell as a cosponsor of the bill

AND

Page 2, delete line 36

AND

Page 3, delete lines 1 through 16

/s/ J. Nate Bell

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

/s/ Mrs. Sherri Stacks  
Chief Clerk

**HOUSE RESOLUTION NO. 1048**

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**BY: REPRESENTATIVE FIELDING**

TO CONGRATULATE AND COMMEND THE NEVADA HIGH SCHOOL GIRLS BASKETBALL TEAM FOR WINNING THE CLASS 1A STATE CHAMPIONSHIP AND FOR AN OUTSTANDING SEASON.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES.

HOUSE RESOLUTION NO. 1053

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BY: REPRESENTATIVE RATLIFF

IN SUPPORT OF PRAYER IN PUBLIC SCHOOLS.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES.

SENATE CONCURRENT RESOLUTION NO. 4

---

BY: SENATOR D. SANDERS

TO DIRECT THE SENATE COMMITTEE ON AGRICULTURE, FORESTRY, AND ECONOMIC DEVELOPMENT AND THE HOUSE COMMITTEE ON AGRICULTURE, FORESTRY, AND ECONOMIC DEVELOPMENT TO CONDUCT AN INTERIM STUDY TO EVALUATE THE CURRENT PROCEDURE FOR NATURAL GAS ROYALTY PAYMENTS AND TO RESEARCH POTENTIAL CHANGES TO IMPROVE ACCOUNTING PROCEDURES IN A MANNER THAT WOULD BENEFIT ROYALTY OWNERS AND WORKING INTEREST OWNERS.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES.

Morning Hour Expired.

Representative Edwards moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1484

Amend HOUSE BILL NO. 1484 as engrossed,  
H2/27/13 (version: 02/27/2013 9:53:44 AM)

Page 1, line 23, delete "if:" and substitute "if:"

AND

Page 2, line 8, delete "proceed." and substitute "proceed; or"

AND

Page 4, delete lines 26 through 30

AND

Page 4, line 31, delete "~~(ii)(a)(iv)~~" and substitute "~~(ii)(a)~~(iii)"

AND

Page 4, line 34, delete "evaulation" and substitute "evaluation"

AND

Page 5, delete line 1 and substitute "examination, if known;"

AND

Page 5, delete line 3 and substitute "the examination, if known;"

AND

Page 5, delete lines 7 through 13 and substitute:

(f) If the defendant is found not fit to proceed, whether the defendant was restored to fitness to proceed; and

(g) If the defendant is found not guilty by reason of mental disease or defect, the defendant's progress through his or her commitment and conditional release."

AND

Page 5, line 14, delete "(v)" and substitute "(iv)"

AND

Page 5, delete line 15 and substitute "allows reports to be generated for the General Assembly, researchers, and the public to track the"

AND

Page 6, delete line 1 and substitute "(C) Sets forth in the order a factual or legal basis upon which to"

AND

Page 7, delete line 30 and substitute "(B) When directed by the court, an opinion as to the capacity of the defendant to have"

/s/ Jeremy Hutchinson

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Alexander, E. Armstrong, Baine, Baird, Baltz, Barnett, 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, Hawthorne, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....90

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: D. Altes, C. Armstrong, Ballinger, Bell, Fielding, Hickerson, Hillman, McGill, Walker, Mr. Speaker.

Total .....10

VOTING PRESENT:

Total .....0

Total number of votes cast .....90

Total number voting in the affirmative .....90

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Mrs. Sherri Stacks  
Chief Clerk

Representative Gillam moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1874

Amend HOUSE BILL NO. 1874 as originally introduced:

Add Senator J. Woods as a cosponsor of the bill

/s/ Jon Woods

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Alexander, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, 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, Hawthorne, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: D. Altes, Bell, Fielding, Hickerson, Hillman, McGill, Walker, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast .....92

Total number voting in the affirmative .....92

Necessary to the concur in the amendment .....51

So the Amendment was concurred in.

/s/ Mrs. Sherri Stacks

Chief Clerk

Representative Cozart moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1314

Amend HOUSE BILL NO. 1314 as originally introduced:

Delete everything after the enactment clause and substitute the following:

"SECTION 1. Arkansas Code § 14-43-312(b), concerning aldermen in a city with fewer than 50,000, is amended to read as follows:

(b)(1) ~~The county board of election commissioners shall designate the aldermen~~ shall be designated as alderman number one and alderman number two.

(2)(A) A candidate for the office of alderman shall designate the number of the alderman's office which the candidate is seeking ~~at the time he or she files as a candidate for the office~~ on the petition filed under § 14-42-206.

(B) When this designation has been made, the candidate shall not be permitted thereafter to change the designation on that petition.

(C) The county clerk shall not accept a petition for filing that does not designate the number of the office for alderman sought.

(D) Each city shall maintain in its records a document showing the name of each alderman and the number of the office which the candidate holds.

SECTION 2. Arkansas Code § 14-44-103(a), concerning the election of aldermen to cities of the Second Class, is amended to read as follows:

(a)(1) Except as provided under subdivision (a)(3) of this section, on the Tuesday following the first Monday in November 1982, and every two (2) years thereafter, the qualified voters in cities of the second class shall elect for each of the wards of these cities two (2) aldermen, who shall compose the city council.

(2) The qualified electors of every city of the second class shall elect from each ward of the city two (2) aldermen, who shall be designated as "alderman number one" and "alderman number two" of the ward.

(3)(A) ~~Each~~ A candidate for the office of alderman ~~in any election for this office~~ shall designate ~~in writing~~ the number of the alderman's office ~~that he or she~~ that the candidate is seeking ~~at the time that he or she files as a candidate for the office~~ on the petition filed pursuant to § 14-42-206.

(B) When this designation has been made, the candidate shall not be permitted thereafter to change the designation on that petition.

(C) The county clerk shall not accept a petition for filing that does not designate the number of the office of alderman sought.



(D) Each city shall maintain in its records a document showing the name of each alderman and the number of the office which the candidate holds.

SECTION 3. Arkansas Code § 14-45-102(b), concerning election of aldermen in incorporated towns, is amended to read as follows:

(b)(1) A candidate for the office of alderman shall designate ~~which of the five (5) aldermen positions he or she is running for by noting it~~ the number of the office for alderman that the candidate is seeking on the petition filed pursuant to § 14-42-206 ~~or by declaring to the county board of election commissioners the position currently held, subject to subdivision (a)(2) of this section.~~

(2) ~~The county board of election commissioners shall accept those designations.~~ If there is a designation under subdivision (b)(1) of this section, the candidate shall not change the designation on that petition.

(3) The county clerk shall not accept a petition for filing that does not designate the number of the office for alderman sought.

(4) Each town shall maintain in its records a document showing the name of each alderman and the number of the office that the candidate holds."

/s/ Alan Clark

The Amendment was read and the vote was as follows:

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

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bell, Fielding, Hickerson, Hillman, McGill, Payton, Wardlaw, Mr. Speaker.

Total .....8

VOTING PRESENT: Clemmer.

Total .....1

Total number of votes cast .....92

Total number voting in the affirmative .....91

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Mrs. Sherri Stacks  
Chief Clerk

Representative Steel moved to recall **SENATE BILL NO. 417** from the Senate.

The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Barnett, Biviano, 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, Hawthorne, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Leding, Lenderman, Linck, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, D. Meeks, S. Meeks, Murdock, Neal, Nickels, B. Overbey, Perry, Ratliff, Rice, Richey, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total .....84

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Ballinger, Baltz, Bell, Bragg, Fielding, Harris, Hickerson, Hillman, Lea, Love, McGill, Miller, Payton, Sabin, Williams, Mr. Speaker.

Total .....16

VOTING PRESENT:

Total .....0

Total number of votes cast .....84

Total number voting in the affirmative .....84

Necessary to the adoption of the motion .....51

So the Motion was adopted.

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

March 25, 2013

The Honorable Ann Cornwell  
Secretary of the Senate  
State Capitol  
Little Rock, AR 72201

Dear Ms. Cornwell:

The House of Representatives respectfully requests the return to the House,  
**SENATE BILL NO. 417.**

Respectfully submitted,

/s/ Sherri Stacks

Chief Clerk, House of Representatives

HOUSE BILL NO. 2021

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

Total .....90

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Davis, Fielding, Hawthorne, Hickerson, Hillman, Magie, McGill, Sabin, Wardlaw, Mr. Speaker.

Total .....10

VOTING PRESENT:

Total .....0

Total number of votes cast .....90

Total number voting in the affirmative .....90

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

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

HOUSE BILL NO. 1832

BY: REPRESENTATIVE WILLIAMS

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

AFFIRMATIVE: D. Altes, C. Armstrong, E. Armstrong, Baine, Baltz, Barnett, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carmine, Catlett, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, D. Meeks, S. Meeks, Murdock, Nickels, B. Overbey, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....85

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Alexander, Baird, Ballinger, Bell, Clemmer, Collins, Dotson, C. Douglas, Harris, McGill, Miller, Neal, Payton, Westerman, Mr. Speaker.

Total .....15

VOTING PRESENT:

Total .....0

Total number of votes cast.....85

Total number voting in the affirmative .....85

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

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1832**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total .....85

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Alexander, Baird, Ballinger, Bell, Clemmer, Collins, Dotson, C. Douglas, Harris, McGill, Miller, Neal, Payton, Westerman, Mr. Speaker.

Total .....15

VOTING PRESENT:

Total .....0

Total number of votes cast.....85

Total number voting in the affirmative .....85

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

HOUSE BILL NO. 2145

---

BY: REPRESENTATIVE HAMMER

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, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Davis, Hillman, McGill, Nickels, W. Wagner, Walker, Wardlaw, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast .....92

Total number voting in the affirmative.....92

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

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



HOUSE BILL NO. 2283

---

BY: REPRESENTATIVE HAMMER

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, Carnine, Catlett, Clemmer, Collins, Copenhaver, 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, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, Mayberry, McCrary, McElroy, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total .....90

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Cozart, Hawthorne, Hillman, S. Malone, McGill, Nickels, Walker, Wardlaw, Williams, Mr. Speaker.

Total .....10

VOTING PRESENT:

Total .....0

Total number of votes cast .....90

Total number voting in the affirmative .....90

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

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

HOUSE BILL NO. 1405

---

**BY: REPRESENTATIVE LEDING**

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

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Baltz, Barnett, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Catlett, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, C. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Hickerson, Hobbs, Hodges, Holcomb, Hopper, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Love, Lowery, Magie, S. Malone, McCrary, McElroy, McLean, S. Meeks, Murdock, Nickels, B. Overbey, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Word, Wren, Wright.

Total .....76

NEGATIVE: D. Altes, Ballinger, Bell, Harris, House, Mayberry, D. Meeks, Westerman.

Total .....8

ABSENT OR NOT VOTING: Alexander, Baird, Clemmer, Collins, Dotson, D. Douglas, Hawthorne, Hillman, McGill, Miller, Neal, Payton, Steel, Womack, Mr. Speaker.

Total .....15

VOTING PRESENT: Linck.

Total .....1

Total number of votes cast .....85

Total number voting in the affirmative.....76

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

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

HOUSE BILL NO. 1707

---

BY: REPRESENTATIVE B. OVERBEY

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

AFFIRMATIVE: Alexander, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Barnett, Biviano, Bragg, Broadaway, Carnine, Catlett, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, D. Douglas, J. Edwards, Eubanks, Ferguson, Fite, Gillam, Gossage, Hammer, Hawthorne, Hillman, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Murdock, Nickels, B. Overbey, Perry, Ratliff, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....81

NEGATIVE: Baird, Bell, Collins, Dotson, Farrer, Harris, Miller, Payton.

Total .....8

ABSENT OR NOT VOTING: D. Altes, Branscum, J. Burris, C. Douglas, Fielding, Hickerson, Neal, Rice, Mr. Speaker.

Total .....9

VOTING PRESENT: Clemmer, Hobbs.

Total .....2

Total number of votes cast.....91

Total number voting in the affirmative .....81

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

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1707**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

**EMERGENCY CLAUSE**

AFFIRMATIVE: Alexander, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Barnett, Biviano, Bragg, Broadway, Carnine, Catlett, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, D. Douglas, J. Edwards, Eubanks, Ferguson, Fite, Gillam, Gossage, Hammer, Hawthorne, Hillman, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Murdock, Nickels, B. Overbey, Perry, Ratliff, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....81

NEGATIVE: Baird, Bell, Collins, Dotson, Farrer, Harris, Miller, Payton.

Total .....8

ABSENT OR NOT VOTING: D. Altes, Branscum, J. Burris, C. Douglas, Fielding, Hickerson, Neal, Rice, Mr. Speaker.

Total .....9

VOTING PRESENT: Clemmer, Hobbs.

Total .....2

Total number of votes cast .....91

Total number voting in the affirmative .....81

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1297

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BY: REPRESENTATIVE GILLAM

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

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

Total .....89

NEGATIVE: D. Altes, Hobbs.

Total .....2

ABSENT OR NOT VOTING: Alexander, C. Armstrong, Copenhaver, Ferguson, Harris, F. Smith, Talley, D. Whitaker, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast .....91

Total number voting in the affirmative .....89

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

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

HOUSE BILL NO. 2096

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BY: REPRESENTATIVE MURDOCK

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

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

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Baird, Clemmer, Kerr, Miller, Neal, Payton, F. Smith, D. Whitaker, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast.....91

Total number voting in the affirmative .....91

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

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2096**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

**EMERGENCY CLAUSE**

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

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Baird, Clemmer, Kerr, Miller, Neal, Payton, F. Smith, D. Whitaker, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast.....91

Total number voting in the affirmative .....91

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1616

BY: REPRESENTATIVE NICKELS

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, Branscum, Broadaway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Fite, Gillam, Hammer, Harris, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Murdock, Nickels, B. Overbey, Perry, Ratliff, Richey, Sabin, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....84

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Biviano, Bragg, Dale, Farrer, Ferguson, Fielding, Gossage, Hutchison, Jean, Jett, Miller, Neal, Payton, Rice, Scott, Mr. Speaker.

Total .....16

VOTING PRESENT:

Total .....0

Total number of votes cast .....84

Total number voting in the affirmative.....84

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

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



HOUSE BILL NO. 1618

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BY: REPRESENTATIVE BAINE

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

AFFIRMATIVE: Alexander, C. Armstrong, E. Armstrong, Baine, Baltz, Barnett, Biviano, Bragg, Branscum, J. Burris, Carnine, Catlett, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, D. Douglas, J. Edwards, Ferguson, Fite, Gillam, Gossage, Hammer, Hawthorne, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, B. Overbey, Payton, Perry, Ratliff, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Word, Wren, Wright.

Total .....80

NEGATIVE: D. Altes, Hickerson.

Total .....2

ABSENT OR NOT VOTING: Baird, Ballinger, Bell, Broadway, Collins, J. Dickinson, Dotson, C. Douglas, Eubanks, Farrer, Fielding, Harris, Nickels, Rice, Wardlaw, Womack, Mr. Speaker.

Total .....17

VOTING PRESENT: Clemmer.

Total .....1

Total number of votes cast .....83

Total number voting in the affirmative .....80

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

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

HOUSE BILL NO. 1619

BY: REPRESENTATIVE BAINE

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, Baltz, Barnett, Biviano, Bragg, Branscum, J. Burris, Carnine, Catlett, Clemmer, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fite, Gillam, Gossage, Hammer, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, B. Overbey, Payton, Perry, Ratliff, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Talley, T. Thompson, Vines, W. Wagner, Walker, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Word, Wren, Wright.

Total .....83

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Baird, Ballinger, Bell, Broadway, Collins, Dotson, C. Douglas, Fielding, Harris, Neal, Nickels, Rice, Steel, Wardlaw, Westerman, Womack, Mr. Speaker.

Total .....17

VOTING PRESENT:

Total .....0

Total number of votes cast .....83

Total number voting in the affirmative.....83

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

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

HOUSE BILL NO. 1987

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BY: REPRESENTATIVE BAINE

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, Carnine, Catlett, Clemmer, Collins, Copenhaver, Dale, Davis, Deffenbaugh, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Julian, Kerr, Kizzia, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, McCrary, McElroy, McGill, D. Meeks, S. Meeks, Miller, Murdock, Neal, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, H. Wilkins, Womack, Word, Wren.

Total .....83

NEGATIVE: Nickels, Walker.

Total .....2

ABSENT OR NOT VOTING: Cozart, J. Dickinson, Fielding, Hillman, Jean, Jett, Lampkin, McLean, Steel, Talley, B. Wilkins, Wright, Mr. Speaker.

Total .....13

VOTING PRESENT: Mayberry, Williams.

Total .....2

Total number of votes cast .....87

Total number voting in the affirmative .....83

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

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

HOUSE BILL NO. 1881

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BY: REPRESENTATIVE MAGIE

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, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, D. Meeks, S. Meeks, Miller, Murdock, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....96

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: J. Dickinson, McLean, Neal, Mr. Speaker.

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast .....96

Total number voting in the affirmative.....96

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

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

HOUSE BILL NO. 2011

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BY: REPRESENTATIVE BELL

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, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McElroy, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Dale, Holcomb, McCrary, McGill, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast .....95

Total number voting in the affirmative .....95

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

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

HOUSE BILL NO. 2159

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BY: REPRESENTATIVE E. ARMSTRONG

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, Broadway, 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, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hillman, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, D. Meeks, Miller, Murdock, Neal, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Walker, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Gillam, McGill, S. Meeks, Nickels, Wardlaw, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....94

Total number voting in the affirmative.....94

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

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

NOTICE OF RETURN OF SENATE BILLS AS REQUESTED

SENATE BILL NO. 417

BY SENATOR J. HENDREN

Representative Steel moved that the record by which **SENATE BILL NO. 417** passed be expunged from the record. The vote was as follows:

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

Total .....86

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: D. Altes, Ballinger, Bell, Bragg, Broadaway, J. Edwards, Harris, Kerr, Miller, Payton, Rice, Sabin, B. Wilkins, Mr. Speaker.

Total .....14

VOTING PRESENT:

Total .....0

Total number of votes cast .....86

Total number voting in the affirmative .....86

Necessary to the adoption of the motion .....67

So the Motion was adopted.

Representative Steel moved to re-refer **SENATE BILL NO. 417** back to the Committee on JUDICIARY. Motion carried.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

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HOUSE BILL NO. 1297	BY REPRESENTATIVE GILLAM
HOUSE BILL NO. 1405	BY REPRESENTATIVE LEDING
HOUSE BILL NO. 1616	BY REPRESENTATIVE NICKELS
HOUSE BILL NO. 1618	BY REPRESENTATIVE BAINE
HOUSE BILL NO. 1619	BY REPRESENTATIVE BAINE
HOUSE BILL NO. 1707	BY REPRESENTATIVE B. OVERBEY
HOUSE BILL NO. 1832	BY REPRESENTATIVE WILLIAMS
HOUSE BILL NO. 1881	BY REPRESENTATIVE MAGIE
HOUSE BILL NO. 1987	BY REPRESENTATIVE BAINE
HOUSE BILL NO. 2011	BY REPRESENTATIVE BELL
HOUSE BILL NO. 2021	BY REPRESENTATIVE SHEPHERD
HOUSE BILL NO. 2096	BY REPRESENTATIVE MURDOCK
HOUSE BILL NO. 2145	BY REPRESENTATIVE HAMMER
HOUSE BILL NO. 2159	BY REPRESENTATIVE E. ARMSTRONG
HOUSE BILL NO. 2283	BY REPRESENTATIVE HAMMER

SENATE CONCURRENT RESOLUTIONS CONCURRED IN  
AND ORDERED RETURNED TO THE SENATE

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SENATE CONCURRENT RESOLUTION NO. 4	BY SENATOR D. SANDERS
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ARKANSAS SENATE  
SENATE BILLS RECEIVED FROM SENATE

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SENATE BILL NO. 297	BY SENATOR J. DISMANG
SENATE BILL NO. 370	BY SENATOR B. SAMPLE
SENATE BILL NO. 372	BY SENATOR J. DISMANG
SENATE BILL NO. 373	BY SENATOR J. DISMANG
SENATE BILL NO. 378	BY SENATOR R. THOMPSON
SENATE BILL NO. 434	BY SENATOR R. THOMPSON
SENATE BILL NO. 449	BY SENATOR E. CHEATHAM
SENATE BILL NO. 450	BY SENATOR E. CHEATHAM
SENATE BILL NO. 451	BY SENATOR D. WYATT
SENATE BILL NO. 452	BY SENATOR D. WYATT
SENATE BILL NO. 453	BY SENATOR D. WYATT
SENATE BILL NO. 454	BY SENATOR D. WYATT
SENATE BILL NO. 465	BY SENATOR E. WILLIAMS
SENATE BILL NO. 466	BY SENATOR E. WILLIAMS
SENATE BILL NO. 467	BY SENATOR E. WILLIAMS
SENATE BILL NO. 468	BY SENATOR E. WILLIAMS
SENATE BILL NO. 469	BY SENATOR E. WILLIAMS
SENATE BILL NO. 507	BY SENATOR E. CHEATHAM
SENATE BILL NO. 510	BY SENATOR U. LINDSEY
SENATE BILL NO. 532	BY SENATOR B. SAMPLE
SENATE BILL NO. 542	BY SENATOR IRVIN
SENATE BILL NO. 551	BY SENATOR K. INGRAM
SENATE BILL NO. 552	BY SENATOR K. INGRAM
SENATE BILL NO. 553	BY SENATOR K. INGRAM
SENATE BILL NO. 561	BY SENATOR J. DISMANG
SENATE BILL NO. 562	BY SENATOR J. DISMANG
SENATE BILL NO. 563	BY SENATOR J. DISMANG
SENATE BILL NO. 564	BY SENATOR J. DISMANG
SENATE BILL NO. 574	BY SENATOR U. LINDSEY
SENATE BILL NO. 579	BY SENATOR D. SANDERS
SENATE BILL NO. 580	BY SENATOR D. SANDERS
SENATE BILL NO. 581	BY SENATOR D. SANDERS
SENATE BILL NO. 582	BY SENATOR D. SANDERS
SENATE BILL NO. 585	BY SENATOR FILES
SENATE BILL NO. 606	BY SENATOR D. WYATT

ARKANSAS SENATE  
SENATE BILLS RECEIVED FROM SENATE, CONTINUED

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SENATE BILL NO. 610	BY SENATOR E. CHEATHAM
SENATE BILL NO. 611	BY SENATOR E. CHEATHAM
SENATE BILL NO. 613	BY SENATOR E. CHEATHAM
SENATE BILL NO. 614	BY SENATOR E. CHEATHAM
SENATE BILL NO. 615	BY SENATOR E. CHEATHAM
SENATE BILL NO. 617	BY SENATOR E. CHEATHAM
SENATE BILL NO. 618	BY SENATOR E. CHEATHAM
SENATE BILL NO. 623	BY SENATOR B. PIERCE
SENATE BILL NO. 624	BY SENATOR B. PIERCE
SENATE BILL NO. 625	BY SENATOR B. PIERCE
SENATE BILL NO. 626	BY SENATOR B. PIERCE
SENATE BILL NO. 627	BY SENATOR B. PIERCE
SENATE BILL NO. 628	BY SENATOR B. PIERCE
SENATE BILL NO. 632	BY SENATOR B. SAMPLE
SENATE BILL NO. 633	BY SENATOR B. SAMPLE
SENATE BILL NO. 635	BY SENATOR J. DISMANG
SENATE BILL NO. 644	BY SENATOR K. INGRAM
SENATE BILL NO. 645	BY SENATOR K. INGRAM
SENATE BILL NO. 646	BY SENATOR K. INGRAM
SENATE BILL NO. 647	BY SENATOR K. INGRAM
SENATE BILL NO. 649	BY SENATOR K. INGRAM
SENATE BILL NO. 658	BY SENATOR B. PIERCE
SENATE BILL NO. 659	BY SENATOR B. PIERCE
SENATE BILL NO. 685	BY SENATOR B. SAMPLE
SENATE BILL NO. 687	BY SENATOR B. SAMPLE
SENATE BILL NO. 692	BY SENATOR B. PIERCE
SENATE BILL NO. 693	BY SENATOR D. WYATT
SENATE BILL NO. 695	BY SENATOR U. LINDSEY
SENATE BILL NO. 697	BY SENATOR E. WILLIAMS
SENATE BILL NO. 718	BY SENATOR FILES
SENATE BILL NO. 728	BY SENATOR ELLIOTT
SENATE BILL NO. 729	BY SENATOR K. INGRAM
SENATE BILL NO. 730	BY SENATOR K. INGRAM
SENATE BILL NO. 739	BY SENATOR D. WYATT
SENATE BILL NO. 741	BY SENATOR K. INGRAM

ARKANSAS SENATE  
SENATE BILLS RECEIVED FROM SENATE, CONTINUED

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SENATE BILL NO. 753	BY SENATOR J. DISMANG
SENATE BILL NO. 754	BY SENATOR J. DISMANG
SENATE BILL NO. 763	BY SENATOR J. DISMANG
SENATE BILL NO. 770	BY SENATOR D. SANDERS
SENATE BILL NO. 771	BY SENATOR D. SANDERS
SENATE BILL NO. 772	BY SENATOR D. SANDERS
SENATE BILL NO. 773	BY SENATOR D. SANDERS

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

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Little Rock, Arkansas

March 25, 2013

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

- HOUSE BILL NO. 1314 BY REPRESENTATIVE COZART
- HOUSE BILL NO. 1484 BY REPRESENTATIVE J. EDWARDS, ET AL
- HOUSE BILL NO. 1874 BY REPRESENTATIVE GILLAM, ET AL

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 3:00 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Davy Carter,  
Chairperson

RECEIPT FROM THE GOVERNOR

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RECEIVED FROM THE HOUSE:

- HOUSE BILL NO. 1314 BY REPRESENTATIVE COZART
- HOUSE BILL NO. 1484 BY REPRESENTATIVE J. EDWARDS, ET AL
- HOUSE BILL NO. 1874 BY REPRESENTATIVE GILLAM, ET AL

/s/ Mike Beebe - Governor

TIME: 3:00 p.m.

By: Sarah Agee

**STATE OF ARKANSAS**

MIKE BEEBE

GOVERNOR

March 25, 2013

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on March 25, 2013, I approved the following measures from the Regular Session of the Eighty-ninth General Assembly:

HOUSE BILL NO. 1704 - ACT 498

HOUSE BILL NO. 1705 - ACT 499

Sincerely,

/s/ Mike Beebe

STATE CAPITOL, SUITE 250 • LITTLE ROCK, AR 72201  
TELEPHONE (501) 682-2345 • FAX (501) 682-1382  
INTERNET WEB SITE • [www.governor.arkansas.gov](http://www.governor.arkansas.gov)

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

MEMORANDUM

TO: Whom It May Concern  
FROM: House Committee on the Journal; Engrossed and Enrolled Bills  
DATE: March 22, 2013  
SUBJECT: Amendment #1 to **SENATE BILL NO. 387**

\*\*\*\*\*

The House Committee on the Journal; Engrossed and Enrolled Bills, by this letter, approves the correction of an error in Amendment #1 to SB387.

Page 1, paragraph 6, line 1 should read as follows:

Page 3, line 6, delete "practices" and substitute "practice"  
(changed line 3 to line 6)

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing SB387.

/s/ Rep. Davy Carter, Chairperson  
Speaker of the House

/s/ Justin T. Harris  
Rep. Justin T. Harris

/s/ Rep. Stephanie Malone, Chairperson  
House Rules

/s/ John W. Catlett  
Rep. John W. Catlett

/s/ Rep. Jeremy Gillam, Chairperson  
House Management Committee

/s/ Finos "Buddy" Johnson,  
Parliamentarian

cc: Sherri Stacks, Chief Clerk  
Marty Garrity, Director, Bureau of Legislative Research

## Hall of the House of Representatives

89th General Assembly – Regular Session, 2013

### Amendment Form

#### Subtitle of Senate Bill No. 387

TO LIMIT BODY ART PROCEDURES.

#### Amendment No. 1 to Senate Bill No. 387

Amend Senate Bill No. 387 as originally introduced:

Add Representative Ferguson as a cosponsor of the bill

AND

Page 1, line 30, delete "three (3)" and substitute "~~three (3)~~ five (5)"

AND

Page 2, line 3, delete "or" and substitute "or"

AND

Page 2, delete line 4 and substitute the following:

"(D) Permanent cosmetics; or

(E) Scarification;"

AND

Page 2, line 17, delete "Dermal" and substitute "Subdermal"

AND **6 SJS 3-22-13**

Page 3, line ~~3~~ delete "practices" and substitute "practice"

AND

Page 3, delete lines 8 through 10 and substitute the following:

"attempt to perform the insertion of a subdermal implant."

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

MEMORANDUM

**TO:** Whom It May Concern  
**FROM:** House Committee on the Journal; Engrossed and Enrolled Bills  
**DATE:** March 25, 2013  
**SUBJECT:** Amendment #2 to **HOUSE BILL NO. 1894**

\*\*\*\*\*

The House Committee on the Journal; Engrossed and Enrolled Bills, by this letter, approves the correction of an error in Amendment #2 to HB1894.

Page 1, paragraph 2, line 1 should read as follows:

Page 1, line 12, delete "LOCAL LAW" and substitute "LOCAL OFFICERS OF EMERGENCY (inserted "LOCAL" before "LAW")

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing HB1894.

/s/ Rep. Davy Carter, Chairperson  
Speaker of the House

/s/ Justin T. Harris  
Rep. Justin T. Harris

/s/ Rep. Stephanie Malone, Chairperson  
House Rules

/s/ John W. Catlett  
Rep. John W. Catlett

/s/ Rep. Jeremy Gillam, Chairperson  
House Management Committee

/s/ Finos "Buddy" Johnson,  
Parliamentarian

cc: Sherri Stacks, Chief Clerk  
Marty Garrity, Director, Bureau of Legislative Research



## Hall of the House of Representatives

89th General Assembly – Regular Session, 2013

### Amendment Form

#### Subtitle of House Bill No. 1894

TO REQUIRE LICENSED CHILD CARE FACILITIES AND SCHOOL DISTRICTS  
TO FILE A COPY OF THEIR FACILITIES FLOOR PLANS WITH LOCAL LAW  
ENFORCEMENT.

#### Amendment No. 2 to House Bill No. 1894

Amend House Bill No. 1894 as originally introduced:

Page 1, line 10, delete "LOCAL LAW ENFORCEMENT; TO REQUIRE" and substitute "LOCAL OFFICES OF EMERGENCY MANAGEMENT OR INTERJURISDICTIONAL OFFICES OF EMERGENCY MANAGEMENT; TO ALLOW"

AND **"LOCAL SJS 3/25/13**

Page 1, line 12, delete / LAW" and substitute "LOCAL OFFICES OF EMERGENCY MANAGEMENT OR INTERJURISDICTIONAL OFFICES OF EMERGENCY MANAGEMENT"

AND

Page 1, line 13, delete "ENFORCEMENT"

AND

Delete the subtitle in its entirety and substitute:

"TO REQUIRE LICENSED CHILD CARE  
FACILITIES TO FILE A COPY OF THEIR  
FACILITIES' FLOOR PLANS WITH LOCAL  
OFFICES OF EMERGENCY MANAGEMENT AND TO  
ALLOW SCHOOL DISTRICTS TO FILE A COPY OF  
THEIR FLOOR PLANS."

AND

Page 1, delete all language after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 6, Chapter 10, Subchapter 1, is amended to add an additional section to read as follows:

6-10-125. School district floor plan on file with emergency management coordinator.

(a)(1) As used in this section, "floor plan" means a document containing:

(A) A schematic drawing of facilities and property used by each public school in the school district, including the configuration of rooms, spaces, and other physical features of buildings;

(B) The location or locations where children enrolled in each public school in the school district spend time regularly;

(C) The escape routes approved by the local fire department for each public school in the school district;

(D) The average daily attendance of children enrolled in each public school in the school district; and

(E) The contact information for at least two (2) emergency contacts for each public school in the school district.

(2) An aerial view of each public school in the school district and property used by each public school in the school district shall be included with the floor plan if available.

(b) A school district may file a copy of the school district's floor plan with the emergency management coordinator for the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the school district is located.

(c) The emergency management coordinator shall ensure that the school district's floor plan submitted under subsection (b) of this section is available at the 911 public safety communications center and the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the school district is located.

(d) The Department of Education may adopt rules to implement this section.

SECTION 2. Arkansas Code Title 20, Chapter 78, Subchapter 2, is amended to add an additional section to read as follows:

20-78-228. Child care facility floor plan on file with the emergency management coordinator.

(a)(1) As used in this section, "floor plan" means a document containing:

(A) A schematic drawing of facilities and property used by the child care facility, including the configuration of rooms, spaces, and other physical features of buildings;

(B) The location or locations where children enrolled in child care spend time regularly;

(C) The escape routes approved by the local fire department for the child care facility or facilities;

(D) The ages of children served by the child care facility;

(E) The licensed capacity of children enrolled in the child care facility; and

(F) The contact information for at least two (2) emergency contacts for the child care facility.

(2) An aerial view of the child care facility and property used by the child care facility shall be included with the floor plan if available.

(b) No later than January 1, 2014, a child care facility licensed by the Division of Child Care and Early Childhood Education of the Department of Human Services under this subchapter, the Child Welfare Agency Licensing Act, § 9-28-401 et seq., or the Child Care Facility Licensing Act, § 20-78-201 et seq., shall file a copy of the child care facility's floor plan with the emergency management coordinator for the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the child care facility is located within:

(1) Thirty (30) days of receiving a license; and

(2) Thirty (30) days of a change or modification to the floor plan.

(c) The emergency management coordinator shall ensure that the child care facility's floor plan submitted under subsection (b) of this section is available at the 911 public safety communications center and the local office of emergency management or the interjurisdictional office of emergency management that serves the area where the child care facility is located.

(d) The Department of Human Services shall adopt rules as necessary to implement of this section."

Upon motion of Representative Duncan Baird, the House adjourned at 4:35 p.m. until 1:30 p.m., Tuesday, March 26, 2013.

ATTEST:

\_\_\_\_\_  
Davy Carter  
Speaker of the House of Representatives

\_\_\_\_\_  
Sherri Stacks  
Chief Clerk