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NINETY-NINTH DAY'S PROCEEDINGS

**SENATE CHAMBER
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION**

Little Rock, Arkansas

April 22, 2013

The Senate was called to order at 1:30 o'clock p.m. by the President.

The Secretary called the roll, and the following members answered to roll call:

BLEDSON, BOOKOUT, BURNETT, CALDWELL, CHEATHAM,
CHESTERFIELD, CLARK, DISMANG, ELLIOTT, ENGLISH,
FILES, FLOWERS, HENDREN, HESTER, HICKEY, HOLLAND,
HUTCHINSON, INGRAM, IRVIN, JOHNSON, KEY, KING,
LAMOUREUX, LINDSEY, MALOCH, PIERCE, RAPERT,
SAMPLE, SANDERS, STUBBLEFIELD, TEAGUE, THOMPSON,
WILLIAMS, WOOD, WYATT.

The Senate was led in prayer by John Weatherford of Wynne, Arkansas, grandson of Senator Caldwell.

The Senate was led in the Pledge of Allegiance by the President.

On motion of Senator Burnett, the reading of the Journal was dispensed with.

On motion of Senator Hickey, **Senate Resolution No. 33** was called up for third reading and final disposition.

SENATE RESOLUTION NO. 33
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HICKEY

SENATE RESOLUTION COMMEMORATING THE LIFE AND ACCOMPLISHMENTS OF ALONZO JOHN WEMPLE, RAILROAD ENGINEER AND FIREMAN, AND RECOGNIZING HIS SIGNIFICANT ROLE IN THE HISTORY OF OUR COUNTRY.

Senate Resolution No. 33 was read the first time, read the second time, rules suspended, read third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

The President declared the morning hour to have expired.

On motion of Senator Teague, the Senate resolved itself into the Committee of the Whole for the purpose of Joint Budget Bills.

Without objection, the Committee of the Whole was dissolved, and the Senate took up its regular order of business.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 22** at this time.

On motion of Senator Teague, **Senate Bill No. 22** was called up for third reading and final disposition.

SENATE BILL NO. 22
As Engrossed: S4/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS REVENUE STABILIZATION LAW; AND FOR OTHER PURPOSES.

Senate Bill No. 22 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, Files, S. Flowers, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 28

NEGATIVE: Bledsoe, A. Clark, J. English, Hester, B. King, G. Stubblefield.

Total 6

ABSENT OR NOT VOTING: J. Hendren.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 22**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, Files, S. Flowers, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	28
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NEGATIVE: Bledsoe, A. Clark, J. English, Hester, B. King, G. Stubblefield.

Total	6
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ABSENT OR NOT VOTING: J. Hendren.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
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Necessary to the adoption of the Emergency Clause	24
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So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 22 was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 364** at this time.

On motion of Senator Teague, **Senate Bill No. 364** was called up for third reading and final disposition.

SENATE BILL NO. 364
As Engrossed: S4/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE EIGHTY-NINTH SESSION PROJECTS ACCOUNT WITHIN THE GENERAL IMPROVEMENT FUND; TO DEFINE THE MONIES TO BE AVAILABLE IN SUCH ACCOUNT; AND TO DEFINE THE PURPOSES FOR WHICH MONIES MAY BE MADE AVAILABLE FROM THE GENERAL IMPROVEMENT FUND SO THAT ADDITIONAL FUNDS CAN BE MADE AVAILABLE FOR THE STATE BUDGET; AND FOR OTHER PURPOSES.

Senate Bill No. 364 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, Files, S. Flowers, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total28

NEGATIVE: Bledsoe, A. Clark, J. English, Hester, B. King, G. Stubblefield.

Total6

ABSENT OR NOT VOTING: J. Hendren.

Total1

VOTING PRESENT:

Total0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 364**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, Files, S. Flowers, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	28
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NEGATIVE: Bledsoe, A. Clark, J. English, Hester, B. King, G. Stubblefield.

Total	6
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ABSENT OR NOT VOTING: J. Hendren.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 364 was ordered immediately transmitted to the House.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 22, 2013

Mr. President:

We, your Committee on ENROLLED BILLS, to whom was referred:

SENATE BILL NO. 334, BY SENATOR JAKE FILES,
SENATE BILL NO. 365, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 791, BY SENATOR BILL SAMPLE, ET AL,
SENATE BILL NO. 845, BY SENATOR JOHNNY KEY, ET AL,
SENATE BILL NO. 853, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 861, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 946, BY SENATOR JON WOODS,
SENATE BILL NO. 984, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 1007, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 1058, BY SENATOR BART HESTER,
SENATE BILL NO. 1091, BY SENATOR JAKE FILES,
SENATE BILL NO. 1159, BY SENATOR DAVID SANDERS,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:30 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 334
SENATE BILL NO. 365
SENATE BILL NO. 791
SENATE BILL NO. 845
SENATE BILL NO. 853
SENATE BILL NO. 861
SENATE BILL NO. 946
SENATE BILL NO. 984
SENATE BILL NO. 1007
SENATE BILL NO. 1058
SENATE BILL NO. 1091
SENATE BILL NO. 1159

RECEIVED the above papers from the Secretary of the Senate this 22nd day of April, 2013
at 9:30 a.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 22, 2013

Mr. President:

We, your Committee on ENROLLED BILLS, to whom was referred:

SENATE BILL NO. 1062, BY SENATOR STEPHANIE FLOWERS,

beg leave to report that we have carefully compared the enrolled copy with the original and we find the same correctly enrolled and have at 2:00 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 1062

RECEIVED the above papers from the Secretary of the Senate this 22nd day of April, 2013 at 2:00 p.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

ELECTION OF PRESIDENT PRO TEMPORE FOR THE 90TH GENERAL ASSEMBLY

Senator Dismang ran unopposed for the position.

Senator Lamoureux made a motion to elect Senator Dismang by acclamation.

Motion carried.

Received from the House

HOUSE BILL NO. 2232
As Engrossed: H4/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BAIRD

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE EIGHTY-NINTH SESSION PROJECTS ACCOUNT WITHIN THE GENERAL IMPROVEMENT FUND; TO DEFINE THE MONIES TO BE AVAILABLE IN SUCH ACCOUNT; AND TO DEFINE THE PURPOSES FOR WHICH MONIES MAY BE MADE AVAILABLE FROM THE GENERAL IMPROVEMENT FUND SO THAT ADDITIONAL FUNDS CAN BE MADE AVAILABLE FOR THE STATE BUDGET; AND FOR OTHER PURPOSES.

House Bill No. 2232 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 2233

As Engrossed: H4/19/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE BAIRD

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS REVENUE STABILIZATION LAW; AND FOR OTHER PURPOSES.

House Bill No. 2233 was read the first time, rules suspended, read the second time and placed on the Calendar.

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SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 22

SENATE BILL NO. 364

HOUSE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 2232

HOUSE BILL NO. 2233

On motion of Senator Key, the Senate adjourned until 9:30 a.m., Tuesday,
April 23, 2013.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE