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SIXTY-FIFTH DAY'S PROCEEDINGS
SENATE CHAMBER
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

Little Rock, Arkansas

March 17, 2015

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:

BLEDSOE, BURNETT, CALDWELL, CHEATHAM,
CHESTERFIELD, CLARK, COLLINS-SMITH, COOPER,
DISMANG, ELLIOTT, ENGLISH, FILES, FLIPPO,
FLOWERS, HENDREN, HESTER, HICKEY,
HUTCHINSON, INGRAM, IRVIN, B. JOHNSON,
D. JOHNSON, KING, LINDSEY, MALOCH, PIERCE,
RAPERT, RICE, SAMPLE, SANDERS, STUBBLEFIELD,
TEAGUE, WILLIAMS, WOODS.

The Senate was led in prayer by Pastor Phillip Pointer, Sr., St. Mark Baptist Church, Little Rock.

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

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

On motion of Senator D. Johnson, **Senate Bill No. 124** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
NINETYETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 124

Amend **Senate Bill No. 124** as engrossed, S2/3/15:

Page 8, delete lines 28 and 29, and substitute the following:

"(A) Suspend, revoke, or deny:

(i) the ~~The~~ license of the person or entity; or

(ii) A course approval or ~~its~~ the renewal of a course

approval;"

AND

Page 12, line 2, delete "advanced"

(SIGNED) SENATOR DAVID JOHNSON

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 124 was ordered engrossed.

On motion of Senator Sample, **Senate Bill No. 168** was withdrawn from the Committee on JOINT RETIREMENT & SOCIAL SECURITY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 168

Amend **Senate Bill No. 168** as originally introduced:

Page 1, delete line 9 and substitute the following:

"RETIREMENT SYSTEM; CREATING THE LEGISLATIVE TASK FORCE ON LAW ENFORCEMENT RETIREMENT TO STUDY CERTAIN RETIREMENT BENEFITS UNDER THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE LOCAL POLICE AND FIRE RETIREMENT SYSTEM; AND FOR OTHER PURPOSES."

AND

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

"TO CREATE THE LEGISLATIVE TASK FORCE ON LAW ENFORCEMENT RETIREMENT."

AND

Page 1, delete lines 19 and 20 and substitute the following:

"SECTION 1. TEMPORARY LANGUAGE - DO NOT CODIFY. Legislative Task Force on Law Enforcement Retirement.

(a) The Arkansas Legislative Task Force on Law Enforcement Retirement is created.

(b) The task force shall consist of the following members:

(1) The Senate Cochair of the Joint Committee on Public Retirement and Social Security Programs;

(2) The House Cochair of the Joint Committee on Public Retirement and Social Security Programs;

(3) The Senate Cochair of the Legislative Council, or a member of the Senate designated by the Senate Cochair of the Legislative Council;

(4) The House Cochair of the Legislative Council, or a member of the House of Representatives designated by the House Cochair of the Legislative Council;

(5) Two (2) members of the Senate, appointed by the President Pro Tempore of the Senate;

(6) Two (2) members of the House of Representatives, appointed by the Speaker of the House of Representatives;

(7) The Executive Director of the Arkansas Public Employees' Retirement System;

(8) The Executive Director of the Arkansas Local Police and Fire Retirement System; and

(9) The actuary employed by the Joint Committee on Public Retirement and Social Security Programs to review public retirement system legislation.

(c)(1) The President Pro Tempore of the Senate shall call the first meeting of the task force within thirty (30) days of August 1, 2015.

(2) At the first meeting, the members of the task force shall elect from the membership a chair and other officers as needed for the transaction of its business.

(3)(A) The task force shall conduct its meetings in Pulaski County at the State Capitol.

(B) Meetings shall be called by the chair of the task force.

(C) Meetings shall be held at least one (1) time every three (3) months but may occur more often at the call of the chair.

(d) If a vacancy occurs among the legislative members of the task force, the vacancy shall be filled by the same process as the original appointment.

(e) Legislative members of the task force are entitled to per diem and mileage at the same rate authorized by law for attendance at meetings of interim committees of the General Assembly.

(f) The task force shall establish rules and procedures for conducting its business.

(g)(1) A majority of the members of the task force shall constitute a quorum for transacting any business of the task force.

(2) An affirmative vote of a majority of a quorum present shall be necessary to transact business.

(h) The Arkansas Public Employees' Retirement System and the Arkansas Local Police and Fire Retirement System shall provide staff for the task force.

(i) The task force shall study retirement benefits offered to retired law enforcement officers, including without limitation a comparison of retirement benefits for retired law enforcement officers under the Arkansas Public Employees' Retirement System and retirement benefits for retired law enforcement officers under the Arkansas Local Police and Fire Retirement System.

(j) The task force shall present a final report to the Joint Committee on Public Retirement and Social Security Programs on or before October 1, 2016.

(k) The task force is abolished on January 1, 2017."

(SIGNED) SENATOR B. SAMPLE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 168 was ordered engrossed.

On motion of Senator Sample, **Senate Bill No. 169** was withdrawn from the Committee on JOINT RETIREMENT & SOCIAL SECURITY, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 169

Amend **Senate Bill No. 169** as engrossed, S3/9/15:

Page 1, line 33, delete "and the Association of Arkansas"

AND

Page 1, line 34, delete "Counties"

AND

Page 2, line 6, delete "and of the Association"

AND

Page 2, line 7, delete "of Arkansas Counties"

AND

Page 2, line 11, delete "or the Association of Arkansas"

AND

Page 2, line 12, delete "Counties, or both, fail to" and substitute "fails to"

AND

Page 2, line 15, delete "and the Association of Arkansas Counties"

AND

Page 2, line 17, delete "and the"

AND

Page 2, line 18, delete "Association of Arkansas Counties"

AND

Page 2, line 21, delete "and the Association of Arkansas Counties"

AND

Page 2, line 24, delete "and the"

AND

Page 2, line 25, delete "Association of Arkansas Counties"

AND

Page 2, line 27, delete "and the Association of Arkansas Counties"

(SIGNED) SENATOR B. SAMPLE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 169 was ordered engrossed.

On motion of Senator Files, Senate Bill No. 332 was withdrawn from the Committee on REVENUE & TAXATION, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 332

Amend Senate Bill No. 332 as engrossed, S2/17/15:

Page 2, line 7, delete "repealed." and substitute "amended to read as follows:"

AND

Page 2, delete lines 8 through 11, and substitute the following:

"(f) To claim the benefit of the tax refund under this section, a taxpayer shall hold a direct pay or a limited direct pay sales and use tax permit from the Department of Finance and Administration and shall claim the tax refund under the direct pay or limited direct pay permit."

AND

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

"SECTION 3. Arkansas Code § 26-52-509(a), concerning the direct payment of sales and use tax by a consumer or user, is amended to read as follows:

(a)(1) ~~In the exercise of his or her discretion, the~~ The Director of the Department of Finance and Administration by agreement with any consumer or user may ~~permit~~:

(A) Permit a consumer or user under the agreement to accrue and remit gross receipts taxes directly to the Department of Finance and Administration, instead of the taxes being collected and paid by the seller as provided in under § 26-52-508; and

(B)(i) Issue limited direct pay authority to permit a user or consumer to accrue and remit gross receipts and compensating use taxes on purchases that include eligible purchases.

(ii)(a) A limited direct pay agreement permits a consumer or user to accrue and remit gross receipts and compensating use taxes on purchases that include eligible purchases.

(b) As used in this section, "eligible purchases" means property or services subject to a refund of tax under §§ 26-52-447 and 26-53-149.

(iii)(a) A limited direct pay agreement is available only to a person eligible for a refund of tax under §§ 26-52-447 and 26-53-149.

(b) A person holding a limited direct pay permit shall use the permit only to make purchases that include eligible purchases.

(2)(A) A seller that receives a claim for exemption from a customer based on a limited direct pay permit shall not collect and remit gross receipts or compensating use taxes on purchases that include eligible purchases made by a person holding a limited direct pay permit.

(B) However, if a seller collects and remits gross receipts or compensating use taxes on eligible purchases from a person holding a limited direct pay permit, a refund may be obtained under § 26-18-507.

(3) A person who has entered into a limited direct pay agreement under this section and makes purchases of property or services under the authority of that agreement without paying the gross receipts or compensating use taxes due on those purchases is responsible for remitting the proper amount of tax due to the director as required by law.

(4)(A) A seller shall collect and remit gross receipts and compensating use taxes on purchases made by a person holding a limited direct pay permit that are not eligible purchases.

(B) If a seller relies on the limited direct pay permit and fails to properly collect tax on sales other than eligible purchases, the limited direct pay permit holder shall remit the proper amount of tax to the state as required under subsection (a)(3) of this section.

(5) This section does not eliminate the requirement that a consumer or user self-assess and remit compensating use tax under §§ 26-53-123 — 26-53-125."

AND

Page 2, line 27, delete "repealed." and substitute "amended to read as follows:"

AND

Page 2, delete lines 28 through 31, and substitute the following:

"(f) To claim the benefit of the tax refund under this section, a taxpayer shall hold a direct pay or a limited direct pay sales and use tax permit from the

Department of Finance and Administration and shall claim the tax refund under the direct pay or limited direct pay permit."

AND

Appropriately renumber the sections of the bill

(SIGNED) SENATOR JAKE FILES

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 332 was ordered engrossed.

On motion of Senator Hester, [Senate Bill No. 457](#) was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 457

Amend [Senate Bill No. 457](#) as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 17-89-102(4), concerning the definition of ophthalmic dispensing, is amended to read as follows:

(4)(A) "Ophthalmic dispensing" means the preparation of laboratory work orders, verification, and dispensing of spectacle lenses, spectacles, eyeglasses, or parts thereof to the intended wearer on a written prescription from a licensed physician skilled in disease of the eye or from a licensed optometrist.

(B) "~~Ophthalmic~~ Ophthalmic dispensing" ~~shall include~~ includes:

- (i) The measuring, fitting, adapting, and adjusting of spectacle lenses, spectacles, eyeglasses, or parts thereof to the human face;
- (ii) The preparation and delivery of work orders to laboratory technicians engaged in grinding lenses and fabrication of eyewear;
- (iii) The verification of the quality of finished spectacle lenses, spectacles, or eyeglasses; and
- (iv) The adjustment or repair of spectacle frames to the human face.

(C) The prescribing, adapting, fitting, ~~duplicating, dispensing, or modifying, selling, or supplying~~ of contact lenses for or to the human eye is specifically excluded.

(D) Ophthalmic dispensing includes the dispensing, selling, or supplying of contact lenses by a licensed dispensing optician, registered dispensing optician, or apprentice dispensing optician if there is no attempt to practice optometry;

SECTION 2. Arkansas Code § 17-89-103 is amended to read as follows:
17-89-103. Exceptions.

(a) Except as expressly provided otherwise in this chapter, ~~nothing in this chapter shall~~ this chapter does not apply to persons who sell glasses, spectacles, lenses, frames, mountings, or prisms at wholesale on individual prescriptions to licensed optometrists, physicians, or dispensing opticians, ~~nor shall it and does not~~ prohibit the sale of ready-made eyeglasses and spectacles when sold as merchandise at any established place of business where no attempt is made to practice optometry or opticianry.

(b)(1) ~~Nothing in this chapter shall~~ This chapter does not prohibit an employee of an Arkansas-licensed optometrist or an Arkansas-licensed physician skilled in disease of the eye from performing any of the acts described in § 17-89-102(4) when the acts are performed in the office of an Arkansas-licensed optometrist or an Arkansas-licensed physician skilled in disease of the eye.

~~(2) The employees are~~ A employee is not required to be registered or licensed under the provisions of this chapter.

(c)~~(1)~~ The provisions of this chapter shall not apply to licensed optometrists or physicians skilled in disease of the eye, except as stated in this chapter.

~~(2)~~ It is the specific intent of the General Assembly that this subsection supplement, not repeal, existing acts of Arkansas.

SECTION 3. Arkansas Code § 17-89-104(c) and (d) are amended to read as follows:

(c) ~~Nothing in this~~ This chapter shall be construed to does not authorize or permit ~~any a~~ licensed or registered dispensing optician or any other person except a licensed optometrist or licensed physician skilled in disease of the eye to undertake or hold himself or herself out as being able:

(1) To examine eyes by any objective or subjective method or exercise eyes;

(2) To undertake by any method or means the measurement of the cornea of the human eye; or

(3) To examine, prescribe, diagnose, treat, or correct for visual deficiency.

(d) The prescribing, adapting, fitting, ~~duplicating, dispensing, or~~ or modifying, ~~selling, or supplying~~ of contact lenses for or to the human eye is specifically prohibited except when done by a licensed optometrist, ~~or~~ licensed physician skilled in disease of the eye, licensed dispensing optician, registered dispensing optician, or apprentice dispensing optician.

SECTION 4. Arkansas Code § 17-90-109, concerning the regulation of contact lenses, is amended to add an additional subsection to read as follows:

(d) The board may investigate and discipline a person, firm, corporation, or other legal entity in the State of Arkansas that fills, dispenses, sells, supplies, or delivers contact lenses that are not medicated and without a prescription."

(SIGNED) SENATOR BART HESTER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 457 was ordered engrossed.

On motion of Senator D. Johnson, **Senate Bill No. 559** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 559

Amend **Senate Bill No. 559** as originally introduced:

Page 1, delete lines 27 through 31, and substitute the following:

~~"(b)(1) The reassessment shall be made, advertised, and equalized in the same manner as provided in this subchapter for making the original assessment. The reassessment shall be filed with the county clerk of the county.~~

(2)(A)(i) The secretary of the board of commissioners shall give notice of its filing by publication one (1) time each week for two (2) consecutive weeks in a newspaper published and having a general circulation in the county.

(ii) The form of the notice shall be substantially as follows:

"Notice is hereby given that the reassessment of benefits and damages of District Number _____ has been filed in the office of the county clerk of _____ County, and it is open to inspection. All persons wishing to be heard on the reassessment will be heard by the commissioners and the assessor of the district between the hours of 10 a.m. and 4 p.m., at _____, in City of _____, Arkansas, on the day of _____, 20____. Secretary _____"

(B)(i) The secretary shall send a copy of the notice by certified letter to each owner of realty within the boundaries of the district whose assessment has changed as a result of the assessment.

(ii) The letters of notification shall be mailed not less than fifteen (15) days nor more than thirty (30) days before the date of hearing. The letter notices shall advise each property owner of the benefits or damages assessed against all of his or her property located within the district.

(c)(1) On the day named in the notice, the board of commissioners and assessor shall meet together at the place named as a board of equalization and hear all complaints against the reassessment and equalize and adjust the reassessment.

(2) The determination is final unless suit is brought in court to review it."

(SIGNED) SENATOR DAVID JOHNSON

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 559 was ordered engrossed.

On motion of Senator Clark, **Senate Bill No. 560** was withdrawn from the Committee on REVENUE & TAXATION, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 560

Amend **Senate Bill No. 560** as originally introduced:

Add Senators Hester, J. Hutchinson, B. King, Maloch, G. Stubblefield as cosponsors of the bill

AND

Add Representatives Gates, Ballinger, Bentley, Brown, Copeland, Harris, Lemons, J. Mayberry, B. Smith as cosponsors of the bill

(SIGNED) SENATOR ALAN CLARK

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 560 was ordered engrossed.

On motion of Senator D. Johnson, **Senate Bill No. 592** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 592

Amend **Senate Bill No. 592** as originally introduced:

Page 1, line 27, delete "municipality" and substitute "city of the first class, city of the second class, or unincorporated town"

AND

Page 2, line 23, delete "lessee" and substitute "user"

(SIGNED) SENATOR DAVID JOHNSON

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 592 was ordered engrossed.

On motion of Senator Sanders, **Senate Bill No. 617** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 3.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 3 to SENATE BILL NO. 617

Amend **Senate Bill No. 617** as engrossed, S3/9/15:

Page 6, line 29, delete "being supervised" and substitute "incarcerated"

AND

Page 7, delete lines 12 through 17, and substitute the following:

"12-27-145. Tracking an inmate or person being supervised who is serving a suspended sentence.

(a) The Department of Community Correction shall track a person under its supervision who is serving a suspended sentence and notify the prosecuting attorney with jurisdiction over the person's suspended sentence if the department knows that the person has not complied with the terms and conditions of the suspended sentence.

(b) A circuit court shall notify the department of all suspended sentences to which the circuit court sentences a defendant, including the defendant's name, the terms and conditions of the suspended sentence, and the length of the suspended sentence."

AND

Page 7, delete lines 21 through 29, and substitute the following:

"12-27-146. Rulemaking and administrative directive reporting requirement.

(a) A rule implemented by the Board of Corrections, Department of Correction, Department of Community Correction, or the Parole Board pertaining to this act shall be approved by the appropriate legislative committee before becoming effective.

(b) Any administrative directive or board policy pertaining to this act implemented by the Board of Corrections, Department of Correction, Department of Community Correction, or the Parole Board shall be reported to the Legislative Council."

(SIGNED) SENATOR DAVID SANDERS

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 617 was ordered engrossed.

On motion of Senator Hutchinson, [Senate Bill No. 771](#) was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
 NINETIETH GENERAL ASSEMBLY
 REGULAR SESSION
[Amendment No. 1 to SENATE BILL NO. 771](#)

Amend [Senate Bill No. 771](#) as originally introduced:

Delete the title in its entirety, and substitute the following:
 "AN ACT TO ESTABLISH A RETAIL OFF-PREMISES PERMIT FOR THE SALE OF WINE AT GROCERY STORES; TO PROVIDE ADDITIONAL GRANT FUNDS TO SUPPORT ARKANSAS WINE PRODUCTION AND TO PROVIDE ECONOMIC STIMULUS TO THE FRUIT GROWERS IN THE STATE BY EXPANDING THE ELIGIBILITY OF FRUIT GROWERS IN THIS STATE TO RECEIVE GRANT FUNDS; AND FOR OTHER PURPOSES."

AND

Page 1, line 16, delete "AN ACT TO" and substitute "TO"

AND

Page 1, line 19, delete "THE FRUIT" and substitute "THE WINE PRODUCERS AND THE FRUIT"

AND

Page 3, delete lines 19 and 20, and substitute the following:

"(b) ~~Grant~~ Except for grant funds received under § 3-5-1802, grant funds awarded shall be distributed equally to"

AND

Page 3, delete line 26, and substitute the following:

"(c) Grant funds received under § 3-5-1802"

AND

Page 5, delete lines 5 through 7, and substitute the following:

"Agricultural Marketing Grants Fund under § 3-5-901 et seq."

(SIGNED) SENATOR JEREMY HUTCHINSON

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 771 was ordered engrossed.

On motion of Senator D. Johnson, **Senate Bill No. 784** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 784

Amend **Senate Bill No. 784** as originally introduced:

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

“(a) A written subsidy agreement ~~must~~ shall be entered into between the Department of Human Services and the prospective guardian before the guardianship is established.”

AND

Page 1, line 29, delete "the full" and substitute "full"

(SIGNED) SENATOR DAVID JOHNSON

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 784 was ordered engrossed.

On motion of Senator Elliott, **Senate Bill No. 788** was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 788

Amend **Senate Bill No. 788** as originally introduced:

Page 2, line 17, delete second “and”

AND

Page 2, delete line 30 and substitute the following:

“encoding, word recognition, fluency, and comprehension; and

(D)(i) Delivered with fidelity.

(ii) "Fidelity" means the intervention is done as the author of the program intended.”

AND

Page 4, delete line 8 and substitute the following:

“(F) Encoding skills.

(3)(A) If the screener under subdivision (a)(1) of this section shows that a student is at risk, or at some risk then a level I dyslexia screener shall be administered.

(B) The level one dyslexia screening of a student shall be performed with fidelity and include the components listed under subdivision (a)(2) of this section.”

AND

Page 4, line 27, delete “screening indicates” and substitute “initial, level I, or level II dyslexia screening indicates”

AND

Page 5, line 15, delete “services.” and substitute “services — Parental notification.”

AND

Page 5, line 16, delete “screener or” and substitute “screener, level I screening, or”

AND

Page 5, line 27, delete “and independent a” and substitute “an independent,”

AND

Page 5, line 30, delete “or” and substitute “~~or~~”

AND

Page 5, delete line 31 and substitute the following:

“(iv) Certified dyslexia ~~training~~ testing specialist; or
(v) Dyslexia therapist.”

AND

Page 6, line 11, delete “services” and substitute “interventions”

AND

Page 6, line 17, delete “evaluation” and substitute “~~evaluation~~ level I or level II screening”

AND

Page 6, line 26, delete “~~specialist~~ therapist” and substitute “specialist”

AND

Page 6, line 34, delete “~~specialist~~ therapist” and substitute “specialist”

AND

Page 8, line 11, delete “representative from” and substitute “representative who has experience working in the field of dyslexia intervention from”

AND

Page 8, line 20, delete “State Teachers Association” and substitute “School Psychology Association, with at least three (3) years of experience in testing for dyslexia”

(SIGNED) SENATOR JOYCE ELLIOTT

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 788 was ordered engrossed.

On motion of Senator Irvin, [Senate Bill No. 827](#) was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 2, withdraw Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 2 to SENATE BILL NO. 827](#)

Amend [Senate Bill No. 827](#) as originally introduced:

Delete everything after the enacting clause and substitute the following:

“SECTION 1. DO NOT CODIFY. THE HEALTHY ARKANSAS EDUCATIONAL PROGRAM.

(a)(1) The University of Arkansas Division of Agriculture Cooperative Extension Service and the Department of Human Services shall implement collaboratively the Healthy Arkansas Educational Program described in this act.

(2) The purpose of the Healthy Arkansas Educational Program is to create opportunities for Medicaid beneficiaries to receive training and education in areas which may include without limitation:

- (A) Nutrition, food safety and food preservation;
- (B) Family and consumer economics;
- (C) Marriage, parenting and family life; and
- (D) Health, wellness and prevention.

(b) The University of Arkansas Division of Agriculture Cooperative Extension Service and the Department of Human Services, jointly and separately, shall seek and apply for grants opportunities, federal waivers, or other resources to:

(A) Fund and implement the Healthy Arkansas Educational Program; and

(B) Provide incentives to Medicaid beneficiaries to participate.

(c) If sufficient grant funds and other resources are obtained, the University of Arkansas Division of Agriculture Cooperative Extension Service shall:

(1) Schedule and conduct classes and training sessions for Medicaid beneficiaries in topics that further the purpose of the program; and

(2) Develop classes, curriculum and training materials appropriate for the training or classes offered.

(d) If sufficient grant funds and other resources are obtained, the Department of Human Services shall:

(1) Develop protocols and policies to refer Medicaid beneficiaries for scheduled classes and training sessions offered by the University of Arkansas Division of Agriculture Cooperative Extension Service;

(2) Identify specific populations and geographic areas most likely to benefit from the classes and training sessions provided under this act; and

(3) Provide technical assistance to the University of Arkansas Division of Agriculture Cooperative Extension Service by compiling supporting aggregate data and research for use in grant applications.

(e) Participation by a Medicaid beneficiary in a class or training session offered under this section is not a condition of eligibility for Medicaid.

(f) The University of Arkansas Division of Agriculture Cooperative Extension Service and the Department of Human Services shall implement the Healthy

Arkansas Educational Program only to the extent that adequate funding is specifically made available.”

(SIGNED) SENATOR MISSY IRVIN

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 827 was ordered engrossed.

On motion of Senator Sanders, **Senate Bill No. 828** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed back on second reading for purpose of Amendment Nos. 1 and 2.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 828

Amend **Senate Bill No. 828** as originally introduced:

Add Senator Rapert as a cosponsor of the bill

AND

Add Representative Collins as a cosponsor of the bill

AND

Page 1, line 33, delete "Innovation" and substitute "Innovation, commonly referred to as "Section 1332 Waivers","

AND

Page 3, line 1, delete "1555;" and substitute "155, Subpart N;"

(SIGNED) SENATOR DAVID SANDERS

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 828

Amend **Senate Bill No. 828** as originally introduced:

Add Senators J. Hendren, Rapert as cosponsors of the bill

AND

Add Representative Collins as a cosponsor of the bill

AND

Page 1, line 13, delete "CARE; TO CREATE THE ARKANSAS" and substitute "CARE;"

AND

Page 1, delete line 14

AND

Page 1, line 15, delete "COMMITTEE; TO" and substitute "TO"

AND

Page 1, line 33, delete "Innovation" and substitute "Innovation, commonly referred to as "Section 1332 Waivers","

AND

Page 2, line 25, delete "is to explore" and substitute "is to encourage the executive and legislative branches to explore"

AND

Page 2, line 27, delete "care, including without" and substitute "care."

AND

Page 2, delete line 28

AND

Page 2, delete lines 31 through 33 and substitute the following:
"The Governor is authorized to:"

AND

Page 3, line 1, delete "1555;" and substitute "155, Subpart N; and"

AND

Page 3, line 2, delete "any other"

AND

Page 3, line 3, delete "subchapter; and" and substitute "subchapter."

AND

Page 3, delete lines 4 through 8 and substitute the following:

"(b) Any waiver submitted under this section shall have legislative approval under this section."

AND

Page 3, delete lines 33 through 36 and substitute the following:

"(e)(1) Joint waiver applications shall have rules submitted as authorized by the entities listed in § 23-61-904(a)-(d) that have been selected for the joint waiver application.

(2) The Governor shall determine rule distribution and priority in the case of a joint waiver application.

(f) In the event of a conflict between the rules promulgated under this subchapter by different entities, priority shall be given to any rule that has been approved or formally reviewed by the Centers for Medicare and Medicaid Services or other federal agency."

AND

Page 4, line 1, delete "(f)" and substitute "(g)"

AND

Page 4, delete lines 6 through 36

AND

Page 5, delete lines 1 through 30

AND

Page 5, line 32, delete "SECTION 3." and substitute "SECTION 2."

(SIGNED) SENATOR DAVID SANDERS

The Amendments were read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 828 was ordered engrossed.

On motion of Senator Maloch, **Senate Bill No. 833** was withdrawn from the Committee on REVENUE & TAXATION, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETYETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 833

Amend **Senate Bill No. 833** as originally introduced:

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

"SECTION 1. Arkansas Code § 26-26-1202(c), concerning the valuation procedures used for purposes of ad valorem taxation, is amended to add additional subdivisions to read as follows:

(3) Piping and equipment located downstream of the inlet side of the first meter measuring gas at the site of a natural gas production and upstream of the point of custody transfer shall be valued at the greater of:

(A) The owner's original cost, less total depreciation calculated using a twenty-year straight line depreciation schedule; or

(B) Twenty-five percent (25%) of the owner's original cost.

(4) Piping and equipment for a marginal gas well, as defined in § 26-58-101, located downstream of the inlet side of the first meter measuring gas at the site of a natural gas production and upstream of the point of custody transfer shall be valued at twenty-five percent (25%) of the greater of:

(A) The owner's original cost, less total depreciation calculated using a twenty-year straight line depreciation schedule; or

(B) Twenty-five percent (25%) of the owner's original cost.

SECTION 2. EFFECTIVE DATE. This act is effective for assessment years beginning on or after January 1, 2015."

(SIGNED) SENATOR BRUCE MALOCH

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 833 was ordered engrossed.

On motion of Senator Cooper, **Senate Bill No. 845** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 845

Amend **Senate Bill No. 845** as engrossed, S3/10/15:

Page 2, line 25, delete "professional" and substitute "practitioner"

AND

Page 2, line 27, delete "professional" and substitute "practitioner"

AND

Page 3, line 5, delete "professional" and substitute "practitioner"

AND

Page 3, line 8, delete "professional" and substitute "practitioner"

AND

Page 3, line 21, delete "professional" and substitute "practitioner"

AND

Page 3, line 26 delete "professional" and substitute "practitioner"

AND

Page 3, line 31, delete "professional" and substitute "practitioner"

AND

Page 3, line 34, delete "professional" and substitute "practitioner"

AND

Page 4, line 1, delete "professionals" and substitute "practitioners"

AND

Page 4, delete line 4 and substitute the following:
"surgical abortions performed through telemedicine.

SECTION 3. Arkansas Code § 17-92-1003(15), concerning the definition of "proper practitioner-patient relationship", is amended to read as follows:

(15) "Proper practitioner-patient relationship" means that before the issuance of a prescription, a practitioner, physician, or other prescribing ~~health~~ healthcare professional performs a history and in-person physical examination of the patient adequate to establish a diagnosis and to identify underlying conditions or contraindications to the treatment recommended or provided unless:

(A) The prescribing practitioner is consulting at the specific request of another practitioner who:

(i) Maintains an ongoing relationship with the patient;

(ii) Has performed an in-person physical examination of the patient; and

(iii) Has agreed to supervise the patient's ongoing care and use of prescribed medications; ~~or~~

(B) The prescribing practitioner interacts with the patient through an on-call or cross-coverage situation; ~~or~~

(C) The professional relationship is established as provided in § 17-80-117.

AND

Page 4, line 6, delete "SECTION 3." and substitute "SECTION 4."

AND

Page 4, line 8, delete "professional" and substitute "practitioner"

AND

Page 4, line 10, delete "professionals" and substitute "practitioners"

AND

Page 4, line 12, delete "professionals" and substitute "practitioners"

(SIGNED) SENATOR JOHN COOPER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 845 was ordered engrossed.

On motion of Senator Sanders, [Senate Bill No. 856](#) was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 1 to SENATE BILL NO. 856](#)

Amend [Senate Bill No. 856](#) as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-54-125 is amended to read as follows:
5-54-125. Fleeing.

(a) If a person knows that his or her immediate arrest or detention is being attempted by a duly authorized law enforcement officer, it is the lawful duty of the person to refrain from fleeing, either on foot or by means of any vehicle or conveyance.

(b) Fleeing is a separate offense and is not considered a lesser included offense or component offense with relation to other offenses which may occur simultaneously with the fleeing.

(c) Fleeing on foot is ~~considered~~ a Class C misdemeanor, except under the following conditions:

(1) If the defendant has been previously convicted of fleeing on foot anytime within the past one-year period, a subsequent fleeing on foot offense is a Class B misdemeanor;

(2) If property damage occurs as a direct result of the fleeing on foot, the fleeing on foot offense is a Class A misdemeanor; ~~or~~

(3) If serious physical injury occurs to any person as a direct result of the fleeing on foot, the fleeing on foot offense is a Class D felony; ~~or~~

(4) If the defendant was fleeing from a law enforcement officer while he or she is currently being supervised on parole or probation by the Department of Community Correction, the fleeing on foot offense is a Class D felony.

(d)(1)(A) Fleeing by means of any vehicle or conveyance is considered a Class A misdemeanor.

(B) A person convicted under subdivision (d)(1)(A) of this section shall serve a minimum of two (2) days in jail.

(2) Fleeing by means of any vehicle or conveyance is ~~considered~~ a Class D felony if, under circumstances manifesting extreme indifference to the value of human life, a person purposely operates the vehicle or conveyance in such a manner that creates a substantial danger of death or serious physical injury to another person.

(3) If serious physical injury to any person occurs as a direct result of fleeing by means of any vehicle or conveyance, the fleeing by means of any vehicle or conveyance offense is a Class C felony.

(4) If the defendant was fleeing from a law enforcement officer while he or she is currently being supervised on parole or probation by the Department of Community Correction, fleeing by means of any vehicle or conveyance is a Class C felony.

(e) Regardless of the circumstances in subdivisions (c)(1)-(3) of this section, if the defendant is under twenty-one (21) years of age and has not been previously convicted of fleeing, the offense of fleeing is a Class C misdemeanor.

(f) In addition to any other penalty, if the defendant is convicted of violating subsection (d) of this section, the court shall instruct the Office of Driver Services of the Department of Finance and Administration to suspend or revoke the defendant's driver's license for at least six (6) months but not more than one (1) year.

SECTION 2. Arkansas Code § 16-93-612, concerning the dates of the offense as it pertains to parole eligibility, is amended to add an additional subsection to read as follows:

(g) For an inmate serving a sentence for one (1) of the following felonies committed on or after the effective date of this act, § 16-93-615(b) governs the inmate's parole eligibility:

- (1) Physician-assisted suicide, § 5-10-106;
- (2) False imprisonment in the first degree, § 5-11-103;
- (3) Vehicular piracy, § 5-11-105;
- (4) Permanent detention or restraint, § 5-11-106;
- (5) Robbery, § 5-12-102;
- (6) Battery in the second degree, § 5-13-202;
- (7) Aggravated assault, § 5-13-204;
- (8) Introduction of controlled substance into body of another person, § 5-13-210, if the offense is a Class Y felony;
- (9) Aggravated assault upon a certified law enforcement officer or an employee of a correctional facility, § 5-13-211;
- (10) Terroristic threatening, § 5-13-301;
- (11) Communicating a death threat concerning a school employee or student, § 5-17-101;
- (12) Trafficking of persons, § 5-18-103;
- (13) Domestic battering in the second degree, § 5-26-304;
- (14) Aggravated assault on a family or household member, § 5-26-306;
- (15) Endangering the welfare of an incompetent person in the first degree, § 5-27-201;
- (16) Endangering the welfare of a minor in the first degree, § 5-27-205;
- (17) Permitting abuse of a minor, § 5-27-221;
- (18) Exposing a child to a chemical substance or methamphetamine, § 5-27-230; or
- (19) Residential burglary, § 5-39-201.

SECTION 3. Arkansas Code § 16-93-615(b)(1), regarding certain discretionary transfers of inmates to the Department of Community Correction by the Parole Board, is amended to read as follows:

(b)(1) An inmate under sentence for one (1) of the following felonies, unless listed under § 16-93-612(e)(1), is eligible for discretionary transfer to the Department of Community Correction by the Parole Board after having served one-third (1/3) or one-half (1/2) of his or her sentence, with credit for meritorious good time, depending on the seriousness determination made by the Arkansas Sentencing Commission, or one-half (1/2) of the time to which his or her sentence is commuted by executive clemency, with credit for meritorious good time:

~~(A) Unless the offense is listed under § 16-93-612(e)(1), the following homicide offenses:~~

- ~~(i)(A)~~ (i)(A) Capital murder, § 5-10-101, or attempted capital murder;
- ~~(ii)(B)~~ (ii)(B) Murder in the first degree, § 5-10-102, or attempted murder in the first degree;

- ~~(iii)~~(C) Murder in the second degree, § 5-10-103;
~~(iv)~~(D) Manslaughter, § 5-10-104;
~~(v)~~(E) Negligent homicide, § 5-10-105; or
 (F) Physician-assisted suicide, § 5-10-106;
 (G) Kidnapping, § 5-11-102;
 (H) False imprisonment in the first degree, § 5-11-103;
 (I) Vehicular piracy, § 5-11-105;
 (J) Permanent detention or restraint, § 5-11-106;
 (K) Robbery, § 5-12-102;
 (L) Aggravated robbery, § 5-12-103, or attempted aggravated robbery;
- (M) Battery in the first degree, § 5-13-201;
 (N) Battery in the second degree, § 5-13-202;
 (O) Aggravated assault, § 5-13-204;
 (P) Introduction of controlled substance into body of another person, § 5-13-210, if the offense is a Class Y felony;
 (Q) Aggravated assault upon a certified law enforcement officer or an employee of a correctional facility, § 5-13-211;
 (R) Terroristic threatening, § 5-13-301;
 (S) Terroristic act, § 5-13-310;
 (T) Communicating a death threat concerning a school employee or student, § 5-17-101;
 (U) Trafficking of persons, § 5-18-103;
 (V) Domestic battering in the first degree, § 5-26-303;
 (W) Domestic battering in the second degree, § 5-26-304;
 (X) Aggravated assault on a family or household member, § 5-26-306;
- (Y) Endangering the welfare of an incompetent person in the first degree, § 5-27-201;
- (Z) Endangering the welfare of a minor in the first degree, § 5-27-205;
- (AA) Permitting abuse of a minor, § 5-27-221;
 (BB) Exposing a child to a chemical substance or methamphetamine, § 5-27-230;
 (CC) Causing a catastrophe, § 5-38-202(a);
 (DD) Arson, § 5-38-301;
 (EE) Residential burglary, § 5-39-201;
 (FF) Aggravated residential burglary, § 5-39-204;
~~(vi)~~(GG) An offense under § 5-54-201 et seq.; Soliciting material support for terrorism or providing material support for a terrorist act, § 5-54-202;
- (HH) Making a terrorist threat, § 5-54-203;
 (II) Falsely communicating a terrorist threat, § 5-54-204;
 (JJ) Terrorism, § 5-54-205;
 (KK) Hindering prosecution of terrorism, § 5-54-207;
 (LL) Exposing the public to toxic biological, chemical, or radioactive substances, § 5-54-208;
- (MM) Use of a hoax substance, § 5-54-209;
 (NN) Engaging in a continuing criminal enterprise, § 5-64-405;
 (OO) Criminal use of prohibited weapons, § 5-73-104, involving an activity making it a Class B felony;
- (PP) Simultaneous possession of drugs and firearms, § 5-74-106;
- ~~(B) Unless the offense is listed under § 16-93-612(e)(1), the following Class Y felonies:~~
 (i) Kidnapping, § 5-11-102;

robbery;

(ii) ~~Aggravated robbery, § 5-12-103, or attempted aggravated robbery;~~

(iii) ~~Terroristic act, § 5-13-310;~~

(iv) ~~Causing a catastrophe, § 5-38-202(a);~~

(v) ~~Arson, § 5-38-301;~~

(vi) ~~Aggravated residential burglary, § 5-39-204; or~~

(vii) ~~(QQ) Unlawful discharge of a firearm from a vehicle, § 5-74-107; or~~

(C) ~~(RR) Unless the offense is listed under § 16-93-612(e)(1), an An offense for which the inmate is required upon release to register as a sex offender under the Sex Offender Registration Act of 1997, § 12-12-901 et seq.;~~

(D) ~~Battery in the first degree, § 5-13-201;~~

(E) ~~Domestic battering in the first degree, § 5-26-303;~~

(F) ~~Engaging in a continuing criminal enterprise, § 5-64-405; or~~

(G) ~~Simultaneous possession of drugs and firearms, § 5-74-106.~~

SECTION 4. Arkansas Code § 16-93-615(b), regarding certain discretionary transfers of inmates to the Department of Community Correction by the Parole Board, is amended to add an additional subdivision to read as follows:

(7)(A) An inmate transferred to the Department of Community Correction under subdivision (b)(1) of this section shall continue to serve his or her original sentence without the possibility of parole if the inmate has his or her parole revoked for committing one (1) or more of the felony offenses listed under subdivision (b)(1) of this section.

(B) However, when the felony offense for which the inmate's parole was revoked as described in subdivision (b)(7)(A) of this section is adjudicated and results in:

(i) A new sentence of incarceration in the Department of Correction, the inmate shall serve the remainder of his or her original sentence without the possibility of parole; or

(ii) A new sentence not involving incarceration in the Department of Correction, an acquittal, or the felony offense being otherwise dismissed, the inmate may be considered again for parole when he or she is eligible.

SECTION 5. Arkansas Code § 16-93-705(a)(1)(B)(i), concerning the issuance of an arrest warrant by the Parole Board, is amended to read as follows:

(B)(i) The Parole Board shall issue a warrant for the arrest of a parolee if the board determines that the parolee has been charged with a felony involving violence, as defined under § 5-4-501(d)(2), or a felony requiring registration under the Sex Offender Registration Act of 1997, § 12-12-901 et seq an offense listed under § 16-93-615(b)(1), or a felony attempt, solicitation, or conspiracy to commit an offense listed under § 16-93-615(b)(1)."

(SIGNED) SENATOR DAVID SANDERS

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 856 was ordered engrossed.

On motion of Senator Hickey, **Senate Bill No. 860** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 860

Amend **Senate Bill No. 860** as originally introduced:

Add Representative Hickerson as the House sponsor of the bill

AND

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 7-9-103 is amended to read as follows:

7-9-103. Signing of petition — Penalty for falsification — Notice of suspected forgery.

(a)(1)(A) A person who is a registered voter of this state may sign his or her own name and print his or her own name, address, birth date, and the date of signing on an initiative or referendum petition in his or her own proper handwriting, and not otherwise, to order an initiative or referendum vote upon a proposed amendment or a proposed or referred act.

(B) If a person signing a petition under subdivision (a)(1)(A) of this section requires assistance due to disability, another person:

(i) May print the name, address, birth date, and the date of signing; and
(ii) Shall sign and print his or her name in the margin of the petition.

(2)(A) A person who is a registered voter of a municipality or county of this state may sign his or her own name and print his or her own name, address, birth date, and the date of signing on an initiative or referendum petition in his or her own proper handwriting, and not otherwise, to order an initiative or referendum vote upon a proposed or referred ordinance.

(B) If a person signing a petition under subdivision (a)(2)(A) of this section requires assistance due to disability, another person:

(i) May print the name, address, birth date, and the date of signing; and
(ii) Shall sign and print his or her name in the margin of the petition.

(3) A person who is under eighteen (18) years of age shall not act as a canvasser.

(4) A person shall not act as a paid canvasser on a statewide initiative or referendum petition if the sponsor has not provided the information required under § 7-9-601 to the Secretary of State before the person solicits signatures on a petition.

(b) A person commits a Class A misdemeanor if the person knowingly:

(1) Signs a name other than his or her own name to a petition;

(2) Signs his or her name more than one (1) time to a petition; or

(3) Signs a petition when he or she is not legally entitled to sign the petition.

~~(b)~~(c) A person commits a Class A misdemeanor if the person, acting as a canvasser, notary, sponsor, or agent of a sponsor:

- (1) Signs a name other than his or her own to a petition;
- (2) Prints a name, address, or birth date other than his or her own on a petition unless the signer requires assistance due to disability and the person complies with this section;
- (3) Solicits or obtains a signature to a petition knowing that the person signing is not qualified to sign the petition;
- (4) Knowingly pays a person any form of compensation in exchange for signing a petition as a petitioner;
- (5) Accepts or pays money or anything of value for obtaining signatures on a petition when the person acting as a canvasser, sponsor, or agent of a sponsor knows that the person acting as canvasser's name or address is not included on the sponsor's list filed with the Secretary of State under § 7-9-601; or
- (6) Knowingly misrepresents the purpose and effect of the petition or the measure affected for the purpose of causing a person to sign a petition;
- (7) As a canvasser, knowingly makes a false statement on a petition verification form;
- (8) As a notary, fails to witness a canvasser's affidavit by witnessing the signing of the instrument in person and either personally knowing the signer or being presented with proof of identity of the signer; or

~~(6)~~(9) As a sponsor, files a petition part with the official charged with verifying the signatures knowing that the petition part contains one (1) or more false or fraudulent signatures unless each false or fraudulent signature is clearly stricken by the sponsor before filing.

~~(e)~~(d) When the official charged with verifying the signatures has reasonable grounds to believe that one (1) or more signatures on a petition is forged, excluding signatures apparently signed by one (1) spouse for another, the official shall report the suspected forgery and basis for suspecting forgery to:

- (1) The Department of Arkansas State Police, in the case of a statewide petition; or
- (2) The prosecuting attorney of the county, in the case of a local petition.

SECTION 2. Arkansas Code § 7-9-111(a), concerning the determination of the sufficiency of a petition, is amended to read as follows:

(a)(1) The Secretary of State shall ascertain and declare the sufficiency or insufficiency of each initiative and referendum petition within thirty (30) days after it is filed.

(2) The Secretary of State may contract with the various county clerks for their assistance in verifying the signatures on petitions. The county clerk shall return the petitions to the Secretary of State within ten (10) days.

~~(3) After a petition has been filed under this subchapter, a canvasser shall not circulate a petition or collect, solicit, or obtain any additional signatures for the filed petition until the Secretary of State determines the sufficiency of the petition under this section.~~

SECTION 3. Arkansas Code § 7-9-126(b), concerning the counting of signatures, is amended to read as follows:

(b) A petition part and all signatures appearing on the petition part shall not be counted for any purpose by the official charged with verifying the signatures, including the initial count of signatures, if one (1) or more of the following is true:

- (1) The petition is not an original petition, including without limitation a petition that is photocopied or is a facsimile transmission;

(2) The petition lacks the signature, printed name, and residence address of the canvasser or is signed by more than one (1) canvasser;

(3)(A) The canvasser is a paid canvasser whose name and the information required under § 7-9-601 were not submitted by the sponsor to the Secretary of State before the petitioner signed the petition.

(B) A canvasser is a paid canvasser if he or she is paid money or anything of value for soliciting signatures before or after the signatures are obtained;

(4) The canvasser verification is not notarized, is notarized by more than one (1) notary, or lacks a notary signature or a notary seal;

(5) The canvasser verification is dated earlier than the date on which a petitioner signed the petition;

(6) The petition fails to comply with § 7-9-104 or § 7-9-105, including the lack of the exact popular name or ballot title approved by the Attorney General for a statewide initiative, a discrepancy in the text of the initiated or referred measure, or the lack of an enacting clause in a statewide petition for an initiated act;
or

~~(7) The petition part of a statewide petition clearly and unmistakably contains signatures of petitioners from more than one (1) county unless each signature of a petitioner from another county is clearly stricken before the filing of the petition with the Secretary of State; or~~

~~(8)(7)~~ The petition part has a material defect that, on its face, renders the petition part invalid."

(SIGNED) SENATOR JIMMY HICKEY

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 860 was ordered engrossed.

On motion of Senator King, **Senate Bill No. 863** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 863

Amend **Senate Bill No. 863** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 14, Chapter 16, Subchapter 1, is amended to add an additional section to read as follows:

14-16-117. Controlled burns.

A property owner may conduct a controlled burn of a residence on the property owner's property in the county if:

(1) The property owner applies to the quorum court of that county and the fire department that is responsible for providing fire protection services for the property for approval to conduct the controlled burn; and

(2) The application under subdivision (1) of this section is approved by the quorum court and the fire department."

(SIGNED) SENATOR BRYAN KING

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 863 was ordered engrossed.

On motion of Senator Pierce, **Senate Bill No. 875** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 875

Amend **Senate Bill No. 875** as originally introduced:

Delete the title in its entirety and substitute:

“AN ACT TO AUTHORIZE THE ISSUANCE, RENEWAL, AND REPLACEMENT OF SPECIAL LICENSE PLATES TO PROMOTE AND SUPPORT THE ARKANSAS STATE CHAPTER OF THE NATIONAL WILD TURKEY FEDERATION, INC.; AND FOR OTHER PURPOSES.”

AND

Delete the subtitle in its entirety and substitute:

“TO AUTHORIZE THE ISSUANCE, RENEWAL, AND REPLACEMENT OF SPECIAL LICENSE PLATES TO PROMOTE AND SUPPORT THE ARKANSAS STATE CHAPTER OF THE NATIONAL WILD TURKEY FEDERATION, INC.”

AND

Delete everything after the enacting clause and substitute:

“SECTION 1. Arkansas Code Title 27, Chapter 24, Subchapter 14, is amended to add an additional section to read as follows:

27-24-1423. Arkansas State Chapter of the National Wild Turkey Federation, Inc.

(a) The Director of the Department of Finance and Administration shall create and issue an Arkansas State Chapter of the National Wild Turkey Federation, Inc. special license plate in the manner and subject to the conditions provided for under this subchapter.

(b) The Arkansas State Chapter of the National Wild Turkey Federation, Inc. special license plate shall be:

(1) Designed by the Department of Finance and Administration, in consultation with the Board of Directors of the Arkansas State Chapter of the National Wild Turkey Federation, Inc.; and

(2) Numbered consecutively.

(c) The procedures concerning costs for issuance under § 27-24-1404(c)(1)(A) shall apply.

(d) The department shall issue a special license plate under this section to a motor vehicle owner upon payment of:

(1) The fee required by law for registration of the motor vehicle;

(2)(A) Twenty-five dollars (\$25.00) to cover the design-use contribution.

(B) The design-use contribution shall be remitted monthly to the Board of Directors of the Arkansas State Chapter of the National Wild Turkey

Federation, Inc. to be used exclusively to promote the federation's mission in Arkansas; and

(3)(A) A handling and administrative fee shall be:

(i) Deposited into the State Central Services Fund for the benefit of the Revenue Division of the Department of Finance and Administration; and

(ii) Credited to the division as supplemental and in addition to all other funds that may be deposited for the benefit of the division.

(B) The handling and administrative fee shall not be considered or credited to the division as direct revenue.

(e)(1) A special license plate issued under this section may be renewed annually or replaced under the procedures set out in § 27-24-1405.

(2) However, the division shall remit the fees collected under § 27-24-1405(b)(2) on a monthly basis to the Board of Directors of the Arkansas State Chapter of the National Wild Turkey Federation, Inc.

SECTION 2. Arkansas Code § 27-24-1421 is repealed.

~~27-24-1421. Rotary International.~~

~~(a) The Director of the Department of Finance and Administration shall issue a special license plate to honor Rotary International subject to the conditions provided for under this subchapter.~~

~~(b) The special Rotary International PolioPlus motor vehicle license plate shall be:~~

~~(1)(A) Designed by the Arkansas districts of Rotary International.~~

~~(B) The design shall be submitted for design approval by the director under rules promulgated by the director; and~~

~~(2) Numbered consecutively.~~

~~(c) The director shall determine the amount of the costs for the issuance of the special license plate under this section as follows:~~

~~(1) The fee for the cost of initial orders of the new design, which shall be based on the cost of the initial order;~~

~~(2) The number of applications that must be received to cover the cost of the initial order of the new design; or~~

~~(3) The combination of subdivisions (c)(1) and (2) of this section that must be received to cover the cost of the initial order of the new design.~~

~~(d) The Department of Finance and Administration shall issue a special license plate under this section upon payment of:~~

~~(1) The fee required by law for registration of the motor vehicle;~~

~~(2)(A) Ten dollars (\$10.00) to cover the design-use contribution.~~

~~(B) The design-use contribution shall be remitted monthly to the Rotary International to be used for fund purposes; and~~

~~(3)(A) A handling and administrative fee of ten dollars (\$10.00).~~

~~(B) The handling and administrative fee shall be:~~

~~(i) Deposited into the State Central Services Fund for the benefit of the Revenue Division of the Department of Finance and Administration; and~~

~~(ii) Credited to the division as supplemental and in addition to all other funds that may be deposited for the benefit of the division.~~

~~(C) The handling and administrative fee shall not be considered or credited to the division as direct revenue.~~

~~(e)(1) A special license plate issued under this section may be renewed annually or replaced under the procedures set out in § 27-24-1405.~~

~~(2) However, the division shall remit the fees collected under § 27-24-1405(b)(2) on a monthly basis to the Rotary International PolioPlus fund.”~~

(SIGNED) SENATOR BOBBY PIERCE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 875 was ordered engrossed.

On motion of Senator Hickey, [Senate Bill No. 877](#) was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 1 to SENATE BILL NO. 877](#)

Amend [Senate Bill No. 877](#) as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-65-118, as amended by Act 299 of 2015, is amended to read as follows:

5-65-118. Additional penalties — Ignition interlock devices.

(a)(1)(A)(i) The Office of Driver Services ~~may~~ shall place a restriction on a person who has violated § 5-65-103 for a first or second offense that requires the person's motor vehicle to be equipped with a functioning ignition interlock device in addition to any other penalty authorized by this chapter.

~~(ii) The restriction may continue for a period of up to one (1) year after the person's driving privilege is no longer suspended or restricted under § 5-65-104~~ shall continue until the person has completed his or her mandatory period for using an ignition interlock device.

(B)(i) The office ~~may~~ shall place a restriction on a person who has violated § 5-65-103 for a third or subsequent offense that requires the person's motor vehicle to be equipped with a functioning ignition interlock device in addition to any other penalty authorized by this chapter ~~and after finding that the person is financially able to afford the ignition interlock device.~~

~~(ii) The restriction may continue for a period of up to one (1) year after the person's driving privilege is no longer suspended or restricted under § 5-65-104~~ shall continue until the person has completed his or her mandatory period for using an ignition interlock device.

(2) The office may issue an ignition interlock restricted license to the person only after the person has verified installation of a functioning ignition interlock device to the office in any motor vehicle the person intends to operate, except for an exemption allowed under § 5-65-123(f).

(3) The office shall establish:

(A) A specific calibration setting no lower than two hundredths of one percent (0.02%) nor more than five hundredths of one percent (0.05%) of alcohol in the person's blood at which the ignition interlock device will prevent the motor vehicle's being started; and

(B) The period of time that the person is subject to the restriction.

(b) The office shall do the following after restricting a person's driving by requiring the use of an ignition interlock device:

(1)(A) State on the record the requirement for and the period of use of the ignition interlock device.

(B) However, if the office restricts the person to using an ignition interlock device in conjunction with the issuance of an ignition interlock restricted license under § 5-65-104, the time the person is required to use the

ignition interlock device shall be ~~at least the time period remaining on~~ until the original suspension imposed under § 5-65-104 has been completed;

(2) Ensure that the records of the office reflect that the person may not operate a motor vehicle that is not equipped with an ignition interlock device;

(3) Attach or imprint a notation on the driver's license of a person restricted under this section stating that the person may operate a motor vehicle only if it is equipped with an ignition interlock device;

(4) Require that the person restricted under this section show proof of installation of a certified ignition interlock device prior to the issuance of an ignition interlock restricted license by the office under § 5-65-104;

(5)(A) Require both proof of the installation of an ignition interlock device and periodic reporting by the person for verification of the proper operation of the ignition interlock device.

(B) Proof of the installation of the ignition interlock device for the entire period required by law shall be provided before the person's driving privileges are reinstated;

(6) Require the person to have the ignition interlock device serviced and monitored at least every sixty-seven (67) days for proper use and accuracy by an entity approved by the Department of Health; and

(7)(A) Require the person to pay the reasonable cost of leasing or buying and monitoring and maintaining the ignition interlock device.

(B) The office may establish a payment schedule for the reasonable cost of leasing or buying and monitoring and maintaining the ignition interlock device.

(c) If the person whose driving privilege is restricted under this section cannot provide proof of installation of a functioning ignition interlock device to the office under subsection (a) of this section, the office shall not issue an ignition interlock restricted license as authorized under this section.

(d) The office shall revoke the ignition interlock restricted license and reinstate a driving privilege suspension for the term of the original driving privilege suspension if it finds that a person has violated § 5-65-123.

(e) A person who has had his or her driving privilege suspended or revoked under § 5-65-104 who would otherwise be eligible to obtain an ignition interlock restricted license may petition the office for a hearing and the office may issue an ignition interlock restricted license as authorized under §§ 5-65-104 and 5-65-205.

(f)(1) The department shall:

(A) Certify the ignition interlock devices for use in this state;

(B) Approve the entities that install and monitor the ignition interlock devices; and

(C) Adopt rules for the certification of the ignition interlock devices and ignition interlock device installation.

(2) The rules shall require an ignition interlock device, at a minimum, to:

(A) Not impede the safe operation of the motor vehicle;

(B) Minimize the opportunities to be bypassed;

(C) Work accurately and reliably in an unsupervised environment;

(D) Properly and accurately measure the person's blood alcohol levels;

(E) Minimize the inconvenience to a sober user; and

(F) Be manufactured by an entity that is responsible for installation, user training, and servicing and maintenance of the ignition interlock device, and that is capable of providing monitoring reports to the office.

(3) The department shall develop a warning label to be affixed to any ignition interlock device used in the state to warn any person of the possible penalties for tampering with or attempting to circumvent the ignition interlock device.

- (4) The department shall:
- (A) Publish and update a list of certified ignition interlock device manufacturers and approved ignition interlock device installers; and
 - (B) Periodically provide the list required by subdivision (f)(4)(A) of this section to the office."

(SIGNED) SENATOR JIMMY HICKEY

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 877 was ordered engrossed.

On motion of Senator Ingram, **Senate Bill No. 883** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 883

Amend **Senate Bill No. 883** as originally introduced:

Add Representative Nicks as a cosponsor of the bill

(SIGNED) SENATOR KEITH INGRAM

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 883 was ordered engrossed.

On motion of Senator Bledsoe, [Senate Bill No. 934](#) was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 1 to SENATE BILL NO. 934](#)

Amend [Senate Bill No. 934](#) as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 23-99-411, concerning processing applications of providers, is amended to read as follows:

23-99-411. Processing applications of providers.

(a)(1)(A) Healthcare insurers shall establish mechanisms to ensure timely processing of requests for participation or renewal by providers and in making decisions that affect participation status.

(B) These mechanisms shall include, at a minimum, provisions for the provider to receive a written statement of reasons for the healthcare insurer's denial of a request for initial participation or renewal.

(2)(A) Healthcare insurers shall make a decision within:

(i) ~~Ninety (90)~~ Sixty (60) calendar days from the date of submission of a completed application as defined by rule of the Insurance Commissioner for participation or a request for renewal by a physician licensed under the Arkansas Medical Practices Act, § 17-95-201 et seq., § 17-95-301 et seq., and § 17-95-401 et seq.; and

(ii) One hundred eighty (180) calendar days from the date of submission of a completed application as defined by rule of the commissioner for participation or a request for renewal by any other provider.

(B) However, when a physician's credentials are verified through the Arkansas State Medical Board's Centralized Credentials Verification Service under § 17-95-107, the ~~ninety (90)~~ sixty (60) days specified under subdivision (a)(2)(A)(i) of this section is tolled from the date an order is received by the Centralized Credentials Verification Service from the healthcare insurer until the date the healthcare insurer receives notification by the Centralized Credentials Verification Service that the file is complete and available for retrieval.

(C)(i) A healthcare insurer shall provide written acknowledgement to a provider within ten (10) days of the insurer's receipt of an application.

(ii)(a) Upon receipt of an application, a healthcare insurer shall review the application to determine if the application is complete.

(b) If the application is incomplete, a healthcare insurer shall notify the applicant provider in writing within fifteen (15) calendar days that the application is incomplete.

(c) The notice shall include a list of the items required for the application to be complete.

(d) If the healthcare insurer does not send the

notice within the required timeframe, the application shall be deemed complete.

(iii) If the information provided by the initial a complete application, the healthcare insurer's investigation, or the Centralized Credentials Verification Service requires the healthcare insurer to collect more detailed information from the provider to fairly and responsibly process the application, the time specified under subdivision (a)(2)(A)(i) of this section is tolled, and the application is suspended from the date a written request for the information is sent to the provider until the request is fully and completely answered and sent to the healthcare insurer by the provider.

(ii)(iv) If application information specified under subdivision (a)(2)(C)(ii) of this section is missing and not received within ninety (90) days of notification by the healthcare insurer or if the request is not fully answered within ninety (90) days of the date it was sent, the healthcare insurer, in its discretion, may treat the application as abandoned and deny it.

(iii)(v) The request and response under this section shall be sent by regular mail or other means of delivery as may be allowed by rules adopted by the commissioner.

(3)(A) If a physician is already credentialed by the healthcare insurer but changes employment or changes location, joins a new group or clinic, or opens an additional location, the healthcare insurer shall only require the submission of such additional information, if any, as is necessary to continue the physician's credentials based upon the changed employment, or location, new group or clinic, or additional location.

(B) The healthcare insurer shall not require a new application or recredentialing application due solely to the changes listed in subdivision (a)(3)(A) of this section.

(C) Any change listed in subdivision (a)(3)(A) of this section shall be reflected within the healthcare insurer's system within thirty (30) calendar days of written notification by the physician of the change.

(4) Healthcare insurers shall promptly notify providers:

(A) Of any delay in processing applications; and

(B) The reasons for a delay in processing applications.

(5)(A) A healthcare insurer shall notify a physician in writing at least one hundred twenty (120) days before the deadline to submit a recredentialing application.

(B)(i) The healthcare insurer shall give the physician written notice at least forty-five (45) calendar days prior to terminating the physician for failure to submit a recredentialing application.

(ii) If the physician submits the recredentialing application during the forty-five-day period, the termination shall not take effect.

(C) During the forty-five-day period, the healthcare insurer shall not represent to the policyholder, plan members, or the general public that the physician has been or will be terminated from the network unless the termination is for some reason other than failure to obtain recredentialing.

(D) If a termination occurs for any reason, the healthcare insurer shall formally notify the physician in writing of the effective date of the termination and the basis for the termination.

(6)(A) If a physician joins a group or clinic already credentialed as a participating provider and applies to the healthcare insurer to be a participating provider, the healthcare insurer shall treat, for payment purposes only, the applicant physician as if the applicant physician is a participating provider in the network of the healthcare insurer when the applicant physician provides services to the plan members of the healthcare insurer, including:

(i) Authorizing the applicant physician to collect copayment from members; and

(ii) Making payments to the applicant physician.

(B) Pending approval of the application of the physician, the healthcare insurer may exclude the applicant physician from its directory or other listings of participating physicians.

(C)(i) If upon completion of the credentialing process the healthcare insurer determines that the applicant physician does not meet the credentialing requirements of the issuer:

(a) The healthcare insurer may recover from the applicant physician or the medical group of the applicant physician an amount equal to the difference between payments for in-network and out-of-network benefits; and

(b) The applicant physician or the medical group of the applicant physician may retain any copayments collected or in the process of being collected as of the date the insurer's notice of determination is received by the applicant physician or the medical group of the applicant physician.

(ii)(a) A member of the health benefit plan of the healthcare insurer is not responsible and shall be held harmless for the difference between in-network copayments paid by the member to an applicant physician who is determined to be ineligible and the insurer's charges for out-of-network services.

(b) The applicant physician and the medical group of the applicant physician shall not charge the member for any portion of the fee of the physician that is not paid or reimbursed by the healthcare insurer.

(7) The commissioner may adopt rules to ensure that covered healthcare claims submitted by patients or their providers are not negatively affected by delays in processing participation applications.

(8) In addition to any legal remedies or actions that may be brought against a healthcare insurer by the commissioner, a fine of one thousand dollars (\$1,000) per day shall be imposed for each day exceeding the sixty (60) days under subdivision (a)(2)(A)(i) of this section.

~~(6)(9)~~ (9) The commissioner shall adopt rules to implement this subsection.

(b) ~~Nothing in this~~ This section shall does not prevent a provider or a healthcare insurer from terminating a participating provider contract in accordance with its terms."

(SIGNED) SENATOR CECILE BLEDSOE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 934 was ordered engrossed.

On motion of Senator Elliott, [Senate Bill No. 951](#) was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
 NINETIETH GENERAL ASSEMBLY
 REGULAR SESSION
[Amendment No. 1 to SENATE BILL NO. 951](#)

Amend [Senate Bill No. 951](#) as originally introduced:

Delete all language after the enacting clause and substitute the following:

"SECTION 1. TEMPORARY LANGUAGE. DO NOT CODIFY.

(a)(1) A systems assessment template for underserved areas and any tools related to the template shall be developed or recommended for the purpose of assessing geographic-specific needs of underserved areas around the state.

(2) The systems assessment template for underserved areas, and any tools related to the template, shall be developed or recommended by a workgroup that consists of:

(A) Two (2) members of the Senate appointed by the President Pro Tempore of the Senate;

(B) Two (2) members of the House of Representatives appointed by the Speaker of the House of Representatives;

(C) Employees of the Bureau of Legislative Research; and

(D) Members of the community with expertise in leadership, economic development, geography, and other fields relevant to the development of a systems assessment template for underserved areas.

(3) No later than October 15, 2016, the systems assessment template for underserved areas and any tools related to the template shall be developed or recommended by the workgroup to the Senate Committee on Education and the House Committee on Education.

(b) The purpose of the systems assessment template for underserved areas and any tools related to the template to:

(1) Assess, inform, and guide policy makers;

(2)(A) Be used by the Department of Education, the State Board of Education, and the Commissioner of Education to inform decision making concerning school districts and public schools that are in danger of or qualify as academic distress, fiscal distress, or facilities distress school districts or public schools.

(B) The state board and the commissioner are encouraged to use the systems assessment template for underserved areas and any tools related to the template before a school district or public school is placed in academic distress, fiscal distress, or facilities distress status.

(C) The results of a systems assessment template for underserved areas, and any tools related to the template, that is used by the state board and the commissioner shall be shared with the school district or public school by a method determined to have maximum communication impact by the state board and the commissioner.

(D) A school district shall not be consolidated, annexed, reconstituted, or taken over by the state board before the state board and the

commissioner perform a systems assessment template for underserved areas, and any tools related to the template;

(3) Be used by other state agencies when appropriate to inform decision making; and

(4) Be used voluntarily by communities with fidelity as a self-assessment exercise.

(c) The systems assessment template for underserved areas and any tools related to the template shall provide information about underserved areas related to the following without limitation:

(1) Quality of life, including:

(A) Availability of professionals in the community;

(B) Housing;

(C) Safety;

(D) Entertainment opportunities;

(E) Social and recreational opportunities, both indoor and

outdoor;

(F) Healthy food choices;

(G) Shopping;

(H) Civic participation, expansive and inclusive;

(I) Social interactions, expansive and inclusive;

(J) Transportation options; and

(K) Opportunities for children to have a healthy start from early

childhood through prekindergarten;

(2) Economic development and economic opportunity, including:

(A) Plans and promotion of economic development activities,

such as:

(i) Entrepreneurship;

(ii) Place-based opportunities;

(iii) Place-based challenges;

(iv) Creative economy opportunities;

(v) Private sector efforts;

(vi) Public sector efforts; and

(vii) Roles of state and local public agencies; and

(B) Infrastructure challenges and strengths;

(3) Capacity building, including:

(A) Inclusive leadership building;

(B) Inclusive leadership sharing; and

(C) Talent and aspiration audit; and

(4) Demographic information of a community, including:

(A) Racial or ethnic groups;

(B) Genders;

(C) Socioeconomic statuses;

(D) Ages;

(E) Religions; and

(F) Other relevant information.”

(SIGNED) SENATOR JOYCE ELLIOTT

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 951 was ordered engrossed.

On motion of Senator Ingram, **Senate Bill No. 952** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 952

Amend **Senate Bill No. 952** as originally introduced:

Page 1, delete lines 27 through 36 and substitute the following:

~~"(1)(A) "Intensive early intervention individualized therapy services" means intensive early intervention individualized therapy for a child with a pervasive developmental disorder, including without limitation:~~

~~(i) Behavioral therapies such as applied behavioral analysis and pivotal response training under the supervision of a behavior analyst who is board certified by the Behavior Analyst Certification Board;~~

~~(ii) Intensive speech therapy provided by a licensed speech therapist; and~~

~~(iii) Intensive occupational therapy provided by a licensed occupational therapist."~~

AND

Page 2, delete lines 1 through 24 and substitute the following:

~~"(B) Except as provided in subdivision (a)(1)(C) of this section, "intensive early intervention individualized therapy services" does not include coverage for services to treat developmental disorders of language, early onset psychosis, dementia, obsessive compulsive disorder, schizoid personality disorder, avoidant personality disorder, or reactive attachment disorder.~~

~~(C) If a child with a pervasive developmental disorder is diagnosed to have one (1) or more of the conditions listed in subdivision (a)(1)(B) of this section, intensive early intervention individualized therapy services includes coverage only for therapy necessary to treat the pervasive developmental disorder; and~~

~~(2) "Pervasive developmental disorders", commonly known as autism spectrum disorders, means a neurobiological condition characterized by severe deficits and pervasive impairment in multiple areas of development diagnosed by a team evaluation including at least a licensed physician, a licensed psychologist, and a licensed speech pathologist for an individual with a developmental disability as defined in § 20-48-101, including without limitation:~~

~~(A) Asperger's disorder;~~

~~(B) Autism;~~

~~(C) Pervasive developmental disorder, not otherwise specified;~~

~~(D) Rett's disorder; and~~

~~(E) Childhood disintegrative disorder~~

(1) "Autism spectrum disorder" means a neurobiological condition that causes significant communication, social, and behavioral challenges that is diagnosed by a team of professionals, including without limitation a licensed physician, licensed psychologist, and a licensed speech-language pathologist;

(2) "Evidence-based strategies" mean treatments that have been proven effective with children diagnosed with autism spectrum disorder as established by the National Standards Report by the National Autism Center; and

(3) "Intensive early intervention treatment" means individualized treatment utilizing evidence-based strategies based on a detailed assessment of the child that occurs:

(A) In the home of the child;

(B) In the presence of the parent or legal guardian of the child;

and

(C) For a maximum period of twenty-five (25) hours per week."

AND

Page 2, line 27, delete "individualized therapy services" and substitute "individualized therapy services treatment"

AND

Page 2, line 27, delete "any child" and substitute "any eligible child"

AND

Page 2, line 28, delete "a pervasive developmental disorder." and substitute "a ~~pervasive developmental disorder~~ an autism spectrum disorder."

AND

Page 2, line 29, delete "three (3) years" and substitute "~~three (3) years~~ eighteen (18) months"

AND

Page 2, line 30, delete "ten (10) years" and substitute "~~ten (10) years~~ seven (7) years"

(SIGNED) SENATOR KEITH INGRAM

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 952 was ordered engrossed.

On motion of Senator Pierce, **Senate Bill No. 977** was withdrawn from the Committee on INSURANCE, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 977

Amend **Senate Bill No. 977** as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 12-10-303, concerning definitions, is amended to add an additional subdivision to read as follows:

(30) "Secondary public safety answering point" means the location at which 911 calls are transferred to from a public safety answering point.

SECTION 2. Arkansas Code § 12-10-318(c), concerning the duties of the Arkansas Emergency Telephone Services Board, is amended to read as follows:

(c)(1) There is established the Arkansas Emergency Telephone Services Board, consisting of the following:

- (A) The Auditor of State or his or her designated representative;
- (B) Two (2) representatives selected by a majority of the commercial mobile radio service providers licensed to do business in the state;
- (C) Two (2) 911 system employees selected by a majority of the public safety answering point administrators in the state;
- (D) The Director of the Arkansas Department of Emergency Management or the director's designee;
- (E) One (1) consumer member to be appointed by the President Pro Tempore of the Senate; and
- (F) One (1) consumer member to be appointed by the Speaker of the House of Representatives.

(2) The responsibilities of the board shall be as follows:

- (A) To establish and maintain an interest-bearing account into which shall be deposited revenues from the service charges levied under subdivision (b)(1)(A) of this section and prepaid wireless E911 charges under § 12-10-326;
- (B) To manage and disburse the funds from the interest-bearing account established under subdivision (c)(2)(A) of this section in the following manner:

(i)(a) Not less than eighty-three and five-tenths percent (83.5%) of the total monthly revenues collected and remitted under subdivision (b)(1)(A) of this section and prepaid wireless E911 charges under § 12-10-326 shall be distributed on a population basis to each political subdivision operating a 911 public safety communications center that has the capability of receiving commercial mobile radio service 911 calls on dedicated 911 trunk lines for expenses incurred for the answering, routing, and proper disposition of 911 calls, including payroll costs, readiness costs, and training costs associated with wireless, voice over internet protocol, and nontraditional 911 calls.

(b) Each state fiscal year, ~~one hundred twenty thousand dollars (\$120,000)~~ two hundred thousand dollars (\$200,000) of the total monthly revenues collected and remitted under subdivision (c)(2)(B)(i)(a) of this

section shall be transferred and deposited to the credit of the books of the Treasurer of State and the Auditor of State for the Miscellaneous Agencies Fund Account for the Arkansas Commission on Law Enforcement Standards and Training, to be used exclusively for training and all related costs under § 12-10-325;

(ii)(a) Not more than fifteen percent (15%) of the total monthly revenues collected and remitted under subdivision (b)(1)(A) of this section and prepaid wireless E911 charges under § 12-10-326 shall be held in the interest-bearing account. The board shall report to the Legislative Council in the event the sum held under this subdivision (c)(2)(B)(ii)(a) becomes less than three million five hundred thousand dollars (\$3,500,000).

(b) These funds may be utilized by the public safety answering points for the following purposes in connection with compliance with the Federal Communications Commission requirements: upgrading, purchasing, programming, installing, and maintaining necessary data, basic 911 geographic information system mapping, hardware, and software, including any network elements required to supply enhanced 911 phase II cellular, voice over internet protocol, and other nontraditional telephone service.

(c) Invoices must be presented to the board in connection with any request for reimbursement and be approved by a majority vote of the board to receive reimbursement.

(d) Any invoices presented to the board for reimbursements of costs not described by this section may be approved only by a unanimous vote of the board;

(iii) Not more than five-tenths percent (0.5%) of the fees collected under subdivision (b)(1)(A) of this section and prepaid wireless E911 charges under § 12-10-326 may be utilized by the board to compensate the independent auditor and for administrative expenses;

(iv) All interest received on funds in the interest-bearing account shall be disbursed as prescribed in subdivision (c)(2)(B)(i) of this section; and

(v)(a)(1) All cities and counties receiving funds under this section operating a public safety answering point or a secondary public safety answering point shall submit to the board no later than April 1 of each year:

(A) an An explanation and accounting of the funds received and expenditures of those funds for the previous calendar year, along with a copy of the budget for the previous year and a copy of the year-end appropriation and expenditure analysis of any participating or supporting counties, cities, or agencies; and

(B) Any information requested by the board concerning local 911 public safety answering point operations, facilities, equipment, personnel, network, interoperability, call volume, dispatcher training, and supervisor training.

(2) The chief executive for each public safety answering point or secondary public safety answering point shall gather the information necessary for the report under subdivision (c)(2)(B)(v)(a)(1) of this section and provide it to the official responsible for the submission of the report to the board and the county intergovernmental coordination council.

(3) Beginning January 1, 2016, a public safety answering point or a secondary public safety answering point shall submit within its information under subdivision (c)(2)(B)(v)(a)(1) of this section the name of each dispatcher, the dispatcher's date of hire, the dispatcher's date of termination if applicable, and approved courses by the Arkansas Commission on Law Enforcement Standards and Training which were completed by the dispatcher, including without limitation "train the trainer" courses.

(4) Beginning January 1, 2017, the board shall withhold quarterly disbursement from a public safety answering point or a

secondary public safety answering point until fifty percent (50%) of the dispatchers for the city or county have completed dispatcher training and dispatcher continuing education approved by the Arkansas Commission on Law Enforcement Standards and Training.

(b) The chief executive for each public safety answering point and secondary public safety answering point shall provide a copy of its certification to the county intergovernmental coordination council for use in conducting the annual review of services under § 14-27-104.

(c) Failure to submit a report under subdivision (c)(2)(B)(v)(a)(1) of this section or a certification under (c)(2)(B)(v)(b) of this section shall result in the withholding of quarterly disbursements by the board until the public safety answering point and secondary public safety answering point have submitted the report or certification.

~~(b)(1)(d)(1)~~ The board may require any other information necessary ~~to ensure that the funds have been properly utilized according to~~ under this section.

(2) All cities and counties receiving funds under this section also shall submit to the board no later than April 1 of each year a copy of all documents reflecting the 911 funds received for the previous calendar year, including without limitation wireless, wireline, general revenues, sales taxes, and other sources used by the city or county for 911 services.

~~(e)~~(e) Failure to submit the proper accounting information and failure to utilize the funds in a proper manner may result in the suspension or reduction of funding until corrected;

(C)(i) To promulgate rules necessary to perform its duties prescribed by this subchapter.

(ii) In determining the population basis for distribution of funds under subdivision (c)(2)(B)(i) of this section, the board shall determine, based on the latest federal decennial census, the population of all unincorporated areas of counties operating a 911 public safety communications center that has the capacity of receiving commercial mobile radio service, voice over internet protocol service, or nontraditional 911 calls on dedicated 911 trunk lines, and the population of all incorporated areas operating a 911 public safety communications center that has the capability of receiving commercial mobile radio service, voice over internet protocol service, or nontraditional 911 calls on dedicated 911 trunk lines and compare the population of each of those political subdivisions to the total population;

(D) To submit annual reports to the office of the Auditor of State outlining fees collected and moneys disbursed to public safety answering points from service charges under subdivision (b)(1)(A) of this section and prepaid wireless E911 charges under § 12-10-326; and

(E)(i) To retain an independent third-party auditor for the purposes of receiving, maintaining, and verifying the accuracy of any proprietary information submitted to the board by commercial mobile radio service providers.

(ii) Due to the confidential and proprietary nature of the information submitted by commercial mobile radio service providers, the information shall be retained by the independent auditor in confidence, shall be subject to review only by the Auditor of State, and shall not be subject to the Freedom of Information Act of 1967, § 25-19-101 et seq., nor released to any third party.

(iii) The information collected by the independent auditor shall be released only in aggregate amounts that do not identify or allow identification of numbers of subscribers or revenues attributable to an individual commercial mobile radio service provider.

(3) Commercial mobile radio service providers, voice over internet protocol, or other nontraditional communications providers shall be entitled to retain one percent (1%) of the fees collected under subdivision (b)(1)(A) of this section as reimbursement for collection and handling of the charges.

SECTION 3. Arkansas Code § 12-10-325 is amended to read as follows:
12-10-325. Training standards.

(a)(1) A public safety agency, a public safety answering point, a dispatch center, or a 911 public safety communications center may provide training opportunities for 911 public safety ~~communication~~ communications center personnel through the Arkansas Commission on Law Enforcement Standards and Training and the Arkansas Law Enforcement Training Academy.

(2) The Arkansas Law Enforcement Training Academy shall develop training standards for dispatchers, supervisors, and instructors in Arkansas in consultation with the Association of Public-Safety-Communications Officials-International, Inc. and submit the training standards to the Arkansas Commission on Law Enforcement Standards and Training for approval.

(3)(A) Training for instructors may include without limitation instructor development, course development, leadership development, and other appropriate 911 instructor training.

(B) Training for dispatchers and supervisors may include without limitation:

~~(i) call~~ Call taking;

~~(ii) customer~~ Customer service;

~~(iii) stress~~ Stress management;

~~(iv) mapping,~~ Mapping;

~~(v) call~~ Call processing;

~~(vi) telecommunication~~ Telecommunication and radio equipment training;

~~(vii) training~~ Training with devices for the deaf;

~~(viii) autism,~~ Autism;

~~(ix) National Incident Management System training;~~

~~(x) Incident Command System training;~~

~~(xi) National Center for Missing and Exploited Children~~ training;

~~(xii) National Emergency Number Association training;~~

~~(xiii) Association of Public Safety Communications Officials International, Inc. training; and~~

~~(xiv) and other~~ Other appropriate 911 dispatcher and supervisor training.

(4) An entity that provides training under subdivision (a)(1) of this section shall:

(A) ~~may retain~~ Retain training records created under this section; and

(B) Deliver an annual report to the Arkansas Emergency Telephone Services Board of training provided by the entity to verify the dispatcher and supervisor training reported as completed by each public safety answering point annually under § 12-10-318.

~~(b)(1) A private safety agency that performs dispatch functions is not eligible for training under this section~~ may attend training or receive instruction at the invitation of the commission.

(2) The commission may assess a fee on a private safety agency invited to attend training or receive instruction under this subsection to reimburse the commission for costs associated with the training or instruction."

(SIGNED) SENATOR BOBBY PIERCE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 977 was ordered engrossed.

On motion of Senator Hester, **Senate Bill No. 980** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 980

Amend **Senate Bill No. 980** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Uncodified Acts 2013 (2nd Ex. Sess.), Nos. 3 and 6, § 10, as amended, is amended to read as follows:

SECTION 3. DO NOT CODIFY. Pilot Program on coverage for morbid obesity diagnosis and treatment.

(a)(1)(A) A state and public school employees health benefit plan that is offered, issued, or renewed on or after January 1, 2012, shall offer coverage for the diagnosis and treatment of morbid obesity.

(B) The cost of coverage for the diagnosis and treatment of morbid obesity offered under subdivision (a)(1)(A) of this section shall not exceed:

(i) Three million dollars (\$3,000,000) annually for the Arkansas State Employees Health Benefit Plan; or

(ii) Three million dollars (\$3,000,000) annually for the Arkansas Public School Employees Health Benefit Plan.

(2) The coverage for morbid obesity offered under subdivision (a)(1) of this section includes without limitation coverage for bariatric surgery including:

(A) Gastric bypass surgery;

(B) Adjustable gastric banding surgery;

(C) Sleeve gastrectomy surgery; and

(D) Duodenal switch biliopancreatic diversion.

(b) The coverage for morbid obesity diagnosis and treatment offered under this subchapter does not diminish or limit benefits otherwise allowable under a state and public school employees health benefit plan.

(c) The State and Public School Life and Health Insurance Board ~~shall~~ may discontinue or suspend a plan option offered under subsection (a) of this section, if the board ~~determines and the~~ can demonstrate adjustments are necessary to ensure the financial soundness and overall well-being of the State and Public School Life and Health Insurance Program, and the State and Public School Life and Health Insurance Program Legislative Task Force has reviewed and approved the board's recommendation."

(SIGNED) SENATOR BART HESTER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 980 was ordered engrossed.

On motion of Senator Irvin, **Senate Bill No. 1019** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 1019

Amend **Senate Bill No. 1019** as originally introduced:

Page 1, line 8, delete "ACTS 2013," and substitute "§ 20-77-129"

AND

Page 1, line 9, delete "NO. 1352"

AND

Page 1, line 10, delete "PATIENTS; AND" and substitute "PATIENTS; TO DECLARE AN EMERGENCY; AND"

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND THE ACCESS TO CARE ACT, § 20-77-129; AND TO LOWER THE COST OF CARE AND INCREASE ACCESS TO CARE FOR MEDICAID PATIENTS."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 20-77-129 is amended to read as follows:
20-77-129. Ambulatory surgery centers — Medicaid reimbursement.

(a) As used in this section:

(1) "Ambulatory surgery center" means a distinct entity certified by Medicare as an ambulatory surgical center that operates exclusively for the purpose of providing surgical services to patients not requiring hospitalization;

(2) "Ambulatory Surgery Center Medicaid Procedure Code" means appropriate procedures that do not appear on the Medicare hospital inpatient-only list or Medicaid hospital inpatient-only list and that are medically necessary and not solely for cosmetic treatment or surgery;

(3) "Ambulatory Surgery Center Medicaid reimbursement formula for appropriate implantable devices" means appropriate implantable devices used during appropriate procedures that are reimbursed at a pass-through cost if the combined cost of the appropriate implantable devices is greater than fifty percent (50%) of the reimbursement for the Ambulatory Surgery Center Medicaid Procedure Code;

(4) "Ambulatory Surgical Center Medicaid reimbursement rate for appropriate procedures" means ~~eighty percent (80%)~~ ninety-five percent (95%) of ~~hospital outpatient procedure department~~ ambulatory surgical center Medicare reimbursement for Ambulatory Surgical Center Medicaid Procedure Codes;

(5) "Appropriate implantable device" means a device used during an appropriate procedure;

(6) "Appropriate procedure" means a procedure that is not on the Medicaid hospital inpatient-only list or Medicare hospital inpatient-only list;

(7) "Healthcare Financing Administration Common Procedure Coding System" means the coding system under the Centers for Medicare and Medicaid Services;

(8) "Hospital inpatient-only list" means procedures that should be performed on an inpatient basis for the Medicare population due to one (1) or more of the following reasons:

(A) The nature of the procedure;

(B) The need for at least twenty-four (24) hours of postoperative care; and

(C) The underlying physical condition of those patients most often having the particular procedure; and

(9) ~~"Hospital outpatient procedure department" means a hospital-based ambulatory surgery center that bills in accordance with the Outpatient Hospital Services Medicaid Provider Guide; and~~

~~(10) "Relative Value Unit" means a service unit value measured in relation to the values of other services and involving a Current Procedural Terminology code that, when multiplied by the conversion factor and a geographical adjustment, creates the compensation level for a particular service.~~

(b) The purpose of this act is to decrease the cost of Medicaid while increasing access to care to Arkansas's Medicaid population.

(c)(1) An appropriate procedure may be performed at an ambulatory surgery center ~~or a hospital outpatient procedure department.~~

(2) If an appropriate procedure is performed at an ambulatory surgery center or at a hospital outpatient procedure department, the appropriate procedure and any appropriate implantable devices shall be billed using the Ambulatory Surgery Center Medicaid Procedure Codes and reimbursed pursuant to the Ambulatory Surgery Center Medicaid reimbursement formula for appropriate procedures and the Ambulatory Surgical Center Medicaid reimbursement formula for appropriate implantable devices.

(d) If an Ambulatory Surgery Center Medicaid Procedure Code is not on the Medicaid hospital inpatient-only list but is on the Medicare hospital inpatient-only list, the Ambulatory Surgery Center Medicaid reimbursement formula for appropriate procedures shall be ~~eighty percent (80%)~~ ninety-five percent (95%) of the Medicare ~~hospital outpatient procedure department~~ ambulatory surgical center reimbursement for a comparable procedure, based on a Relative Value Unit that is not on the Medicare hospital inpatient-only list.

(e) Any reimbursement payments made under this section may not exceed the Medicaid upper payment limit as established by the Center for Medicare and Medicaid Services.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that reimbursements under the Arkansas Medicaid Program are subject to federal limits; that reimbursements under the current law may exceed the federal upper limits, requiring the excess cost to be funded entirely through state general revenues; and that this act is immediately necessary to protect the fiscal integrity of the Arkansas Medicaid Program. 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:

- (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."

(SIGNED) SENATOR MISSY IRVIN

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1019 was ordered engrossed.

On motion of Senator Teague, **Senate Bill No. 1021** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 1021

Amend **Senate Bill No. 1021** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 27, Chapter 24, is amended to add an additional section to read as follows:

27-24-215. Veterans of Lebanon Peace Keeping Mission.

(a) The Department of Finance and Administration is authorized to issue one (1) special license plate under this section to an applicant who establishes upon initial application that he or she is a veteran of the armed forces who served in Lebanon during the Lebanon Peace Keeping Mission.

(b)(1) The department shall design the special license plates issued under this section according to § 27-24-209.

(2) In lieu of the legend "The Natural State" or any succeeding legend, there shall be placed across the bottom of the license plate a permanent decal bearing the words "Lebanon".

(c) A veteran of the armed forces who served in the Lebanon during the Lebanon Peace Keeping Mission may apply for and annually renew a special license plate issued under this section as provided under § 27-24-206(a) and (b).

(d) Upon the initial application for a special license plate issued under this section, a veteran of the armed forces who served in Lebanon during the Lebanon Peace Keeping Mission shall provide adequate proof to the department that he or she meets the requirements of this section.

e) The registration of a special license plate under this section may continue from year to year as long as it is renewed each year within the time and in the manner required by law.

(SIGNED) SENATOR LARRY TEAGUE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1021 was ordered engrossed.

On motion of Senator Sample, **Senate Bill No. 1041** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 1041

Amend **Senate Bill No. 1041** as originally introduced:

Delete everything after the enacting clause and substitute the following:

“SECTION 1. Arkansas Code § 17-26-304 is amended to read as follows:

17-26-304. Prerequisites to examination for a cosmetologist, manicurist, or aesthetician.

The Department of Health shall admit to examination for a license as a cosmetologist, manicurist, or aesthetician a person who has made application to the department in proper form, has paid the fee required, and who:

- (1) Is not less than sixteen (16) years of age;
- (2) Has completed two (2) years of high school in the public schools of this state or its equivalent; and
- (3) Has completed one (1) of the following:
 - (A) For a cosmetologist, training of at least ~~one thousand five hundred (1,500)~~ one thousand two hundred (1,200) hours;
 - (B) For a manicurist, training of at least ~~six hundred (600)~~ four hundred eighty (480) hours;
 - (C) For an aesthetician, training of at least ~~six hundred (600)~~ four hundred eighty (480) hours; or
 - (D) The prescribed course of study in cosmetology under the laws of another state whose licensing requirements are equal to or stricter than those in Arkansas.

SECTION 2. Arkansas Code § 17-26-315 is amended to read as follows:

17-26-315. Reciprocity.

Upon application to the Department of Health in the form provided for the particular class of license applied for, accompanied by the required fee, a person licensed as a cosmetologist, electrologist, manicurist, aesthetician, or instructor under the laws of another state shall be granted a license to practice the occupation or occupations in this state not of greater scope than the occupation or occupations for which the applicant was previously licensed in the other state, upon the following conditions:

- (1) That the applicant for a license as a cosmetologist, manicurist, or aesthetician is not less than eighteen (18) years of age, and the applicant for a license as an instructor or electrologist is not less than twenty-one (21) years of age;
- (2) That the applicant holds a current valid license upon application for reciprocity, evidenced by a certified copy of the license and an affidavit from the other state or by such other evidence as the department may require;
- (3) That the applicant has passed ~~a national~~ an examination comparable to the examination given in this state; and
- (4) That the applicant passes an Arkansas law examination under this chapter.

SECTION 3. Arkansas Code § 17-26-417(d), concerning cosmetology student work, is amended to read as follows:

(d)(1) A school may allow a student to volunteer in charity or special events held outside the school if the following conditions are met:

- (A) The student agrees to participate;
- (B) ~~The student has completed three-quarters (3/4) of the course of study;~~
- (C) The student is accompanied by and acts under the direct supervision of a licensed instructor; and
- (D) ~~The student receives no credit hours toward the course of study~~ (C) The school maintains the required student to teacher ratios.

(2) Documentation shall be maintained in the student's school file outlining the date, name, and location of the event and the number of hours volunteered.

~~(3) A school shall provide a thirty-day notice to the Department of Health, unless the special event involves a natural disaster as proclaimed by the Governor.~~

~~(4) A student shall not provide services to an elderly person who is confined to a hospital or nursing home."~~

(SIGNED) SENATOR BRUCE SAMPLE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1041 was ordered engrossed.

On motion of Senator Ingram, **Senate Bill No. 1047** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 1047

Amend **Senate Bill No. 1047** as originally introduced:

Add Senator J. Cooper as a cosponsor of the bill

AND

Delete Senator K. Ingram as a cosponsor of the bill

(SIGNED) SENATOR KEITH INGRAM

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1047 was ordered engrossed.

On motion of Senator Dismang, **Senate Bill No. 1049** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

Amendment No. 1 to SENATE BILL NO. 1049

Amend **Senate Bill No. 1049** as originally introduced:

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

"SECTION 1. Arkansas Code § 10-2-103(b)(3), concerning the duties of the Coordinator of House Legislative Services, is repealed.

~~(3) The Coordinator of House Legislative Services shall hereafter perform all duties imposed upon the Chief Clerk of the House of Representatives with respect to the payment of interim expense funds to members of the House as authorized by § 10-2-212.~~

SECTION 2. Arkansas Code § 10-2-212 is amended to read as follows:
10-2-212. Reimbursable expenses Per diem and mileage reimbursement.

~~(a)(1) A member of the Senate may seek reimbursement for legislative expenses incurred as authorized by law by filing a signed statement of expenses incurred during each calendar month. Claims for reimbursement for expenses incurred shall be filed with the Secretary of the Senate and shall be paid from the funds appropriated for such purposes for the use of the Senate.~~

~~(2) The Senate Efficiency Committee is hereby authorized to establish the method of reimbursing members of the Senate for ordinary and necessary expenses incurred in the performance of their duties as members of the General Assembly. The Senate Efficiency Committee shall determine, within the limitations of the Arkansas Constitution and Internal Revenue Service guidelines, which expenditures constitute ordinary and necessary expenses and the amount of per diem and mileage reimbursement to be paid from Senate appropriations.~~

~~(3)(2) Subsection (a) Subdivision (a)(1) of this section does not apply to per diem, mileage, and expense reimbursements paid from funds disbursed by the Legislative Auditor or the Director of the Bureau of Legislative Research.~~

~~(b)(1)(A) A member of the House of Representatives may seek reimbursement for legislative expenses incurred as authorized by law by filing a signed statement of expenses incurred during each calendar month. Claims for reimbursement for expenses incurred shall be filed with the Coordinator of House Legislative Services and shall be paid from the funds appropriated for such purposes for the use of the House.~~

~~(2)(A) The Speaker of the House of Representatives is hereby authorized to establish the method of reimbursing members of the House for ordinary and necessary expenses incurred in the performance of their duties as members of the General Assembly. The Speaker of the House of Representatives shall determine, within the limitations of the Arkansas Constitution and Internal Revenue Service guidelines, which expenditures constitute ordinary and necessary expenses and the amount of per diem and mileage reimbursement to be paid from House appropriations.~~

(B) The Speaker of the House of Representatives shall notify the House disbursing officer regarding the actions of the Speaker of the House of Representatives under this subsection.

~~(3)(2) Subsection (b) Subdivision (b)(1) of this section does not apply to per diem, mileage, and expense reimbursements paid from funds disbursed by the Legislative Auditor or the Director of the Bureau of Legislative Research.~~

~~(c) Except as otherwise provided by law, the maximum amount of reimbursement for legislative expenses incurred by members of the General Assembly shall be, at the option of each member, either five thousand eight hundred twenty dollars (\$5,820) per year, six thousand five hundred forty dollars (\$6,540) per year, or fourteen thousand four hundred dollars (\$14,400) per year.~~

~~(d)(1) Any member of the General Assembly may elect not to receive per diem and mileage payments for attending legislative sessions and for attending legislative activities and in lieu thereof be reimbursed up to an additional ten thousand two hundred dollars (\$10,200) per year.~~

~~(2) Such election shall be made in writing to the presiding officer of the legislative body to which the member is elected.~~

~~(3)(A) The election must occur prior to the fifth day of a regular session, and the election shall remain in effect until a subsequent election is made at the next regular session.~~

~~(B) However, if the maximum amount of reimbursement is altered by law, the member of the General Assembly shall make the election within thirty (30) days after the law becomes effective, and the election shall remain in effect until a subsequent election is made at the next regular session.~~

~~(e)(c) No A member of the General Assembly shall not file with the House of Representatives or Senate claims for reimbursement for expenses per diem or mileage reimbursement in excess of the maximum amount prescribed by law.~~

SECTION 3. Arkansas Code § 10-2-215 is amended to read as follows:

10-2-215. ~~Additional compensation~~ Expense reimbursement for committee chairs, vice chairs, and cochairs.

~~(a)(1) In addition to the expense allowance provided by § 10-2-212 and all laws amendatory and supplemental thereto, the~~ The chair of each of the standing, select, and joint committees of either house of the General Assembly, the cochairs of the Legislative Council and the chairs of each subcommittee of the Legislative Council, the cochairs of the Legislative Joint Auditing Committee and the chairs of each subcommittee of the Legislative Joint Auditing Committee, the Speaker of the House of Representatives, the Speaker Pro Tempore of the House of Representatives, the Speaker Designate of the House of Representatives, the President Pro Tempore of the Senate, the President Pro Tempore Designate of the Senate, the House and Senate chairs of the Review/PEER Subcommittee of the Joint Budget Committee, the Personnel Subcommittee of the Joint Budget Committee, the Claims Subcommittee of the Joint Budget Committee, and the Special Language Subcommittee of the Joint Budget Committee, and the cochair of any committee of the General Assembly which does not function during the legislative session shall be eligible to receive an additional three thousand six hundred dollars (\$3,600) per year for reimbursement of legislative expenses incurred.

~~(2)(A) In addition to the expense allowance provided by § 10-2-212, the~~ The House vice chair of each of the standing, select, and joint committees of either House of the General Assembly and the House vice chair chairs of the Legislative Council is shall be eligible to receive two thousand four hundred dollars (\$2,400) per year for reimbursement of legislative expenses incurred.

(B) If a member of the House General Assembly is eligible to receive payment under this subdivision (a)(2) due to service in more than one (1)

covered position, the member shall be eligible to receive three thousand six hundred dollars (\$3,600) per year for reimbursement of legislative expenses incurred.

(3)(A) The chair of each subcommittee of each standing committee of either house shall be eligible to receive an additional one thousand eight hundred dollars (\$1,800) per year for reimbursement of legislative expenses incurred.

(B) If a member of the General Assembly is eligible to receive payment under this subdivision (a)(3) due to service in more than one (1) covered position, the member shall be eligible to receive three thousand six hundred dollars (\$3,600) per year for reimbursement of legislative expenses incurred.

(4) ~~No~~ A member of the General Assembly shall not receive more than three thousand six hundred dollars (\$3,600) per year under this section for reimbursement of legislative expenses incurred.

~~(b) This additional allowance shall be paid from the same funds and appropriation and in the same manner as provided for the allowances authorized by § 10-2-212 and all laws amendatory and supplemental thereto.~~

~~(c)(b)~~ The chair of a committee established by rule of the House of Representatives or the Senate also may receive an allowance reimbursement of legislative expenses incurred under subsection (a) of this section if authorized by rule of the House of Representatives or the Senate.

(c)(1)(A) A member of the Senate may seek reimbursement for expenses under subsection (a) or subsection (b) of this section by filing a signed statement of legislative expenses incurred during each calendar month with the Secretary of the Senate.

(B) Expenses shall be paid from funds appropriated for such purposes for the use of the Senate.

(2)(A) A member of the House of Representatives may seek reimbursement for expenses under subsection (a) or subsection (b) of this section by filing a signed statement of legislative expenses incurred during each calendar month with the Coordinator of House Legislative Services.

(B) Expenses shall be paid from funds appropriated for such purposes for the use of the House of Representatives.

(d) A member of the General Assembly shall not file with the House of Representatives or Senate claims for expense reimbursement in excess of the maximum amount prescribed by law.

SECTION 4. Arkansas Code § 10-2-216 is repealed.

~~10-2-216. Reimbursement for legislative services personnel.~~

~~Due to the exacting and special duties of his or her office, the Coordinator of House Legislative Services/Parliamentarian/Administrative Assistant to the Speaker is to be reimbursed for allowable expenses in the same manner and amount as is authorized for members of the General Assembly by § 10-2-212."~~

(SIGNED) SENATOR JONATHAN DISMANG

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1049 was ordered engrossed.

On motion of Senator Ingram, **Senate Bill No. 1000** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

Without objection, **Senate Bill No. 1000** was withdrawn by the author, Senator Ingram.

**ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION**

March 17, 2015

Mr. President:

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

SENATE BILL NO. 373, BY SENATOR JANE ENGLISH,
SENATE BILL NO. 177, BY SENATOR JON WOODS,
SENATE BILL NO. 755, BY SENATOR JON WOODS,

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 8:45 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 373

SENATE BILL NO. 177

SENATE BILL NO. 755

RECEIVED the above papers from the Secretary of the Senate this 17th day of March, 2015 at 8:45 a.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

SENATE BILL NO. 124, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 168, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 169, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 332, BY SENATOR JAKE FILES,
SENATE BILL NO. 457, BY SENATOR BART HESTER,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator D. Johnson, **Senate Bill No. 124** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Sample, **Senate Bill No. 168** was ordered re-referred to the Committee on JOINT RETIREMENT & SOCIAL SECURITY.

On motion of Senator Sample, **Senate Bill No. 169** was ordered re-referred to the Committee on JOINT RETIREMENT & SOCIAL SECURITY.

On motion of Senator Files, **Senate Bill No. 332** was ordered re-referred to the Committee on REVENUE & TAXATION.

On motion of Senator Hester, **Senate Bill No. 457** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

**ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION**

March 17, 2015

Mr. President:

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

SENATE BILL NO. 559, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 560, BY SENATOR ALAN CLARK,
SENATE BILL NO. 592, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 617, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 771, BY SENATOR JEREMY HUTCHINSON

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator D, Johnson, [Senate Bill No. 559](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Clark, [Senate Bill No. 560](#) was ordered re-referred to the Committee on REVENUE & TAXATION.

On motion of Senator D. Johnson, [Senate Bill No. 592](#) was ordered re-referred to the Committee on INSURANCE & COMMERCE.

On motion of Senator Sanders, [Senate Bill No. 617](#) was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Hutchinson, [Senate Bill No. 771](#) was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

SENATE BILL NO. 784, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 788, BY SENATOR JOYCE ELLIOTT,
SENATE BILL NO. 827, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 828, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 833, BY SENATOR BRUCE MALOCH,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator D. Johnson, **Senate Bill No. 784** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Elliott, **Senate Bill No. 788** was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Irvin, **Senate Bill No. 827** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Sanders, **Senate Bill No. 828** was ordered re-referred to the Committee on INSURANCE & COMMERCE.

On motion of Senator Maloch, **Senate Bill No. 833** was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

SENATE BILL NO. 845, BY SENATOR JOHN COOPER,
SENATE BILL NO. 856, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 860, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 863, BY SENATOR BRYAN KING,
SENATE BILL NO. 875, BY SENATOR BOBBY PIERCE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Cooper, **Senate Bill No. 845** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Sanders, **Senate Bill No. 856** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Hickey, **Senate Bill No. 860** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator King, **Senate Bill No. 863** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Pierce, **Senate Bill No. 875** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

SENATE BILL NO. 877, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 883, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 934, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 951, BY SENATOR JOYCE ELLIOTT,
SENATE BILL NO. 952, BY SENATOR KEITH INGRAM,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Hickey, **Senate Bill No. 877** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Ingram, **Senate Bill No. 883** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Bledsoe, **Senate Bill No. 934** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Elliott, **Senate Bill No. 951** was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Ingram, **Senate Bill No. 952** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

Senate Bill NO. 977, BY SENATOR BOBBY PIERCE,
Senate Bill NO. 980, BY SENATOR BART HESTER,
Senate Bill NO. 1019, BY SENATOR MISSY IRVIN,
Senate Bill NO. 1021, BY SENATOR LARRY TEAGUE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Pierce, Senate Bill No. 977 was ordered re-referred to the Committee on INSURANCE & COMMERCE.

On motion of Senator Hester, Senate Bill No. 980 was ordered re-referred to the Committee on INSURANCE & COMMERCE.

On motion of Senator Irvin, Senate Bill No. 1019 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Teague, Senate Bill No. 1021 was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

SENATE BILL NO. 1041, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 1047, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 1049, BY SENATOR JONATHAN DISMANG,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Sample, **Senate Bill No. 1041** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Ingram, **Senate Bill No. 1047** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Dismang, **Senate Bill No. 1049** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

SENATE BILL NO. 854, BY SENATOR DAVID SANDERS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR RONALD CALDWELL, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

HOUSE BILL NO. 1825, BY REPRESENTATIVE DAVIS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR RONALD CALDWELL, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

HOUSE BILL NO. 1569, BY REPRESENTATIVE VAUGHT,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 2.

Respectfully submitted,

(SIGNED) SENATOR RONALD CALDWELL, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

HOUSE BILL NO. 1960, BY REPRESENTATIVE RATLIFF,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR RONALD CALDWELL, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

SENATE BILL NO. 850, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 937, BY SENATOR TERRY RICE,
SENATE BILL NO. 1044, BY SENATOR BART HESTER,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

SENATE BILL NO. 768, BY SENATOR JASON RAPERT,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No.1.

Respectfully submitted,

(SIGNED) SENATOR TERRY RICE, VICE-CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

SENATE BILL NO. 824, BY SENATOR JIM HENDREN,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

HOUSE BILL NO. 1584, BY REPRESENTATIVE GOSSAGE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

HOUSE BILL NO. 1549, BY REPRESENTATIVE LOWERY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on JOINT BUDGET, to whom was referred:

SENATE BILL NO. 65, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 68, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 88, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 146, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 355, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

SENATE BILL NO. 795, BY SENATOR JON WOODS,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

SENATE BILL NO. 995, BY SENATOR JOYCE ELLIOTT,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS, CHAIRMAN

On motion of Senator Cooper, **Senate Bill No. 305** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 305

Amend **Senate Bill No. 305** as originally introduced:

Page 1, line 32, delete "owner;" and substitute "owner or owners;"

AND

Page 1, delete line 33, and substitute the following:

"(B) Shall contain an accurate description of the relevant property or properties; and"

AND

Page 1, line 34, delete "(B) May" and substitute "(C) Shall"

AND

Page 1, delete line 36, and substitute the following:

"the date the annexation becomes final.

(3) The petition shall be filed with the county assessor and the county clerk, and within fifteen (15) days of the filing, the county assessor and the county clerk shall:

(A) Verify the identity of the petitioner or petitioners;
(B) Verify that there are no property owners included in the petition that do not wish to have their property annexed;
(C) Verify that the property or properties are contiguous with the city or town; and

(D) Verify that no enclaves will be created if the petition is accepted by the city or town.

(c)(1) Upon completion of the verifications of the petition by the county assessor and the county clerk, the county assessor and the county clerk shall present the petition and verifications to the county judge who shall review the petition and verifications for accuracy.

(2) Within fifteen (15) days of the receipt of the petition and verifications, the county judge shall:

(A) Review the petition and verifications for completeness and accuracy;

(B) Determine that no enclaves will be created by the annexation;

(C) Confirm that the petition contains a schedule of services; and

(D) Issue an order articulating these findings and forward the petition and order to the contiguous city or town."

AND

Page 2, line 1, delete "(c)" and substitute "(d)"

AND

Page 2, line 1, delete "may accept" and substitute "may grant the petition and accept"

AND

Page 2, line 3, delete "to accept" and substitute "to grant the petition and accept"

AND

Page 2, line 12, delete "(d)" and substitute "(e)"

AND

Page 2, line 13, delete "(c)" and substitute "(d)"

AND

Page 2, line 19, delete "(e)" and substitute "(f)"

AND

Page 2, line 19, delete "upon" and substitute "thirty (30) days after"

AND

Page 2, delete line 25, and substitute the following:

"original limits of the city or town.

(g)(1) During the thirty-day period under subdivision (f)(1) of this section, a cause of action may be filed in the circuit court of the county of the annexation by a person asserting and having an ownership right in the property objecting to the petition or by any person asserting a failure to comply with this section.

(2) After the thirty-day period, an action under subdivision (g)(1) of this section is not timely."

(SIGNED) SENATOR JOHN COOPER

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 305 was ordered engrossed.

On motion of Senator Hendren, **Senate Bill No. 757** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 757

Amend **Senate Bill No. 757** as originally introduced:

Page 1, line 12, delete "UTILITIES;" and substitute "UTILITIES; TO DECLARE AN EMERGENCY;"

AND

Delete the subtitle in its entirety and substitute:
"TO RESTRICT THE ABILITY OF LOCAL GOVERNMENTS AND OTHER ENTITIES TO REGULATE PRIVATE PROPERTY RIGHTS; AND TO DECLARE AN EMERGENCY."

AND

Page 2, delete line 18, and substitute the following:

"As used in this subchapter:

(1) "Fair market value" means the price a willing buyer would pay a willing seller after considering all factors in the marketplace that influence the price of private real property;

(2) "Governmental unit" means the state and any of its agencies or political subdivisions;

(3) "Owner" means a person with legal or equitable title to affected private real property at the time a taking occurs;"

AND

Page 2, line 19, delete "(1)" and substitute "(4)"

AND

Page 2, line 20, delete "and"

AND

Page 2, line 21, delete "(2)" and substitute "(5)"

AND

Page 2, delete line 26, and substitute the following:
"tree ordinances, land use planning programs, and zoning programs by a governmental unit when the regulatory program is not designed to carry out or protect the adopted plans of a governmental unit that are designed to protect the

health, safety, or welfare of the citizens.

(C) "Regulatory program" does not include a moratorium enacted to give a municipality time to adopt or amend plans and ordinances; and

(6) "Territorial jurisdiction" means the territorial jurisdiction of a municipality as described in § 14-56-413."

AND

Page 2, delete lines 28 through 36, and substitute the following:

"18-15-1703. Taking — Application.

(a)(1) An owner of real property asserting a taking under this subchapter shall bring a cause of action in circuit court claiming that the implementation of a regulatory program by a governmental unit has permanently reduced by at least twenty percent (20%) the fair market value of the real property.

(2) The reduction in the fair market value of the real property shall be determined by comparing the fair market value of the real property if the regulatory program is not in effect and the fair market value of the real property determined if the regulatory program is in effect, considering the uses permitted at the time the owner acquired the title or on the effective date of this subchapter, whichever is later.

(3) Upon a preponderance of the evidence, the real property shall be deemed to have been taken for the use of the public.

(b) A jury shall determine the amount of the difference in fair market value.

(c)(1) Upon a finding that real property has been taken for the use of the public, the governmental unit may either:

(A)(i) Pay compensation for the reduction in value caused by the regulatory program.

(ii) If a governmental unit elects to pay compensation to the private real property owner under this subdivision (c)(1)(A):

(a) The court that rendered the judgment in the suit or the state agency that issued the final order or decision in the case shall withdraw the part of the judgment or final decision or order rescinding the regulatory program; and

(b) The governmental unit shall pay to the owner the damages determined in the judgment or final order by the thirtieth day after the date the judgment is rendered or the final decision or order is issued.

(iii) When more than one (1) governmental unit is involved, the court shall determine the proportion each governmental unit shall be required to contribute to the compensation; or

(B) Invalidate all or part of the regulatory program.

(2) Compensation is required under this section only when the fair market value of the real property is reduced by at least twenty percent (20%)."

AND

Page 3, delete lines 1 through 27

AND

Page 3, delete lines 34 and 35, and substitute the following:

"(1) An owner of real property if the real property is not the direct subject of the regulatory program;"

AND

Page 4, line 7, delete "or"

AND

Page 4, delete lines 8 through 18, and substitute the following:

"(4) An eminent domain proceeding undertaken by a governmental unit under applicable law;

(5) A lawful forfeiture or seizure of contraband under Arkansas Code, Title 5;

(6) A lawful seizure of property as evidence of a crime or violation of law;

(7) An action, including an action of a governmental unit, that is reasonably taken to fulfill an obligation mandated by federal law or an action of a governmental unit that is reasonably taken to fulfill an obligation mandated by state law;

(8) The discontinuance or modification of a program or regulation that provides a unilateral expectation that does not rise to the level of a recognized interest in private real property;

(9) An action taken to prohibit or restrict a condition or use of private real property if the governmental entity reasonably determines that the condition or use constitutes a public or private nuisance as determined by background principles of nuisance and property law of this state;

(10) An action taken out of a reasonable good faith belief that the action is necessary to prevent an immediate threat to life or property;

(11) A rule, regulation, or proclamation adopted for the purpose of regulating water safety, hunting, fishing, or control of nonindigenous or exotic aquatic resources;

(12) An action taken by a governmental unit:
(A) To regulate construction in an area designated under law as a floodplain;

(B) To regulate onsite sewage facilities;
(C) To prevent waste of or protect rights of owners of interest in groundwater;

(D) To prevent subsidence; or
(E) Under its police power to make laws and regulations for the benefit of its communities;

(13) The appraisal of property for purposes of ad valorem taxation;

(14) An action that is taken in response to a threat to public health and safety that is designed to advance the health and safety purpose; or

(15) An action by a municipality unless the regulatory program has effect in the territorial jurisdiction of the municipality, excluding annexation, and that enacts or enforces a regulatory program that does not impose identical requirements or restrictions in the entire territorial jurisdiction of the municipality."

AND

Page 4, delete lines 20 through 22, and substitute the following:

"18-15-1704. Statute of limitations.

(a)(1) A lawsuit under this subchapter shall be filed by the one-hundred-eightieth day after the date the private real property owner knew or should have known that the regulatory program restricted or limited the owner's right in the private real property."

AND

Page 4, delete lines 29 through 36, and substitute the following:

"18-15-1705. Cumulative remedies.

(a) The remedies provided under this chapter are not exclusive and are in addition to other procedures or remedies provided by law.

(b) A person shall not recover under this chapter and also recover under another law or in an action at common law for the same economic loss.

18-15-1706. Appeals.

An appeal from the final judgment of the cause of action in § 18-15-1703 may be taken according to law."

AND

Page 5, delete lines 1 through 21

AND

Page 5, delete lines 31 and 32, and substitute the following:

"(3) Has not been directed or designated to construct an electric transmission facility by a regional transmission organization."

AND

Immediately following SECTION 3, add an additional section to read as follows:

"SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that some actions by a governmental unit reduce the value of real property; that the property owners now are not being compensated for that reduction in value; and that this act is immediately necessary because the inequity needs to be eliminated as soon as possible. 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:

(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."

(SIGNED) SENATOR JIM HENDREN

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 757 was ordered engrossed.

On motion of Senator Pierce, **Senate Bill No. 814** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 814

Amend **Senate Bill No. 814** as originally introduced:

Page 1, line 25, delete "~~notify,~~ Notify the operator immediately" and substitute "~~notify, immediately~~ Immediately"

AND

Page 1, delete line 26, and substitute the following:
 "of the damage, notify the One Call Center ~~the operator of the facility~~ of the location and nature of the"

AND

Page 1, delete lines 31 through 36, and substitute the following:
"(2) An operator shall respond and examine the damage within two (2) business days of notification and shall complete repairs to the damaged facilities within a reasonable amount of time."

AND

Page 2, delete lines 1 and 2

(SIGNED) SENATOR BOBBY PIERCE

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 814 was ordered engrossed.

On motion of Senator Clark, **House Bill No. 1519** was placed back on second reading for purpose of Amendment No. 1.

The President declared the morning hour to have expired.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1519

Amend **House Bill No. 1519** as originally introduced:

Add Senator A. Clark as a cosponsor of the bill

(SIGNED) SENATOR ALAN CLARK

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1519 was ordered engrossed.

On motion of Senator Hutchinson, **Senate Bill No. 172** was called up for third reading and final disposition.

SENATE BILL NO. 172

As Engrossed: S3/12/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS J. HUTCHINSON, S. FLOWERS, D. JOHNSON

BY: REPRESENTATIVES WRIGHT, BENNETT

A Bill for an Act to be Entitled: *AN ACT TO ELIMINATE DUPLICATIVE LICENSING REQUIREMENTS OF ATTORNEYS WHO ENGAGE IN THE BUSINESS OF TITLE INSURANCE; TO REGULATE TITLE INSURANCE, TITLE INSURANCE AGENCIES AND AGENTS, AND ABSTRACTERS; TO CREATE THE ARKANSAS LAND TITLE COMMISSION TO REGULATE THE BUSINESS OF TITLE INSURANCE AND THE BUSINESS OF ABSTRACTING; TO ABOLISH THE ARKANSAS ABSTRACTERS' BOARD AND TRANSFER ITS DUTIES AND FUND BALANCE TO THE ARKANSAS LAND TITLE COMMISSION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

Senate Bill No. 172 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Rapert spoke against the Bill.

Senator Files spoke for the Bill.

Senator Maloch spoke against the Bill.

Senator Hutchinson closed for his Bill.

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

AFFIRMATIVE: Bledsoe, Burnett, L. Chesterfield, Collins-Smith, J. Cooper, Elliott, Files, Flippo, S. Flowers, J. Hendren, J. Hutchinson, B. Johnson, D. Johnson, B. King, U. Lindsey, Rice, B. Sample, D. Sanders, G. Stubblefield, J. Woods.

Total20

NEGATIVE: E. Cheatham, J. English, Hester, Hickey, K. Ingram, Irvin, Maloch, B. Pierce, Rapert, Teague, E. Williams.

Total11

ABSENT OR NOT VOTING: Caldwell, A. Clark, J. Dismang.

Total3

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast31

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

There being an emergency clause attached to **Senate Bill No. 172**, the President ordered the Secretary to call the roll upon the adoption on the emergency clause.

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

AFFIRMATIVE: Bledsoe, Burnett, L. Chesterfield, Collins-Smith, J. Cooper, Elliott, Files, Flippo, S. Flowers, J. Hendren, J. Hutchinson, B. Johnson, D. Johnson, B. King, U. Lindsey, Rice, B. Sample, D. Sanders, G. Stubblefield, J. Woods.

Total20

NEGATIVE: E. Cheatham, J. English, Hester, Hickey, K. Ingram, Irvin, Maloch, B. Pierce, Rapert, Teague, E. Williams.

Total11

ABSENT OR NOT VOTING: Caldwell, A. Clark, J. Dismang.

Total3

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....31

Necessary to the adoption of the emergency clause.....24

So the emergency clause was failed of adoption.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which the Emergency Clause on **Senate Bill No. 172** failed was expunged, in accordance with a prevailing motion on March 17, 2015.

Senator Hutchinson moved that the record pertaining to the vote by which the Emergency Clause on **Senate Bill No. 172** passed be expunged, the motion was duly seconded and prevailed.

There being an emergency clause attached to **Senate Bill No. 172**, 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: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. English, B. Pierce, Rapert.

Total3

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....31

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 172 was ordered immediately transmitted to the House.

On motion of Senator Chesterfield, [Senate Bill No. 392](#) was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

Without objection, [Senate Bill No. 392](#) was withdrawn by the author, Senator Chesterfield.

Senator Hutchinson recognized and read citation honoring the Bryant Boys and Girls Club.

On motion of Senator B. Johnson, **Senate Bill No. 424** was called up for third reading and final disposition.

SENATE BILL NO. 424
As Engrossed: S3/5/15 S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. JOHNSON
BY: REPRESENTATIVE TOSH

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE COMMISSIONS DERIVED FROM CERTAIN PRISONER SERVICES; AND FOR OTHER PURPOSES.

Senate Bill No. 424 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Chesterfield spoke for the Bill.

Senator B. Johnson moved that the Body roll the vote on **Senate Bill No. 424**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 424 was ordered immediately transmitted to the House as passed.

On motion of Senator Clark, **Senate Bill No. 455** was called up for third reading and final disposition.

**SENATE BILL NO. 455
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR A. CLARK**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS ACADEMIC CHALLENGE SCHOLARSHIP PROGRAM — PART 2; TO ALLOW TRADITIONAL STUDENTS TO BE PART-TIME STUDENTS; AND FOR OTHER PURPOSES.

Senate Bill No. 455 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hickey spoke against the Bill.

Senator Clark closed for the Bill.

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

AFFIRMATIVE: A. Clark, Collins-Smith, J. English, Flippo, S. Flowers, J. Hutchinson, K. Ingram, B. Johnson, B. King, Maloch, Rapert, D. Sanders, G. Stubblefield.

Total13

NEGATIVE: Caldwell, J. Cooper, Files, J. Hendren, Hester, Hickey, Irvin, B. Pierce, B. Sample, Teague, E. Williams, J. Woods.

Total12

ABSENT OR NOT VOTING: Bledsoe, Burnett, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, D. Johnson, U. Lindsey, Rice.

Total9

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....25
Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

On motion of Senator Files, **Senate Bill No. 540** was called up for third reading and final disposition.

SENATE BILL NO. 540
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FILES
BY: REPRESENTATIVE PITSCH

A Bill for an Act to be Entitled: AN ACT TO REGULATE PROCUREMENTS FOR WATER, WASTEWATER, AND STORM WATER DRAINAGE PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 540 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: Burnett, E. Cheatham, L. Chesterfield, Files, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total9

NEGATIVE: Bledsoe, J. Cooper, Elliott, J. English, Flippo, J. Hendren, Hester, Hickey, K. Ingram, B. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, G. Stubblefield.

Total16

ABSENT OR NOT VOTING: Caldwell, A. Clark, Collins-Smith, J. Dismang, S. Flowers, J. Hutchinson, Irvin, D. Johnson, B. King.

Total9

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....25

Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **Senate Bill No. 540** failed was expunged, in accordance with a prevailing motion on March 18, 2015.

On motion of Senator Files, **Senate Bill No. 759** was called up for third reading and final disposition.

SENATE BILL NO. 759
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FILES

A Bill for an Act to be Entitled: AN ACT TO CREATE A SPECIAL LICENSE PLATE FOR SUPPORT OF HOSPICE AND PALLIATIVE CARE; REPEALING THE SPECIAL LICENSE PLATE FOR PANCREATIC CANCER AWARENESS; AND FOR OTHER PURPOSES.

Senate Bill No. 759 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Files moved that the Body roll the vote on **Senate Bill No. 759**.
Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 759 was ordered immediately transmitted to the House as passed.

On motion of Senator Teague, **Senate Bill No. 563** was called up for third reading and final disposition.

SENATE BILL NO. 563
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE
BY: REPRESENTATIVE TALLEY

A Bill for an Act to be Entitled: AN ACT TO REGULATE CERTAIN WATERWORKS COMMISSIONS; TO REGULATE THE TERMS AND QUALIFICATIONS OF MEMBERS OF THE WATERWORKS COMMISSIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 563 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Teague moved that the Body roll the vote on **Senate Bill No. 563**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 563 was ordered immediately transmitted to the House as passed.

On motion of Senator Rapert, **Senate Bill No. 767** was called up for third reading and final disposition.

SENATE BILL NO. 767
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR RAPERT
BY: REPRESENTATIVE COLLINS

A Bill for an Act to be Entitled: AN ACT TO REGULATE PREPAID FUNERAL BENEFITS CONTRACTS UNDER THE ARKANSAS PREPAID FUNERAL BENEFITS LAW; TO DEFINE A NONGUARANTEED PREPAID CONTRACT; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 767 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Rapert moved that the Body roll the vote on **Senate Bill No. 767**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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. 767**, 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: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the adoption of the emergency clause24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 767 was ordered immediately transmitted to the House.

On motion of Senator Sample, **Senate Bill No. 816** was called up for third reading and final disposition.

SENATE BILL NO. 816
As Engrossed: S3/11/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. SAMPLE
BY: REPRESENTATIVE RUSHING

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ELECTION LAWS CONCERNING ELECTION EQUIPMENT, TESTING PROCEDURES, ELECTION PROCESSES, AND ELECTION PROCEDURES; AND FOR OTHER PURPOSES.

Senate Bill No. 816 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Sample moved that the Body roll the vote on **Senate Bill No. 816**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 816 was ordered immediately transmitted to the House as passed.

On motion of Senator Williams, **Senate Bill No. 817** was called up for third reading and final disposition.

**SENATE BILL NO. 817
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR E. WILLIAMS**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS LAW CONCERNING REGISTRATION AND REPORTING BY APPROVED POLITICAL ACTION COMMITTEES; TO AMEND PORTIONS OF ARKANSAS LAW RESULTING FROM INITIATED ACT 1 OF 1990 AND INITIATED ACT 1 OF 1996; AND FOR OTHER PURPOSES.

Senate Bill No. 817 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Williams moved that the Body roll the vote on **Senate Bill No. 817**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 817 was ordered immediately transmitted to the House as passed.

On motion of Senator Irvin, **Senate Bill No. 835** was called up for third reading and final disposition.

**SENATE BILL NO. 835
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR IRVIN**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE ISSUANCE OF MARRIAGE LICENSES; AND FOR OTHER PURPOSES.

Senate Bill No. 835 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Irvin moved that the Body roll the vote on **Senate Bill No. 835**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total	0
Total number of votes cast	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 835 was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, **Senate Bill No. 841** was called up for third reading and final disposition.

**SENATE BILL NO. 841
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. SAMPLE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING ACCOUNTANTS AND LICENSE RENEWALS; AND FOR OTHER PURPOSES.

Senate Bill No. 841 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Sample moved that the Body roll the vote on **Senate Bill No. 841**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

EXCUSED:

Total0

VOTING PRESENT:

Total	0
Total number of votes cast	33
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 841 was ordered immediately transmitted to the House as passed.

On motion of Senator Sanders, **Senate Bill No. 855** was called up for third reading and final disposition.

SENATE BILL NO. 855
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. SANDERS

A Bill for an Act to be Entitled: AN ACT TO REGULATE THE ABANDONMENT OF UNPAVED ROAD EASEMENTS; AND FOR OTHER PURPOSES.

Senate Bill No. 855 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator B. Johnson spoke for this Bill.

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

AFFIRMATIVE: Bledsoe, E. Cheatham, L. Chesterfield, Collins-Smith, J. Cooper, J. Dismang, Files, Flippo, J. Hendren, Hester, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, E. Williams, J. Woods.

Total22

NEGATIVE: S. Flowers.

Total1

ABSENT OR NOT VOTING: Burnett, Caldwell, A. Clark, Elliott, J. English, Hickey, B. King, U. Lindsey, Rice, G. Stubblefield, Teague.

Total11

EXCUSED:

Total0

VOTING PRESENT:

Total	0
Total number of votes cast	23
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 855 was ordered immediately transmitted to the House as passed.

On motion of Senator Rice, **Senate Bill No. 935** was called up for third reading and final disposition.

SENATE BILL NO. 935
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR RICE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS CONCERNING CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY REQUIRED PRIOR TO UNDERTAKING NEW CONSTRUCTION OR OPERATION OF EQUIPMENT FOR SUPPLYING A PUBLIC SERVICE; AND FOR OTHER PURPOSES.

Senate Bill No. 935 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Rice moved that the Body roll the vote on **Senate Bill No. 935**.
Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 935 was ordered immediately transmitted to the House as passed.

On motion of Senator Irvin, House Bill No. 1162 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Files, **House Bill No. 1178** was called up for third reading and final disposition.

HOUSE BILL NO. 1178
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES PITSCH, ET AL.

A Bill for an Act to be Entitled: AN ACT TO PROVIDE A SALES AND USE TAX EXEMPTION FOR A LESSEE OF AN INTERMODAL AUTHORITY IN CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

House Bill No. 1178 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Files moved that the Body roll the vote on **House Bill No. 1178**.
Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1178 was ordered immediately returned to the House as passed as amended.

On motion of Senator Flippo, **House Bill No. 1367** was called up for third reading and final disposition.

HOUSE BILL NO. 1367
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES HAMMER
BY: SENATORS A. CLARK, COLLINS-SMITH, S. FLOWERS, FLIPPO, IRVIN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE COLLECTION OF DUES FOR VOLUNTEER FIRE DEPARTMENTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1367 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: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1367**, 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: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1367 was ordered immediately returned to the House as passed as amended.

On motion of Senator Collins-Smith, **House Bill No. 1394** was called up for third reading and final disposition.

HOUSE BILL NO. 1394
As Engrossed: H2/25/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES C. FITE, ET AL.
BY: SENATORS FILES, J. HENDREN, HESTER, IRVIN, B. JOHNSON, RAPERT

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE ABORTION-INDUCING DRUGS SAFETY ACT; AND FOR OTHER PURPOSES.

House Bill No. 1394 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Ingram spoke against the Bill.
Senator Collins-Smith closed for the Bill.

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

AFFIRMATIVE: Bledsoe, Caldwell, E. Cheatham, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Files, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, Irvin, B. Johnson, B. King, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total	26
NEGATIVE: L. Chesterfield, Elliott, K. Ingram, D. Johnson, U. Lindsey.	
Total	5
ABSENT OR NOT VOTING: Burnett, J. English, S. Flowers.	
Total	3
EXCUSED:	
Total	0

VOTING PRESENT:

Total	0
Total number of votes cast	31
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1394 was ordered immediately returned to the House as passed.

On motion of Senator Hester, **House Bill No. 1399** was called up for third reading and final disposition.

**HOUSE BILL NO. 1399
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HILLMAN**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE MARKETING AND REDISTRIBUTION OF STATE PERSONAL PROPERTY; TO PROVIDE AN EXEMPTION FROM THE MARKETING AND REDISTRIBUTION LAWS FOR THE SALE OF PLANTS, ANIMALS, AND COMMODITIES OF PLANTS AND ANIMALS IN CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

House Bill No. 1399 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hester moved that the Body roll the vote on **House Bill No. 1399**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1399 was ordered immediately returned to the House as passed.

On motion of Senator Hester, **House Bill No. 1406** was called up for third reading and final disposition.

HOUSE BILL NO. 1406
As Engrossed: H2/25/15 S3/12/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BENTLEY

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE SECRETARY OF STATE TO SETTLE CERTAIN CORPORATE FRANCHISE TAX DISPUTES; AND FOR OTHER PURPOSES.

House Bill No. 1406 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hester moved that the Body roll the vote on **House Bill No. 1406**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1406 was ordered immediately returned to the House as passed as amended.

On motion of Senator Lindsey, **House Bill No. 1418** was called up for third reading and final disposition.

**HOUSE BILL NO. 1418
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. WHITAKER**

A Bill for an Act to be Entitled: AN ACT TO AMEND CIVIL SERVICE LAW WITH REGARD TO THE UNIFORMED SERVICES EMPLOYMENT AND REEMPLOYMENT RIGHTS ACT; AND FOR OTHER PURPOSES.

House Bill No. 1418 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Lindsey moved that the Body roll the vote on **House Bill No. 1418**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1418 was ordered immediately returned to the House as passed.

On motion of Senator Irvin, **House Bill No. 1445** was called up for third reading and final disposition.

**HOUSE BILL NO. 1445
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES K. FERGUSON, BLAKE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE DUTIES OF A MUNICIPAL TREASURER; AND FOR OTHER PURPOSES.

House Bill No. 1445 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Irvin moved that the Body roll the vote on **House Bill No. 1445**.
Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1445 was ordered immediately returned to the House as passed.

On motion of Senator Elliott, **House Bill No. 1587** was called up for third reading and final disposition.

HOUSE BILL NO. 1587
As Engrossed: S3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE STURCH

A Bill for an Act to be Entitled: AN ACT TO INCLUDE IN-LAWS IN THE DEFINITION OF "FAMILY OR HOUSEHOLD MEMBERS" FOR THE DOMESTIC ABUSE ACT OF 1991; AND FOR OTHER PURPOSES.

House Bill No. 1587 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Elliott moved that the Body roll the vote on **House Bill No. 1587**.
Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1587 was ordered immediately returned to the House as passed as amended.

On motion of Senator Teague, **House Bill No. 1427** was called up for third reading and final disposition.

**HOUSE BILL NO. 1427
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE JETT**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS RELATING TO INCOME TAXES; TO ADOPT RECENT CHANGES TO THE INTERNAL REVENUE CODE; TO AMEND THE ARKANSAS TAX-DEFERRED TUITION SAVINGS PROGRAM; TO MAKE TECHNICAL CORRECTIONS TO THE INCOME TAX LAWS; AND FOR OTHER PURPOSES.

House Bill No. 1427 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Teague moved that the Body roll the vote on **House Bill No. 1427**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1427 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2105

Mr. President:

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

SENATE BILL NO. 305, BY SENATOR JOHN COOPER,
SENATE BILL NO. 757, BY SENATOR JIM HENDREN,
SENATE BILL NO. 814, BY SENATOR BOBBY PIERCE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

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

HOUSE BILL NO. 1519, BY REPRESENTATIVE HAMMER,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

Received from the House

HOUSE BILL NO. 1211

As Engrossed: H2/6/15 H2/25/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE DOTSON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING RETIREMENT CREDIT AND THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

House Bill No. 1211 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1216

As Engrossed: H2/9/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE D. WHITAKER

A Bill for an Act to be Entitled: AN ACT CONCERNING THE BENEFITS OF LOCAL FIREMEN'S RELIEF AND PENSION FUNDS AND LOCAL POLICEMEN'S PENSION AND RELIEF FUNDS.

House Bill No. 1216 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1240

As Engrossed: H3/10/15 H3/16/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES TOSH, ET AL.

A Bill for an Act to be Entitled: AN ACT CONCERNING THE USE OF DEADLY PHYSICAL FORCE IN *DEFENSE OF A PERSON; CONCERNING CIVIL LIABILITY PROTECTION; AND FOR OTHER PURPOSES.*

House Bill No. 1240 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1375

As Engrossed: H3/12/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES J. MAYBERRY, L. FITE, GATES

BY: SENATOR A. CLARK

A Bill for an Act to be Entitled: AN ACT TO ALLOW LOCAL GOVERNMENTS TO LEVY TAXES ON ALCOHOLIC BEVERAGES; AND FOR OTHER PURPOSES.

House Bill No. 1375 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1596

As Engrossed: H3/11/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE C. DOUGLAS

A Bill for an Act to be Entitled: AN ACT REQUIRE A SCHOOL DISTRICT TO PROVIDE UP TO TEN (10) LEGISLATIVE DAYS PER SCHOOL YEAR PER SCHOOL DISTRICT; AND FOR OTHER PURPOSES.

House Bill No. 1596 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

Received from the House

HOUSE BILL NO. 1680

As Engrossed: H3/16/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE GATES

A Bill for an Act to be Entitled: AN ACT CONCERNING THE ANNEXATION OF TERRITORY UNDER MUNICIPAL TERRITORIAL JURISDICTION; AND FOR OTHER PURPOSES.

House Bill No. 1680 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1699
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BENNETT

A Bill for an Act to be Entitled: AN ACT REPEALING THE REDUCTION IN A FINE FOR A PERSON WHO IS WEARING A SEAT BELT; AND FOR OTHER PURPOSES.

House Bill No. 1699 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 1734
As Engrossed: H3/16/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES DOTSON, ET AL.
BY: SENATORS RAPERT, HESTER, IRVIN, G. STUBBLEFIELD

A Bill for an Act to be Entitled: AN ACT TO PROMOTE THE FREE MARKET COMPETITION OF STUDENT COURSE MATERIALS; AND TO PROHIBIT THE COST OF STUDENT COURSE MATERIALS FROM BEING ADDED TO A STUDENT'S BILLING ACCOUNT AT A STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

House Bill No. 1734 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

Received from the House

HOUSE BILL NO. 1892
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES G. HODGES, SABIN

A Bill for an Act to be Entitled: AN ACT TO PROVIDE A RIGHT OF COUNSEL FOR STUDENTS DURING DISCIPLINARY APPEAL PROCEEDINGS AT STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

House Bill No. 1892 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.



OFFICE OF THE GOVERNOR
 ASA HUTCHINSON, GOVERNOR
 State Capitol
 Little Rock 72201

March 17, 2015

Dear Mr. President:

This is to inform you that on March 16, 2015, I approved the following measures from the Regular Session of the Ninetieth General Assembly:

SB263 - Act 413	SB422 - Act 451	SB522 - Act 489
SB313 - Act 414	SB423 - Act 452	SB524 - Act 490
SB321 - Act 415	SB425 - Act 453	SB525 - Act 491
SB322 - Act 416	SB427 - Act 454	SB526 - Act 492
SB323 - Act 417	SB428 - Act 455	SB537 - Act 493
SB324 - Act 418	SB429 - Act 456	SB538 - Act 494
SB326 - Act 419	SB430 - Act 457	SB539 - Act 495
SB327 - Act 420	SB431 - Act 458	SB544 - Act 496
SB334 - Act 421	SB432 - Act 459	SB545 - Act 497
SB335 - Act 422	SB433 - Act 460	SB547 - Act 498
SB338 - Act 423	SB434 - Act 461	SB551 - Act 499
SB339 - Act 424	SB435 - Act 462	SB553 - Act 500
SB340 - Act 425	SB436 - Act 463	SB565 - Act 501
SB344 - Act 426	SB437 - Act 464	SB566 - Act 502
SB358 - Act 427	SB439 - Act 465	SB567 - Act 503
SB359 - Act 428	SB440 - Act 466	SB568 - Act 504
SB360 - Act 429	SB441 - Act 467	SB571 - Act 505
SB361 - Act 430	SB442 - Act 468	SB572 - Act 506
SB362 - Act 431	SB445 - Act 469	SB577 - Act 507
SB367 - Act 432	SB446 - Act 470	SB584 - Act 508
SB375 - Act 433	SB449 - Act 471	SB585 - Act 509
SB376 - Act 434	SB453 - Act 472	SB586 - Act 510
SB377 - Act 435	SB460 - Act 473	SB587 - Act 511
SB378 - Act 436	SB463 - Act 474	SB601 - Act 512
SB379 - Act 437	SB471 - Act 475	SB602 - Act 513
SB380 - Act 438	SB477 - Act 476	SB603 - Act 514
SB381 - Act 439	SB478 - Act 477	SB605 - Act 515
SB390 - Act 440	SB479 - Act 478	SB606 - Act 516
SB393 - Act 441	SB483 - Act 479	SB607 - Act 517
SB401 - Act 442	SB491 - Act 480	SB627 - Act 518
SB402 - Act 443	SB493 - Act 481	SB628 - Act 519
SB410 - Act 444	SB513 - Act 482	SB630 - Act 520
SB411 - Act 445	SB514 - Act 483	SB721 - Act 521
SB417 - Act 446	SB517 - Act 484	SB724 - Act 522
SB418 - Act 447	SB518 - Act 485	SB730 - Act 523
SB419 - Act 448	SB519 - Act 486	SB438 - Act 524
SB420 - Act 449	SB520 - Act 487	
SB421 - Act 450	SB521 - Act 488	

(SIGNED) ASA HUTCHINSON
 Governor

Senate Bill No. 171 was returned from the House as passed and ordered enrolled.

Senate Bill No. 331 was returned from the House as passed and ordered enrolled.

Senate Bill No. 356 was returned from the House as passed and ordered enrolled.

Senate Bill No. 464 was returned from the House as passed and ordered enrolled.

Senate Bill No. 511 was returned from the House as passed and ordered enrolled.

Senate Bill No. 570 was returned from the House as passed and ordered enrolled.

Senate Bill No. 743 was returned from the House as passed and ordered enrolled.

Senate Bill No. 181 was returned from the House as passed as amended.

Senate Bill No. 261 was returned from the House as passed as amended.

Senate Bill No. 613 was returned from the House as passed as amended.

On motion of Senator Williams, Senate Bill No. 181 was ordered re-referred to the Committee on INSURANCE & COMMERCE.

On motion of Senator Hutchinson, Senate Bill No. 261 was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Irvin, Senate Bill No. 613 was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Senate Bill No. 41 was returned from the House as passed and ordered enrolled.

Senate Bill No. 57 was returned from the House as passed and ordered enrolled.

Senate Bill No. 58 was returned from the House as passed and ordered enrolled.

Senate Bill No. 363 was returned from the House as passed and ordered enrolled.

Senate Bill No. 426 was returned from the House as passed and ordered enrolled.

Senate Bill No. 555 was returned from the House as passed and ordered enrolled.

Senate Bill No. 612 was returned from the House as passed and ordered enrolled.

Senate Bill No. 623 was returned from the House as passed and ordered enrolled.

Senate Bill No. 642 was returned from the House as passed and ordered enrolled.

Senate Bill No. 681 was returned from the House as passed and ordered enrolled.

Senate Bill No. 756 was returned from the House as passed and ordered enrolled.

Senate Bill No. 794 was returned from the House as passed and ordered enrolled.

Senate Bill No. 796 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1001 was returned from the House as passed and ordered enrolled.

Senate Bill No. 487 was returned from the House as passed and ordered enrolled.

On motion of Senator Rapert, Senate Bill No. 487 was ordered re-referred to the Committee on INSURANCE & COMMERCE.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY &
LEGISLATIVE AFFAIRS, to whom was referred:

SENATE BILL NO. 783, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 875, BY SENATOR BOBBY PIERCE,
SENATE BILL NO. 1021, BY SENATOR LARRY TEAGUE,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY &
LEGISLATIVE AFFAIRS, to whom was referred:

SENATE BILL NO. 917, BY SENATOR BILL SAMPLE,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY &
LEGISLATIVE AFFAIRS, to whom was referred:

HOUSE CONCURRENT RESOLUTION NO. 1005, BY
REPRESENTATIVE PITSCH,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY &
LEGISLATIVE AFFAIRS, to whom was referred:

HOUSE BILL NO. 1447, BY REPRESENTATIVE COZART,
HOUSE BILL NO. 1476, BY REPRESENTATIVE MAGIE,
HOUSE BILL NO. 1531, BY REPRESENTATIVE VINES,
HOUSE BILL NO. 1607, BY REPRESENTATIVE BRAGG,
HOUSE BILL NO. 1613, BY REPRESENTATIVE HICKERSON,
HOUSE BILL NO. 1621, BY REPRESENTATIVE WALLACE,
HOUSE BILL NO. 1634, BY REPRESENTATIVE PITSCH,
HOUSE BILL NO. 1644, BY REPRESENTATIVE RICHMOND,
HOUSE BILL NO. 1647, BY REPRESENTATIVE D. DOUGLAS,
HOUSE BILL NO. 1656, BY REPRESENTATIVE NICKS,
HOUSE BILL NO. 1702, BY REPRESENTATIVE D. DOUGLAS,
HOUSE BILL NO. 1714, BY REPRESENTATIVE PITSCH,
HOUSE BILL NO. 1893, BY REPRESENTATIVE WALLACE,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY &
LEGISLATIVE AFFAIRS, to whom was referred:

HOUSE BILL NO. 1744, BY REPRESENTATIVE D. DOUGLAS,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass as amended No.1.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 462, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 618, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 810, BY SENATOR JOYCE ELLIOTT,
SENATE BILL NO. 815, BY SENATOR LINDA CHESTERFIELD,
SENATE BILL NO. 867, BY SENATOR EDDIE JOE WILLIAMS,
SENATE BILL NO. 883, BY SENATOR KEITH INGRAM,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR DAVID JOHNSON, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 459, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 820, BY SENATOR UVALDE LINDSEY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 987, BY SENATOR JON WOODS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 2.

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

HOUSE BILL NO. 1654, BY REPRESENTATIVE C. FITE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

March 17, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

HOUSE BILL NO. 1252, BY REPRESENTATIVE BROADAWAY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

SENATE BILLS TRANSMITTED TO THE HOUSEAS PASSED

SENATE BILL NO. 172
SENATE BILL NO. 424
SENATE BILL NO. 563
SENATE BILL NO. 759
SENATE BILL NO. 767
SENATE BILL NO. 816
SENATE BILL NO. 817
SENATE BILL NO. 835
SENATE BILL NO. 841
SENATE BILL NO. 855
SENATE BILL NO. 935

HOUSE BILLS RETURNED TO THE HOUSEAS PASSED

HOUSE BILL NO. 1394
HOUSE BILL NO. 1399
HOUSE BILL NO. 1418
HOUSE BILL NO. 1427
HOUSE BILL NO. 1445

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1178 AS AMENDED NO. 2
HOUSE BILL NO. 1367 AS AMENDED NOS. 1 AND 2
HOUSE BILL NO. 1406, AS AMENDED NO. 1
HOUSE BILL NO. 1587 AS AMENDED NO. 1

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED

SENATE BILL NO. 41
SENATE BILL NO. 57
SENATE BILL NO. 58
SENATE BILL NO. 171
SENATE BILL NO. 331
SENATE BILL NO. 356
SENATE BILL NO. 363
SENATE BILL NO. 426
SENATE BILL NO. 464
SENATE BILL NO. 511
SENATE BILL NO. 555
SENATE BILL NO. 570
SENATE BILL NO. 612
SENATE BILL NO. 623
SENATE BILL NO. 642
SENATE BILL NO. 681
SENATE BILL NO. 743
SENATE BILL NO. 756
SENATE BILL NO. 794
SENATE BILL NO. 796
SENATE BILL NO. 1001

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AS AMENDED

SENATE BILL NO. 181 AS AMENDED NO. 1
SENATE BILL NO. 261 AS AMENDED NO. 1
SENATE BILL NO. 487 AS AMENDED NOS. 1 AND 2
SENATE BILL NO. 613 AS AMENDED NO. 1

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1211
HOUSE BILL NO. 1216
HOUSE BILL NO. 1240
HOUSE BILL NO. 1375
HOUSE BILL NO. 1596
HOUSE BILL NO. 1680
HOUSE BILL NO. 1699
HOUSE BILL NO. 1734
HOUSE BILL NO. 1892

On motion of Senator Dismang, the Senate adjourned until 1:30 p.m.,
Wednesday, March 18, 2015.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE