

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

Little Rock, Arkansas
February 21, 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, Reverend Reginald Cleaver, Pastor, Mt. Pleasant A.M.E. 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.

COMMITTEE REPORT

	February 21, 2007
AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS	LINDA CHESTERFIELD CHAIRPERSON
HOUSE RESOLUTION NO. 1017	DO PASS
BY REPRESENTATIVE S. DOBBINS	NON-CONTROVERSIAL

COMMITTEE REPORT

	February 21, 2007
CITY, COUNTY AND LOCAL AFFAIRS	STEPHANIE FLOWERS CHAIRPERSON
HOUSE BILL NO. 1437	DO PASS
BY REPRESENTATIVE SHELBY	
HOUSE BILL NO. 1499	DO PASS
BY REPRESENTATIVE D. EVANS	
HOUSE BILL NO. 1503	DO PASS
BY REPRESENTATIVE KEY	
HOUSE BILL NO. 1523	DO PASS
BY REPRESENTATIVE WALTERS	
HOUSE BILL NO. 1524	DO PASS
BY REPRESENTATIVE EDWARDS	

COMMITTEE REPORT

	February 21, 2007
INSURANCE AND COMMERCE	SID ROSENBAUM CHAIRPERSON
HOUSE BILL NO. 1514	DO PASS
BY REPRESENTATIVE WEBB	
SENATE BILL NO. 24	DO PASS
BY SENATOR MADISON	

COMMITTEE REPORT

	February 21, 2007
STATE AGENCIES AND	JEFF WOOD
GOVERNMENTAL AFFAIRS	CHAIRPERSON
HOUSE BILL NO. 1439	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1509	DO PASS
BY REPRESENTATIVE HARDWICK	
SENATE BILL NO. 229	DO PASS
BY SENATOR FARIS	
SENATE BILL NO. 230	DO PASS
BY SENATOR FARIS	AS AMENDED #3

COMMITTEE REPORT

	February 21, 2007
RULES	DAVID DUNN
	CHAIRPERSON
HOUSE BILL NO. 1490	DO PASS
BY REPRESENTATIVE HARRIS	
SENATE BILL NO. 16	DO PASS
BY SENATOR R. THOMPSON	

Upon motion of Representative Allen, **HOUSE BILL NO. 1444** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1444

Amend **HOUSE BILL NO. 1444** as originally introduced:

Add Representatives E. Brown, Chesterfield, Davis, S. Dobbins, and Walters as cosponsors of the bill

AND

Page 1, line 9, delete "OF CERTAIN" and substitute "OF THE"

AND

Page 1, delete lines 10 through 12, and substitute the following:

"COMMUNICABLE DISEASE OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) CARRIED BY INMATES OR EMPLOYEES OF THE DEPARTMENT OF CORRECTION; TO REQUIRE TESTING OR SCREENING OF EMPLOYEES AND INMATES UNDER CERTAIN"

AND

Page 1, line 16, delete "OF CERTAIN" and substitute "OF THE"

AND

Page 1, delete lines 17 through 19, and substitute the following:

"COMMUNICABLE DISEASE OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) CARRIED BY INMATES OR EMPLOYEES OF THE DEPARTMENT OF CORRECTION AND TO REQUIRE TESTING OR SCREENING OF EMPLOYEES AND INMATES UNDER"

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 12-27-103 is amended to read as follows:

12-27-103. Department of Correction - Creation - Powers and duties.

(a) There is established, under the supervision, control, and direction of the Board of Corrections, a Department of Correction.

(b) The Department of Correction shall have the following functions, powers, and duties, administered in accordance with the policies, rules, and regulations promulgated by the Board of Corrections:

(1) The Department of Correction shall have exclusive jurisdiction over the care, charge, custody, control, management, administration, and supervision of all persons and offenders committed to, or in the custody of, the state penitentiary;

(2) The ~~department~~ Department of Correction shall assume management and control over all properties, both real and personal, facilities, books, records, equipment, supplies, materials, contracts, funds, moneys, equities, and all other properties belonging to the state penitentiary, except those deemed by the board to be more appropriate for placement in the Department of Community Correction. The Department of Correction shall administer said properties in accordance with the provisions of this act and other laws applicable to the administration of the state correctional system;

(3) The Department of Correction shall assume all obligations, contracts, indebtedness, liabilities, and other obligations of the state penitentiary system existing on March 1, 1968;

(4)(A) The Department of Correction shall have custody, management, and control over all institutions and facilities, and the inmates therein, now belonging to the state penitentiary or hereafter established by the Department of Correction for the custodial correction and rehabilitation of persons committed to the ~~department~~ Department of Correction for its care, except for those institutions established by or transferred to the Department of Community Correction.

(B) Legal custody of inmates transferred to the Department of Community Correction shall remain with the Department of Correction unless altered by court order;

(5) The Department of Correction shall establish and operate classification committees, diagnosis and treatment programs, and such other programs as may be desirable to fulfill the purposes of this act;

(6) The Department of Correction shall employ such officers, employees, and agents and shall secure such offices and quarters as are deemed necessary to discharge the functions of the Department of Correction;

(7) The Department of Correction shall receive all offenders committed to the Department of Correction for conviction of felonies or other offenses, the punishment of which is commitment to the penitentiary under the laws of this state, and shall be responsible for the care, custody, and correction of such persons pursuant to policies established by the Board of Corrections;

(8) The Department of Correction shall operate all farming, livestock, industries, and other income-producing facilities of the Department of Correction and shall sell the products of its industries and farms in the manner provided by law;

(9) The Department of Correction may establish and operate regional adult detention facilities, provided funds therefor have been authorized and appropriated by the General Assembly;

(10) The Department of Correction shall cooperate with municipalities and counties in this state in providing consulting services when requested with respect to detention and correctional facilities operated by the municipalities or counties;

(11) The Department of Correction shall cooperate with law enforcement agencies of this state, the United States, institutions of this state for the detention, custody, and care of delinquent and dependent juveniles, and with all agencies and departments of this state offering services or programs of welfare, rehabilitation, and other services for the benefit of persons committed to the Department of Correction;

(12) The Department of Correction may accept gifts, grants, and funds from public and private sources with prior approval of the Board of Corrections and administer the same in furtherance of the purposes of this act;

(13)(A) The Department of Correction shall have the authority to issue warrants for the retaking of any person who, committed to its custody, unlawfully escapes therefrom.

(B) The warrant shall:

(i) Authorize all law enforcement officials of this state to take custody and return the person named therein to the custody of the Department of Correction; and

(ii) Authorize all law enforcement officials of this state, any other state, and the federal government to take custody and detain the person in any suitable detention facility while awaiting further transfer to the Department of Correction;

(14) The Department of Correction may cooperate with and contract with the federal government, governmental agencies of Arkansas and other states, political subdivisions of Arkansas, and private contractors to provide and improve correctional operations;

(15) The Department of Correction shall cooperate with the Department of Community Correction, the Post Prison Transfer Board, the Arkansas Sentencing Commission, judicial districts, municipalities, and counties in this state in providing guidance and services required to ensure a full range of correctional options for the state as a whole;

(16) The Department of Correction shall provide support to the Department of Community Correction as determined by the Board of Corrections;

(17) The Department of Correction shall assist the Board of Corrections in the furtherance of its goals by staffing the specific charges articulated for it through legislation and by the Board of Corrections; and

(18) The Department of Correction shall establish programs of research, evaluation, statistics, audit, and planning, including studies and evaluation of the performance of various functions and activities of the ~~department~~ Department of Correction and studies affecting the treatment of offenders and information about other programs; and

(19) The Department of Correction shall provide:

(A) Testing or screening of each employee of the Department of Correction on at least a yearly basis for human immunodeficiency virus (HIV); and

(B) Counseling regarding treatment options if an employee of the Department of Correction tests positive for human immunodeficiency virus (HIV).

SECTION 2. Arkansas Code § 12-29-112 is amended to read as follows:

12-29-112. Discharge or release.

(a) Inmates released upon completion of their term or released on parole shall be supplied with satisfactory clothing and a travel subsidy as prescribed by the Board of Corrections.

(b) Upon release of any inmate from any unit or center of the Department of Correction, the department shall provide transportation for the inmate to the closest commercial transportation pick-up point.

(c) Before the release of an inmate from any unit or center of the department, the department shall provide:

(1) Testing or screening of the inmate for human immunodeficiency virus (HIV); and

(2) Counseling regarding treatment options if the inmate tests positive for human immunodeficiency virus (HIV)."

/s/ Fred Allen

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Bond, **HOUSE BILL NO. 1535** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1535

Amend **HOUSE BILL NO. 1535** as originally introduced:

Page 6, delete line 6 and substitute the following:

"payable from the Public School Insurance Trust Fund.

SECTION 13. Arkansas Code § 6-20-1512 is amended to read as follows:

6-20-1512. Disposition of funds.

(a) All funds received by the State Insurance Department as premiums, adjustments, earnings, and the like, as provided in this subchapter, shall be deposited into the Public School Insurance Trust Fund and used for the following purposes, listed in a descending order of priority:

(1) To defray administrative costs;

(2) To pay claims; and

(3) To maintain the ~~Permanent Insurance Reserve Fund of two million dollars (\$2,000,000); and~~

~~(4) To pay back the initial loan of two million dollars (\$2,000,000)~~
Public School Insurance Trust Fund."

/s/ Will Bond

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Sullivan, **HOUSE BILL NO. 1342** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1342

Amend **HOUSE BILL NO. 1342** as engrossed,
H2/2/07 (version: 02-02-2007 08:40)

Delete the title in its entirety and substitute:

"AN ACT TO STUDY RAISING THE SPEED LIMITS ON THE ARKANSAS PRIMARY HIGHWAY NETWORK; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO STUDY RAISING THE SPEED LIMITS ON THE ARKANSAS PRIMARY HIGHWAY NETWORK."

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 27, Chapter 51, Subchapter 2 is amended to add an additional section to read as follows:

27-51-215. Arkansas Primary Highway Network study.

(a) The State Highway Commission shall conduct a study of the Arkansas Primary Highway Network to determine whether the minimum speed limits and maximum speed limits of the network can be raised in any locations on the network based on the engineering analysis, traffic analysis, and other analysis of characteristics of each location.

(b)(1) The study shall include an impact analysis of raising the minimum speed limit and maximum speed limit in regard to:

(A) Pleasure vehicles licensed under § 27-14-601 or similarly licensed vehicles from other states;

(B) Trucks with a gross loaded weight of twenty thousand pounds (20,000 lbs.) or less; and

(C) Trucks with a gross loaded weight of more than twenty thousand pounds (20,000 lbs.).

(2) The impact analysis shall take into consideration the costs and benefits to the citizens of this state, the costs and benefits to the trucking industry, the costs and benefits to the insurance industry, and an explanation of any other costs and benefits that can be ascertained based on the available data.

(c) The study shall also include:

(1) Findings related to the minimum speed limit and maximum speed limit on two-lane highways and four-lane highways in the Arkansas Primary Highway Network; and

(2) Recommendations as to which, if any, vehicles should be exempt from any proposed speed limit changes.

(d) Upon completion of the study, the commission shall increase the speed limit on any two-lane highway or four-lane highway to sixty-five (65) miles per hour if the findings of the study support the increase on a particular two-lane highway or four-lane highway.

(e) The commission shall prepare its findings and recommendations in a written report and present the report to the Legislative Council on or before September 15, 2008."

/s/ Scott Sullivan

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hall, **HOUSE BILL NO. 1474** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1474

Amend **HOUSE BILL NO. 1474** as originally introduced:

By deleting Representatives Abernathy, T. Bradford and Cash as co-sponsors of the bill

/s/ Clark Hall

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

/s/ Ms. Jo Renshaw
Chief Clerk

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

AMENDMENT NO. 1 TO HOUSE BILL NO. 1478

Amend **HOUSE BILL NO. 1478** as originally introduced:

Page 17, delete lines 20-22 and substitute the following:

"(c)(1) The Division of Legislative Audit shall conduct an annual financial audit of each education service cooperative.

(2) However, if the division is precluded from performing the audit in accordance with Government Auditing Standards, the Division may retain the services of a licensed certified public accountant to conduct an annual audit."

AND

Page 23, delete SECTION 26 in its entirety.

/s/ Betty Pickett

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Pennartz, **HOUSE CONCURRENT RESOLUTION NO. 1013** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE CONCURRENT RESOLUTION NO. 1013

Amend **HOUSE CONCURRENT RESOLUTION NO. 1013** as originally introduced:
Add Representative Breedlove as a cosponsor of the resolution

/s/ Tracy Pennartz

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Overbey, **HOUSE BILL NO. 1085** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1085

Amend **HOUSE BILL NO. 1085** as engrossed,

H2/8/07 (version: 02-08-2007 08:49):

Page 2, delete lines 8 through 12, and substitute the following:

"(3) Subdivision (a)(2) of this section applies only if:

(A) The respective city is a member of the Arkansas Public Employees' Retirement System; or

(B) Approved by the governing body of the city."

AND

Page 2, delete lines 19 through 23, and substitute the following:

"(6) Subdivision (a)(5) of this section applies only if:

(A) The respective city is a member of the Arkansas Public Employees' Retirement System; or

(B) Approved by the governing body of the city."

AND

Page 2, delete lines 35 and 36

AND

Page 3, delete lines 1 through 4, and substitute the following:

"(3) Subdivision (a)(2) of this section applies only if:

(A) The respective city is a member of the Arkansas Public Employees' Retirement System; or

(B) Approved by the governing body of the city."

AND

Page 3, delete lines 18 through 23, and substitute the following:

"(3) Subdivision (a)(2) of this section applies only if:

(A) The respective city is a member of the Arkansas Public Employees' Retirement System; or

(B) Approved by the governing body of the city."

/s/ George Overbey

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Harris, **HOUSE BILL NO. 1098** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1098

Amend **HOUSE BILL NO. 1098** as originally introduced:

Page 1, delete everything after the enacting clause, and substitute the following:

"SECTION 1. Arkansas Code § 24-10-405 is amended to read as follows:
24-10-405. Employer accumulation account - Contributions.

(a) The employer accumulation account as created by this section shall be the account in which shall be accumulated the contributions made by employers for annuities and from which shall be made transfers as provided in this chapter.

(b) When paid to the Arkansas Local Police and Fire Retirement System, the employer contributions provided for in this section shall be credited to the employer accumulation fund account of the employer making the contributions.

(c) When an annuity first becomes due and payable to or on behalf of a member, there shall be transferred to the retirement reserve account from his or her employer's account in the employer accumulation account the difference between the reserve for the annuity and the accumulated contributions standing to his or her credit in the members' deposit account at the time the annuity first becomes due and payable.

(d)(1) A separate account shall be maintained in the employer accumulation account for each employer.

(2) No paid service employer shall be responsible for the employer accumulation account liabilities of another paid service employer.

(e) Each paid service employer's contributions to the system shall be the total of the contribution amounts provided for in subsections (f) and (g) of this section, and the contributions shall be subject to the provisions of subsection (h) of this section.

(f)(1) For each paid service employer, the actuary shall annually compute the rate of contributions, expressed as a percent of active member pays, which will cover the benefit costs of its employees participating in the system.

(2) The actuarial valuation determining the contribution rate shall be based upon such financial assumptions as shall be established by the Board of Trustees of the Arkansas Local Police and Fire Retirement System after consulting with the actuary.

(3) The board shall annually certify to the governing body of each employer the contribution rate so determined, and each employer shall pay contributions based on that rate to the system during the employer's next fiscal year, which begins six (6) months or more after the date of the board certification.

(4) The payments shall be made in such manner and form, and in such frequency, and shall be accompanied by such supporting data, as the board shall determine.

(5) When received, the payments shall be credited to the employer's account in the employer accumulation account.

(g) Each employer shall provide its share as determined by the board of the administrative expenses of the system and shall pay that amount to the system to be credited to the income-expense account.

(h)(1) Except under subdivision (h)(2) of this section, the paid service employer's total contributions to the system, expressed as a percent of active member pays, in any employer fiscal year beginning with the second fiscal year that the political subdivision is an employer shall not exceed its total contributions for the immediately preceding fiscal year, expressed as a percent of active member pays, by more than one percent (1%).

(2) However, an increase in the paid service employer's contributions to the system may exceed the limit of one percent (1%) per year imposed under subdivision (h)(1) of this section if the board certifies to the governing body of each paid service employer that the increase in the paid service employer's contribution rate is the direct result of increased benefit costs mandated by changes in the law made by the ~~Eighty-fourth regular session~~ of the General Assembly.

(i)(1) For each volunteer service employer, the actuary shall annually compute the rate of contributions that will cover the benefit costs of its employees participating in the system as determined by policy established by the Board of Trustees of the Arkansas Local Police and Fire Retirement System.

(2) The actuarial valuation determination of the contribution rate shall be based upon financial assumptions established by the board following consultation with the actuary.

(3) The board shall certify annually to the governing body of each employer the determined contribution rate, and each employer shall pay contributions based on the determined rate to the system during the employer's next fiscal year that begins six (6) months or more from the date of the board certification.

(4) The board shall determine required supporting data and the manner, form, and frequency in which payments shall be made.

(5) The board shall establish necessary additional policies regarding volunteer service employers that are required to meet the financial objectives of the system under this subchapter.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Arkansas Local Police and Fire Retirement System laws concerning the uniformed contribution rate for volunteer locations and the amount of prior service recognized for new volunteer departments need to be updated to meet the financial objectives of the system; that the sooner these changes are made, the sooner these locations and departments may reap the benefits of this act; and that this act is necessary because time is of the essence so the system may operate efficiently and equitably. 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:

- (1) The date of its approval by the Governor;
- (2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or
- (3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

/s/ Eric Harris

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Rainey, HOUSE BILL NO. 1496 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1496

Amend HOUSE BILL NO. 1496 as originally introduced:

Page 1, line 34, delete "A written" and substitute "A notarized written"

/s/ David Rainey

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative House, HOUSE BILL NO. 1461 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1461

Amend HOUSE BILL NO. 1461 as originally introduced:

Page 2, delete lines 11 through 36 and substitute:

"SECTION 3. Arkansas Code Title 27, Chapter 24, Subchapter 3 is amended to add an additional section to read as follows:

27-24-306. Other public entities.

(a) The following public entities may apply for special license plates under this subchapter through their directors, chairs, or other authorized representatives:

(1) Regional airports authorized under the Regional Airport Act, § 14-362-101 et seq.; and

(2) Regional water distribution districts authorized under The Regional Water Distribution Act, § 14-116-101 et seq.

(b) An application submitted under this section shall include the following:

(1) The payment of one dollar (\$1.00) for each motor vehicle to be licensed; and

(2) An affidavit by the director, chair, or other authorized representative that states that:

(A) The public entity exists to serve a public purpose; and

(B) The motor vehicle to which the special license plate is attached is:

(i) Owned by the public entity; and

(ii) Used exclusively for the business of the public entity.”

AND

Page 3, delete lines 1 through 2 entirely

/s/ Jim House

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Kenney, **HOUSE BILL NO. 1632** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1632

Amend **HOUSE BILL NO. 1632** as originally introduced:

Add Representatives Blount, Bradford, Cheatham, Cook, Dickinson, Everett, Harris, J. Johnson, Lamoureux, Martin, Norton, Petrus, Pickett, Rainey, Rosenbaum, Saunders, Walters, and Wood as cosponsors of the bill.

AND

Add Senators Broadway, Critcher, Baker, Bookout, B. Johnson, Wilkins, and Womack, Argue, Bisbee as cosponsors of the bill.

AND

Page 1, delete line 9 and substitute the following:

"AN ACT IN CONCORDANCE WITH THE 2006 ACT 57 ADEQUACY STUDY; TO AMEND THE PUBLIC SCHOOL FUNDING ACT OF"

AND

Page 1, delete SECTION 1 in its entirety and substitute the following:

"SECTION 1. DO NOT CODIFY. ACT 57 COMPLIANCE.

The General Assembly declares this act to be in concordance with the study of the state's system of public education conducted in 2006 by the Adequacy Study Oversight Subcommittee, the House Interim Committee on Education, and the Senate Interim Committee on Education in compliance with Act 57 of the Second Extraordinary Session of 2003.

SECTION 2. Arkansas Code § 6-20-2303(11) through (22), concerning the definitions relating to public school funding, are amended to read as follows:

(11) "Miscellaneous funds" means those funds:

(A) ~~collected either in the average of the previous five (5) school years or~~ Collected in the previous school year, ~~whichever is less,~~ and reported to the Department of Education by April 15 of each school year; and

(B) ~~from~~ Consisting of:

(i) ~~funds~~ Funds received by a school district from federal forest reserves, federal grazing rights, federal mineral rights, federal impact aid, federal flood control, wildlife refuge funds, severance taxes,; and

(ii) ~~funds~~ Funds received by the school district in lieu of taxes, ~~and local sales and use taxes dedicated to education pursuant to §§ 26-74-201 et seq., 26-74-301 et seq., 26-75-301 et seq., and 14-164-301 et seq.;~~

(12)(A) "National school lunch students" means those students or the percentage of enrolled students from low socioeconomic backgrounds as indicated by eligibility for free or reduced-price meals under the National School Lunch Act as determined on October 1 of each previous school year and submitted to the department, unless the school district is identified by the department as participating in the special assistance certification and reimbursement alternative implemented under 42 U.S.C. § 1759a, as interpreted in 7 C.F.R. § 245.9.

(B)(i) If the school district is participating under 42 U.S.C. § 1759a, then for purposes of funding under § 6-20-2305(b), such a school district's annual percentage of national school lunch students shall be equal to the percentage submitted in the base year, which means the last school year for which eligibility determinations were made and meal counts were taken by type ~~except for the 2005-2006 school year as explicated in subdivision (12)(B)(ii) of this section.~~

~~(ii) If a school district received funding for national school lunch students in the 2004-2005 school year as though one hundred percent (100%) of its students were eligible for free meals because of the school district's participation under 42 U.S.C. § 1759a, then that school district shall be funded for the 2005-2006 school year based upon the October 1, 2005, submission by a school district to the department if the school district has completed a new student eligibility determination and submitted that new eligibility determination to the department by October 1, 2005;~~

(13) "Net revenues" means actual revenues received from ad valorem taxes collected on behalf of a school district, multiplied by the uniform rate of tax over the total millage rate of the school district.

~~(13)~~(14) "Previous year" or "previous school year" means the school year immediately preceding the school year or fiscal year in which funds are allocated;

~~(14)(A)~~ (15)(A) "Professional development" means a coordinated set of planned learning activities for teachers and administrators that are standards-based.

(B) Professional development shall result in individual, schoolwide, and systemwide improvement designed to ensure that all students demonstrate proficiency in the state academic standards;

(16)(A) "Revenues" means:

(i) The following items collected or received on behalf of a school district:

(a) Current year ad valorem taxes; plus

(b) Delinquent ad valorem taxes; plus

(c) Homestead tax credit; plus

(d) Interest earned on any tax funds held in trust; less

(ii) All costs and net commissions relating to the collection of ad valorem taxes authorized by law that are collected or withheld for later distribution by the county offices.

(B) On or before March 31 of each year, the Assessment Coordination Department shall compile the revenues for each school district for the calendar year preceding the end of the school fiscal year.

(C) The calculation of revenues shall be made in accordance with rules established by the Assessment Coordination Department.

~~(15)~~(17) "School district" means a geographic area with an elected board of directors that qualifies as a taxing unit for purposes of ad valorem property taxes under title 26 of the Arkansas Code, which board conducts the daily affairs of public schools pursuant to the supervisory authority vested in it by the General Assembly and title 6 of the Arkansas Code;

~~(16)~~(18) "Secondary vocational area center" means a public secondary vocational institution organized for the specific purpose of educating high school students in specific occupational or vocational areas and serving students from more than one (1) participating school district;

~~(17)~~(19) "Special education catastrophic occurrences" means individual cases in which special education and related services required by the individualized education program of a particular student with disabilities are unduly expensive, extraordinary, or beyond the routine and normal costs associated with special education and related services provided by a school district and funding is pursuant to rules promulgated by the state board;

~~(18)~~(20) "State foundation funding aid" means the amount of state financial aid provided to each school district and computed as the difference between the foundation funding amount established by the General Assembly and the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district plus ~~seventy-five percent (75%) of the~~ miscellaneous funds of the school district;

~~(19)(A)~~(21) "Student growth funding" means the amount of state financial aid provided to each school district from funds made available for ~~that purpose~~ the growth in the average daily membership for the school district.

~~(B) For school years 2005-2006 and 2006-2007, student growth funding is calculated as five thousand four hundred dollars (\$5,400) multiplied by the increase, if any, in the school district's two-quarter average of the average daily membership of the current school year over the local school district's two-quarter average of the average daily membership for the previous school year, excluding any increase resulting solely from consolidation or annexation with another school district;~~

~~(20)~~(22) "Teachers of the gifted and talented" means individuals certified by the state board to teach students identified as gifted and talented;

~~(21)~~(23) "Technology" means any equipment for instructional purposes that is electronic in nature, including, but not limited to, computer hardware, computer software, Internet connectivity, and distance learning; and

~~(22)~~(24) "Uniform rate of tax" means a uniform rate of ad valorem property tax of twenty-five (25) mills to be levied on the assessed value of all taxable real, personal, utility, and regulated carrier property in the state to be used solely for the maintenance and operation of the public schools as required by Arkansas Constitution, Article 14, § 3, as amended by Arkansas Constitution, Amendments 11, 40, and 74."

AND

Page 2, delete line 6 through page 3, line 24, and substitute the following:

"(a)(1)(A) For each school year, each school district shall receive state foundation funding aid computed as the difference between the foundation funding amount pursuant to subdivision (a)(2) of this section and the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district plus ~~seventy-five percent (75%)~~ of the miscellaneous funds of the school district.

(B) The Department of Education shall distribute state foundation funding aid to each school district in eleven (11) equal monthly payments.

~~(2)(A) For the 2005-2006 school year, the foundation funding amount is equal to five thousand four hundred eighty-six dollars (\$5,486) multiplied by the district's average daily membership for the previous school year.~~

~~(B)(2)(A) For the 2006-2007~~ 2007-2008 school year, the foundation funding amount is equal to ~~five thousand six hundred twenty dollars (\$5,620)~~ five thousand seven hundred nineteen dollars (\$5,719) multiplied by the school district's average daily membership for the previous school year.

(B) For the 2008-2009 school year, the foundation funding amount is equal to five thousand seven hundred eighty-nine dollars (\$5,789) multiplied by the school district's average daily membership for the previous school year."

AND

Page 3, delete line 33 through page 4, line 8 and substitute the following:

~~"(3)(A) During the 2006-2007, school year, a A school district with an that has experienced a decline in average daily membership over the two (2) immediately preceding school years that is less than the school district's previous year's average daily membership shall receive:~~

~~(i) Declining enrollment funding equal to the difference between the average of the two (2) immediately preceding years' average daily memberships and the average daily membership for the previous school year multiplied by five thousand six hundred twenty dollars (\$5,620), the amount of foundation funding set forth in subdivision (a)(2) of this section; or"~~

AND

Page 4, delete line 18 and substitute the following:

"604.

(C) No school district shall receive both declining enrollment funding under subdivision (a)(3)(A)(i) of this section and student growth funding under § 6-20-2303(21).

(4)(A) By the end of each school fiscal year, for a school district whose net revenues are less than the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district, the department shall distribute to the school district the difference between:

(i) The net revenues of the school district; and

(ii) The sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district.

(B) For a school district whose net revenues are more than the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district, the department, under the authority of § 6-20-2306, shall recoup from the school district an amount equal to the difference between:

(i) The net revenues of the school district; and

(ii) The sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district."

AND

Page 4, delete lines 22-36 and substitute the following:

~~"(2)(A)(i) For school years 2005-2006 and 2006-2007 Beginning with the 2007-2008 school year, alternative learning environment funding and secondary vocational area center funding shall be ~~three thousand two hundred fifty dollars (\$3,250)~~ four thousand sixty-three dollars (\$4,063) multiplied by:~~

(i) ~~The~~ the number of identified alternative learning environment students enrolled during the previous school year; ~~and~~

~~(ii) The number of students enrolled in a secondary vocational area center during the previous school year.~~

~~(B)(ii)~~ Funding for students in alternative learning environments shall be distributed based on rules promulgated by the State Board of Education.

~~(C)(B)(i)~~ Beginning with the 2007-2008 school year, secondary vocational area center funding shall be three thousand two hundred fifty dollars (\$3,250) multiplied by the number of students enrolled in a secondary vocational area center during the previous school year.

(ii) Funding for students in secondary vocational area centers shall be distributed based on rules promulgated by the State Board of Workforce Education and Career Opportunities."

AND

Page 5, delete line 13 and substitute the following:

"Education and are a supplement to funding for national school"

AND

Page 5, line 33, delete remaining SECTIONS 3, 4, and 5 and substitute the following:

"SECTION 4. Arkansas Code § 6-20-2305(b)(5), concerning categorical funding for professional development, is amended to read as follows:

(5)(A) Beginning with school year 2007-2008, Professional professional development funding ~~for school years 2005-2006 and 2006-2007~~ shall be equal to an amount of up to fifty dollars (\$50.00) multiplied by the school district's previous school year average daily membership.

(B) Funding for professional development for teachers in Arkansas public schools shall be used for professional development ~~training conferences, materials, and other professional development activities~~ and materials that improve the knowledge of teachers, administrators, and paraprofessionals concerning effective instructional strategies, methods, and skills for improving teaching practices and student academic achievement as outlined in rules promulgated by the State Board of Education.

SECTION 5. Arkansas Code § 6-20-2305(c), concerning isolated funding, student growth funding, and special education-catastrophic occurrences funding, is amended to read as follows:

(c) Isolated funding under § 6-20-601, student growth funding, and special education-catastrophic occurrences funding shall be funded as follows:

(1) Isolated funding and special education-catastrophic occurrences funding shall be allocated and funded to school districts in a line item appropriation within the Public School Fund pursuant to law or rules promulgated by the State Board of Education; and

(2)(A) Student growth funding is calculated as the sum of the following amounts:

(i) One quarter (1/4) of the per student foundation funding for the school district under § 6-20-2305(a)(2) multiplied by the increase, if any, of each of the following:

(a) The school district's quarterly average daily membership for the first quarter of the current school year over average daily membership of the previous school year;

(b) The school district's quarterly average daily membership for the second quarter of the current year over the average daily membership of the previous school year;

(c) The school district's quarterly average daily membership for the third quarter of the current school year over the daily membership of the previous school year; and

(d) The school district's quarterly average daily membership for the fourth quarter of the current school year over the average daily membership of the previous school year; and

(ii) excluding Excluding any increase resulting solely from consolidation or annexation with another school district;

(B) The State Board of Education shall establish by rule the timing of distributions of student growth funding and the mechanism for determining the quarterly average daily membership to be used in calculating student growth funding under this subsection (c).

SECTION 6. NOT TO BE CODIFIED. The document attached hereto titled "Education Funding Recommendations for the 2007-2009 Biennium", contains the Education Funding Recommendations of the Adequacy Study Oversight Subcommittee, the House Interim Committee on Education, and the Senate Interim Committee on Education. Since January 22, 2007, when those recommendations were adopted by the House Education Committee and the Senate Education Committee, some calculation errors were identified and recalculations were made. The recalculations are also contained in this document in narrative form. This document and its final recommendations are specifically adopted by the House Education Committee and the Senate Education Committee and recommended to the General Assembly. The document, "Education Funding Recommendations for the 2007-2009 Biennium", shall be filed in the journals of the House and Senate.

SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the 2006 Act 57 study recommended that foundation funding and categorical funding be increased for the 2007-2008 and 2008-2009 school years; that the method of calculating the state foundation funding aid should be changed to ensure that all public school districts receive the full amount of foundation funding; and that this act is immediately necessary to ensure that public school districts receive adequate foundation funding for the 2007-2008 school year. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2007.

/s/ Mike Kenney

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

/s/ Ms. Jo Renshaw

Chief Clerk

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
<hr/>			
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
<hr/>			
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
<hr/>			
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
<hr/>			
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.

Upon motion of Representative Kenney, **HOUSE BILL NO. 1632** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1632

Amend **HOUSE BILL NO. 1632** as originally introduced:

Page 5, immediately following SECTION 5, add two additional sections to read as follows:

"SECTION 6. Arkansas Code § 6-17-2403(b) and (c), concerning the minimum teacher compensation schedule, is amended to read as follows:

~~(b)(1) In school year 2004-2005, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:~~

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$27,500	\$31,625
1	27,950	32,125
2	28,400	32,625
3	28,850	33,125
4	29,300	33,625
5	29,750	34,125
6	30,200	34,625
7	30,650	35,125
8	31,100	35,625
9	31,550	36,125
10	32,000	36,625
11	32,450	37,125
12	32,900	37,625
13	33,350	38,125
14	33,800	38,625
15	34,250	39,125

~~(2) In school year 2005-2006, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:~~

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$27,940	\$32,131
1	28,390	32,631
2	28,840	33,131
3	29,290	33,631
4	29,740	34,131
5	30,190	34,631
6	30,640	35,131
7	31,090	35,631
8	31,540	36,131
9	31,990	36,631
10	32,440	37,131
11	32,890	37,631
12	33,340	38,131
13	33,790	38,631
14	34,240	39,131
15	34,690	39,631

(c) ~~In school year 2006-2007 and each school year thereafter, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:~~

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$28,611	\$32,902
1	29,061	33,402
2	29,511	33,902
3	29,961	34,402
4	30,411	34,902
5	30,861	35,402
6	31,311	35,902
7	31,761	36,402
8	32,211	36,902
9	32,661	37,402
10	33,111	37,902
11	33,561	38,402
12	34,011	38,902
13	34,461	39,402
14	34,911	39,902
15	35,361	40,402

(b) In school year 2007-2008, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

<u>Years of Experience</u>	<u>BA Degree Salary</u>	<u>MA Degree Salary</u>
0	\$28,897	\$33,231
1	29,352	33,736
2	29,806	34,241
3	30,261	34,746
4	30,715	35,251
5	31,170	35,756
6	31,624	36,261
7	32,079	36,766
8	32,533	37,271
9	32,988	37,776
10	33,442	38,281
11	33,897	38,786
12	34,351	39,291
13	34,806	39,796
14	35,260	40,301
15	35,715	40,806

(c) In school year ~~2006-2007~~ 2008-2009 and each school year thereafter, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

<u>Years of Experience</u>	<u>BA Degree Salary</u>	<u>MA Degree Salary</u>
0	\$29,533	\$33,963
1	29,998	34,479
2	30,462	34,995
3	30,927	35,511
4	31,391	36,027
5	31,856	36,543
6	32,320	37,059
7	32,785	37,576
8	33,249	38,092
9	33,714	38,608
10	33,508	39,124
11	34,643	39,640
12	35,107	40,156
13	35,572	40,672
14	36,036	41,188
15	36,501	41,705"

SECTION 6. NOT TO BE CODIFIED. The amendment to the minimum teacher compensation schedule contained in Section 5 of this act reflects the overall increase in foundation funding. This amendment is a significant step in closing the teacher salary gap. The increased minimum teacher compensation schedule helps in recruiting and retaining teachers in Arkansas. Most importantly, it makes Arkansas more competitive for quality teachers when compared to surrounding states and Southern Regional Education Board member states.

AND

Appropriately renumber the remaining sections of the bill.

/s/ Mike Kenney

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

/s/ Ms. Jo Renshaw

Chief Clerk

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)**

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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
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	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.	<u>CATEGORICAL FUNDING CALCULATIONS</u>				
				<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
<hr/>					
C.	<u>NON-FOUNDATION FUNDING RECOMMENDATIONS:</u>				
				<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
<hr/>					
D.	<u>RECOMMENDATIONS IN ADDITION TO ADEQUACY</u>				
				<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			<u>FY08</u>	<u>FY09</u>
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.	<u>CATEGORICAL FUNDING CALCULATIONS</u>			
			<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
<hr/>				
C.	<u>NON-FOUNDATION FUNDING RECOMMENDATIONS:</u>			
			<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
<hr/>				
D.	<u>RECOMMENDATIONS IN ADDITION TO ADEQUACY</u>			
			<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.

ENGROSSED BILL REPORTS

BENNY C. PETRUS, CHAIRMAN

February 21, 2007

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1085 BY REPRESENTATIVE OVERBEY
 HOUSE BILL NO. 1098 BY REPRESENTATIVE HARRIS
 HOUSE BILL NO. 1342 - TITLE - BY REPRESENTATIVE SULLIVAN
 HOUSE BILL NO. 1396 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1444 - TITLE - BY REPRESENTATIVE ALLEN, ET AL
 HOUSE BILL NO. 1461 BY REPRESENTATIVE HOUSE, ET AL
 HOUSE BILL NO. 1474 - TITLE - BY REPRESENTATIVE HALL
 HOUSE BILL NO. 1478 BY REPRESENTATIVE PICKETT
 HOUSE BILL NO. 1496 BY REPRESENTATIVE RAINEY
 HOUSE BILL NO. 1535 BY REPRESENTATIVE BOND
 HOUSE BILL NO. 1632 - TITLE - BY REPRESENTATIVE KENNEY, ET AL
 HOUSE CONCURRENT RESOLUTION
 NO. 1013 - TITLE - BY REPRESENTATIVE PENNARTZ
 SENATE BILL NO. 209 BY SENATOR FARIS

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1342

BY: REPRESENTATIVE SULLIVAN

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO STUDY RAISING THE SPEED LIMITS ON THE ARKANSAS PRIMARY HIGHWAY NETWORK; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1444

BY: REPRESENTATIVES ALLEN, *E. BROWN, CHESTERFIELD, DAVIS, S. DOBBINS, WALTERS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MINIMIZE THE SPREAD OF THE COMMUNICABLE DISEASE OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) CARRIED BY INMATES OR EMPLOYEES OF THE DEPARTMENT OF CORRECTION; TO REQUIRE TESTING OR SCREENING OF EMPLOYEES AND INMATES UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1474

BY: REPRESENTATIVES HALL, ANDERSON, T. BAKER, BREEDLOVE, J. BROWN, COOK, CORNWELL, DAVIS, DUNN, EDWARDS, L. EVANS, EVERETT, GARNER, GEORGE, GLIDEWELL, GREENBERG, HARDWICK, HARRELSON, HAWKINS, HOYT, D. HUTCHINSON, J. JOHNSON, KIDD, LOVELL, LOWERY, MALOCH, MEDLEY, MOORE, OVERBEY, PATTERSON, PIERCE, POWERS, RAGLAND, RAINEY, REEP, J. ROEBUCK, ROGERS, ROSENBAUM, SAMPLE, SHELBY, SULLIVAN, THYER, WAGNER, WEBB, WELLS, WOODS, WYATT

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS CODE CONCERNING THE SALE AND USE OF ROTATING, FLASHING, OR OSCILLATING BLUE LIGHTS FOR LAW ENFORCEMENT PURPOSES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
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.*

HOUSE CONCURRENT RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE CONCURRENT RESOLUTION NO. 1013

BY: REPRESENTATIVES PENNARTZ, GLIDEWELL, MEDLEY, *BREEDLOVE*

BY: SENATORS WILKINSON, ALTES

A BILL FOR AN ACT TO BE ENTITLED COMMENDING CIRCUIT JUDGE ROBERT NORMAN WILKINSON UPON HIS RETIREMENT FROM THE BENCH AND FOR HIS DEDICATED AND DISTINGUISHED SERVICE TO SEBASTIAN COUNTY.

Upon motion of Representative Key, **SENATE BILL NO. 209** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 209

Amend **SENATE BILL NO. 209** as originally introduced:

Page 9, line 36, delete "private," and substitute "private,"

AND

Page 10, line 1, delete "nonprofit emergency" and substitute "nonprofit emergency"

/s/ Johnny Key

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

/s/ Ms. Jo Renshaw

Chief Clerk

SENATE CONCURRENT RESOLUTION NO.6

BY: SENATOR WILKINSON

CONGRATULATING THE GREENWOOD BULLDOGS ON THEIR 2006 CLASS AAAAA STATE FOOTBALL CHAMPIONSHIP.

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

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1008

Amend HOUSE BILL NO. 1008 as originally introduced:

Page 2, delete line 5, and substitute the following:

"enforcement agency was contacted for assistance unless it is necessary for the driver to leave the scene of the accident to render assistance as required by subdivision (a)(2) of this section."

/s/ Paul Bookout

The Amendment was read and 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, 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, 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.

Total	97
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Pate, Pickett, Mr. Speaker.	
Total	3
VOTING PRESENT:	
Total	0
Total number of votes cast.....	97
Total number voting in the affirmative	97
Necessary to concur in the amendment.....	51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

HOUSE BILL NO. 1460

BY: REPRESENTATIVE PICKETT

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, T. Baker, Blount, Bond, T. Bradford, E. Brown, Burkes, Burris, Cash, Chesterfield, Cook, D. Creekmore, Davis, Dickinson, S. Dobbins, Dunn, Edwards, Garner, Gaskill, Glidewell, R. Green, Greenberg, Hall, Hardwick, Harrelson, Harris, House, D. Hutchinson, D. Johnson, J. Johnson, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Maloch, M. Martin, Medley, Moore, Norton, Overbey, Pace, Patterson, Pennartz, Pickett, Pierce, Pyle, Ragland, Rainey, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sumpter, Thyer, Wagner, Walters, Webb, Wills, Wood, Wyatt.

Total69

NEGATIVE: Breedlove, J. Brown, Cheatham, Cooper, Cornwell, L. Cowling, Flowers, Lowery, Powers, Reep, Sullivan.

Total11

ABSENT OR NOT VOTING: Anderson, Berry, Davenport, D. Evans, L. Evans, Everett, George, Hardy, Hawkins, Hoyt, Hyde, Jeffrey, Kenney, Maxwell, Pate, S. Prater, Reynolds, Wells, Woods, Mr. Speaker.

Total20

VOTING PRESENT:

Total0

Total number of votes cast80

Total number voting in the affirmative.....69

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

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

HOUSE BILL NO. 1502

BY: REPRESENTATIVE PYLE

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, 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, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Medley, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....98

Total number voting in the affirmative98

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. 1502**, 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, 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, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Medley, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast98

Total number voting in the affirmative98

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

So the Emergency Clause was adopted.

HOUSE BILL NO. 1522

BY: REPRESENTATIVE WALTERS

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, 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, L. Evans, Everett, Flowers, George, Glidewell, R. Green, Greenberg, Hardwick, Harris, Hawkins, Hoyt, D. Hutchinson, D. Johnson, Kenney, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, M. Martin, Maxwell, Medley, Moore, Norton, Overbey, Pace, Patterson, Pierce, Pyle, Ragland, Reep, Reynolds, Rogers, Rosenbaum, Sample, Schulte, Shelby, L. Smith, Stewart, Sullivan, Thyer, Wagner, Walters, Webb, Wells, Wills, Woods, Wyatt.

Total75

NEGATIVE: Berry, Edwards, D. Evans, Garner, Gaskill, Hall, Hardy, Harrelson, Hyde, J. Johnson, Maloch, Pate, Pickett, Powers, J. Roebuck, Sumpter.

Total16

ABSENT OR NOT VOTING: S. Dobbins, Pennartz, Saunders, Wood, Mr. Speaker.

Total5

VOTING PRESENT: House, Jeffrey, S. Prater, Rainey.

Total4

Total number of votes cast95

Total number voting in the affirmative75

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

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

HOUSE BILL NO. 1070

BY: REPRESENTATIVE REEP

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, Allen, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, L. Cowling, Davis, S. Dobbins, Edwards, D. Evans, L. Evans, Everett, Gaskill, Hall, Hardwick, Hardy, Hawkins, J. Johnson, Key, W. Lewellen, Lowery, Maxwell, Moore, Pierce, Powers, S. Prater, Ragland, Rainey, Reep, J. Roebuck, Rogers, Sample, Saunders, Shelby, L. Smith, Sullivan, Thyer, Wagner, Walters, Webb, Wills, Wyatt.

Total52

NEGATIVE: Anderson, T. Baker, Burkes, D. Creekmore, Davenport, Dickinson, Flowers, Garner, Glidewell, R. Green, Greenberg, Harrelson, Hoyt, D. Hutchinson, Hyde, Jeffrey, Kenney, Kidd, King, Lamoureux, Lovell, M. Martin, Medley, Norton, Pace, Pate, Patterson, Pennartz, Pickett, Pyle, Reynolds, Schulte, Stewart, Wells, Wood, Woods.

Total36

ABSENT OR NOT VOTING: Adcock, Dunn, George, Harris, House, D. Johnson, Maloch, Overbey, Rosenbaum, Sumpter, Mr. Speaker.

Total11

VOTING PRESENT: Chesterfield.

Total1

Total number of votes cast89

Total number voting in the affirmative52

Necessary to the passage of the bill51

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

Upon motion of Representative Reep the Clincher motion prevailed.

There being an Emergency Clause attached to **HOUSE BILL NO. 1070**, 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, Allen, Berry, Blount, Bond, T. Bradford, Breedlove, E. Brown, J. Brown, Burris, Cash, Cheatham, Cook, Cooper, Cornwell, S. Dobbins, Edwards, D. Evans, L. Evans, Everett, Gaskill, George, Hardy, Hawkins, House, J. Johnson, Key, W. Lewellen, Maloch, Maxwell, Moore, Pierce, Powers, S. Prater, Ragland, Reep, J. Roebuck, Saunders, L. Smith, Sullivan, Thyer, Wagner, Walters, Webb, Wyatt.

Total45

NEGATIVE: Anderson, T. Baker, Burkes, D. Creekmore, Davenport, Flowers, Garner, Glidewell, R. Green, Harrelson, Hoyt, D. Hutchinson, Hyde, Jeffrey, Kenney, Kidd, King, Lamoureux, Lovell, Lowery, M. Martin, Medley, Norton, Pace, Pate, Patterson, Pennartz, Pickett, Pyle, Rainey, Reynolds, Rogers, Sample, Schulte, Shelby, Stewart, Wells, Woods.

Total38

ABSENT OR NOT VOTING: Adcock, Chesterfield, L. Cowling, Davis, Dickinson, Dunn, Greenberg, Hall, Hardwick, D. Johnson, Overbey, Sumpter, Wills, Wood, Mr. Speaker.

Total15

VOTING PRESENT: Harris, Rosenbaum.

Total2

Total number of votes cast.....85

Total number voting in the affirmative45

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

So the Emergency Clause was not adopted.

HOUSE BILL NO. 1456

BY: REPRESENTATIVE HOYT

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, 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, 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, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, 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.

Total95

NEGATIVE: Medley.

Total1

ABSENT OR NOT VOTING: Adcock, Dickinson, Kenney, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

Upon motion of Representative Hoyt the Clincher motion prevailed.

There being an Emergency Clause attached to **HOUSE BILL NO. 1456**, 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, 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, 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, Key, Kidd, King, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, 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.

Total95

NEGATIVE: Medley.

Total1

ABSENT OR NOT VOTING: Adcock, Dickinson, Kenney, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....96

Total number voting in the affirmative95

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

So the Emergency Clause was adopted.

Upon motion of Representative Hoyt the Clincher motion prevailed.

HOUSE BILL NO. 1489

BY: REPRESENTATIVE COOPER

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, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, Davenport, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, George, Glidewell, Greenberg, Hall, Hardy, Harrelson, Harris, Hawkins, House, Hoyt, 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, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total92

NEGATIVE: D. Hutchinson.

Total1

ABSENT OR NOT VOTING: D. Creekmore, Davis, Gaskill, Hardwick, Reep, Mr. Speaker.

Total6

VOTING PRESENT: R. Green.

Total1

Total number of votes cast94

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.

Upon motion of Representative Cooper the Clincher motion prevailed.

HOUSE BILL NO. 1486

BY: REPRESENTATIVE CORNWELL

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, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Harrelson, Harris, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, W. Lewellen, Lovell, Lowery, Maloch, M. Martin, Maxwell, Medley, Norton, Overbey, Pace, Pate, Patterson, Pennartz, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Schulte, Shelby, L. Smith, Stewart, Sullivan, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Davis, Hardy, King, Moore, Saunders, Sumpter, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Total number voting in the affirmative93

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

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

Upon motion of Representative Cornwell the Clincher motion prevailed.

HOUSE BILL NO. 1507

BY: REPRESENTATIVE OVERBEY

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, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, Harrelson, Harris, Hawkins, House, Hoyt, Hyde, Jeffrey, D. 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, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total92

NEGATIVE: D. Hutchinson, J. Johnson, Pickett.

Total3

ABSENT OR NOT VOTING: Davis, Hardy, Rogers, Thyer, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

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.

Upon motion of Representative Overbey the Clincher motion prevailed.

HOUSE BILL NO. 1510

BY: REPRESENTATIVE DAVIS

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

AFFIRMATIVE: Abernathy, 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, R. Green, Greenberg, Hall, Hardwick, 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, 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	96
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Hardy, Mr. Speaker.	
Total	2
VOTING PRESENT: Adcock, Rainey.	
Total	2
Total number of votes cast	98
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.

Upon motion of Representative Davis the Clincher motion prevailed.

HOUSE BILL NO. 1458

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, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, D. Creekmore, Davenport, Dickinson, S. Dobbins, Dunn, Edwards, D. Evans, L. Evans, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardwick, 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, 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	96
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Davis, Hardy, Ragland, 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.

Upon motion of Representative Dunn the Clincher motion prevailed.

HOUSE BILL NO. 1498

BY: REPRESENTATIVE OVERBEY

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, 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, 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, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total	99
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Mr. Speaker.	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	99
Total number voting in the affirmative	99
Necessary to the passage of the bill.....	51

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

Upon motion of Representative Overbey the Clincher motion prevailed.

HOUSE BILL NO. 1526

BY: REPRESENTATIVE NORTON

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, Burris, Cash, Cheatham, Chesterfield, Cook, Cooper, Cornwell, L. Cowling, 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, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total	98
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: D. Creekmore, Mr. Speaker.	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	98
Total number voting in the affirmative.....	98
Necessary to the passage of the bill.....	51

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

Upon motion of Representative Norton the Clincher motion prevailed.

HOUSE BILL NO. 1525

BY: REPRESENTATIVE EDWARDS

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, 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, 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, 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, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Maloch, Sample, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative97

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

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

Upon motion of Representative Edwards the Clincher motion prevailed.

Representative Reynolds moved that the House re-refer **HOUSE BILL NO. 1446** back to REVENUE AND TAXATION.

HOUSE BILL NO. 1185

BY: REPRESENTATIVE EVERETT

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

AFFIRMATIVE: Adcock, Allen, Anderson, T. Baker, 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, 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, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Abernathy, Berry, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative97

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

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

Upon motion of Representative Everett the Clincher motion prevailed.

HOUSE BILL NO. 1242

BY: REPRESENTATIVE GARNER

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, 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, 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, Patterson, Pennartz, Pickett, Pierce, Powers, S. Prater, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpster, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total	98
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Pate, Mr. Speaker.	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	98
Total number voting in the affirmative.....	98
Necessary to the passage of the bill.....	51

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

Upon motion of Representative Garner the Clincher motion prevailed.

SENATE BILL NO. 273

BY: SENATOR T. SMITH

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, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, 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, 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, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total94

NEGATIVE: J. Johnson, Pickett, Reep.

Total3

ABSENT OR NOT VOTING: E. Brown, Cooper, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast.....97

Total number voting in the affirmative94

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. 273**, 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, J. Brown, Burkes, Burris, Cash, Cheatham, Chesterfield, Cook, 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, 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, Reynolds, J. Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Shelby, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total94

NEGATIVE: J. Johnson, Pickett, Reep.

Total3

ABSENT OR NOT VOTING: E. Brown, Cooper, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative94

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

So the Emergency Clause was adopted.

Upon motion of Representative Maloch, **HOUSE BILL NO. 1396** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1396

Amend **HOUSE BILL NO. 1396** as originally introduced:

Page 2, line 33, delete "167,000 167,000" and substitute "319,054 301,330"

AND

Page 2, line 34, delete "\$ 870,864 \$ 882,625" and substitute "\$ 1,022,918 \$ 1,016,955".

/s/ Chris Thyer

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

/s/ Ms. Jo Renshaw
Chief Clerk

HOUSE BILL NO. 1511

BY: JOINT BUDGET COMMITTEE

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, 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, 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, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Flowers, M. Martin, Shelby, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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. 1511**, 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, 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, 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, L. Smith, Stewart, Sullivan, Sumpter, Thyer, Wagner, Walters, Webb, Wells, Wills, Wood, Woods, Wyatt.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Flowers, M. Martin, Shelby, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....96

Total number voting in the affirmative96

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

So the Emergency Clause was adopted.

 HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1185 BY REPRESENTATIVE EVERETT
 HOUSE BILL NO. 1242 BY REPRESENTATIVE GARNER
 HOUSE BILL NO. 1456 BY REPRESENTATIVE HOYT
 HOUSE BILL NO. 1458 BY REPRESENTATIVE DUNN
 HOUSE BILL NO. 1460 BY REPRESENTATIVE PICKETT
 HOUSE BILL NO. 1486 BY REPRESENTATIVE CORNWELL
 HOUSE BILL NO. 1489 BY REPRESENTATIVE COOPER
 HOUSE BILL NO. 1498 BY REPRESENTATIVE OVERBEY
 HOUSE BILL NO. 1502 BY REPRESENTATIVE PYLE
 HOUSE BILL NO. 1507 BY REPRESENTATIVE OVERBEY
 HOUSE BILL NO. 1510 BY REPRESENTATIVE DAVIS
 HOUSE BILL NO. 1511 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1522 BY REPRESENTATIVE WALTERS
 HOUSE BILL NO. 1525 BY REPRESENTATIVE EDWARDS
 HOUSE BILL NO. 1526 BY REPRESENTATIVE NORTON

 SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 273 BY SENATOR T. SMITH

 SENATE CONCURRENT RESOLUTIONS CONCURRED IN
 AND ORDERED RETURNED TO THE SENATE

SENATE CONCURRENT
 RESOLUTION NO. 6 BY SENATOR WILKINSON

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1060 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1274 BY REPRESENTATIVE D. CREEKMORE
HOUSE BILL NO. 1405 BY REPRESENTATIVE BURRIS
HOUSE BILL NO. 1447 BY REPRESENTATIVE OVERBEY
HOUSE BILL NO. 1450 BY REPRESENTATIVE MEDLEY

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 278 BY SENATOR GLOVER
SENATE BILL NO. 286 BY SENATOR MADISON
SENATE BILL NO. 298 BY SENATOR BISBEE

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

February 21, 2007

MR. SPEAKER:

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

- HOUSE BILL NO. 1008 BY REPRESENTATIVE THYER
- HOUSE BILL NO. 1060 BY JOINT BUDGET COMMITTEE
- HOUSE BILL NO. 1274 BY REPRESENTATIVE CREEKMORE
- HOUSE BILL NO. 1405 BY REPRESENTATIVE BURRIS
- HOUSE BILL NO. 1447 BY REPRESENTATIVE OVERBEY
- HOUSE BILL NO. 1450 BY REPRESENTATIVES MEDLEY & GLIDEWELL

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 3:35 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. 1008 BY REPRESENTATIVE THYER
- HOUSE BILL NO. 1060 BY JOINT BUDGET COMMITTEE
- HOUSE BILL NO. 1274 BY REPRESENTATIVE CREEKMORE
- HOUSE BILL NO. 1405 BY REPRESENTATIVE BURRIS
- HOUSE BILL NO. 1447 BY REPRESENTATIVE OVERBEY
- HOUSE BILL NO. 1450 BY REPRESENTATIVES MEDLEY & GLIDEWELL

/s/ Mike Beebe - Governor

TIME: 3:35 p.m.

By: Sarah Agee

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

February 21, 2007

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on February 21, 2007, I approved the following measures from the Regular Session of the Eighty-Sixth General Assembly:

HOUSE BILL NO. 1101 - ACT 136

HOUSE BILL NO. 1176 - ACT 137

HOUSE BILL NO. 1196 - ACT 138

HOUSE BILL NO. 1293 - ACT 139

HOUSE BILL NO. 1357 - ACT 140

HOUSE BILL NO. 1416 - ACT 141

Sincerely,

/s/ Mike Beebe

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

February 21, 2007

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on February 21, 2007, I approved the following measures from the Regular Session of the Eighty-Sixth General Assembly:

HOUSE BILL NO. 1030 - ACT 142

Sincerely,

/s/ Mike Beebe

/s/ Benny C. Petrus
Speaker of the House

/s/ J R Rogers

/s/ David Dunn
House Rules

/s/ George Overbey, Jr.

/s/ Lenville Evans, Chairman
House Management Committee

/s/ Tim Massanelli, Parliamentarian

cc: Jo Renshaw, Chief Clerk

Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

Amendment Form

Subtitle of House Bill No. 1444

"TO MINIMIZE THE SPREAD OF CERTAIN COMMUNICABLE DISEASES CARRIED BY INMATES AND TO PROHIBIT THE PAROLE OF INMATES WITH CERTAIN COMMUNICABLE DISEASES UNDER CERTAIN CIRCUMSTANCES."

Amendment No. 1 to House Bill No. 1444.

Amend House Bill No. 1444 as originally introduced:

Add Representatives E. Brown, Chesterfield, Davis, S. Dobbins, and Walters as cosponsors of the bill

AND

Page 1, line 9, delete "OF CERTAIN" and substitute "OF THE"

AND

Page 1, delete lines 10 through 12, and substitute the following:

"COMMUNICABLE DISEASE OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) CARRIED BY INMATES OR EMPLOYEES OF THE DEPARTMENT OF CORRECTION; TO REQUIRE TESTING OR SCREENING OF EMPLOYEES AND INMATES UNDER CERTAIN"

AND

Page 1, line 16, delete "OF CERTAIN" and substitute "OF THE"

AND

(Delete Entire Subtitle)

(Page 1, delete lines 17 through 19, and substitute the following:

"COMMUNICABLE DISEASE OF HUMAN IMMUNODEFICIENCY VIRUS (HIV) CARRIED BY INMATES OR EMPLOYEES OF THE DEPARTMENT OF CORRECTION AND TO REQUIRE TESTING OR SCREENING OF EMPLOYEES AND INMATES UNDER")

(Technical Error Correction)

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 12-27-103 is amended to read as follows:

GRH216 - 02-19-2007 10:03 House Amendment No. ____ to House Bill No. 1444 2 of 4.

12-27-103. Department of Correction - Creation - Powers and duties.

(a) There is established, under the supervision, control, and direction of the Board of Corrections, a Department of Correction.

(b) The Department of Correction shall have the following functions, powers, and duties, administered in accordance with the policies, rules, and regulations promulgated by the Board of Corrections:

(1) The Department of Correction shall have exclusive jurisdiction over the care, charge, custody, control, management, administration, and supervision of all persons and offenders committed to, or in the custody of, the state penitentiary;

(2) The department Department of Correction shall assume management and control over all properties, both real and personal, facilities, books, records, equipment, supplies, materials, contracts, funds, moneys, equities, and all other properties belonging to the state penitentiary, except those deemed by the board to be more appropriate for placement in the Department of Community Correction. The Department of Correction shall administer said properties in accordance with the provisions of this act and other laws applicable to the administration of the state correctional system;

(3) The Department of Correction shall assume all obligations, contracts, indebtedness, liabilities, and other obligations of the state penitentiary system existing on March 1, 1968;

(4)(A) The Department of Correction shall have custody, management, and control over all institutions and facilities, and the inmates therein, now belonging to the state penitentiary or hereafter established by the Department of Correction for the custodial correction and rehabilitation of persons committed to the department Department of Correction for its care, except for those institutions established by or transferred to the Department of Community Correction.

(B) Legal custody of inmates transferred to the Department of Community Correction shall remain with the Department of Correction unless altered by court order;

(5) The Department of Correction shall establish and operate classification committees, diagnosis and treatment programs, and such other programs as may be desirable to fulfill the purposes of this act;

- (6) The Department of Correction shall employ such officers, employees, and agents and shall secure such offices and quarters as are deemed necessary to discharge the functions of the Department of Correction;
- (7) The Department of Correction shall receive all offenders committed to the Department of Correction for conviction of felonies or other offenses, the punishment of which is commitment to the penitentiary under the laws of this state, and shall be responsible for the care, custody, and correction of such persons pursuant to policies established by the Board of Corrections;
- (8) The Department of Correction shall operate all farming, livestock, industries, and other income-producing facilities of the Department of Correction and shall sell the products of its industries and farms in the manner provided by law;
- (9) The Department of Correction may establish and operate regional adult detention facilities, provided funds therefor have been authorized and appropriated by the General Assembly;
- (10) The Department of Correction shall cooperate with municipalities and counties in this state in providing consulting services when requested with respect to detention and correctional facilities operated by the municipalities or counties;
- (11) The Department of Correction shall cooperate with law enforcement agencies of this state, the United States, institutions of this state for the detention, custody, and care of delinquent and dependent juveniles, and with all agencies and departments of this state offering services or programs of welfare, rehabilitation, and other services for the benefit of persons committed to the Department of Correction;
- (12) The Department of Correction may accept gifts, grants, and funds from public and private sources with prior approval of the Board of Corrections and administer the same in furtherance of the purposes of this act;
- (13)(A) The Department of Correction shall have the authority to issue warrants for the retaking of any person who, committed to its custody, unlawfully escapes therefrom.
- (B) The warrant shall:

- (i) Authorize all law enforcement officials of this state to take custody and return the person named therein to the custody of the Department of Correction; and
- (ii) Authorize all law enforcement officials of this state, any other state, and the federal government to take custody and detain the person in any suitable detention facility while awaiting further transfer to the Department of Correction;
- (14) The Department of Correction may cooperate with and contract with the federal government, governmental agencies of Arkansas and other states, political subdivisions of Arkansas, and private contractors to provide and improve correctional operations;
- (15) The Department of Correction shall cooperate with the Department of Community Correction, the Post Prison Transfer Board, the Arkansas Sentencing Commission, judicial districts, municipalities, and counties in this state in providing guidance and services required to ensure a full range of correctional options for the state as a whole;
- (16) The Department of Correction shall provide support to the Department of Community Correction as determined by the Board of Corrections;
- (17) The Department of Correction shall assist the Board of Corrections in the furtherance of its goals by staffing the specific charges articulated for it through legislation and by the Board of Corrections; and
- (18) The Department of Correction shall establish programs of research, evaluation, statistics, audit, and planning, including studies and evaluation of the performance of various functions and activities of the department Department of Correction and studies affecting the treatment of offenders and information about other programs; and
- (19) The Department of Correction shall provide:
- (A) Testing or screening of each employee of the Department of Correction on at least a yearly basis for human immunodeficiency virus (HIV); and
- (B) Counseling regarding treatment options if an employee of the Department of Correction tests positive for human immunodeficiency virus (HIV).

SECTION 2. Arkansas Code § 12-29-112 is amended to read as follows:

12-29-112. Discharge or release.

- (a) Inmates released upon completion of their term or released on parole shall be supplied with satisfactory clothing and a travel subsidy as prescribed by the Board of Corrections.

(b) Upon release of any inmate from any unit or center of the Department of Correction, the department shall provide transportation for the inmate to the closest commercial transportation pick-up point.

(c) Before the release of an inmate from any unit or center of the department, the department shall provide:

- (1) Testing or screening of the inmate for human immunodeficiency virus (HIV); and
- (2) Counseling regarding treatment options if the inmate tests positive for human immunodeficiency virus (HIV)."

The Amendment was read

By: Representative Allen

GRH/TAT - 02-19-2007 10:03

GRH216

Chief Clerk

/s/ Benny C. Petrus

Speaker of the House

/s/ J R Rogers

/s/ David Dunn

House Rules

/s/ George Overbey, Jr.

/s/ Lenville Evans, Chairman

House Management Committee

/s/ Tim Massanelli, Parliamentarian

cc: Jo Renshaw, Chief Clerk

Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

Amendment Form

Subtitle of House Bill No. 1632

"AN ACT TO AMEND THE PUBLIC SCHOOL FUNDING ACT OF 2003 AND TO ENSURE THAT EVERY PUBLIC SCHOOL DISTRICT IN THE STATE RECEIVES THE FULL AMOUNT OF FOUNDATION FUNDING."

Amendment No. 1 to House Bill No. 1632.

Amend House Bill No. 1632 as originally introduced:

Add Representatives Blount, Bradford, Cheatham, Cook, Dickinson, Everett, Harris, J. Johnson, Lamoureux, Martin, Norton, Petrus, Pickett, Rainey, Rosenbaum, Saunders, Walters, and Wood as cosponsors of the bill.

AND

Add Senators Broadway, Critcher, Baker, Bookout, B. Johnson, Wilkins, and Womack, Argue, Bisbee as cosponsors of the bill.

AND

Page 1, delete line 9 (12)and substitute the following:

"AN ACT IN CONCORDANCE WITH THE 2006 ACT 57 ADEQUACY STUDY; TO AMEND THE PUBLIC SCHOOL FUNDING ACT OF"

AND

Page 1, delete SECTION 1 in its entirety and substitute the following:

"SECTION 1. DO NOT CODIFY. ACT 57 COMPLIANCE.

The General Assembly declares this act to be in concordance with the study of the state's system of public education conducted in 2006 by the Adequacy Study Oversight Subcommittee, the House Interim Committee on Education, and the Senate Interim Committee on Education in compliance with Act 57 of the Second Extraordinary Session of 2003.

SECTION 2. Arkansas Code § 6-20-2303(11) through (22), concerning the definitions relating to public school funding, are amended to read as follows:

(11) "Miscellaneous funds" means those funds:

(A) collected either in the average of the previous five (5) school years or Collected in the previous school year, whichever is less, and reported to the Department of Education by April 15 of each school year; and

(B) from Consisting of:

(i) funds Funds received by a school district from federal forest reserves, federal grazing rights, federal mineral rights, federal impact aid, federal flood control, wildlife refuge funds, severance taxes,; and

(ii) funds Funds received by the school district in lieu of taxes, and local sales and use taxes dedicated to education pursuant to §§ 26-74-201 et seq., 26-74-301 et seq., 26-75-301 et seq., and 14-164-301 et seq.;

(12)(A) "National school lunch students" means those students or the percentage of enrolled students from low socioeconomic backgrounds as indicated by eligibility for free or reduced-price meals under the National School Lunch Act as determined on October 1 of each previous school year and submitted to the department, unless the school district is identified by the department as participating in the special assistance certification and reimbursement alternative implemented under 42 U.S.C. § 1759a, as interpreted in 7 C.F.R. § 245.9.

(B)(i) If the school district is participating under 42 U.S.C. § 1759a, then for purposes of funding under § 6-20-2305(b), such a school district's annual percentage of national school lunch students shall be equal to the percentage submitted in the base year, which means the last school year for which eligibility determinations were made and meal counts were taken by type except for the 2005-2006 school year as explicated in subdivision (12)(B)(ii) of this section.

(ii) If a school district received funding for national school lunch students in the 2004-2005 school year as though one hundred percent (100%) of its students were eligible for free meals because of the school district's participation under 42 U.S.C. § 1759a, then that school district shall be funded for the 2005-2006 school year based upon the October 1, 2005, submission by a school district to the department if the school district has completed a new student eligibility determination and submitted that new eligibility determination to the department by October 1, 2005;

(13) "Net revenues" means actual revenues received from ad valorem taxes collected on behalf of a school district, multiplied by the uniform rate of tax over the total millage rate of the school district.

(13)(14) "Previous year" or "previous school year" means the school year immediately preceding the school year or fiscal year in which funds are allocated;

(14)(A) (15)(A) "Professional development" means a coordinated set of planned learning activities for teachers and administrators that are standards-based.

(B) Professional development shall result in individual, schoolwide, and systemwide improvement designed to ensure that all students demonstrate proficiency in the state academic standards;

(16)(A) "Revenues" means:

(i) The following items collected or received on behalf of a school district:

(a) Current year ad valorem taxes; plus

(b) Delinquent ad valorem taxes; plus

(c) Homestead tax credit; plus

(d) Interest earned on any tax funds held in trust; less

(ii) All costs and net commissions relating to the collection of ad valorem taxes authorized by law that are collected or withheld for later distribution by the county offices.

(B) On or before March 31 of each year, the Assessment Coordination Department shall compile the revenues for each school district for the calendar year preceding the end of the school fiscal year.

(C) The calculation of revenues shall be made in accordance with rules established by the Assessment Coordination Department.

(15)(17) "School district" means a geographic area with an elected board of directors that qualifies as a taxing unit for purposes of ad valorem property taxes under title 26 of the Arkansas Code, which board conducts the daily affairs of public schools pursuant to the supervisory authority vested in it by the General Assembly and title 6 of the Arkansas Code;

(16)(18) "Secondary vocational area center" means a public secondary vocational institution organized for the specific purpose of educating high school students in specific occupational or vocational areas and serving students from more than one (1) participating school district;

(17)(19) "Special education catastrophic occurrences" means individual cases in which special education and related services required by the individualized education program of a particular student with disabilities are unduly expensive, extraordinary, or beyond the routine and normal costs associated with special education and related services provided by a school district and funding is pursuant to rules promulgated by the

state board;

(18)(20) "State foundation funding aid" means the amount of state financial aid provided to each school district and computed as the difference between the foundation funding amount established by the General Assembly and the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district plus seventyfive percent (75%) of the miscellaneous funds of the school district;

(19)(A)(21) "Student growth funding" means the amount of state financial aid provided to each school district from funds made available for that purpose the growth in the average daily membership for the school district.

(B) For school years 2005-2006 and 2006-2007, student growth funding is calculated as five thousand four hundred dollars (\$5,400) multiplied by the increase, if any, in the school district's two-quarter average of the average daily membership of the current school year over the local school district's two-quarter average of the average daily membership for the previous school year, excluding any increase resulting solely from consolidation or annexation with another school district;

(20)(22) "Teachers of the gifted and talented" means individuals certified by the state board to teach students identified as gifted and talented;

(21)(23) "Technology" means any equipment for instructional purposes that is electronic in nature, including, but not limited to, computer hardware, computer software, Internet connectivity, and distance learning; and

(22)(24) "Uniform rate of tax" means a uniform rate of ad valorem property tax of twenty-five (25) mills to be levied on the assessed value of all taxable real, personal, utility, and regulated carrier property in the state to be used solely for the maintenance and operation of the public schools as required by Arkansas Constitution, Article 14, § 3, as amended by Arkansas Constitution, Amendments 11, 40, and 74."

AND

Page 2, delete line 6 through page 3, line 24, (23) and substitute the following:

"(a)(1)(A) For each school year, each school district shall receive state foundation funding aid computed as the difference between the foundation funding amount pursuant to subdivision (a)(2) of this section and the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district plus seventy-five percent

(75%) of the miscellaneous funds of the school district.

(B) The Department of Education shall distribute state foundation funding aid to each school district in eleven (11) equal monthly payments.

(2)(A) For the 2005-2006 school year, the foundation funding amount is equal to five thousand four hundred eighty-six dollars (\$5,486) multiplied by the district's average daily membership for the previous school year.

(B)(2)(A) For the 2006-2007 2007-2008 school year, the foundation funding amount is equal to five thousand six hundred twenty dollars (\$5,620) five thousand seven hundred nineteen dollars (\$5,719) multiplied by the school district's average daily membership for the previous school year.

(B) For the 2008-2009 school year, the foundation funding amount is equal to five thousand seven hundred eighty-nine dollars (\$5,789) multiplied by the school district's average daily membership for the previous school year."

AND

Page 3, delete line ~~33~~ (36) through page 4, line 8 and substitute the following:

"(3)(A) During the 2006-2007, school year, a A school district with an that has experienced a decline in average daily membership over the two (2) immediately preceding school years that is less than the school district's previous year's average daily membership shall receive:

(i) Declining enrollment funding equal to the difference between the average of the two (2) immediately preceding years' average daily memberships and the average daily membership for the previous school year multiplied by five thousand six hundred twenty dollars (\$5,620) the amount of foundation funding set forth in subdivision (a)(2) of this section; or"

AND

Page 4, delete line ~~48~~ (21) and substitute the following:

"604.

(C) No school district shall receive both declining enrollment funding under subdivision (a)(3)(A)(i) of this section and student growth funding under § 6-20-2303(21).

(4)(A) By the end of each school fiscal year, for a school district whose net revenues are less than the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the

school district, the department shall distribute to the school district the difference between:

- (i) The net revenues of the school district; and
- (ii) The sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district.

(B) For a school district whose net revenues are more than the sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district, the department, under the authority of § 6-20-2306, shall recoup from the school district an amount equal to the difference between:

- (i) The net revenues of the school district; and
- (ii) The sum of ninety-eight percent (98%) of the uniform rate of tax multiplied by the property assessment of the school district."

AND

Page 4, delete lines 22-36 and substitute the following:

"(2)(A)(i) For school years 2005-2006 and 2006-2007 Beginning with the 2007-2008 school year, alternative learning environment funding and secondary vocational area center funding shall be three thousand two hundred fifty dollars (\$3,250) four thousand sixty-three dollars (\$4,063) multiplied by:

- (i) The the number of identified alternative learning environment students enrolled during the previous school year; and
- (ii) The number of students enrolled in a secondary vocational area center during the previous school year.

(B)(ii) Funding for students in alternative learning environments shall be distributed based on rules promulgated by the State Board of Education.

(C)(B)(i) Beginning with the 2007-2008 school year, secondary vocational area center funding shall be three thousand two hundred fifty dollars (\$3,250) multiplied by the number of students enrolled in a secondary vocational area center during the previous school year.

- (ii) Funding for students in secondary vocational area centers shall be distributed based on rules promulgated by the State Board of Workforce Education and Career Opportunities."

AND

Page 5, delete line ~~13~~ (16) and substitute the following:

"Education and are a supplement to funding for national school"

AND

Page 5, line 33,(36) delete remaining SECTIONS 3, 4, and 5 and substitute the following:

"SECTION 4. Arkansas Code § 6-20-2305(b)(5), concerning categorical funding for professional development, is amended to read as follows:

(5)(A) Beginning with school year 2007-2008, Professional professional development funding for school years 2005-2006 and 2006-2007 shall be equal to an amount of up to fifty dollars (\$50.00) multiplied by the school district's previous school year average daily membership.

(B) Funding for professional development for teachers in Arkansas public schools shall be used for professional development training conferences, materials, and other professional development activities and materials that improve the knowledge of teachers, administrators, and paraprofessionals concerning effective instructional strategies, methods, and skills for improving teaching practices and student academic achievement as outlined in rules promulgated by the State Board of Education.

SECTION 5. Arkansas Code § 6-20-2305(c), concerning isolated funding, student growth funding, and special education-catastrophic occurrences funding, is amended to read as follows:

(c) Isolated funding under § 6-20-601, student growth funding, and special education-catastrophic occurrences funding shall be funded as follows:

(1) Isolated funding and special education-catastrophic occurrences funding shall be allocated and funded to school districts in a line item appropriation within the Public School Fund pursuant to law or rules promulgated by the State Board of Education.; and

(2)(A) Student growth funding is calculated as the sum of the following amounts:

(i) One quarter (1/4) of the per student foundation funding for the school district under § 6-20-2305(a)(2) multiplied by the increase, if any, of each of the following:

(a) The school district's quarterly average daily membership for the first quarter of the current school year over average daily membership of the previous school year;

(b) The school district's quarterly average daily membership for the second quarter of the current year over the average daily membership of the previous school year;

- (c) The school district's quarterly average daily membership for the third quarter of the current school year over the daily membership of the previous school year; and
- (d) The school district's quarterly average daily membership for the fourth quarter of the current school year over the average daily membership of the previous school year; and
- (ii) excluding Excluding any increase resulting solely from consolidation or annexation with another school district;.
- (B) The State Board of Education shall establish by rule the timing of distributions of student growth funding and the mechanism for determining the quarterly average daily membership to be used in calculating student growth funding under this subsection (c).

SECTION 6. NOT TO BE CODIFIED. The document attached hereto titled "Education Funding Recommendations for the 2007-2009 Biennium", contains the Education Funding Recommendations of the Adequacy Study Oversight Subcommittee, the House Interim Committee on Education, and the Senate Interim Committee on Education. Since January 22, 2007, when those recommendations were adopted by the House Education Committee and the Senate Education Committee, some calculation errors were identified and recalculations were made. The recalculations are also contained in this document in narrative form. This document and its final recommendations are specifically adopted by the House Education Committee and the Senate Education Committee and recommended to the General Assembly. The document, "Education Funding Recommendations for the 2007-2009 Biennium", shall be filed in the journals of the House and Senate.

(SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the 2006 Act 57 study recommended that foundation funding and categorical funding be increased for the 2007-2008 and 2008-2009 school years; that the method of calculating the state foundation funding aid should be changed to ensure that all public school districts receive the full amount of foundation funding; and that this act is immediately necessary to ensure that public school districts receive adequate foundation funding for the 2007-2008 school year. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2007.)

(Moved to be after last section in Amendment #2)

The Amendment was read

By: Representative Kenney

CLR/CLR - 02-20-2007 16:36

CLR160

Chief Clerk

Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

Amendment Form

Subtitle of House Bill No. 1632

"AN ACT TO AMEND THE PUBLIC SCHOOL FUNDING ACT OF 2003 AND TO ENSURE THAT EVERY PUBLIC SCHOOL DISTRICT IN THE STATE RECEIVES THE FULL AMOUNT OF FOUNDATION FUNDING."

Amendment No. 2 to House Bill No. 1632.

Amend House Bill No. 1632 as originally introduced:

Page 5,(7) immediately following SECTION 5, add two additional sections to read as follows:

"SECTION 6. Arkansas Code § 6-17-2403(b) and (c), concerning the minimum teacher compensation schedule, is amended to read as follows:

(b)(1) In school year 2004-2005, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$27,500	\$31,625
1	27,950	32,125
2	28,400	32,625
3	28,850	33,125
4	29,300	33,625
5	29,750	34,125
6	30,200	34,625
7	30,650	35,125
8	31,100	35,625
9	31,550	36,125
10	32,000	36,625
11	32,450	37,125
12	32,900	37,625
13	33,350	38,125
14	33,800	38,625
15	34,250	39,125

(2) In school year 2005-2006, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$27,940	\$32,131
1	28,390	32,631
2	28,840	33,131
3	29,290	33,631
4	29,740	34,131
5	30,190	34,631
6	30,640	35,131
7	31,090	35,631
8	31,540	36,131
9	31,990	36,631
10	32,440	37,131
11	32,890	37,631
12	33,340	38,131
13	33,790	38,631
14	34,240	39,131
15	34,690	39,631

(c) In school year 2006-2007 and each school year thereafter, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$28,611	\$32,902
1	29,061	33,402
2	29,511	33,902
3	29,961	34,402
4	30,411	34,902
5	30,861	35,402
6	31,311	35,902
7	31,761	36,402
8	32,211	36,902
9	32,661	37,402
10	33,111	37,902
11	33,561	38,402
12	34,011	38,902
13	34,461	39,402

14	34,911	39,902
15	35,361	40,402

(b) In school year 2007-2008, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$28,897	\$33,231
1	29,352	33,736
2	29,806	34,241
3	30,261	34,746
4	30,715	35,251
5	31,170	35,756
6	31,624	36,261
7	32,079	36,766
8	32,533	37,271
9	32,988	37,776
10	33,442	38,281
11	33,897	38,786
12	34,351	39,291
13	34,806	39,796
14	35,260	40,301
15	35,715	40,806

(c) In school year 2006-2007 2008-2009 and each school year thereafter, each school district in the state shall have in place a salary schedule with at least the following minimum levels of compensation for a basic contract:

Years of Experience	BA Degree Salary	MA Degree Salary
0	\$29,533	\$33,963
1	29,998	34,479
2	30,462	34,995
3	30,927	35,511
4	31,391	36,027
5	31,856	36,543
6	32,320	37,059
7	32,785	37,576
8	33,249	38,092
9	33,714	38,608
10	33,508	39,124

11	34,643	39,640
12	35,107	40,156
13	35,572	40,672
14	36,036	41,188
15	36,501	41,705"

SECTION 6. NOT TO BE CODIFIED. The amendment to the minimum teacher compensation schedule contained in Section 5 of this act reflects the overall increase in foundation funding. This amendment is a significant step in closing the teacher salary gap. The increased minimum teacher compensation schedule helps in recruiting and retaining teachers in Arkansas. Most importantly, it makes Arkansas more competitive for quality teachers when compared to surrounding states and Southern Regional Education Board member states."

AND

Appropriately renumber the remaining sections of the bill.

(Moved Sec. 7 from Amendment #1 here (EC))

CLR161 - 02-20-2007 16:39 House Amendment No. ____ to House Bill No. 1632 4 of 4

The Amendment was read

By: Representative Kenney

CLR/CLR - 02-20-2007 16:39 _____

CLR161

Chief Clerk

HOUSE BILL NO. 1634

BY: REPRESENTATIVES PENNARTZ, BREEDLOVE, GLIDEWELL, R. GREEN, MEDLEY, WALTERS, WELLS

BY: SENATORS ALTES, WHITAKER, WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF PARKS AND TOURISM FOR THE U.S. MARSHAL MUSEUM; 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. 1635

BY: REPRESENTATIVE L. SMITH

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR A GRANT FOR THE SINGLE PARENT SCHOLARSHIP FUND; 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. 1636

BY: REPRESENTATIVE BOND

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO VEST THE ARKANSAS PUBLIC SERVICE COMMISSION WITH JURISDICTION OVER POLE ATTACHMENT AGREEMENTS AND DISPUTES AMONG UTILITIES REGARDING POLE ATTACHMENTS; 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. 1637

BY: REPRESENTATIVE J. BROWN

BY: SENATOR LUKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE EAST ARKANSAS COMMUNITY COLLEGE FOR CLASSROOMS IN THE CROSS COUNTY TECHNOLOGY 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. 1638

BY: REPRESENTATIVE RAGLAND

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY DEPARTMENT FOR ARMORY IMPROVEMENTS AND RENOVATIONS; 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. 1639

BY: REPRESENTATIVES CORNWELL, D. CREEKMORE, J. JOHNSON

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS AT LITTLE ROCK FOR THE BENTON 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. 1640

BY: REPRESENTATIVE SCHULTE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE CERTAIN DISCLOSURES ON CREDIT CARD PROCESSING SERVICE CONTRACTS; TO PROVIDE PENALTIES FOR FAILURE TO MAKE REQUIRED DISCLOSURES; AND FOR OTHR PURPOSES.

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

HOUSE BILL NO. 1641

BY: REPRESENTATIVE KENNEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE SILOAM SPRINGS SENIOR ACTIVITY CENTER IN BENTON COUNTY, 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. 1642

BY: REPRESENTATIVE KENNEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO CONDUCTIVE EDUCATION OF NORTHWEST 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. 1643

BY: REPRESENTATIVE WAGNER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS NORTHEASTERN COLLEGE FOR CONSTRUCTION, RENOVATION, 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. 1644

BY: REPRESENTATIVE WAGNER

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 MISSISSIPPI COUNTY FAIR; 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. 1645

BY: REPRESENTATIVE WAGNER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR MISSISSIPPI COUNTY LIBRARY SYSTEM; 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. 1646

BY: REPRESENTATIVE WOOD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW VETERAN'S PREFERENCE IN THE PROCUREMENT OF STATE CONTRACTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1647

BY: REPRESENTATIVES THYER, J. BROWN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR STATE ASSISTANCE TO ESTABLISH, OPERATE AND MAINTAIN A STATE VETERANS' CEMETERY IN CROSS OR POINSETT COUNTY FOR THE DEPARTMENT OF VETERANS' AFFAIRS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; 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. 1648

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

BY: SENATORS WILKINS, J. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS AT PINE BLUFF FOR RENOVATION AND REPAIRS TO COMPLY WITH THE FEDERAL AMERICANS WITH DISABILITIES ACT; 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. 1649

BY: REPRESENTATIVE FLOWERS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE THE DIVISION OF PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION TO ANNUALLY INSPECT THE PLUMBING, ELECTRICAL, AND AIR QUALITY SYSTEMS OF ALL PUBLIC SCHOOL FACILITIES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1650

BY: REPRESENTATIVE LOWERY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE AN EXEMPTION FROM SALES AND USE TAX FOR MACHINERY AND EQUIPMENT USED IN THE PRODUCTION OF CONCRETE; 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. 1651

BY: REPRESENTATIVES WELLS, HALL, ADCOCK, BERRY, BURRIS, DUNN, EDWARDS, L. EVANS, EVERETT, GASKILL, GEORGE, HOYT, KIDD, KING, LAMOUREUX, M. MARTIN, OVERBEY, PIERCE, PYLE, ROSENBAUM, SAUNDERS, WILLS

BY: SENATORS T. SMITH, WHITAKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROMOTE FREE TRADE AMONG IN-STATE AND OUT-OF-STATE SMALL WINERIES; TO PROMOTE ECONOMIC DEVELOPMENT AND TOURISM IN ARKANSAS; TO LICENSE SMALL FARM WINERIES; TO ALLOW SMALL FARM WINERIES TO OBTAIN OFF-PREMISES RETAIL SALES OUTLETS IN WET COUNTIES; AND FOR OTHER PURPOSES.

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

HOUSE RESOLUTION NO. 1019

BY: REPRESENTATIVE THYER

TO SUSPEND THE RULES OF THE HOUSE OF REPRESENTATIVES TO EXTEND THE TIME FOR FILING APPROPRIATION BILLS.

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

SENATE BILL NO. 278

BY: SENATOR GLOVER

BY: REPRESENTATIVE OVERBEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO IMPLEMENT THE FEDERAL UNIFIED CARRIER REGISTRATION ACT OF 2005 PERTAINING TO THE REGISTRATION OF MOTOR CARRIERS ENGAGED IN INTERSTATE COMMERCE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 286

BY: SENATOR MADISON

BY: REPRESENTATIVE EDWARDS

A BILL FOR AN ACT TO BE ENTITLED AN ACT CLARIFYING THE USE OF SPECIAL ABSENTEE BALLOTS BY MILITARY VOTERS; 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.

SENATE BILL NO. 298

BY: SENATOR BISBEE

BY: REPRESENTATIVES ANDERSON, MEDLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE EXEMPTIONS TO THE DEFINITION OF "DEVELOPMENT IMPACT FEE"; TO PROVIDE FOR A REFUND OF CERTAIN FEES; AND FOR OTHER PURPOSES.

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

Upon motion of Representative D. Evans, the House adjourned at 2:37 p.m. until 1:30 p.m., Thursday, February 22, 2007.

ATTEST:

Benny C. Petrus
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk