

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

Little Rock, Arkansas
February 20, 2007

The House was called to order at 1:30 p.m. by Mr. Petrus, the Speaker. The following members answered to the roll call:

Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt, Mr. Speaker.

Total100

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

Total0

A quorum was present.

The House stood and was led in prayer by Pastor Ricky Kimzey, Shiloh Missionary Baptist Church, Russellville, Arkansas.

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

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

COMMITTEE REPORT

	February 20, 2007
EDUCATION	BILL ABERNATHY
	VICE-CHAIRPERSON
HOUSE BILL NO. 1460	DO PASS
BY REPRESENTATIVE PICKETT	
HOUSE BILL NO. 1502	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE BILL NO. 1522	DO PASS
BY REPRESENTATIVE WALTERS	
HOUSE MEMORIAL	
RESOLUTION NO. 1002	DO PASS
BY REPRESENTATIVE R. GREEN	
SENATE CONCURRENT	
RESOLUTION NO. 7	DO PASS
BY SENATOR J. JEFFRESS	

COMMITTEE REPORT

	February 20, 2007
JUDICIARY	ROBERT N. JEFFREY
	CHAIRPERSON
HOUSE BILL NO. 1458	DO PASS
BY REPRESENTATIVE DUNN	
HOUSE BILL NO. 1486	DO PASS
BY REPRESENTATIVE CORNWELL	
HOUSE BILL NO. 1507	DO PASS
BY REPRESENTATIVE OVERBEY	
HOUSE BILL NO. 1510	DO PASS
BY REPRESENTATIVE DAVIS	
HOUSE CONCURRENT	
RESOLUTION NO. 1013	DO PASS
BY REPRESENTATIVE PENNARTZ	
SENATE BILL NO. 268	DO PASS
BY SENATOR FARIS	AS AMENDED #1

COMMITTEE REPORT

	February 20, 2007
PUBLIC HEALTH, WELFARE AND LABOR	EDDIE COOPER CHAIRPERSON
HOUSE BILL NO. 1024 BY REPRESENTATIVE R. GREEN	DO PASS, TO CONCUR IN SENATE AMENDMENT #1 & 2
HOUSE BILL NO. 1070 BY REPRESENTATIVE REEP	DO PASS
HOUSE BILL NO. 1456 BY REPRESENTATIVE HOYT	DO PASS
HOUSE BILL NO. 1489 BY REPRESENTATIVE COOPER	DO PASS

COMMITTEE REPORT

	February 20, 2007
PUBLIC TRANSPORTATION	ROBBIE WILLS CHAIRPERSON
HOUSE BILL NO. 1008 BY REPRESENTATIVE THYER	DO PASS, TO CONCUR IN SENATE AMENDMENT #1

COMMITTEE REPORT

	February 20, 2007
JOINT COMMITTEE ON PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS	ERIC HARRIS CHAIRPERSON
HOUSE BILL NO. 1185 BY REPRESENTATIVE EVERETT	DO PASS
HOUSE BILL NO. 1242 BY REPRESENTATIVE GARNER	DO PASS

COMMITTEE REPORT

	February 20, 2007
REVENUE AND TAXATION	KEVEN ANDERSON
	CHAIRPERSON
HOUSE BILL NO. 1446	DO PASS
BY REPRESENTATIVE REYNOLDS	
HOUSE BILL NO. 1498	DO PASS
BY REPRESENTATIVE OVERBEY	
HOUSE BILL NO. 1525	DO PASS
BY REPRESENTATIVE EDWARDS	
HOUSE BILL NO. 1526	DO PASS
BY REPRESENTATIVE NORTON	
SENATE BILL NO. 5	DO PASS
BY SENATOR R. THOMPSON	
SENATE BILL NO. 273	DO PASS
BY SENATOR T. SMITH	

COMMITTEE REPORT

	February 20, 2007
JOINT BUDGET	CHRIS THYER
	CHAIRPERSON
HOUSE BILL NO. 1511	DO PASS
BY JOINT BUDGET COMMITTEE	

Upon motion of Representative Rosenbaum, **HOUSE BILL NO. 1476** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1476

Amend **HOUSE BILL NO. 1476** as originally introduced:

Page 1, delete lines 10 through 13 of the TITLE and substitute the following:

"AN ACT TO EXEMPT THE YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA), CITY YEAR, ARKANSAS ARTS CENTER, AND ARKANSAS ARTS CENTER FOUNDATION FROM PAYMENT OF SALES AND USE TAX; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 16 through 18 of the SUBTITLE and substitute the following:

"TO EXEMPT THE YMCA, CITY YEAR, ARKANSAS ARTS CENTER, AND ARKANSAS ARTS CENTER FOUNDATION FROM PAYMENT OF SALES AND USE TAX."

AND

Line 19, add the following:

"26-53-151. Exemption for Arkansas Arts Center Foundation.

There is exempted from any tax imposed by this subchapter the sale price of any article of tangible personal property stored, used, distributed, or consumed within this state by Arkansas Arts Center Foundation."

/s/ Sid Rosenbaum

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Webb, **HOUSE BILL NO. 1465** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1465

Amend **HOUSE BILL NO. 1465** as originally introduced:

By adding Representatives T. Baker, T. Bradford, Breedlove, J. Brown, Greenberg, House, Hoyt, D. Hutchinson, D. Johnson, Kidd, King, Medley, Patterson, Pennartz, Pierce, Pyle, J. Roebuck, Shelby, L. Smith and Woods as co-sponsors of the bill

/s/ Kathy Webb

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hardwick, **HOUSE BILL NO. 1228** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1228

Amend **HOUSE BILL NO. 1228** as engrossed,
H2/1/07 (version: 02-01-2007 09:01):

Page 2, delete line 9 and substitute the following:

"municipality to contribute or prohibit a municipality from contributing funding to a retired municipal employee's health"

AND

Page 2, delete lines 15 and 16 and substitute the following:

"~~or over~~ who has completed twenty (20) years of service and is eligible to retire from service to the municipality and ~~who is vested in the retirement system~~ retires, the official or employee"

/s/ Horace Hardwick

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Blount, **HOUSE BILL NO. 1338** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 5 TO HOUSE BILL NO. 1338

Amend **HOUSE BILL NO. 1338** as engrossed,

H2/13/07 (version: 02-13-2007 08:51):

Page 6, delete line 20 and add the following:

"17-29-813. Funding contingency.

Implementation of all provisions of this subchapter shall be contingent upon determination by the Chief Fiscal Officer of the State that adequate resources, including without limitation, funding, appropriations, and personnel positions, are available in all affected state agencies."

/s/ Nancy Blount

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Shelby, **HOUSE BILL NO. 1437** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1437

Amend **HOUSE BILL NO. 1437** as originally introduced:

Add Representatives Medley, Flowers, and Gaskill as cosponsors of the bill

/s/ Gene Shelby

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

/s/ Ms. Jo Renshaw

Chief Clerk

ENGROSSED BILL REPORTS

BENNY C. PETRUS, CHAIRMAN

February 20, 2007

The following bill(s) reported correctly engrossed:

- HOUSE BILL NO. 1228 BY REPRESENTATIVE HARDWICK
- HOUSE BILL NO. 1338 BY REPRESENTATIVE BLOUNT, ET AL
- HOUSE BILL NO. 1437 - TITLE - BY REPRESENTATIVE SHELBY
- HOUSE BILL NO. 1465 - TITLE - BY REPRESENTATIVE WEBB
- HOUSE BILL NO. 1476 - TITLE - BY REPRESENTATIVE ROSENBAUM

HOUSE BILL ENGROSSED AS TITLE AMENDED
 HOUSE BILL NO. 1437

BY: REPRESENTATIVES SHELBY, *MEDLEY, FLOWERS, GASKILL*
 BY: SENATOR SALMON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO IMPROVE THE PROCEDURES CONCERNING CORONER'S DEATH INVESTIGATIONS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
 HOUSE BILL NO. 1465

BY: REPRESENTATIVES WEBB, *T. BAKER, T. BRADFORD, BREEDLOVE, J. BROWN, GREENBERG, HOUSE, HOYT, D. HUTCHINSON, D. JOHNSON, KIDD, KING, MEDLEY, PATTERSON, PENNARTZ, PIERCE, PYLE, J. ROEBUCK, SHELBY, L. SMITH, WOODS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE LANDFILLS TO OFFER STYROFOAM RECYCLING; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1476

BY: REPRESENTATIVE ROSENBAUM

BY: SENATOR SALMON

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO EXEMPT THE YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA), CITY YEAR, ARKANSAS ARTS CENTER, AND ARKANSAS ARTS CENTER FOUNDATION FROM PAYMENT OF SALES AND USE TAX; AND FOR OTHER PURPOSES*

SENATE CONCURRENT MEMORIAL RESOLUTION NO. 2

BY: SENATOR WILKINSON

IN RESPECTFUL MEMORY OF MR. DENNIS DUANE STEELE AND IN RECOGNITION OF HIS CONTRIBUTIONS TO HIS LOCAL COMMUNITY.

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

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1357

Amend HOUSE BILL NO. 1357 as originally introduced:

Add Representative Adcock as a cosponsor to this bill

/s/ Bobby Glover

The Amendment was read and the vote as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Chesterfield, Walters, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative97

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1293

Amend HOUSE BILL NO. 1293 as originally introduced:

Add Senator Salmon as a cosponsor of the bill

/s/ Mary Anne Salmon

The Amendment was read and the vote as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Chesterfield, Pickett, S. Prater, Mr. Speaker.

Total4

VOTING PRESENT: Flowers.

Total1

Total number of votes cast.....96

Total number voting in the affirmative95

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 1454

BY: REPRESENTATIVE D. JOHNSON

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: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total97

NEGATIVE: Key.

Total1

ABSENT OR NOT VOTING: S. Dobbins, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....98

Total number voting in the affirmative97

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1454**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total	97
NEGATIVE: Key.	
Total	1
ABSENT OR NOT VOTING: S. Dobbins, Mr. Speaker.	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	98
Total number voting in the affirmative	97
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1367

BY: REPRESENTATIVE DUNN

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Chesterfield, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, Dunn, L. Evans, Everett, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, Hoyt, Hyde, Jeffrey, Kidd, Lamoureux, W. Lewellen, Lovell, Maloch, M. Martin, Maxwell, Moore, Norton, Overbey, Patterson, Pickett, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rogers, Rosenbaum, Saunders, Schulte, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Wells, Wyatt.

Total70

NEGATIVE: Burris, Cook, S. Dobbins, D. Evans, Flowers, House, D. Johnson, J. Johnson, Key, King, Pate, Pennartz, S. Prater, J. Roebuck, Sample, Shelby, L. Smith, Webb, Wood, Woods.

Total20

ABSENT OR NOT VOTING: Cash, Cheatham, Edwards, Kenney, Lowery, Medley, Pace, Wills, Mr. Speaker.

Total9

VOTING PRESENT: D. Hutchinson.

Total1

Total number of votes cast91

Total number voting in the affirmative.....70

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

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

Upon motion of Representative Dunn the Clincher motion prevailed.

SENATE BILL NO. 55

BY: SENATOR ALTES

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: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, Hoyt, D. Hutchinson, Hyde, Jeffrey, J. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Wells, Wills, Wood, Woods, Wyatt.

Total91

NEGATIVE: Edwards, House, D. Johnson, Pickett, L. Smith, Webb.

Total6

ABSENT OR NOT VOTING: Chesterfield, Medley, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast.....97

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 55**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Davis, Dickinson, S. Dobbins, Dunn, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Hardy, Harrelson, Harris, Hawkins, Hoyt, D. Hutchinson, Hyde, Jeffrey, J. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Wells, Wills, Wood, Woods, Wyatt.

Total91

NEGATIVE: Edwards, House, D. Johnson, Pickett, L. Smith, Webb.

Total6

ABSENT OR NOT VOTING: Chesterfield, Medley, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative91

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

So the Emergency Clause was adopted.

SENATE BILL NO. 187

BY: SENATOR T. SMITH

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Anderson, T. Baker, Berry, Blount, T. Bradford, Breedlove, E. Brown, J. Brown, Burkes, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davis, Dickinson, Dunn, D. Evans, L. Evans, Everett, Flowers, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total91

NEGATIVE: Bond, Davenport, Garner.

Total3

ABSENT OR NOT VOTING: Chesterfield, S. Dobbins, Edwards, Hardwick, Pickett, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast.....94

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1367 BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1454 BY REPRESENTATIVE D. JOHNSON

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 55 BY SENATOR ALTES
SENATE BILL NO. 187 BY SENATOR T. SMITH

ARKANSAS SENATE
HOUSE CONCURRENT RESOLUTIONS CONCURRED IN
AND RETURNED TO THE HOUSE

SENATE CONCURRENT MEMORIAL
RESOLUTION NO. 2 BY SENATOR WILKINSON

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1230 BY REPRESENTATIVE PATTERSON
AS AMENDED #2 & 3

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 295 BY SENATOR MILLER

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

February 20, 2007

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

HOUSE BILL NO. 1176 BY REPRESENTATIVE PYLE, ET AL

HOUSE BILL NO. 1416 BY REPRESENTATIVE MALOCH

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 9:40 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Benny C. Petrus, Chairman

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1176 BY REPRESENTATIVE PYLE, ET AL

HOUSE BILL NO. 1416 BY REPRESENTATIVE MALOCH

/s/ Mike Beebe - Governor

TIME: 9:40 a.m.

By: Marc Harrison

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

February 20, 2007

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

HOUSE BILL NO. 1293 BY REPRESENTATIVE PICKETT

HOUSE BILL NO. 1357 BY REPRESENTATIVE OVERBEY

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 4:06 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Benny C. Petrus, Chairman

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1293 BY REPRESENTATIVE PICKETT

HOUSE BILL NO. 1357 BY REPRESENTATIVE OVERBEY

/s/ Mike Beebe - Governor

TIME: 4:06 p.m.

By: Sara Agee

Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

Amendment Form

Subtitle of House Bill No. 1338

"AN ACT TO PROVIDE ASSISTANCE WITH FUNERAL COSTS FOR NEEDY ARKANSANS AND TO CREATE A BOARD OF DIRECTORS TO STUDY METHODS FOR PROVIDING FUNERAL ASSISTANCE TO NEEDY ARKANSANS."

Amendment No. 5 to House Bill No. 1338.

Amend House Bill No. 1338 as engrossed, H2/13/07 (version: 02-13-2007 08:51):

Page 6, delete line 20 and add the following:

"17-29-813.(815) Funding contingency.

Implementation of all provisions of this subchapter shall be contingent upon determination by the Chief Fiscal Officer of the State that adequate resources, including without limitation, funding, appropriations, and personnel positions, are available in all affected state agencies."

Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

Amendment Form

Subtitle of House Bill No. 1476

"TO EXEMPT THE YMCA, CITY YEAR, AND ARKANSAS ARTS CENTER FROM
PAYMENT OF SALES AND USE TAX."

Amendment No. 1 to House Bill No. 1476.

Amend House Bill No. 1476 as originally introduced:

Page 1, delete lines 10 through 13 of the TITLE and substitute the following:

"AN ACT TO EXEMPT THE YOUNG MEN'S CHRISTIAN ASSOCIATION (YMCA),
CITY YEAR, ARKANSAS ARTS CENTER, AND ARKANSAS ARTS CENTER
FOUNDATION FROM PAYMENT OF SALES AND USE TAX; AND FOR OTHER
PURPOSES."

AND

Page 1, delete lines 16 through 18 of the SUBTITLE and substitute the
following:

"TO EXEMPT THE YMCA, CITY YEAR, ARKANSAS ARTS CENTER, AND
ARKANSAS ARTS
CENTER FOUNDATION FROM PAYMENT OF SALES AND USE TAX."

AND

Line 49, (20) (page 2) add the following:

"26-53-151. Exemption for Arkansas Arts Center Foundation.

There is exempted from any tax imposed by this subchapter the sale
price of any article of tangible personal property stored, used, distributed,
or consumed within this state by Arkansas Arts Center Foundation."

HOUSE BILL NO. 1569

BY: REPRESENTATIVES WALTERS, BREEDLOVE, D. CREEKMORE,
LAMOUREUX, MEDLEY, OVERBEY, PENNARTZ

BY: SENATORS WILKINSON, ALTES, TRUSTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENHANCE THE PENALTIES FOR OBSCENITY OFFENSES UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1570

BY: REPRESENTATIVE HALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT AMENDING ARKANSAS ELECTION LAW CONCERNING BALLOT BEARERS, AUTHORIZED AGENTS, AND ADMINISTRATORS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1571

BY: REPRESENTATIVE SUMPTER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE MID-SOUTH COMMUNITY COLLEGE FOR THE PURPOSES OF A WELLNESS CENTER IN WEST MEMPHIS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1572

BY: REPRESENTATIVES KIDD, THYER, CASH

BY: SENATOR BOOKOUT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY FOR PREPARING FOR REPLACEMENT OF THE NURSING BUILDING DUE TO SAFETY CONCERNS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1573

BY: REPRESENTATIVE DICKINSON

BY: SENATOR CRITCHER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - NEWPORT FOR CRITICAL MAINTENANCE, EQUIPMENT, LIBRARY RESOURCES AND OTHER COSTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1574

BY: REPRESENTATIVES CASH, THYER, KIDD

BY: SENATOR BOOKOUT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY FOR THE DELTA CENTER FOR ECONOMIC DEVELOPMENT TO MATCH PRIVATE GRANTS FOR CREATING INDUSTRIAL AND BUSINESS DEVELOPMENT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1575

BY: REPRESENTATIVES SUMPTER, SHELBY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE TRAUMA SYSTEM ACT, § 20-13-801 ET SEQ.; TO CREATE THE TRAUMA SYSTEM REVOLVING TRUST FUND; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1576

BY: REPRESENTATIVE OVERBEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 27-14-601 TO PROVIDE THAT MOTOR VEHICLE DEALERS WHO SELL ONLY ALL-TERRAIN VEHICLES SHALL NOT BE ENTITLED TO ISSUANCE OF A DEALER LICENSE PLATE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1577

BY: REPRESENTATIVE HAWKINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS LAW TO RECONCILE THE PROVISIONS REGARDING INFORMATION REQUIRED TO OBTAIN A DRIVER'S LICENSE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1578

BY: REPRESENTATIVE WELLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE THE DISPLAY OF A COPY OF A LICENSE TO CONDUCT A GOING-OUT-OF-BUSINESS SALE; TO REQUIRE THE LICENSE TO PROMINENTLY DISPLAY THE BEGINNING DATE AND THE ENDING DATE OF THE SALE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1579

BY: REPRESENTATIVE WILLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING SPEED LIMITS AND TRAFFIC-CONTROL DEVICES ON COUNTY ROADS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1580

BY: REPRESENTATIVE ROSENBAUM

BY: SENATOR WILKINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE HOLDERS OF DISABLED VETERAN SPECIAL LICENSE PLATES TO PARK IN AREAS DESIGNATED ONLY FOR PERSONS WITH DISABILITIES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1581

BY: REPRESENTATIVE MOORE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ADDRESS COUNTY PROBLEMS WITH BURN BANS; TO AMEND THE SECTION CONCERNING DECLARATION OF A LOCAL DISASTER EMERGENCY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1582

BY: REPRESENTATIVE RAGLAND

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE GAME AND FISH COMMISSION - ELK CENTER FOR MAINTENANCE AND OPERATING EXPENSES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1583

BY: REPRESENTATIVE RAGLAND

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE NORTH ARKANSAS COLLEGE FOR THE NORTH CENTRAL FIRE TRAINING ACADEMY AND DISTANCE LEARNING CENTER; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1584

BY: REPRESENTATIVE RAGLAND

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ARKANSAS STATE POLICE FOR OPERATING EXPENSES OF THE DRUG TASK FORCE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1585

BY: REPRESENTATIVE RAGLAND

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT FOR STATEWIDE AID TO COUNTIES FOR REPAIRS; PURCHASE OF VANS FOR SENIOR CITIZEN CENTERS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1586

BY: REPRESENTATIVE KING

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MODIFY PROVISIONS RELATED TO THE ADVERTISING AND PROMOTION TAXES LEVIED BY CITIES OF THE FIRST CLASS WITH A POPULATION OF FEWER THAN FIVE THOUSAND (5,000) TO ENSURE THAT THE TAXES ARE LEVIED AND COLLECTED ON ALL ENTITIES THAT PROVIDE LODGING AND TO PROVIDE ADEQUATE REPRESENTATION AND PROCEDURES FOR FILLING THE VACANCIES THAT OCCUR ON THESE CITIES' ADVERTISING AND PROMOTIONS COMMISSION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1587

BY: REPRESENTATIVE WOOD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY DEPARTMENT FOR YOUTH CHALLENGE AND C-STEP TEACHER PAY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1588

BY: REPRESENTATIVE WOOD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY DEPARTMENT FOR STATE ASSISTANCE TO THE ARKANSAS ARMY NATIONAL GUARD READINESS CENTERS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1589

BY: REPRESENTATIVES PACE, BERRY, BLOUNT, COOK, GLIDEWELL, HARDY, J. JOHNSON, PATTERSON, RAINEY, SCHULTE

BY: SENATORS BOOKOUT, CAPPS, GLOVER, HENDREN, B. JOHNSON, J. TAYLOR, TRUSTY, WILKINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENABLE THE USE OF ELECTRIC UTILITY POWER LINES TO DEPLOY BROADBAND NETWORKS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY.

HOUSE BILL NO. 1590

BY: REPRESENTATIVE MEDLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF PARKS AND TOURISM FOR U.S. MARSHAL MUSEUM IN FORT SMITH, ARKANSAS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1591

BY: REPRESENTATIVE MEDLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF VETERANS' AFFAIRS FOR THE NATIONAL CEMETERY IN FORT SMITH, ARKANSAS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1592

BY: REPRESENTATIVE MEDLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR COSTS OF THE FIRST STATEWIDE MODEL PROJECT FOR ACUTE CARE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1593

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION SYSTEMS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1594

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1595

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1596

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS DEPARTMENT OF EMERGENCY MANAGEMENT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1597

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1598

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL STADIUM COMMISSION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1599

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF PARKS AND TOURISM; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1600

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE MILITARY DEPARTMENT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1601

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE BOARD OF FINANCE FOR RURAL MEDICAL CLINICS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1602

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE OFFICE OF ATTORNEY GENERAL FOR EXPENSES OF THE CRIMINAL CODE REVISION COMMISSION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1603

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE LAND DEPARTMENT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1604

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ARKANSAS HERITAGE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1605

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1606

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE CROWLEY'S RIDGE TECHNICAL INSTITUTE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1607

BY: REPRESENTATIVE HOYT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE PROCEDURE FOR THE COLLECTION OF DELINQUENT MUNICIPAL, COUNTY, DISTRICT, OR RURAL WATER OR WASTEWATER BILLS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1608

BY: REPRESENTATIVE PENNARTZ

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR MAINTENANCE AND OPERATING EXPENSES OF THE FORT SMITH PUBLIC LIBRARY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1609

BY: REPRESENTATIVE JEFFREY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS PUBLIC DEFENDER COMMISSION FOR EQUIPMENT, SUPPLIES AND VARIOUS EXPENSES IN THE 13TH JUDICIAL DISTRICT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1610

BY: REPRESENTATIVE WILLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HEALTH AND HUMAN SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES FOR CAPITAL IMPROVEMENTS FOR THE CONWAY HUMAN DEVELOPMENT CENTER; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1611

BY: REPRESENTATIVE WILLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE ARKANSAS RIVER CONNECTION PROJECT FOR A FEASIBILITY STUDY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1612

BY: REPRESENTATIVES ANDERSON, HARRIS, PACE, KENNEY, D. HUTCHINSON, HARDWICK, BURKES

BY: SENATORS BISBEE, HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE NORTHWEST ARKANSAS COMMUNITY COLLEGE FOR THE RENOVATION OF BURNS HALL; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1613

BY: REPRESENTATIVES ANDERSON, HARRIS, PACE, KENNEY, D. HUTCHINSON, HARDWICK, BURKES

BY: SENATORS BISBEE, HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE NORTHWEST ARKANSAS COMMUNITY COLLEGE FOR THE RENOVATION OF BURNS HALL; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1614

BY: REPRESENTATIVES ANDERSON, HARRIS, PACE, KENNEY, D. HUTCHINSON, HARDWICK, BURKES

BY: SENATORS BISBEE, HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE NORTHWEST ARKANSAS COMMUNITY COLLEGE FOR THE WORKFORCE TECHNOLOGY CENTER EXPANSION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1615

BY: REPRESENTATIVES ANDERSON, HARRIS, PACE, KENNEY, D. HUTCHINSON, HARDWICK, BURKES

BY: SENATORS BISBEE, HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE NORTHWEST ARKANSAS COMMUNITY COLLEGE FOR TECHNOLOGY INFRASTRUCTURE IMPROVEMENTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1616

BY: REPRESENTATIVE SULLIVAN**BY: SENATORS HORN, HILL**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FOR AGRICULTURE BUILDING CONSTRUCTION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1617

BY: REPRESENTATIVE WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO LIMIT THE USE OF EMINENT DOMAIN BY DEFINING "PUBLIC USE"; TO ABOLISH A LOCAL GOVERNMENT'S RIGHT OF EMINENT DOMAIN TO CONDEMN PRIVATE PROPERTY FOR COMMUNITY REDEVELOPMENT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1618

BY: REPRESENTATIVE D. HUTCHINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY DEPARTMENT FOR THE MILITARY FUNERAL HONORS PROGRAM; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1619

BY: REPRESENTATIVE BURRIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR THE OFFENSE OF DESTRUCTION OR REMOVAL OF A CEMETERY MARKER OR GRAVE MARKER; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1620

BY: REPRESENTATIVE BURRIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR DEFACING OBJECTS OF PUBLIC RESPECT UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1621

BY: REPRESENTATIVES GEORGE, WELLS, OVERBEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND § 5-63-201 CONCERNING THE SALE OF CERTAIN TICKETS IN EXCESS OF REGULAR PRICE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1622

BY: REPRESENTATIVE OVERBEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 26-52-506 TO CLARIFY THAT ALL TAXABLE SERVICES MAY BE PURCHASED TAX FREE AS A SALE FOR RESALE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1623

BY: REPRESENTATIVES REEP, MAXWELL, MOORE, CHEATHAM, E. BROWN, FLOWERS

BY: SENATOR J. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE SOUTHEAST ARKANSAS REGIONAL INTERMODAL AUTHORITY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1624

BY: REPRESENTATIVE D. JOHNSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE CIVIL PENALTIES FOR VIOLATIONS OF ANY STATUTE OR RULE OF THE HVACR LICENSING BOARD; TO ADD CRIMINAL PENALTIES FOR PERFORMING WORK WITHOUT A LICENSE; TO REQUIRE GENERAL LIABILITY INSURANCE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1625

BY: REPRESENTATIVE BOND

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR LEGAL COUNSEL FOR THE ARKANSAS COURT OF APPEALS WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 99 OF 2005; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1626

BY: REPRESENTATIVE D. HUTCHINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR BELLA VISTA LIBRARY IN BENTON COUNTY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1627

BY: REPRESENTATIVE COOPER

BY: SENATOR MILLER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE OZARKA COLLEGE FOR MT. VIEW AND MELBOURNE CAMPUSES IMPROVEMENTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1628

BY: REPRESENTATIVES WALTERS, SULLIVAN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE RICH MOUNTAIN COMMUNITY COLLEGE FOR CONSTRUCTION AND REPAIRS AT THE WALDRON BRANCH; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1629

BY: REPRESENTATIVES NORTON, KING, RAGLAND**BY: SENATORS WOMACK, LAVERTY**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE NORTH ARKANSAS COLLEGE FOR CONSTRUCTION AND IMPROVEMENT OF BUILDINGS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1630

BY: REPRESENTATIVES ADCOCK, L. SMITH, CHESTERFIELD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENSURE THAT PUBLIC EMPLOYEE DISPUTES CAN BE RESOLVED THROUGH DISPUTE RESOLUTION PROCESSES FOR STATE AND LOCAL OFFICERS AND AGENCIES AND GOVERNMENTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1631

BY: REPRESENTATIVE WILLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 18-44-101

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

HOUSE BILL NO. 1632

BY: REPRESENTATIVES KENNEY, ABERNATHY, BERRY, BLOUNT, T. BRADFORD, CHEATHAM, COOK, DICKINSON, EVERETT, HARRIS, J. JOHNSON, LAMOUREUX, M. MARTIN, NORTON, PETRUS, PICKETT, RAINEY, ROSENBAUM, SAUNDERS, WALTERS, WOOD, WAGNER

BY: SENATORS BROADWAY, CRITCHER, BAKER, BOOKOUT, B. JOHNSON, WILKINS, WOMACK, ARGUE, BISBEE

A BILL FOR AN ACT TO BE ENTITLED *AN ACT IN CONCORDANCE WITH THE 2006 ACT 57 ADEQUACY STUDY; TO AMEND THE PUBLIC SCHOOL FUNDING ACT OF 2003 TO INCREASE THE AMOUNT OF PER STUDENT FOUNDATION FUNDING AND CATEGORICAL FUNDING; TO ENSURE THAT EVERY PUBLIC SCHOOL DISTRICT IN THE STATE RECEIVES THE FULL AMOUNT OF FOUNDATION FUNDING; AND FOR OTHER PURPOSES.*

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

EDUCATION FUNDING RECOMMENDATIONS
FOR THE 2007-2009 BIENNIUM



86th General Assembly
of the State of Arkansas

**EDUCATION FUNDING RECOMMENDATIONS
(as adopted on January 22, 2007)**

A. FOUNDATION FUNDING CALCULATIONS FOR INSTRUCTION AND OPERATIONS				
1.	Prototypical School and Class Size		FY08	FY09
	SCHOOL SIZE:			
	Kindergarten, 8%		40	40
	Grades 1-3, 23%		115	115
	Grades 4-12, 69%		345	345
	Prototypical School and Class Size		500	500
2.	School Level Salaries			
(a)	Teacher Salary + Benefits ¹		53,429.00	54,465.00
	Per Student Matrix Expenditure		3,597.40	3,667.10
	Includes: (per pupil amounts)			
(1)	Classroom Teachers	2,221.60		2,264.70
(2)	Specialist Teachers (Physical Education, Art, Music, etc.)	443.50		452.00
(3)	Instructional Facilitators	267.10		272.30
(4)	Special Education	309.90		315.90
(5)	Library Media Specialist	88.20		89.90
(6)	Pupil Support Staff	267.10		272.30
(b)	Principal Salary + Benefits		86,168.00	87,860.00
	Per Student Matrix Expenditure		172.30	175.70
(c)	Secretary Salary + Benefits		34,751.00	35,415.00
	Per Student Matrix Expenditure		139.00	141.70
	School Level Salaries Per Student		3,908.70	3,984.50
3.	Per Pupil Resources			
(a)	Computers and Software		220.00	201.00
(b)	Instructional Materials		160.00	163.20
(c)	Extra Duty Funds ²		50.00	51.00
(d)	Supervisory Aide		49.35	50.35
(e)	Substitutes		59.00	59.00
	Per Pupil Resources		538.35	524.55
4.	Operations			
(a)	Former "carry forward" is divided into three items.		n/a	n/a
(b)	Operations and Maintenance		581.00	581.00
(c)	Central Office		376.00	383.50
(d)	Transportation		286.00	286.00
	Operations Per Student		1,243.00	1,250.50
	Total Per Student Foundation Funding		5,690.00	5,760.00
5.	Other Adjustments			
(a)	Salary components for all certified and non-certified personnel in the matrix are adjusted to include a pro rata amount for the 2006-2007 teacher retirement contribution rate of \$42 per pupil.	--		--
(b)	Calculation to ensure all districts are funded using a 98% collection rate	13,295,100.00		14,170,197.00
	¹ Includes 5 days of teacher continuing education pay (funded at \$96 per pupil in 2006-2007)			
	² Calculated using the teacher salary component figure.			

Education Funding Recommendations (as adopted January 22, 2007), continued:

B. CATEGORICAL FUNDING CALCULATIONS				
			<u>FY08</u>	<u>FY09</u>
1.	Professional Development --			
	To schools, per pupil		41.11	41.11
	To Department of Education, per pupil		8.89	8.89
2.	National School Lunch Students -- per NSL pupil			
	> 90%		1,488.00	1,488.00
	70% - 90%		992.00	992.00
	<70%		496.00	496.00
3.	English Language Learners -- per ELL pupil		293.00	293.00
4.	Tutoring, Extended Day, Summer School		n/a	n/a
5.	Alternative Learning Environments			
(a)	Per full time equivalent ALE student		4,063.00	4,063.00
(b)	Additional Department of Education ALE staff		400,000.00	384,000.00
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C. NON-FOUNDATION FUNDING RECOMMENDATIONS:				
			<u>FY08</u>	<u>FY09</u>
1.	ACSIP Monitoring of categorical spending and instructional facilitators		242,000.00	242,000.00
2.	Declining Enrollment		10,000,000.00	10,000,000.00
3.	Isolated Schools --			
(a)	Isolated Schools		7,896,000.00	7,896,000.00
(b)	Special Needs Isolated Schools		3,000,000.00	3,000,000.00
4.	Growth Funding -- per pupil		5,400.00	5,400.00
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D. RECOMMENDATIONS IN ADDITION TO ADEQUACY				
			<u>FY08</u>	<u>FY09</u>
	Formative Assessment Pilot Program		5,000,000.00	5,000,000.00

**RECALCULATED EDUCATION FUNDING RECOMMENDATIONS
FOR THE 2007-2009 BIENNIUM**

A. FOUNDATION FUNDING CALCULATIONS FOR INSTRUCTION AND OPERATIONS				
1. Prototypical School and Class Size		FY08	FY09	
SCHOOL SIZE:				
	Kindergarten, 8%	40	40	
	Grades 1-3, 23%	115	115	
	Grades 4-12, 69%	345	345	
Prototypical School and Class Size		500	500	
2. School Level Salaries				
(a)	Teacher Salary + Benefits ¹	54,888.00	55,954.00	
	Per Student Matrix Expenditure	3,695.60	3,767.40	
	Includes: (per pupil amounts)			
(1)	Classroom Teachers	2,282.30	2,326.60	
(2)	Specialist Teachers (Physical Education, Art, Music, etc.)	455.60	464.40	
(3)	Instructional Facilitators	274.40	279.80	
(4)	Special Education	318.30	324.50	
(5)	Library Media Specialist	90.60	92.30	
(6)	Pupil Support Staff	274.40	279.80	
(b)	Principal Salary + Benefits	86,168.00	87,860.00	
	Per Student Matrix Expenditure	172.30	175.70	
(c)	Secretary Salary + Benefits	34,751.00	35,415.00	
	Per Student Matrix Expenditure	69.50	70.80	
School Level Salaries Per Student		3,937.40	4,013.90	
3. Per Pupil Resources				
(a)	Computers and Software	220.00	201.00	
(b)	Instructional Materials	160.00	163.20	
(c)	Extra Duty Funds ²	50.00	51.00	
(d)	Supervisory Aide	49.35	50.35	
(e)	Substitutes	59.00	59.00	
Per Pupil Resources		538.4	524.6	
4. Operations				
(a)	Former "carry forward" is divided into three items.	n/a	n/a	
(b)	Operations and Maintenance	581.00	581.00	
(c)	Central Office	376.00	383.50	
(d)	Transportation	286.00	286.00	
Operations Per Student		1,243.00	1,250.50	
Total Per Student Foundation Funding		5,719.00	5,789.00	
5. Other Adjustments				
(a)	Salary components for all certified and non-certified personnel in the matrix are adjusted to include a pro rata amount for the 2006-2007 teacher retirement contribution rate of \$42 per pupil.	--	--	
(b)	Calculation to ensure all districts are funded using a 98% collection rate	13,435,165.00	14,268,625.00	
¹ Includes 5 days of teacher continuing education pay (funded at \$96 per pupil in 2006-2007)				
² Calculated using the teacher salary component figure.				

Recalculated Education Funding Recommendations for the 2007-2009 Biennium, continued:

B. CATEGORICAL FUNDING CALCULATIONS				
			<u>FY08</u>	<u>FY09</u>
1.	Professional Development --			
	To schools, per pupil		41.11	41.11
	To Department of Education, per pupil		8.89	8.89
2.	National School Lunch Students -- per NSL pupil			
	> 90%		1,488.00	1,488.00
	70% - 90%		992.00	992.00
	<70%		496.00	496.00
3.	English Language Learners -- per ELL pupil		293.00	293.00
4.	Tutoring, Extended Day, Summer School		n/a	n/a
5.	Alternative Learning Environments			
(a)	Per full time equivalent ALE student		4,063.00	4,063.00
(b)	Additional Department of Education ALE staff		400,000.00	384,000.00
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C. NON-FOUNDATION FUNDING RECOMMENDATIONS:				
			<u>FY08</u>	<u>FY09</u>
1.	ACSIP Monitoring of categorical spending and instructional facilitators		242,000.00	242,000.00
2.	Declining Enrollment		10,000,000.00	10,000,000.00
3.	Isolated Schools --			
(a)	Isolated Schools		7,896,000.00	7,896,000.00
(b)	Special Needs Isolated Schools		3,000,000.00	3,000,000.00
4.	Growth Funding -- per pupil		5,719.00	5,789.00
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D. RECOMMENDATIONS IN ADDITION TO ADEQUACY				
			<u>FY08</u>	<u>FY09</u>
	Formative Assessment Pilot Program		5,000,000.00	5,000,000.00

RECALCULATION NARRATIVE

1. Foundation Funding Recalculations.

(a) Teacher Salary Component. After the January 22, 2007 joint meeting of the House Education Committee and the Senate Education Committee, at which the two committees adopted "A Report on Legislative Hearings For the 2006 Interim Study on Educational Adequacy", school administrators presented a calculation for the teacher salary component of foundation funding that suggested an error in the recommended calculation. Lawrence O. Picus & Associates were contacted on behalf of the committees about the recalculation and confirmed that they had used incorrect inflators for 2005-2006 and 2006-2007 in their calculation of the teacher salary component. The committees agreed and recalculated the teacher salary component as computed by the school administrators, verified by the Bureau of Legislative Research, and adopted by the committees on February 22, 2007.

(b) Allocation for school level secretaries. The Adequacy Study Oversight Subcommittee recommended one (1) school level secretary be allocated in foundation funding for the 2007-2009 biennium. This was an increase over the Bisbee matrix used in 2003, which had no school level secretary allocation. Due to the admitted uncertainty of Picus in the figures used to develop recommendations for salaries and staffing for school districts, and based on other information provided to the committees, the subcommittee recommended that the interim committees conduct an examination of the practices of school districts. The original recommendation of one school level secretary for the prototypical 500-student school is restored, and the study recommended by the Adequacy Study Oversight Subcommittee should be pursued.

These changes in foundation funding will result in the following increases:

- In 2007-2008, a \$57 per pupil (1.0%) increase in foundation funding for 2007-2008 over the 2006-2007 fiscal year, for a total increase of \$26,049 million; and
- In 2008-2009, a cumulative increase of \$127 per pupil (2.2% cumulative) in foundation funding for the biennium (\$70 per pupil and a 1.2% increase over the 2007-2008 funding), for a total cumulative increase of \$84,088 million for the biennium (\$31,990 million over the 2007-2008 funding).

2. Student Growth Funding.

(a) The committees determined that paying growth funding based on the increase in the two-quarter average daily membership (ADM) for the current school year over the two-quarter ADM for the previous school year produces either duplicate funding or funding for non-existent students in two scenarios:

- As foundation funding is based on the three-quarter ADM of the previous year, school districts that continue to grow are funded double for students who were counted in the two-quarter ADM and who are still in attendance for the three-quarter ADM for foundation funding.
- School districts that decline in enrollment after the second quarter are being funded for students who are no longer attending.

(b) As there is a lack of evidence-based research anywhere in the nation concerning the actual costs of student growth for a school district, it is our recommendation that the General Assembly enact legislation providing for the Department of Education and the Division of Legislative Audit to conduct a thorough study of the financial impact of student growth on public school districts in Arkansas and report back to the General Assembly no later than April 1, 2008. The committees further recommend that student growth funding should be calculated using the current recommendation for per pupil foundation funding to avoid the possibility of inadequate funding until the matter can be further studied.

Therefore, a new funding mechanism of quarterly calculations utilizing the foundation funding recommendations and based on comparisons of each quarter in the current year to the three-quarter ADM in the previous year.

3. 98% Collection Rate.

Updated figures have been provided to calculate the 98% collection adjustment. The new figures are \$13,435,165 for the 2007-2008 school year and \$14,268,625 for the 2008-2009 school year, representing increases of \$140,065 and \$98,428, respectively, over the original education funding recommendations for those years.

HOUSE BILL NO. 1633

BY: REPRESENTATIVES KENNEY, ABERNATHY, BLOUNT, T. BRADFORD, CHEATHAM, COOK, DICKINSON, EVERETT, HARRIS, J. JOHNSON, LAMOUREUX, M. MARTIN, NORTON, PETRUS, PICKETT, RAINEY, ROSENBAUM, SAUNDERS, WALTERS, WOOD, WAGNER

BY: SENATORS BROADWAY, CRITCHER, BAKER, BOOKOUT, B. JOHNSON, WILKINS, WOMACK, ARGUE, BISBEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE ENHANCED EDUCATIONAL FUNDING BY SUPPLEMENTING THE AMOUNT OF PER STUDENT FOUNDATION FUNDING DISTRIBUTED TO SCHOOL DISTRICTS FOR THE 2007-2008 AND 2008-2009 SCHOOL YEARS; AND FOR OTHER PURPOSES.

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

HOUSE RESOLUTION NO. 1018

BY: REPRESENTATIVES NORTON, KING

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED COMMENDING THE ALPENA HIGH SCHOOL SCIENCE AND AGRISCIENCE PROGRAMS FOR EXCELLENCE.

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

HOUSE CONCURRENT RESOLUTION NO. 1014

BY: REPRESENTATIVE THYER

A BILL FOR AN ACT TO BE ENTITLED TO SUSPEND THE JOINT RULES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE TO EXTEND THE TIME FOR FILING APPROPRIATION BILLS.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE MEMORIAL RESOLUTION NO. 1003

BY: REPRESENTATIVE ADCOCK

A BILL FOR AN ACT TO BE ENTITLED IN RESPECTFUL MEMORY OF MR. WILLIE LEE HINTON AND IN RECOGNITION OF HIS MANY CONTRIBUTIONS TO THE STATE OF ARKANSAS AND HIS LOCAL COMMUNITY.

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

SENATE BILL NO. 11

BY: SENATORS MILLER, LAVERTY

BY: REPRESENTATIVES COOK, COOPER, WALTERS

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE TRANSFER OF STUDENTS ENROLLED IN COURSES REQUIRED TO BE TAUGHT BY THE STANDARDS FOR ACCREDITATION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 191

BY: SENATORS STEELE, FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE THE GOVERNOR TO CREATE THE DEPARTMENT OF HEALTH; TO AUTHORIZE THE GOVERNOR TO TRANSFER THE POWERS, DUTIES, APPROPRIATIONS, AND OPERATIONS OF THE DIVISION OF HEALTH OF THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO THE DEPARTMENT OF HEALTH; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 203

BY: SENATORS MADISON, *BAKER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT THAT COLLEGE JUNIORS TAKE THE COLLEGIATE ASSESSMENT OF ACADEMIC PROFICIENCY EXAM, THE "RISING JUNIOR EXAM"; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 294

BY: SENATORS B. PRITCHARD, ALTES, MADISON

BY: REPRESENTATIVES BERRY, EDWARDS, GLIDEWELL, HARDWICK, HARRIS, HOUSE, RAGLAND, SCHULTE, WALTERS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO EXEMPT NURSING FACILITIES THAT PROVIDE NURSING CARE EXCLUSIVELY UNDER LIFE-CARE FACILITY CONTRACTS FROM THE STATE'S QUALITY ASSURANCE FEE; AND FOR OTHER PURPOSES.*

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

SENATE BILL NO. 295

BY: SENATOR MILLER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND PORTIONS OF ARKANSAS LAW RELATED TO DAMAGED MOTOR VEHICLES; AND FOR OTHER PURPOSES.

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

Upon motion of Representative David Evans, the House adjourned at 4:48 p.m. until 1:30 p.m., Wednesday, February 21, 2007.

ATTEST:

Benny C. Petrus
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

