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EIGHTIETH DAY'S PROCEEDINGS
SENATE CHAMBER
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

Little Rock, Arkansas

April 1, 2015

The Senate was called to order at 1:15 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 Senator Hendren.

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.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 769, BY SENATOR JASON RAPERT,
SENATE BILL NO. 897, BY SENATOR BART HESTER,
SENATE BILL NO. 898, BY SENATOR BART HESTER,
SENATE BILL NO. 900, BY SENATOR BART HESTER,
SENATE BILL NO. 906, BY SENATOR BART HESTER,
SENATE BILL NO. 907, BY SENATOR BART HESTER,
SENATE BILL NO. 908, BY SENATOR BART HESTER,
SENATE BILL NO. 934, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 974, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 1019, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 1032, BY SENATOR JON WOODS,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:20 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 769

SENATE BILL NO. 897

SENATE BILL NO. 898

SENATE BILL NO. 900

SENATE BILL NO. 906

SENATE BILL NO. 907

SENATE BILL NO. 908

SENATE BILL NO. 934

SENATE BILL NO. 974

SENATE BILL NO.1019

SENATE BILL NO.1032

RECEIVED the above papers from the Secretary of the Senate this 1st day of April,
2015 at 9:20 a.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 591, BY SENATOR ALAN CLARK,
SENATE BILL NO. 600, BY SENATORS BLAKE JOHNSON, ET AL.,
SENATE BILL NO. 618, BY SENATOR DAVID SANDERS,
SENATOR BART HESTER,
SENATE BILL NO. 657, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 717, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 745, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 786, BY SENATOR STEPHANIE FLOWERS,
SENATE BILL NO. 792, BY SENATOR JIM HENDREN,
SENATE BILL NO. 813, BY SENATOR BLAKE JOHNSON,
SENATE BILL NO. 808, BY SENATOR JON WOODS,
SENATE BILL NO. 810, BY SENATOR JOYCE ELLIOTT,
SENATE BILL NO. 812, BY SENATOR BLAKE JOHNSON,
SENATE BILL NO. 816, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 860, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 867, BY SENATOR EDDIE JOE WILLIAMS,
SENATE BILL NO. 877, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 880, BY SENATOR JASON RAPERT,
SENATE BILL NO. 881, BY SENATOR JASON RAPERT,
SENATE BILL NO. 891, BY SENATOR JANE ENGLISH,
SENATE BILL NO. 893, BY SENATOR JAKE FILES,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:20 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 591
SENATE BILL NO. 600
SENATE BILL NO. 618
SENATE BILL NO. 657
SENATE BILL NO. 717
SENATE BILL NO. 745
SENATE BILL NO. 786
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SENATE BILL NO. 816
SENATE BILL NO. 860
SENATE BILL NO. 867
SENATE BILL NO. 877
SENATE BILL NO. 880
SENATE BILL NO. 881
SENATE BILL NO. 891
SENATE BILL NO. 893

RECEIVED the above papers from the Secretary of the Senate this 1st day of April,
2015 at 9:20 a.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 20, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 32, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 44, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 49, BY SENATORS MISSY IRVIN, ET AL.,
SENATE BILL NO. 51, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 67, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 97, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 98, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 99, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 100, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 108, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 109, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 110, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 154, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 155, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 209, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 329, BY SENATORS JIMMY HICKEY, ET AL.,
SENATE BILL NO. 382, BY SENATOR EDDIE JOE WILLIAMS,
SENATE BILL NO. 554, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 558, BY SENATOR JEREMY HUTCHINSON,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:20 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 20
SENATE BILL NO. 32
SENATE BILL NO. 44
SENATE BILL NO. 49
SENATE BILL NO. 51
SENATE BILL NO. 67
SENATE BILL NO. 97
SENATE BILL NO. 98
SENATE BILL NO. 99
SENATE BILL NO. 100
SENATE BILL NO. 108
SENATE BILL NO. 109
SENATE BILL NO. 110
SENATE BILL NO. 154
SENATE BILL NO. 155
SENATE BILL NO. 209
SENATE BILL NO. 329
SENATE BILL NO. 382
SENATE BILL NO. 554
SENATE BILL NO. 558

RECEIVED the above papers from the Secretary of the Senate this 1st day of April,
2015 at 9:20 a.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

On motion of Senator Sample, and without objection, the House was requested
to return **House Bill No. 1645** for further consideration.

5720



STATE OF ARKANSAS

Arkansas Senate

GENERAL ASSEMBLY

LITTLE ROCK, AR 72201

Ann Cornwell
Director, Arkansas Senate
Secretary of the Senate
Phone: 501-682-5951
Fax: 501-682-2917
E-mail: ann.cornwell@senate.ar.gov

State Capitol Building, Room 320
Little Rock, AR 72201

April 1, 2015

The Honorable Sherri Stacks
Chief Clerk
State Capitol
Little Rock, Arkansas 72201

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, [HB1645](#).

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate



STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

GENERAL ASSEMBLY
LITTLE ROCK, AR 72201

JEREMY GILLAM, SPEAKER

BUDDY JOHNSON, PARLIAMENTARIAN

SHERRI STACKS, CHIEF CLERK

April 1, 2015

The Honorable Ann Cornwell
Director, Arkansas Senate
Secretary of Senate
State Capitol Building
Little Rock, Arkansas 72201

Dear Ms. Cornwell:

The House of Representatives respectfully requests the return to the House,
HB1657.

Respectfully submitted,

(SIGNED) SHERRI STACKS
Chief Clerk, House of Representatives

House Bill No. 1657 was ordered immediately returned to the House as requested.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

We, your Committee on JOINT CONSTITUTIONAL AMENDMENTS, to whom was referred:

SENATE JOINT RESOLUTION NO. 3, BY SENATOR EDDIE JOE
WILLIAMS,
SENATE JOINT RESOLUTION NO. 16, 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 they do pass.

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 978, BY SENATOR EDDIE JOE WILLIAMS,

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

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS, CHAIRMAN
(SIGNED) SENATOR BRYAN KING
(SIGNED) SENATOR DAVID JOHNSON
(SIGNED) SENATOR DAVID BURNETT
(SIGNED) SENATOR JON WOODS

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

HOUSE BILL NO. 1865, BY REPRESENTATIVE LEMONS,

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
(SIGNED) SENATOR DAVID JOHNSON
(SIGNED) SENATOR BRYAN KING
(SIGNED) SENATOR JON WOODS
(SIGNED) SENATOR DAVID BURNETT

Senator Maloch moved to confirm Mike Preston as Director of Arkansas
Economic Development Commission. Motion carried.

On motion of Senator Flowers, **Senate Bill No. 787** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 787

Amend **Senate Bill No. 787** as originally introduced:

Add Representative Baine as a cosponsor of the bill

AND

Page 1, line 24, delete "A" and substitute "(a) A"

AND

Page 1, line 26, delete "chapter" and substitute "subchapter"

AND

Page 2, line 9, delete "and"

AND

Page 2, line 11, delete "communicated with" and substitute "interviewed"

AND

Page 2, delete line 14, and substitute the following:

"made the report to the hotline but is unable to interview the person; and

(C) Has not identified another maltreatment or health or safety factor regarding the victim child; and

(6) The department investigator interviewed a collateral witness and reviewed medical, school, and mental health records that are related to the allegations when the child was unable to effectively communicate.

(b) The Child Advocacy Centers shall conduct forensic interviews, forensic medical examinations, and forensic mental health examinations if available and appropriate during the course of a child maltreatment investigations as is required by the memorandum of understanding authorized under § 9-5-110.

(c) All records under this section shall be released under §§ 12-18-620 and 12-18-910.

(d) This section does not apply if the alleged victim is in the custody of the Department of Human Services and the alleged act or omission occurred while the child was in the custody of the Department of Human Services."

(SIGNED) REPRESENTATIVE VIVIAN FLOWERS

Amendment No. 1 to Senate Bill No. 787, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Flowers, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Flowers, **Senate Bill No. 787** was called up for third reading and final disposition.

SENATE BILL NO. 787

As Engrossed: H3/26/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR S. FLOWERS

BY: REPRESENTATIVE BAINE

A Bill for an Act to be Entitled: AN ACT TO PERMIT A DEPARTMENT OF ARKANSAS STATE POLICE INVESTIGATOR TO DETERMINE A REPORT OF CHILD ABUSE HAS NO MERIT; AND FOR OTHER PURPOSES.

Senate Bill No. 787 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Flowers moved that the Body roll the vote on **Senate Bill No. 787**.
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 cast.....34

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. 787 was ordered enrolled.

On motion of Senator Williams, the rules were suspended in considering **Senate Bill No. 978** at this time.

On motion of Senator Williams, **Senate Bill No. 978** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

Amendment No. 1 to SENATE BILL NO. 978

Amend **Senate Bill No. 978** as engrossed, S3/25/15:

Page 6, line 1, delete "product," and substitute "product"

AND

Page 6, line 2, delete "vapor" and substitute "or manufactures or fabricates a vapor"

AND

Page 8, line 14, delete "provides" and substitute "contains"

ABD

Page 17, line 23, delete "A permit or license" and substitute "A permittee or licensee"

AND

Page 17, delete line 29, and substitute the following:

"location.

(f) A person that has not obtained a permit under this section as of May 1, 2015, but that is required to obtain a permit under this section to do business in vapor products, alternative nicotine products, or e-liquids, shall have until July 1, 2015, to obtain the required permit under this section."

AND

Page 33, delete lines 11 through 17, and substitute the following:

"Control Board shall preempt the enactment and enforcement of any county, municipal, or other local regulation of the manufacture, sale, storage, or distribution of vapor products or alternative nicotine products that is more restrictive than this act or the rules promulgated by the board."

(SIGNED) REPRESENTATIVE DOUGLAS HOUSE

Amendment No. 1 to Senate Bill No. 978, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Williams, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Williams, **Senate Bill No. 978** was called up for third reading and final disposition.

SENATE BILL NO. 978
As Engrossed: S3/25/15 H3/30/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR E. WILLIAMS

A Bill for an Act to be Entitled: AN ACT TO REGULATE VAPOR PRODUCTS, ALTERNATIVE NICOTINE PRODUCTS, AND E-LIQUID PRODUCTS; TO AMEND CERTAIN LAWS CONCERNING THE REGULATION OF TOBACCO PRODUCTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 978 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. 978**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Cooper, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total28

NEGATIVE: Collins-Smith, Rice, G. Stubblefield.

Total3

ABSENT OR NOT VOTING: Flippo, B. Johnson, B. King.

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

Senate Bill No. 978 was ordered enrolled.

On motion of Senator Woods, **Senate Bill No. 967** was 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. 967

Amend **Senate Bill No. 967** as engrossed, S3/30/15:

Page 7, line 1, delete "alleged" and substitute "unintentional"

AND

Page 9, delete lines 10 and 11 and substitute the following:

"(iv) A county political party committee;

(v) A legislative caucus committee; or

(vi) An approved political action committee."

AND

Page 9, line 15, delete "(v)" and substitute "(vi)"

AND

Page 9, line 18, delete "(v)" and substitute "(vi)"

AND

Page 9, line 29, delete "(v)" and substitute "(vi)"

AND

Page 9, line 36, delete "(v)" and substitute "(vi)"

AND

Page 15, line 28, delete "error" and substitute "unintentional error"

AND

Page 17, line 13, delete "error" and substitute "unintentional error"

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 967 was ordered engrossed.

The President declared the morning hour to have expired.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Clark, **House Bill No. 1375** was called up for third reading and final disposition.

HOUSE BILL NO. 1375
As Engrossed: H3/12/15 S3/30/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES J. MAYBERRY, L. FITE, GATES
BY: SENATOR 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 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: E. Cheatham, L. Chesterfield, A. Clark, Elliott, Files, J. Hutchinson, D. Johnson, D. Sanders.

Total8

NEGATIVE: Burnett, Collins-Smith, Hester, B. Johnson, U. Lindsey, B. Pierce, G. Stubblefield.

Total7

ABSENT OR NOT VOTING: Bledsoe, Caldwell, J. Cooper, J. Dismang, J. English, Flippo, S. Flowers, J. Hendren, Hickey, K. Ingram, Irvin, B. King, Maloch, Rapert, Rice, B. Sample, Teague, E. Williams, J. Woods.

Total19

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....15

Necessary to the passage of the bill18

So the bill passed failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

Senator Hutchinson moved that the record pertaining to the vote by which House Bill No. 1375 failed be expunged, the motion was duly seconded and prevailed. Motion failed by voice vote.

House Bill No. 1375 was returned to the House as having failed to pass.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Woods, **House Bill No. 1425** was called up for third reading and final disposition.

HOUSE BILL NO. 1425
As Engrossed: H3/6/15 H3/19/15 H3/26/15 S3/31/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE TUCKER

A Bill for an Act to be Entitled: *AN ACT TO AMEND THE LAW CONCERNING CAMPAIGN FINANCE CONTRIBUTIONS; TO REQUIRE COORDINATED COMMUNICATIONS TO BE SUBJECT TO THE CONTRIBUTION LIMITS OF ARKANSAS LAW; AND FOR OTHER PURPOSES.*

House Bill No. 1425 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, Elliott, Files, S. Flowers, J. Hutchinson, K. Ingram, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, J. Woods.

Total14

NEGATIVE: Collins-Smith, Flippo, Irvin, Rice.

Total4

ABSENT OR NOT VOTING: Bledsoe, Caldwell, A. Clark, J. Cooper, J. Dismang, J. English, J. Hendren, Hester, Hickey, B. Johnson, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams.

Total16

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast18

Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **House Bill No. 1425** failed was expunged, in accordance with a prevailing motion on April 1, 2015.

Senator Woods moved that the record pertaining to the vote by which **House Bill No. 1425** failed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Irvin, **Senate Resolution No. 30** was called up for third reading and final disposition.

**SENATE RESOLUTION NO. 30
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR IRVIN**

SENATE RESOLUTION TO RECOGNIZE AND HONOR ANN CORNWELL FOR HER THIRTY-FIVE YEARS OF SERVICE AS A STAFF MEMBER, DIRECTOR, AND SECRETARY OF THE ARKANSAS STATE SENATE.

Senate Resolution No. 30 was placed on third reading and final disposition.
(SIGNED) ANN CORNWELL, SECRETARY

Senate Resolution No. 30 was read third time and adopted.

**ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION**

April 1, 2015

Mr. President:

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

SENATE BILL NO. 967, BY SENATOR JON WOODS,

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 Woods, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Woods, **Senate Bill No. 967** was called up for third reading and final disposition.

SENATE BILL NO. 967
As Engrossed: S3/30/15 S4/1/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. WOODS
BY: REPRESENTATIVE SABIN, DAVIS, VINES

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ETHICS LAWS OF THE STATE OF ARKANSAS; TO AMEND ETHICS LAWS PERTAINING TO CANDIDATES, STATE OFFICIALS, AND STATE EMPLOYEES; TO AMEND ARKANSAS CONSTITUTION, ARTICLE 19, SECTION 30, UNDER THE AUTHORITY GRANTED IN ARKANSAS CONSTITUTION, ARTICLE 19, SECTION 30, SUBSECTION (D); TO AMEND PROVISIONS OF ARKANSAS LAW RESULTING FROM INITIATED ACT 1 OF 1990 AND INITIATED ACT 1 OF 1996; AND FOR OTHER PURPOSES.

Senate Bill No. 967 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, J. Cooper, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, B. Johnson, Maloch, B. Pierce, Rapert, B. Sample, G. Stubblefield, Teague, E. Williams, J. Woods.

Total25

NEGATIVE: D. Johnson, U. Lindsey.

Total2

ABSENT OR NOT VOTING: Collins-Smith, Flippo, K. Ingram, Irvin, B. King, Rice, D. Sanders.

Total7

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast27

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. 967**, 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, J. Cooper, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, B. Johnson, Maloch, B. Pierce, Rapert, B. Sample, G. Stubblefield, Teague, E. Williams, J. Woods.

Total25

NEGATIVE: D. Johnson, U. Lindsey.

Total2

ABSENT OR NOT VOTING: Collins-Smith, Flippo, K. Ingram, Irvin, B. King, Rice, D. Sanders.

Total7

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast27

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 967 was ordered immediately transmitted to the House.

On motion of Senator Irvin, **House Bill No. 1529** was called up for third reading and final disposition.

HOUSE BILL NO. 1529
As Engrossed: S3/26/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BECK
BY: SENATOR IRVIN

A Bill for an Act to be Entitled: AN ACT TO CREATE THE SUCCESSOR CORPORATION ASBESTOS-RELATED LIABILITY FAIRNESS ACT; AND FOR OTHER PURPOSES.

House Bill No. 1529 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator D. Johnson spoke against the Bill.

Senator Collins-Smith spoke for the Bill.

Senator Williams spoke for the Bill.

Senator Chesterfield spoke against the Bill.

Senator Irvin closed for the Bill.

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

AFFIRMATIVE: Bledsoe, Caldwell, E. Cheatham, Collins-Smith, J. Cooper, J. Dismang, J. English, Files, Flippo, J. Hendren, Hester, Hickey, Irvin, B. Johnson, B. King, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, E. Williams.

Total21

NEGATIVE: L. Chesterfield, Elliott, K. Ingram, D. Johnson, U. Lindsey, Maloch, B. Pierce, Teague.

Total8

ABSENT OR NOT VOTING: Burnett, A. Clark, J. Hutchinson, J. Woods.

Total4

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast30

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. 1529 was ordered immediately returned to the House as passed as amended.

On motion of Senator Cooper, **House Bill No. 1544** was called up for third reading and final disposition.

HOUSE BILL NO. 1544

As Engrossed: H3/23/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE SULLIVAN, LADYMAN, TOSH, WALLACE

BY: SENATOR J. COOPER

A Bill for an Act to be Entitled: AN ACT TO REGULATE THE PRACTICES AND PROCEDURES OF *DEALERS IN SECONDHAND GOODS*; TO HELP THE RIGHTFUL OWNER RECOVER STOLEN PROPERTY; AND FOR OTHER PURPOSES.

House Bill No. 1544 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Cooper moved that the Body roll the vote on **House Bill No. 1544**.
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. 1544 was ordered immediately returned to the House as passed.

On motion of Senator Dismang the Senate recessed until 2:40 p.m.

The Senate reconvened after recess. The Secretary called the roll, and a quorum was present.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 787, BY SENATOR STEPHANIE FLOWERS,
SENATE BILL NO. 978, BY SENATOR EDDIE JOE WILLIAMS,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 2:20 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 787

SENATE BILL NO. 978

RECEIVED the above papers from the Secretary of the Senate this 1st day of April, 2015 at 2:20 p.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

Senate Bill No. 35 was returned from the House as passed and ordered enrolled.

Senate Bill No. 86 was returned from the House as passed and ordered enrolled.

Senate Bill No. 111 was returned from the House as passed and ordered enrolled.

Senate Bill No. 174 was returned from the House as passed and ordered enrolled.

Senate Bill No. 689 was returned from the House as passed and ordered enrolled.

Senate Bill No. 690 was returned from the House as passed and ordered enrolled.

Senate Bill No. 691 was returned from the House as passed and ordered enrolled.

Senate Bill No. 939 was returned from the House as passed and ordered enrolled.

Senate Bill No. 956 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 2, BY SENATOR JONATHAN DISMANG,

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

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS, CHAIRMAN
(SIGNED) SENATOR DAVID JOHNSON
(SIGNED) SENATOR JOYCE ELLIOTT
(SIGNED) SENATOR CECILE BLEDSOE
(SIGNED) SENATOR JON WOODS

Senate Bill No. 1003 was returned from the House as passed as amended.

On motion of Senator King, **Senate Bill No. 1003** was ordered re-referred to the
Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 35, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 86, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 174, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 689, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 690, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 691, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 939, BY SENATORS JASON RAPERT, ET AL.,
SENATE BILL NO. 956, BY SENATOR DAVID SANDERS,
SENATE BILL NO. 111, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 4:10 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 35

SENATE BILL NO. 86

SENATE BILL NO. 174

SENATE BILL NO. 689

SENATE BILL NO. 690

SENATE BILL NO. 691

SENATE BILL NO. 939

SENATE BILL NO. 956

SENATE BILL NO. 111

RECEIVED the above papers from the Secretary of the Senate this 1st day of April,
2015 at 4:10 p.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY



STATE OF ARKANSAS
OFFICE OF THE GOVERNOR
State Capitol
Little Rock 72201
Asa Hutchinson, Governor

April 1, 2015

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on March 31, 2015, I approved the following measures from the Regular Session of the Ninetieth General Assembly:

- SENATE BILL NO. 204 - ACT 851
- SENATE BILL NO. 211 - ACT 852
- SENATE BILL NO. 325 - ACT 853
- SENATE BILL NO. 342 - ACT 854
- SENATE BILL NO. 556 - ACT 855
- SENATE BILL NO. 636 - ACT 856
- SENATE BILL NO. 646 - ACT 857
- SENATE BILL NO. 680 - ACT 858
- SENATE BILL NO. 759 - ACT 859
- SENATE BILL NO. 797 - ACT 860
- SENATE BILL NO. 807 - ACT 861
- SENATE BILL NO. 844 - ACT 862
- SENATE BILL NO. 894 - ACT 863
- SENATE BILL NO. 925 - ACT 864
- SENATE BILL NO. 1038 - ACT 865

Sincerely,

Asa Hutchinson

Senator Teague was recognized for the Joint Budget calendar. After discussion of the Joint Budget calendar and without objection, the following Joint Budget bills are to be considered in a block vote.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Teague, **House Bill No. 1547** was called up for third reading and final disposition.

HOUSE BILL NO. 1547
As Engrossed: H3/30/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE JEAN

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

House Bill No. 1547 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

Total3

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast31

Necessary to the passage of the bill27

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. 1547**, 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

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

House Bill No. 1547 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which House Bill No. 1547 and emergency clause passed was expunged, in accordance with a prevailing motion on April 1, 2015.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Teague, **House Bill No. 1207** was called up for third reading and final disposition.

HOUSE BILL NO. 1207

As Engrossed: H2/6/15 H2/25/15 H2/27/15 H3/6/15

H3/13/15 H3/26/15 H3/30/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1207 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

Total3

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast31

Necessary to the passage of the bill27

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. 1207**, 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

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

House Bill No. 1207 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which House Bill No. 1207 and the emergency clause passed was expunged, in accordance with a prevailing motion on April 1, 2015.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Teague, **House Bill No. 1223** was called up for third reading and final disposition.

**HOUSE BILL NO. 1223
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1223 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

Total3

EXCUSED:

Total.....0

VOTING PRESENT:

Total0

Total number of votes cast.....31

Necessary to the passage of the bill27

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. 1223**, 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

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

House Bill No. 1223 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which House Bill No. 1223 and the emergency clause passed was expunged, in accordance with a prevailing motion on April 1, 2015.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Teague, **House Bill No. 1264** was called up for third reading and final disposition.

HOUSE BILL NO. 1264
As Engrossed: H3/2/15 H3/27/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMUNITY CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1264 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

Total3

EXCUSED:

Total0

VOTING PRESENT:

Total	0
Total number of votes cast.....	31
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1264**, 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, 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, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total	31
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NEGATIVE:

Total	0
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ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice.

Total	3
-------------	---

EXCUSED:

Total	0
-------------	---

VOTING PRESENT:

Total	0
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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

House Bill No. 1264 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which House Bill No. 1264 and the emergency clause passed was expunged, in accordance with a prevailing motion on April 1, 2015.

On motion of Senator Clark, and without objection, the House was requested to return **House Bill No. 1375** for further consideration.



STATE OF ARKANSAS

GENERAL ASSEMBLY

Arkansas Senate

LITTLE ROCK, AR 72201

Ann Cornwell
Director, Arkansas Senate
Secretary of the Senate
Phone: 501-682-5951
Fax: 501-682-2917
E-mail: ann.cornwell@senate.ar.gov

State Capitol Building, Room 320
Little Rock, AR 72201

April 1, 2015

The Honorable Sherri Stacks
Chief Clerk
State Capitol
Little Rock, Arkansas 72201

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, **HB1375**.

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate

On motion of Senator Rapert, the House was requested to return **Senate Bill No. 878** for further consideration.



STATE OF ARKANSAS

GENERAL ASSEMBLY

Arkansas Senate

LITTLE ROCK, AR 72201

Ann Cornwell
Director, Arkansas Senate
Secretary of the Senate
Phone: 501-682-5951
Fax: 501-682-2917
E-mail: ann.cornwell@senate.ar.gov

State Capitol Building, Room 320
Little Rock, AR 72201

April 1, 2015

The Honorable Sherri Stacks
Chief Clerk
State Capitol
Little Rock, Arkansas 72201

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, **SB878**.

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate



STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

GENERAL ASSEMBLY
LITTLE ROCK, AR 72201

JEREMY GILLAM, SPEAKER

BUDDY JOHNSON, PARLIAMENTARIAN

SHERRI STACKS, CHIEF CLERK

April 1, 2015

The Honorable Ann Cornwell
Director, Arkansas Senate
Secretary of Senate
State Capitol Building
Little Rock, Arkansas 72201

Dear Ms. Cornwell:

The House of Representatives respectfully requests the return to the House,
HB1734.

Respectfully submitted,

(SIGNED) SHERRI STACKS
Chief Clerk, House of Representatives

On motion of Senator Rapert, **House Bill No. 1734** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

House Bill No. 1734 was ordered immediately returned to the House, as requested.

Received from the House

HOUSE JOINT RESOLUTION NO. 1027

As Engrossed: H2/26/15 H3/10/15 H3/30/15 H4/1/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES LADYMAN, BRANSCUM

HOUSE JOINT RESOLUTION

PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION CONCERNING ELECTED OFFICIALS; PROVIDING FOR TERMS OF OFFICE FOR CERTAIN COUNTY OFFICIALS FOR FOUR (4) YEARS; PROVIDING THAT CERTAIN COUNTY OFFICERS SHALL NOT BE APPOINTED OR ELECTED TO A CIVIL OFFICE DURING THEIR ELECTED TERM; ALLOWING A CANDIDATE FOR AN OFFICE TO BE CERTIFIED AS ELECTED WITHOUT APPEARING ON THE BALLOT WHEN HE OR SHE IS THE ONLY CANDIDATE FOR THE OFFICE AT THE ELECTION; AND DEFINING THE TERM "INFAMOUS CRIME" FOR THE PURPOSE OF DETERMINING THE ELIGIBILITY OF ELECTED OFFICIALS TO HOLD OFFICE.

Subtitle

PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION CONCERNING THE TERMS, ELECTION, AND ELIGIBILITY OF ELECTED OFFICIALS.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETIETH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Representatives and Senators, if a majority of the electors voting thereon at the election adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Arkansas Constitution, Article 3, is amended to add an additional section to read as follows:

§ 13. Procedures for elections with one candidate.

(a) As used in this section, "election" means:

- (1) A primary election;
- (2) A special primary election;
- (3) A general election; and
- (4) A special election.

(b) The General Assembly may enact laws providing that if there is only one (1) person qualified as a candidate for an office after all deadlines for filing as a candidate have passed so that there will be only one (1) name listed on the election ballot for the office and no write-in candidates qualify to appear as candidates for the office on the election ballot:

(1) The one (1) candidate for the office shall be declared elected and his or her name shall not appear on the election ballot;

(2) The name of the candidate declared elected shall be certified as elected in the same manner as if the candidate had been voted upon at the election; and

(3) The election shall not be held if no other office or issue is on the election ballot.

SECTION 2. Arkansas Constitution, Article 5, § 9, is amended to read as follows:

§ 9. Persons convicted ineligible.

(a) No person ~~hereafter~~ convicted of embezzlement of public money, bribery, forgery, or other infamous crime, ~~shall be~~ is eligible to the General Assembly or capable of holding any office of trust or profit in this ~~State~~ state.

(b) As used in this section, "infamous crime" means:

(1) A felony offense;

(2) Abuse of office as defined under Arkansas law;

(3) Tampering as defined under Arkansas law; or

(4) A misdemeanor offense in which the finder of fact was required to find, or the defendant to admit, an act of deceit, fraud, or false statement, including without limitation a misdemeanor offense related to the election process.

SECTION 3. Arkansas Constitution, Article 7, § 19, is amended to read as follows:

§ 19. Circuit clerks — Election — Term of office — ~~Ex-officio~~ Ex officio duties — County clerks elected in certain counties.

The clerks of the circuit courts shall be elected by the qualified electors of the several counties for the term of ~~two~~ four (4) years, and shall be ~~ex-officio~~ ex officio clerks of the county and probate courts and recorder; provided, that in any county having a population exceeding fifteen thousand (15,000) inhabitants, as shown by the last ~~Federal~~ federal census, there shall be elected a county clerk, in like manner as the clerk of the circuit court, for the term of four (4) years, and in such case the county clerk shall be ~~ex-officio~~ ex officio clerk of the probate court of such county until otherwise provided by the General Assembly.

SECTION 4. Arkansas Constitution, Article 7, § 29, is amended to read as follows:

§ 29. County judge — Election — Term — Qualifications.

The ~~Judge of the County Court~~ judge of the county court shall be elected by the qualified electors of the county for the term of ~~two~~ four (4) years. He or she shall be at least twenty-five (25) years of age, a citizen of the United States, a ~~man~~ an individual of upright character, of good business education, and a resident of the ~~State~~ state for two (2) years before his or her election; and a resident of the county at the time of his or her election, and during his or her continuance in office.

SECTION 5. Arkansas Constitution, Article 7, § 46, is amended to read as follows:

§ 46. County executive officers — Compensation of county assessor.

The qualified electors of each county shall elect one (1) Sheriff sheriff, who shall be ~~ex-officio~~ ex officio collector of taxes, unless otherwise provided by law; one (1) Assessor assessor, one (1) Coroner coroner, one (1) Treasurer treasurer, who shall be ~~ex-officio~~ ex officio treasurer of the common school fund of the county, and one (1) County Surveyor; county surveyor for the term of ~~two~~ four (4) years, with such duties as are now or may be prescribed by law: ~~Provided,~~ provided that no per centum shall ever be paid to assessors upon the valuation or assessment of property by them. If a separate collector of taxes has been created by law for a county, the qualified electors of that county shall elect one (1) collector of taxes for a term of four (4) years, with duties as provided by law.

SECTION 6. Arkansas Constitution, Article 7, is amended to add an additional section to read as follows:

§ 53. County officers ineligible to civil office.

A person elected or appointed to any of the following county offices shall not, during the term for which he or she has been elected, be appointed or elected to any civil office in this state:

- (1) County judge;
- (2) Justice of the peace;
- (3) Sheriff;
- (4) Circuit clerk;
- (5) County clerk;
- (6) Assessor;
- (7) Coroner;
- (8) Treasurer;
- (9) County surveyor; or
- (10) Collector of taxes.

SECTION 7. Arkansas Constitution, Amendment 41, is amended to read as follows:

Election of county clerk.

The provisions for the election of a ~~County Clerk~~ county clerk upon a population basis are hereby abolished and there may be elected a ~~County Clerk~~ county clerk in like manner as a ~~Circuit Clerk~~, circuit clerk for the term of four (4)

years, and in such cases, the County Clerk may be ex officio ~~Clerk of the Probate Court~~ clerk of the probate court of such county until otherwise provided by the General Assembly.

SECTION 8. EFFECTIVE DATE. (a) This amendment shall be effective on and after January 1, 2017.

(b) Persons elected to the following offices at the 2016 general election shall serve terms of two (2) years:

- (1) County judge;
- (2) Sheriff;
- (3) Circuit clerk;
- (4) County clerk;
- (5) Assessor;
- (6) Coroner;
- (7) Treasurer;
- (8) County surveyor; and
- (9) Collector of taxes.

(c) Persons elected to the following offices at the 2018 general election shall serve terms of four (4) years:

- (1) County judge;
- (2) Sheriff;
- (3) Circuit clerk;
- (4) County clerk;
- (5) Assessor;
- (6) Coroner;
- (7) Treasurer;
- (8) County surveyor; and
- (9) Collector of taxes.

SECTION 9. BALLOT TITLE AND POPULAR NAME. When this proposed amendment is submitted to the electors of this state on the general election ballot:

(1) The title of this joint resolution shall be the ballot title; and

(2) The popular name shall be "PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION CONCERNING THE TERMS, ELECTION, AND ELIGIBILITY OF ELECTED OFFICIALS".

/s Representative Ladyman

House Joint Resolution No. 1027 was read the first time, rules suspended, read the second time and placed on the calendar.

Received from the House

HOUSE BILL NO. 1901

As Engrossed: H3/17/15 H3/31/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE SABIN

BY: SENATOR J. WOODS

A Bill for an Act to be Entitled: *AN ACT TO AMEND THE ETHICS LAWS OF THE STATE OF ARKANSAS; TO AMEND ETHICS LAWS PERTAINING TO CANDIDATES, STATE OFFICIALS, AND STATE EMPLOYEES; TO AMEND ARKANSAS CONSTITUTION, ARTICLE 19, SECTION 30, UNDER THE AUTHORITY GRANTED IN ARKANSAS CONSTITUTION, ARTICLE 19, SECTION 30, SUBSECTION (D); TO AMEND PROVISIONS OF ARKANSAS LAW RESULTING FROM INITIATED ACT 1 OF 1990 AND INITIATED ACT 1 OF 1996; AND FOR OTHER PURPOSES.*

House Bill No. 1901 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Senate Bill No. 159 was returned from the House as passed and ordered enrolled.

Senate Bill No. 212 was returned from the House as passed and ordered enrolled.

Senate Bill No. 617 was returned from the House as passed and ordered enrolled.

Senate Bill No. 780 was returned from the House as passed and ordered enrolled.

Senate Bill No. 788 was returned from the House as passed and ordered enrolled.

Senate Bill No. 852 was returned from the House as passed and ordered enrolled.

Senate Bill No. 857 was returned from the House as passed and ordered enrolled.

Senate Bill No. 858 was returned from the House as passed and ordered enrolled.

Senate Bill No. 859 was returned from the House as passed and ordered enrolled.

Senate Bill No. 869 was returned from the House as passed and ordered enrolled.

Senate Bill No. 926 was returned from the House as passed and ordered enrolled.

Senate Bill No. 961 was returned from the House as passed and ordered enrolled.

Senate Bill No. 968 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1037 was returned from the House as passed and ordered enrolled.

Senate Bill No. 933 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1039 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1042 was returned from the House as passed and ordered enrolled.

On motion of Senator Rapert, Senate Bill No. 1048 was withdrawn from the Committee on REVENUE & TAXATION, and placed on the Calendar.

On motion of Senator Rapert, and without objection, Senate Bill No. 1048 was recommended for study in the interim by Senate Interim Committee on REVENUE & TAXATION.

Senate Bill No. 232 was returned from the House as passed as amended.

On motion of Senator Maloch, Senate Bill No. 232 was ordered re-referred to the Committee on JUDICIARY.

Senate Bill No. 886 was returned from the House as passed as amended.

On motion of Senator King, Senate Bill No. 886 was ordered re-referred to the Committee on JUDICIARY.

Senator Teague moved that the record pertaining to the vote by which House Bill No. 1547 passed be expunged, the motion was duly seconded and prevailed.

Senator Teague moved that the record pertaining to the vote by which House Bill No. 1207 passed be expunged, the motion was duly seconded and prevailed.

Senator Teague moved that the record pertaining to the vote by which **House Bill No. 1223** passed be expunged, the motion was duly seconded and prevailed.

Senator Teague moved that the record pertaining to the vote by which **House Bill No. 1264** passed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Rapert, **House Bill No. 1668** was called up for third reading and final disposition.

HOUSE BILL NO. 1668
As Engrossed: H3/17/15 H3/19/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. DOUGLAS

A Bill for an Act to be Entitled: AN ACT TO REGULATE COLLECTION ACTIVITIES AND THE PRACTICES OF COLLECTION AGENCIES; AND FOR OTHER PURPOSES.

House Bill No. 1668 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 **House Bill No. 1668**.
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, 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.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
EXCUSED:	
Total	0
VOTING PRESENT: S. Flowers.	
Total	1
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

House Bill No. 1668 was ordered immediately returned to the House as passed.

On motion of Senator Hester, House Bill No. 1751 was called up for third reading and final disposition.

HOUSE BILL NO. 1751
As Engrossed: H3/17/15 H3/25/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HOUSE

A Bill for an Act to be Entitled: AN ACT CONCERNING THE ADMINISTRATION OF A LETHAL INJECTION AT THE DEPARTMENT OF CORRECTION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1751 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Chesterfield spoke against 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, J. English, Files, Flippo, J. Hendren, Hester, Hickey, Irvin, B. Johnson, B. King, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total25

NEGATIVE: L. Chesterfield, Elliott, D. Johnson, U. Lindsey.

Total4

ABSENT OR NOT VOTING: Burnett, J. Hutchinson, K. Ingram, G. Stubblefield.

Total4

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....30
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. 1751**, 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, Caldwell, E. Cheatham, A. Clark, Collins-Smith, J. Cooper, J. Dismang, J. English, Files, Flippo, J. Hendren, Hester, Hickey, Irvin, B. Johnson, B. King, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total25

NEGATIVE: L. Chesterfield, Elliott, D. Johnson, U. Lindsey.

Total4

ABSENT OR NOT VOTING: Burnett, J. Hutchinson, K. Ingram, G. Stubblefield.

Total4

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....30
Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1751 was ordered immediately returned to the House as passed.

On motion of Senator King, **House Bill No. 1851** was called up for third reading and final disposition.

HOUSE BILL NO. 1851
As Engrossed: H3/17/15 H3/26/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE NEAL

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING APPOINTMENTS TO CERTAIN BOARDS, COMMISSIONS, COMMITTEES, AND OTHER ADMINISTRATIVE BODIES; TO AMEND THE LAW CONCERNING MEMBERSHIP ON CERTAIN BOARDS, COMMISSIONS, COMMITTEES, AND OTHER ADMINISTRATIVE BODIES; AND FOR OTHER PURPOSES.

House Bill No. 1851 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Chesterfield spoke against the Bill.

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

AFFIRMATIVE: Bledsoe, Caldwell, A. Clark, Collins-Smith, J. Cooper, J. Dismang, J. English, Files, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, Irvin, B. Johnson, B. King, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, E. Williams, J. Woods.

Total23

NEGATIVE: Burnett, L. Chesterfield, Elliott, K. Ingram, D. Johnson, U. Lindsey.

Total6

ABSENT OR NOT VOTING: E. Cheatham, Maloch, B. Pierce, Teague.

Total4

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....30

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. 1851 was ordered immediately returned to the House as passed.

On motion of Senator King, House Bill No. 1852 was called up for third reading and final disposition.

HOUSE BILL NO. 1852
As Engrossed: H3/12/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PAYTON

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS LAW CONCERNING METAL TRANSPORTER PLATES ISSUED UNDER ARKANSAS CODE § 27-14-1806; AND FOR OTHER PURPOSES.

House Bill No. 1852 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator King moved that the Body roll the vote on **House Bill No. 1852**.

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, 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.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

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. 1852 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Caldwell, **House Bill No. 1897** was called up for third reading and final disposition.

**HOUSE BILL NO. 1897
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. DOUGLAS**

A Bill for an Act to be Entitled: AN ACT TO REGULATE TOWING IN ARKANSAS BY A WRECKER OR SIMILAR TOWING VEHICLE LICENSED IN ANOTHER STATE; AND FOR OTHER PURPOSES.

House Bill No. 1897 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, J. Cooper, J. English, Files, Flippo, J. Hendren, Hester, J. Hutchinson, B. Johnson, B. King, Rapert, E. Williams, J. Woods.

Total15

NEGATIVE: E. Cheatham, L. Chesterfield, A. Clark, Elliott, Hickey, K. Ingram, Irvin, U. Lindsey, Maloch, B. Pierce, Teague.

Total11

ABSENT OR NOT VOTING: Collins-Smith, J. Dismang, D. Johnson, Rice, B. Sample, D. Sanders, G. Stubblefield.

Total7

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast27
Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **House Bill No. 1897** failed was expunged, in accordance with a prevailing motion on April 1, 2015.

House Bill No. 1645 was returned from the House as requested.

Senator King moved that the record pertaining to the vote by which **House Bill No. 1891** failed be expunged, the motion was duly seconded and prevailed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 975, BY SENATOR GARY STUBBLEFIELD,

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

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 232, BY SENATOR BRUCE MALOCH,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN
(SIGNED) SENATOR DAVID JOHNSON
(SIGNED) SENATOR JOYCE ELLIOTT
(SIGNED) SENATOR LINDA CHESTERFIELD
(SIGNED) SENATOR JON WOODS

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 965, 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. 1.

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 229, BY SENATOR JOHN COOPER,

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

On motion of Senator Woods, the rules were suspended in considering **Senate Bill No. 965** at this time.

On motion of Senator Woods, **Senate Bill No. 965** 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. 965

Amend **Senate Bill No. 965** as originally introduced:

Page 1, delete line 9 and substitute the following:
"AN ACT TO REGULATE PUBLICITY RIGHTS; TO PROTECT THE PROPERTY RIGHTS OF AN INDIVIDUAL TO THE USE OF THE INDIVIDUAL'S NAME, VOICE, SIGNATURE, AND LIKENESS; AND FOR OTHER"

AND

Delete the subtitle in its entirety and substitute:
"TO REGULATE PUBLICITY RIGHTS; AND TO PROTECT THE PROPERTY RIGHTS OF AN INDIVIDUAL TO THE USE OF THE INDIVIDUAL'S NAME, VOICE, SIGNATURE, AND LIKENESS."

AND

Delete everything following the enacting clause and substitute the following:
"SECTION 1. Arkansas Code Title 4, Chapter 75, is amended to add an additional subchapter to read as follows:

Subchapter 10 — Personal Rights Protection Act

4-75-1001. Title.

This subchapter shall be known and may be cited as the "Personal Rights Protection Act".

4-75-1002. Findings and legislative intent.

(a) The General Assembly finds that citizens of this state:

(1) Are renowned for their hard work and accomplishments in many areas that contribute to the public health, welfare, and pursuit of happiness;

(2) Often spend most of their lives developing and maintaining reputations of honesty and integrity;

(3) Have a vested interest in maintaining the memory of personal traits that characterize them and their accomplishments; and

(4) Should have the use of their names, voices, signatures, photographs, and likenesses protected for their benefit and the benefit of their families.

(b) It is the intent of the General Assembly by the enactment of this subchapter to:

(1) Protect the names, voices, signatures, photographs, and likenesses of the citizens of this state from exploitation and unauthorized commercial use without a citizen's consent;

(2) Provide a method for the fair administration of the right to use a citizen's name, voice, signature, photograph, or likeness; and

(3) Provide appropriate remedies for the exploitation and unauthorized commercial use of a citizen's name, voice, signature, photograph, or likeness.

4-75-1003. Definitions.

As used in this subchapter:

(1)(A) "Commercial use" means the use of an individual's name, voice, signature, photograph, or likeness in the following manners:

(i) For advertising or promoting products, merchandise, goods, services, or businesses;

(ii) For fundraising; or

(iii) On in connection with a place, product, merchandise, good, service, or other commercial activity not exempted under this subchapter.

(B) "Commercial use" does not mean the use of an individual's name, voice, signature, photograph, or likeness to identify the individual for the purpose of:

(i) Data collection or data reporting and supplying the data collected or reported; or

(ii) Data processing, data matching, data distribution, or data licensing;

(2) "Individual" means a natural person, alive or dead;

(3) "Likeness" means a reproduction of the image of an individual by any means other than a photograph;

(4)(A) "Person" means an individual or entity.

(B) "Person" includes:

(i) A partnership, a corporation, a company, an association, or any other business entity;

(ii) A not-for-profit corporation or association;

(iii) An educational or religious institution;

(iv) A political party; and

(v) A community, civic, or other organization;

(5) "Photograph" means a reproduction of the image of an individual that readily identifies the individual, whether made by photography, videotape, live transmission, or other means; and

(6) "Successor in interest" means an owner or the beneficial owner of a property right provided by this subchapter under:

(A) A transfer, assignment, or license of the property right; or

(B) Section 4-75-1004(b)(3).

4-75-1004. Property right in use of name, voice, signature, photograph, or likeness — Prior consent.

(a) An individual has a property right in the use by any medium in any manner without the individual's prior consent of:

(1) The individual's name, voice, signature, photograph, or likeness;
and

(2) Any combination of the individual's name, voice, signature, photograph, or likeness.

(b) The property right provided under subsection (a) of this section:

(1) Is freely transferable, assignable, licensable, and descendible, in whole or in part, by contract or by a trust, testamentary, or other instrument executed before or after the effective date of this subchapter;

(2) Does not expire upon the death of an individual, whether or not the rights were commercially used by the individual during the individual's lifetime; and

(3)(A) Upon an individual's death, vests in the individual's executors, administrators, heirs, devisees, and assigns according to:

(i) The terms of a testamentary instrument; or

(ii) Except as provided in subdivision (b)(3)(B) of this section, if a testamentary instrument does not expressly provide for the transfer of a property right provided by subsection (a) of this section, the laws of this state governing intestate succession to personalty.

(B) In the absence of an express transfer in a testamentary instrument of an individual's rights in his or her name, voice, signature, photograph, or likeness, a provision in the testamentary instrument that provides for the disposition of the residue of the individual's assets is effective to transfer the rights recognized under this section in accordance with the terms of the provision.

(c) Subject to the terms of a transfer, assignment, or license of a property right provided by this section, the consent required by subsection (a) of this section shall be exercised by:

(1) The individual during the individual's lifetime;

(2) A person or persons to whom all or part of the right of consent has been transferred, assigned, or licensed; or

(3) After an individual's death, as provided by § 4-75-1005.

4-75-1005. Exercise of rights after death.

(a) Subject to the terms of a transfer, assignment, or license of property rights under § 4-74-1004, after the death of an individual, consent to the use of an individual's name, voice, signature, photograph, or likeness shall be granted by no less than fifty-one percent (51%) of the owners of the right to use the individual's name, voice, signature, photograph, or likeness under § 4-75-1004(b)(3).

(b) Compensation or other remuneration received under subsection (a) of this section for the use of an individual's name, voice, signature, photograph, or likeness shall be shared by all owners of the right to use the individual's name, voice, signature, photograph, or likeness according to each owner's respective ownership interest.

4-75-1006. Registration.

(a) A successor in interest shall register a claim of property rights under this subchapter in the manner provided by this section.

(b) Unless a claim of property rights under this subchapter is registered under this section, a successor in interest shall not recover damages from a person or obtain any other legal or equitable remedy on the claim for a commercial use prohibited by this subchapter unless the person knew of the claim of the successor in interest before the person undertook efforts or expense to make the commercial use.

(c)(1) A successor in interest shall register the claim with the Secretary of State:

(A) On a form prescribed by the Secretary of State; and
(B) By paying a filing fee prescribed by the Secretary of State not to exceed twenty-five dollars (\$25.00).

(2) The form shall:

(A) Be verified under oath;
(B) Include the name and, if applicable, date of death of the individual; and
(C) Include the name and address of the claimant, the basis of the claim, and the rights claimed.

(d)(1) Upon receipt the Secretary of State shall file and post the form along with the entire registry of persons claiming to be an individual's successor in interest on the website of the Secretary of State.

(2) The Secretary of State may microfilm or otherwise reproduce a filing or form and destroy the original filing or form.

(3) The microfilm or other reproduction of a filing or form under this section is admissible in any court of law.

(4) A filing or form under this section is a public record.

4-75-1007. Exclusive rights — Expiration.

Subject to a transfer, an assignment, or a licensing agreement, the property rights provided by this subchapter are exclusive to:

(1) An individual during the individual's lifetime; and

(2) The executors, administrators, heirs, devisees, and assigns of an individual for fifty (50) years after the individual's death.

4-75-1008. Unauthorized commercial use.

(a)(1) Except as provided in § 4-75-1010, a person who commercially uses an individual's name, voice, signature, photograph, or likeness is liable to the holder of the property right provided by this subchapter for damages and disgorgement of profits, funds, goods, or services if the commercial use was not authorized under § 4-75-1004(c).

(2) If a minor is the holder of the property right, a parent or legal guardian of the minor may consent on the minor's behalf.

(b) If a violation of this section occurs through the use of a product, merchandise, goods, or other tangible personal property, the product, merchandise, goods, or other tangible personal property and the instrumentalities used by the person violating this section are considered contraband and are subject to seizure and forfeiture to the state under § 4-75-1009.

4-75-1009. Civil actions — Injunctions, impounding, or destruction of materials — Damages.

(a) An aggrieved party may file a civil action in the county where:

(1) One (1) or more defendants reside; or

(2) A violation of this subchapter occurred.

(b) Upon finding a violation of this subchapter, the court may:

(1) Issue an injunction to prevent or restrain the unauthorized commercial use of an individual's name, voice, signature, photograph, or likeness; and

(2) Authorize the confiscation and restoration to the rightful owner of an item considered contraband under § 4-75-1008.

(c) An instrumentality seized under § 4-75-1008 may be:

(1) Awarded to the holder of the property right that was violated; or

(2) Liquidated and the proceeds used to satisfy damages, costs, or attorney's fees if damages, costs, or attorney's fees are recovered by the holder of a property right under this subchapter.

(d) As part of a final judgment or decree, the court may order the destruction or other reasonable disposition of all materials found to have been made or used in violation of the individual's rights.

(e)(1) The holder of a property right provided by this subchapter is entitled to recover:

(A) The actual damages the holder suffers as a result of a commercial use of the property right; and

(B) Any profits that are attributable to the commercial use.

(2) Profits that are attributable to the commercial use shall not be considered in computing the actual damages.

(3) The existence or nonexistence of profits from the unauthorized commercial use shall not be a criterion for determining liability.

4-75-1010. Fair use — Commercial sponsorship.

(a)(1) It is not a violation of this subchapter if a name, voice, signature, photograph, or likeness is used:

(A) In connection with a news, public affairs, or sports broadcast, including the promotion of and advertising for a sports broadcast, an account of public interest, or a political campaign;

(B) In:

(i) A play, book, magazine, newspaper, musical composition, visual work, work of art, audiovisual work, or radio or television program if it is fictional or nonfictional entertainment, or a dramatic, literary, or musical work;

(ii) A work of political, public interest, or newsworthy value; or

(iii) An advertisement or commercial announcement for any of the works described in this subdivision (a)(1)(A) or (a)(1)(B);

(C) In a photograph or likeness where the individual appears as a member of the public and the individual is not named or otherwise identified;

(D) By an institution of higher education or by a nonprofit organization, club, or supporting foundation that is authorized by the institution and established solely to advance the purposes of the institution if:

(i) The use is for educational purposes or to promote the institution and its educational, athletic, or other institutional objectives; and

(ii) The individual is or was affiliated with the institution, including without limitation as a:

(a) Student or member of the faculty or staff;

(b) Donor or campus visitor; or

(c) Contractor, subcontractor, or employee; or

(E) By any person practicing the profession of photography or his or her representative, to exhibit and display photographs in a personal portfolio, but not for sale or for use in an advertisement, unless the exhibit and display is continued by the person practicing the profession of photography after written notice objecting to the exhibit and display has been given by the individual portrayed or his or her representative.

(2) The use of an individual's name, voice, signature, photograph, or likeness within a work that is protected under subdivision (a)(1)(B) of this section is not a fair use protected by subdivision (a)(1) of this section if the claimant proves that the use is so directly connected with a product, article of merchandise, good, or service other than the work itself as to constitute an act of advertising, selling, or soliciting purchases of the product, article of merchandise, good, or service by the individual without the prior consent required by this subchapter.

(b)(1) The commercial use of an individual's name, voice, signature, photograph, or likeness in a commercial medium does not constitute a commercial use for purposes of advertising or solicitation if the material containing the commercial use is authorized by the individual for commercial sponsorship or paid advertising.

(2) A determination of whether or not the commercial use of an individual's name, voice, signature, photograph, or likeness is so directly connected with the commercial sponsorship or paid advertising as to constitute an authorized use for purposes of advertising or solicitation is a question of fact.

4-75-1011. Exclusive remedies.

(a) The remedies granted by this subchapter shall constitute the exclusive basis for asserting a claim for the unauthorized commercial use of an individual's name, voice, signature, photograph, or likeness.

(b) Except as provided in this subchapter, a right of publicity in the use of an individual's name, voice, signature, photograph, or likeness does not exist.

4-75-1012. Construction.

This subchapter:

(1) Shall be liberally construed to accomplish its intent and purposes;
and

(2) Does not render invalid or unenforceable a contract or license entered into before or after the effective date of this subchapter by an individual during his or her lifetime by which the individual transferred, assigned, or licensed all or part of the right to use his or her name, voice, signature, photograph, or likeness.

4-75-1013. Applicability.

(a) The property rights granted by this subchapter vest with respect to an individual on the effective date of this subchapter.

(b) This subchapter applies only to individuals maintaining a domicile or residence in the State of Arkansas on or after the effective date of this section."

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 965 was ordered engrossed.

On motion of Senator Cooper, the rules were suspended in considering **Senate Bill No. 229** at this time.

On motion of Senator Cooper, **Senate Bill No. 229** 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. 229

Amend **Senate Bill No. 229** as originally introduced:

Add Senators J. Hutchinson, Hickey, Elliott, L. Chesterfield, Burnett, J. Dismang, and J. English as cosponsors of the bill

AND

Add Representatives Shepherd, Bennett, M. Gray, Vaught, Dotson, Cozart, D. Meeks, Bragg, Hillman, Sullivan, G. Hodges, Wardlaw, Pitsch, Richmond, Brown, Davis, Collins, Womack, Eubanks, and Gates as cosponsors of the bill

AND

Delete Senators Bledsoe, B. Johnson, Rice, Flippo as cosponsors of the bill

AND

Delete Representatives B. Smith, Bentley, Hammer, Ladyman, Tosh, Wallace as cosponsors of the bill

AND

Page 1, delete lines 9 through 12, and substitute the following:

"AN ACT TO PROTECT THE RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES CONSTITUTION AND THE ARKANSAS CONSTITUTION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 16 through 20, and substitute the following:

"TO PROTECT THE RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES CONSTITUTION AND THE ARKANSAS CONSTITUTION; AND TO DECLARE AN EMERGENCY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 16, Chapter 123, is amended to add an additional subchapter to read as follows:

Subchapter 4 — Religious Freedom Restoration Act

16-123-401. Title.

This subchapter shall be known and may be cited as the "Religious Freedom Restoration Act".

16-123-402. Legislative intent.

It is the intent of the General Assembly:

(1) To restore the compelling interest test as set forth in Sherbert v. Verner, 374 U.S. 398 (1963) and Wisconsin v. Yoder, 406 U.S. 205 (1972) and to guarantee its application in all cases where free exercise of religion is substantially burdened;

(2) That this act is interpreted consistent with the Religious Freedom Restoration Act of 1993, 42 U.S.C., § 2000bb, federal case law, and federal jurisprudence; and

(3) To provide a claim or defense to persons whose religious exercise is substantially burdened by government.

16-123-403. Definitions.

As used in this subchapter:

(1) "Demonstrates" means meets the burdens of going forward with the evidence and of persuasion;

(2) "Exercise of religion" means religious exercise;

(3) "Government" includes a branch, department, agency, instrumentality, political subdivision, official, or other person acting under color of state law; and

(4) "State law" includes without limitation a law of a political subdivision.

16-123-404. Free exercise of religion protected.

(a) A government shall not substantially burden a person's exercise of religion even if the burden results from a rule of general applicability, except that a government may substantially burden a person's exercise of religion only if it demonstrates that application of the burden to the person is:

(1) In furtherance of a compelling governmental interest; and

(2) The least restrictive means of furthering that compelling governmental interest.

(b)(1) A person whose religious exercise has been burdened in violation of this section may assert that violation as a claim or defense in a judicial proceeding and obtain appropriate relief against a government.

(2) Standing to assert a claim or defense under this section is governed by the general rules of standing under statute, the Arkansas Rules of Criminal Procedure, the Arkansas Rules of Civil Procedure, or any court holding from the state's appellate courts.

16-123-405. Construction and applicability.

(a) This subchapter applies to all state law, and the implementation of state law, whether statutory or otherwise, and whether adopted before or after the effective date of this act.

(b) State statutory law adopted after the effective date of this act is subject to this subchapter unless the state statutory law explicitly excludes the application by reference to this subchapter.

(c) This subchapter does not authorize any part of a government to burden a religious belief.

16-123-406. Interpretation.

(a) This subchapter does not affect, interpret, or in any way address that portion of the First Amendment of the United States Constitution prohibiting laws respecting the establishment of religion or of Article 2, § 25 of the Arkansas Constitution concerning protection of religion.

(b) Granting government funding, benefits, or exemptions, to the extent permissible under the First Amendment of the United States Constitution prohibiting laws respecting the establishment of religion or of Article 2, § 25 of the Arkansas Constitution, shall not constitute a violation of this subchapter.

(c) As used in this section, "granting", with respect to government funding, benefits, or exemptions, does not include the denial of government funding, benefits, or exemptions.

16-123-407. Exemptions.

The Department of Correction, the Department of Community Correction, a county jail, and a detention facility are exempt from this subchapter.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that there is not a higher protection offered by the state than the protection of a person's right to religious freedom; and that this act is immediately necessary because every day that a person's right to religious freedom is threatened is a day that the First Amendment to the United States Constitution is compromised. 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 JOHN COOPER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 229 was ordered engrossed.

On motion of Senator Hutchinson, the rules were suspended in considering **Senate Bill No. 975** at this time.

On motion of Senator Hutchinson, **Senate Bill No. 975** 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. 975

Amend **Senate Bill No. 1** as originally introduced:

Add Senators J. Hutchinson, J. Hendren, Hickey, Irvin, J. English, B. Pierce, Elliott, L. Chesterfield, Burnett, J. Cooper as cosponsors of the bill

AND

Add Representatives Ballinger, Shepherd, Bennett, M. Gray, Rushing, Vaught, Davis, Gates, Bragg, Collins, Pitsch, Dotson, Boyd, Cozart, Beck, G. Hodges, Eads, Hillman, Eubanks, Wardlaw, Henderson, Richmond, Brown, Womack, and Sullivan as cosponsors of the bill

AND

Delete Senator G. Stubblefield as a cosponsor of the bill

AND

Page 1, delete lines 8 through 11, and substitute the following:
 "AN ACT TO AMEND ARKANSAS LAW CONCERNING THE FREE EXERCISE OF RELIGION; TO ENACT THE RELIGIOUS FREEDOM RESTORATION ACT; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND ARKANSAS LAW CONCERNING THE FREE EXERCISE OF RELIGION; TO ENACT THE RELIGIOUS FREEDOM RESTORATION ACT; AND TO DECLARE AN EMERGENCY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 16, Chapter 123, is amended to add an additional subchapter to read as follows:

Subchapter 4 — Religious Freedom Restoration Act

16-123-401. Title.

This subchapter shall be known and may be cited as the "Religious Freedom Restoration Act".

16-123-402. Legislative intent.

It is the intent of the General Assembly:

(1) To restore the compelling interest test as set forth in Sherbert v. Verner, 374 U.S. 398 (1963), and Wisconsin v. Yoder, 406 U.S. 205 (1972) and to guarantee its application in all cases in which free exercise of religion is substantially burdened;

(2) That this act be interpreted consistent with the Religious Freedom Restoration Act of 1993, 42 U.S.C., § 2000bb, federal case law, and federal jurisprudence; and

(3) To provide a claim or defense to persons whose religious exercise is substantially burdened by government.

16-123-403. Definitions.

As used in this subchapter:

(1) "Demonstrates" means meets the burdens of going forward with the evidence and of persuasion;

(2) "Exercise of religion" means religious exercise;

(3) "Government" includes a branch, department, agency, instrumentality, political subdivision, official, or other person acting under color of state law; and

(4) "State law" includes without limitation a law of a political subdivision.

16-123-404. Free exercise of religion protected.

(a) A government shall not substantially burden a person's exercise of religion even if the burden results from a rule of general applicability, except that a government may substantially burden a person's exercise of religion only if it demonstrates that application of the burden to the person is:

(1) In furtherance of a compelling governmental interest; and

(2) The least restrictive means of furthering that compelling governmental interest.

(b)(1) A person whose religious exercise has been burdened in violation of this section may assert that violation as a claim or defense in a judicial proceeding and obtain appropriate relief against a government.

(2) Standing to assert a claim or defense under this section is governed by the general rules of standing under statute, the Arkansas Rules of Criminal Procedure, the Arkansas Rules of Civil Procedure, or any court holding from the state's appellate courts.

16-123-405. Construction and applicability.

(a) This subchapter applies to all state law, and the implementation of state law, whether statutory or otherwise, and whether adopted before or after the effective date of this act.

(b) State statutory law adopted after the effective date of this act is subject to this subchapter unless the state statutory law explicitly excludes the application by reference to this subchapter.

(c) This subchapter does not authorize any part of a government to burden a religious belief.

16-123-406. Interpretation.

(a) This subchapter does not affect, interpret, or in any way address that portion of the First Amendment of the United States Constitution prohibiting laws respecting the establishment of religion or of Article 2, § 25 of the Arkansas Constitution concerning protection of religion.

(b) Granting government funding, benefits, or exemptions, to the extent permissible under the First Amendment of the United States Constitution prohibiting laws respecting the establishment of religion or of Article 2, § 25 of the Arkansas Constitution, shall not constitute a violation of this subchapter.

(c) As used in this section, "granting", with respect to government funding, benefits, or exemptions, does not include the denial of government funding, benefits, or exemptions.

16-123-407. Exemptions.

The Department of Correction, the Department of Community Correction, a county jail, and a detention facility are exempt from this subchapter.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that there is not a higher protection offered by the state than the protection of a person's right to religious freedom; and that this act is immediately necessary because every day that a person's right to religious freedom is threatened is a day that the First Amendment to the United States Constitution is compromised. 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 JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 975 was ordered engrossed.

On motion of Senator Williams, **House Bill No. 1902** was called up for third reading and final disposition.

HOUSE BILL NO. 1902
As Engrossed: H3/17/15 H3/27/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE SABIN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING COMPENSATION AND BENEFITS OF STATE EMPLOYEES; TO ALLOW A STATE EMPLOYEE TO CONTRIBUTE TO CERTAIN COLLEGE SAVINGS PLANS WITH A VOLUNTARY DEDUCTION FROM HIS OR HER PAY; AND FOR OTHER PURPOSES.

House Bill No. 1902 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. 1902**.
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, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total31

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King, Rice.

Total2

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....32

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. 1902 was ordered immediately returned to the House as passed.

On motion of Senator Hester, the rules were suspended in considering House Bill No. 1551 at this time.

On motion of Senator Hester, House Bill No. 1551 was called up for third reading and final disposition.

HOUSE BILL NO. 1551
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. DOUGLAS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE EXEMPTIONS OF PROHIBITED ACTIVITIES ASSOCIATED WITH NONHUMAN PRIMATES; AND FOR OTHER PURPOSES.

House Bill No. 1551 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hendren spoke for the Bill.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, A. Clark, J. Cooper, J. Dismang, Files, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, B. Pierce, B. Sample, D. Sanders, E. Williams, J. Woods.

Total18

NEGATIVE: Elliott, Irvin, D. Johnson, Maloch.

Total4

ABSENT OR NOT VOTING: L. Chesterfield, Collins-Smith, J. English, K. Ingram, B. Johnson, B. King, U. Lindsey, Rapert, Rice, G. Stubblefield, Teague.

Total11

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast23

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. 1551 was ordered immediately returned to the House as passed.

On motion of Senator Irvin, the rules were suspended in considering **House Bill No. 1627** at this time.

On motion of Senator Irvin, **House Bill No. 1627** was called up for third reading and final disposition.

HOUSE BILL NO. 1627
As Engrossed: H3/16/15 H3/24/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. FITE

A Bill for an Act to be Entitled: AN ACT TO CREATE THE CHILD DEATH AND NEAR FATALITY MULTIDISCIPLINARY REVIEW COMMITTEE; AND FOR OTHER PURPOSES.

House Bill No. 1627 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. 1627**.
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, 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.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....34

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. 1627 was ordered immediately returned to the House as passed.

On motion of Senator Sanders, the rules were suspended in considering House Bill No. 1658 at this time.

On motion of Senator Sanders, House Bill No. 1658 was called up for third reading and final disposition.

HOUSE BILL NO. 1658

As Engrossed: H3/11/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE J. MAYBERRY, TOSH

A Bill for an Act to be Entitled: AN ACT TO CREATE THE TASK FORCE ON ALPHA-GAL; AND FOR OTHER PURPOSES.

House Bill No. 1658 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Sanders moved that the Body roll the vote on **House Bill No. 1658**.
Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total28

NEGATIVE: Irvin.

Total1

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice, G. Stubblefield.

Total4

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....30

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. 1658 was ordered immediately returned to the House as passed.

On motion of Senator Williams, the rules were suspended in considering **Senate Joint Resolution No. 3** at this time.

On motion of Senator Williams, **Senate Joint Resolution No. 3** was called up for third reading and final disposition.

**SENATE JOINT RESOLUTION NO. 3
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR E. WILLIAMS**

***SENATE JOINT RESOLUTION FOR AN AMENDMENT TO THE
ARKANSAS CONSTITUTION TO ALLOW THE GOVERNOR TO RETAIN
HIS OR HER POWERS AND DUTIES WHEN ABSENT FROM THE
STATE.***

Subtitle

AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO ALLOW THE GOVERNOR TO RETAIN HIS OR HER POWERS AND DUTIES WHEN ABSENT FROM THE STATE.

BE IT RESOLVED BY THE SENATE OF THE NINETIETH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Representatives and Senators, if a majority of the electors voting thereon at the election adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Section 4 of Amendment 6 to the Arkansas Constitution is amended to read as follows:

§ 4. Lieutenant Governor acting as Governor.

In case of the impeachment of the Governor, or his or her removal from office, death, inability to discharge the powers and duties of the said office, or resignation ~~or absence from the State~~, the powers and duties of the office, shall devolve upon the Lieutenant Governor for the residue of the term, or until the disability shall cease. ~~But when~~ When the Governor shall, with the consent of the Legislature, be out of the State, in time of war, at the head of a military force thereof, he or she shall continue commander-in-chief of all the military force of the State.

SECTION 2. BALLOT TITLE AND POPULAR NAME. When this proposed amendment is submitted to the electors of this state on the general election ballot:

- (1) The title of this Joint Resolution shall be the ballot title; and
- (2) The popular name shall be "A Constitutional Amendment to Allow the Governor to Retain His or Her Powers and Duties When Absent From the State."

Senate Joint Resolution No. 3 was placed on third reading and final disposition, the question being: Shall the Resolution pass?

Senator Williams moved that the Body roll the vote on **Senate Joint Resolution No. 3**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, Collins-Smith, J. Cooper, Elliott, J. English, Files, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total30

NEGATIVE: A. Clark.

Total1

ABSENT OR NOT VOTING: Rice.

Total1

EXCUSED:

Total0

VOTING PRESENT: J. Dismang, S. Flowers.

Total2

Total number of votes cast33

Necessary to the passage of the resolution18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Joint Resolution No. 3 was ordered immediately transmitted to the House as passed.

On motion of Senator Woods, the rules were suspended in considering **Senate Joint Resolution No. 16** at this time.

On motion of Senator Woods, **Senate Joint Resolution No. 16** was called up for third reading and final disposition.

SENATE JOINT RESOLUTION NO. 16

As Engrossed: S3/11/15 S3/16/15 S3/30/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR J. WOODS

BY: REPRESENTATIVE EADS

SENATE JOINT RESOLUTION FOR AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO ENCOURAGE JOB CREATION, JOB EXPANSION, AND ECONOMIC DEVELOPMENT; REMOVING THE LIMITATION ON THE PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS THAT MAY BE ISSUED UNDER AMENDMENT 82 OF THE ARKANSAS CONSTITUTION TO ATTRACT LARGE ECONOMIC DEVELOPMENT PROJECTS; AUTHORIZING A CITY, COUNTY, TOWN, OR OTHER MUNICIPAL CORPORATION TO OBTAIN OR APPROPRIATE MONEY FOR ANY CORPORATION, ASSOCIATION, INSTITUTION, OR INDIVIDUAL TO FINANCE ECONOMIC DEVELOPMENT PROJECTS AND TO PROVIDE ECONOMIC DEVELOPMENT SERVICES; AUTHORIZING THE ISSUANCE OF BONDS UNDER AMENDMENT 62 OF THE ARKANSAS CONSTITUTION FOR ECONOMIC DEVELOPMENT PROJECTS; AUTHORIZING THE TAXES THAT MAY BE PLEDGED TO RETIRE BONDS ISSUED UNDER AMENDMENT 62 OF THE ARKANSAS CONSTITUTION FOR ECONOMIC DEVELOPMENT PROJECTS; REMOVING THE REQUIREMENT OF A PUBLIC SALE FOR BONDS ISSUED UNDER AMENDMENT 62 OF THE ARKANSAS CONSTITUTION FOR ECONOMIC DEVELOPMENT PROJECTS; AND AUTHORIZING COMPACTS FOR ECONOMIC DEVELOPMENT PROJECTS AMONG CITIES OF THE FIRST AND SECOND CLASS, INCORPORATED TOWNS, SCHOOL DISTRICTS, AND COUNTIES.

Subtitle

AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO ENCOURAGE
JOB CREATION, JOB EXPANSION, AND ECONOMIC DEVELOPMENT.

BE IT RESOLVED BY THE SENATE OF THE NINETIETH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Representatives and Senators, if a majority of the electors voting thereon at the election adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. INTENT. The intent of this amendment to the Arkansas Constitution is to encourage job creation, job expansion, and economic development.

SECTION 2. Arkansas Constitution, Article 12, § 5, is amended to read as follows:

§ 5. Political subdivisions not to become stockholders in or lend credit to private corporations — Exceptions.

(a) No county, city, town or other municipal corporation, shall become a stockholder in any company, association, or corporation; or obtain or appropriate money for, or loan its credit to, any corporation, association, institution or individual.

(b) However, a county, city, town, or other municipal corporation may obtain or appropriate money for a corporation, association, institution, or individual to:

(1) Finance economic development projects; or

(2) Provide economic development services.

(c) As used in this section:

(1) "Economic development projects" means the land, buildings, furnishings, equipment, facilities, infrastructure, and improvements that are required or suitable for the development, retention, or expansion of:

- (A) Manufacturing, production, and industrial facilities;
- (B) Research, technology, and development facilities;
- (C) Recycling facilities;
- (D) Distribution centers;
- (E) Call centers;
- (F) Warehouse facilities;
- (G) Job training facilities; and
- (H) Regional or national corporate headquarters

facilities;

(2) "Economic development services" means:

(A) Planning, marketing, and strategic advice and counsel regarding job recruitment, job development, job retention, and job expansion;

(B) Supervision and operation of industrial parks or other such properties; and

(C) Negotiation of contracts for the sale or lease of industrial parks or other such properties; and

(3) "Infrastructure" means:

(A) Land acquisition;

(B) Site preparation;

(C) Road and highway improvements;

(D) Rail spur, railroad, and railport construction;

(E) Water service;

(F) Wastewater treatment;

(G) Employee training which may include equipment for such purpose; and

(H) Environmental mitigation or reclamation.

(d) The General Assembly, by a three-fourths vote of each house, may amend the provisions of subsections (b) and (c) of this section so long as the amendments are germane to this section and consistent with its policy and purposes.

SECTION 3. Arkansas Constitution, Amendment 62, § 1(b), concerning local capital improvement bonds, is amended to read as follows:

(b) The limit of the principal amount of bonded indebtedness of the municipality or county which may be outstanding and unpaid at the time of issuance of any bonds secured by a tax on real or personal property, except for bonds issued for ~~industrial development purposes~~ economic development projects pursuant to Section 2 hereof, shall be a sum equal to ten percent (10%) for a county or twenty percent (20%) for a municipality of the total assessed value for tax purposes of real and personal property in the county or municipality, as determined by the last tax assessment.

SECTION 4. Arkansas Constitution, Amendment 62, § 2, is amended to read as follows:

§ 2. Issuance of bonds to secure and develop industry — Levy of tax — Suspension of collection — Limit on tax levy.

(a) In addition to the authority for bonded indebtedness set forth in Section 1, any municipality or county may, with the consent of the majority of the voters voting on the question at an election held for that purpose, issue bonds in sums approved by such majority at that election for the purpose of financing ~~facilities for the securing and developing of industry~~ economic development projects within or near the county or municipality holding the election.

(b) To provide for payment of principal and interest of the bonds issued pursuant to the section, as they mature, the municipality or county may levy a special tax, not to exceed five (5) mills on the dollar of the taxable real and personal property therein. However, the municipality or county may, from time to time, suspend the collection of such annual levy when not required for the payment of its bonds. In no event shall any parcel of real and personal taxable property be subject to a special tax levied under the authority of this Section in excess of five (5) mills for bonds issued under this Section.

(c) Other taxes may be authorized by the General Assembly or the legislative body to retire the bonds.

(d) As used in this section:

(1) "Economic development projects" means the land, buildings, furnishings, equipment, facilities, infrastructure, and improvements that are required or suitable for the development, retention, or expansion of:

- (A) Manufacturing, production, and industrial facilities;
- (B) Research, technology, and development facilities;
- (C) Recycling facilities;
- (D) Distribution centers;
- (E) Call centers;
- (F) Warehouse facilities;
- (G) Job training facilities; and
- (H) Regional or national corporate headquarters

facilities; and

(2) "Infrastructure" means:

- (A) Land acquisition;
- (B) Site preparation;
- (C) Road and highway improvements;
- (D) Rail spur, railroad, and railport construction;
- (E) Water service;
- (F) Wastewater treatment;
- (G) Employee training which may include equipment for

such purpose; and

- (H) Environmental mitigation or reclamation.

(e) The General Assembly, by a three-fourths vote of each house, may amend the provisions of subsection (d) of this section so long as the amendments are germane to this section and consistent with its policy and purposes.

SECTION 5. Arkansas Constitution, Amendment 62, § 3, is repealed.

~~§ 3. Sale of bonds — Procedure.~~

~~The bonds described in Section 2 hereof shall be sold only at public sale after twenty (20) days advertisement in a newspaper having a bona fide circulation in the municipality or county issuing such bonds; provided, however, that the municipality or county may exchange such bonds for bonds of like amount, rate or interest, and length of issue.~~

SECTION 6. Arkansas Constitution, Amendment 62, § 5, is amended to read as follows:

§ 5. Special tax constitutes special fund — Disbursement of surplus.

The special tax for payment of bonded indebtedness authorized in Sections 1 and 2 hereof shall constitute a special fund pledged as security for the payment of such indebtedness. The special tax shall never be extended for any other purpose, nor collected for any greater length of time than necessary to retire such bonded indebtedness, ~~except that tax receipts in excess of the amount required to retire the debt according to its terms may, subject to covenants entered into with the holders of the bonds, be pledged as security for the issuance of additional bonds if authorized by the voters. The tax for such additional bonds shall terminate within the time provided for the tax originally imposed.~~ Upon retirement of the bonded indebtedness, any surplus tax collections which may have accumulated shall be transferred to the general funds of the municipality or county.

SECTION 7. Arkansas Constitution, Amendment 62, § 9, is amended to read as follows:

§ 9. Joint project of various governing bodies — Compact agreement elections.

(a) Whenever two or more cities of the First or Second Class, or incorporated towns, and/or one or more counties and the school districts therein, desire to join together in a combined effort to secure and develop ~~industries~~ economic development projects within one or more of such cities, towns, counties, and share in the increased revenues estimated to be received by the city, town, or county, or school district, in which the ~~industry or industries~~ economic development project or projects are to be located, they may, upon adoption by the governing bodies of each such city, town, school district, or county, enter into a compact setting forth the terms by which each of the participating cities, towns, school districts, and counties is to share in the revenues to be derived from the location of an ~~industrial plant~~ economic development project within the compact area through the combined efforts of the various participating cities, towns, school districts, and counties. Upon adoption of such compact by the governing bodies of the participating cities, towns, school districts, and/or counties, the county court of each of the counties involved shall cause a special election to be called within not more than forty-five (45) days from the date of the filing of such compact with the county court. At such special election, the qualified electors of each of the cities, towns, school districts, and counties shall vote on whether to approve the compact and the method of sharing in

increased revenues to be derived by the city, school district, and/or county in which the proposed ~~industry~~ economic development project is to be located among the various participating cities, towns, counties, and school districts. The ballot at such election shall be in substantially the following form:

“FOR the establishment of an ~~industrial~~ economic development compact and the sharing of revenues to be derived from additional taxes to be generated by new ~~industries~~ economic development projects _____

AGAINST the establishment of an ~~industrial~~ economic development compact and the sharing of revenues to be derived from additional taxes to be generated by new ~~industries~~ economic development projects _____ ”

Said election shall be conducted in accordance with the election laws of this State, and the results thereof tabulated and certified to the County Clerk in the manner now provided by law. If a majority of the qualified electors voting on the question vote in favor of the creation of the compact, and the sharing of revenues to be derived from new ~~industries~~ economic development projects located in the compact area, the said compact shall be implemented in accordance with the terms thereof. If a majority of the qualified electors voting on said issue vote against issue at said special election, no additional election on said issue may be held within one (1) year from the date of said election. The results of said election shall be proclaimed by the county court of each of the counties in which the county and/or cities and towns, or school districts, are located. The results of said election shall be conclusive unless attacked in the courts within thirty (30) days.

(b) As used in this section:

(1) "Economic development projects" means the land, buildings, furnishings, equipment, facilities, infrastructure, and improvements that are required or suitable for the development, retention, or expansion of:

(A) Manufacturing, production, and industrial facilities;

(B) Research, technology, and development facilities;

(C) Recycling facilities;

(D) Distribution centers;

(E) Call centers;

(F) Warehouse facilities;

(G) Job training facilities; and

(H) Regional or national corporate headquarters

facilities; and

(2) "Infrastructure" means:

(A) Land acquisition;

(B) Site preparation;

(C) Road and highway improvements;

(D) Rail spur, railroad, and railport construction;

(E) Water service;

(F) Wastewater treatment;

(G) Employee training which may include equipment for such purpose; and

(H) Environmental mitigation or reclamation.

(c) The General Assembly, by a three-fourths vote of each house, may amend the provisions of subsection (b) of this section so long as the amendments are germane to this section and consistent with its policy and purposes.

SECTION 8. Arkansas Constitution, Amendment 82, is amended to read as follows:

(a) In order for the State of Arkansas to effectively compete for large economic development projects, the Arkansas General Assembly, meeting in special or regular session, may authorize the Arkansas Arkansas Development Finance Authority to issue general obligation bonds to finance infrastructure or other needs to attract large economic development projects.

~~(b) Bonds may be issued for an amount up to five percent (5%) of state general revenues collected during the most recent fiscal year.~~

~~(e)~~(b) Infrastructure needs may include, but are not limited to:

(1) Land acquisition;

(2) Site preparation;

(3) Road and highway improvements;

(4) Rail spur, railroad, and railport construction;

~~(5) water~~ Water service;

~~(5)~~(6) Wastewater treatment;

~~(6)~~(7) Employee training which may include equipment for such purpose;

~~(7)~~(8) Environmental mitigation or reclamation; and

~~(8)~~(9) Training and research facilities and the necessary equipment therefore.

~~(d)~~(c) The General Assembly may authorize the issuance of bonds bearing the full faith and credit of the State of Arkansas if the prospective employer planning an economic development project is eligible under criteria established by law.

~~(e)~~(d) The bonds shall be paid for in full by general or special revenues appropriated by the General Assembly until the bonds have been retired and all obligations associated with the issuance of the bonds have been met.

~~(f)~~(e) Bonds may be issued under this amendment pursuant to an act of the General Assembly without voter approval.

SECTION 9. SEVERABILITY. The provisions of this amendment are severable, and if any should be held invalid, the remainder shall stand.

SECTION 10. BALLOT TITLE AND POPULAR NAME. When this proposed amendment is submitted to the electors of this state on the general election ballot:

- (1) The title of this Joint Resolution shall be the ballot title; and
- (2) The popular name shall be "An Amendment to the Arkansas Constitution Concerning Job Creation, Job Expansion, and Economic Development."

/s/J. Woods

Senate Joint Resolution No. 16 was placed on third reading and final disposition, the question being: Shall the Resolution pass?

Senator Woods moved that the Body roll the vote on Senate Joint Resolution No. 16. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, J. Cooper, J. English, Files, J. Hendren, Hickey, J. Hutchinson, K. Ingram, B. Johnson, U. Lindsey, Maloch, B. Pierce, B. Sample, G. Stubblefield, Teague, E. Williams, J. Woods.

Total20

NEGATIVE: L. Chesterfield, Elliott, Hester, Irvin, D. Johnson.

Total5

ABSENT OR NOT VOTING: A. Clark, Collins-Smith, Flippo, B. King, Rapert, Rice, D. Sanders.

Total7

EXCUSED:

Total0

VOTING PRESENT: J. Dismang, S. Flowers.

Total2

Total number of votes cast27

Necessary to the passage of the resolution18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Joint Resolution No. 16 was ordered immediately transmitted to the House as passed.

On motion of Senator Williams, the rules were suspended in considering **House Bill No. 1865** at this time.

On motion of Senator Williams, **House Bill No. 1865** was called up for third reading and final disposition.

HOUSE BILL NO. 1865
As Engrossed: H3/19/15 H3/27/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LEMONS

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ELECTION COMMISSIONS INTEGRITY ACT; TO AMEND THE LAW CONCERNING COUNTY BOARDS OF ELECTION COMMISSIONERS; TO APPLY UNIFORM STANDARDS FOR ALL ELECTION COMMISSIONERS; TO CLARIFY THE ACCEPTABLE PERMISSIBLE POLITICAL ACTIVITY OF AN ELECTION COMMISSIONER; TO STRENGTHEN THE COMPLAINT PROCEDURE WITH AND DISCIPLINARY AUTHORITY OF THE STATE BOARD OF ELECTION COMMISSIONERS; AND FOR OTHER PURPOSES.

House Bill No. 1865 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, A. Clark, J. Cooper, J. English, Files, Flippo, J. Hendren, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, B. Sample, Teague, E. Williams, J. Woods.

Total23

NEGATIVE:

Total0

ABSENT OR NOT VOTING: L. Chesterfield, Collins-Smith, J. Dismang, Hester, D. Johnson, Rapert, Rice, D. Sanders, G. Stubblefield.

Total9

EXCUSED:

Total0

VOTING PRESENT: Elliott, S. Flowers.

Total2

Total number of votes cast25

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. 1865 was ordered immediately returned to the House as passed.

Senator Sample moved that the record pertaining to the vote by which House Bill No. 1645 passed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Sample, House Bill No. 1645 was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator Dismang, the rules were suspended in considering **Senate Bill No. 2** at this time.

On motion of Senator Dismang, **Senate Bill No. 2** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

**HALL OF THE HOUSE OF REPRESENTATIVES
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION**

Amendment No. 1 to SENATE BILL NO. 2

Amend **Senate Bill No. 2** as engrossed, S3/24/15:

Page 1, delete line 23 and substitute the following:

"SECTION 1. LEGISLATIVE FINDINGS. The General Assembly finds:

(1) Amendment 92 to the Arkansas Constitution states in part: "The General Assembly may provide by law for the review by a legislative committee of administrative rules promulgated by a state agency before the administrative rules become effective; and that administrative rules promulgated by a state agency shall not become effective until reviewed and approved by the legislative committee charged by law with the review of administrative rules under subdivision (a)(1) of this section";

(2) As Amendment 92 does not define the term "state agency", the General Assembly may establish a definition by law as part of its implementation of Amendment 92;

(3) The General Assembly at this time wishes to exclude the Arkansas State Game and Fish Commission, the State Highway Commission, the Arkansas State Highway and Transportation Department, and institutions of higher education from the definition of "state agency" applied to the implementation of Amendment 92; and

(4) The General Assembly or the Legislative Council reserve the right to amend the definition of "state agency" in the future to include one (1) or all of the Arkansas State Game and Fish Commission, the State Highway Commission, the Arkansas State Highway and Transportation Department, and institutions of higher education.

SECTION 2. Arkansas Code § 6-15-2106(b), concerning rules implementing"

AND

Page 10, line 16, delete "by statute enacted by the General Assembly"

AND

Page 10, delete line 18 and substitute the following:

"(B) "State agency" does not include the following unless the Legislative Council adopts rules under subsection (h) of this section including one (1) or more of the following in the definition of "state agency":"

AND

Page 14, delete lines 4 through 11 and substitute the following:

"(h)(1) The Legislative Council shall adopt rules to implement this section, including without limitation rules concerning:

(A) The process for determining when a rule will be placed on the agendas of the Administrative Rules and Regulations Subcommittee of the Legislative Council and the Legislative Council; and

(B) The materials a state agency shall provide with the rule to aid committees and subcommittees under this section in their review and approval of the rule.

(2) The Legislative Council may adopt rules amending the definition of "state agency" under subdivision (b)(1)(B) of this section to provide:

(A) That the definition of "state agency" includes an agency of state government, including without limitation an agency of state government under subdivision (b)(2)(B) of this section; and

(B) That the definition of "state agency" under this section does not include an agency of state government."

AND

Page 14, delete lines 31 through 36 and substitute the following:

"(b)(1) Except as provided in subdivision (b)(2) of this section, the board shall file a report with the Legislative Council on a quarterly basis containing all new and revised administrative directives and administrative memoranda issued in the previous quarter by:

(A) The board;

(B) The Director of the Department of Correction;

(C) The Director of the Department of Community Correction;

and

(D) Staff of the Department of Correction and Department of Community Correction.

(2) The report under subdivision (b)(1) of this section shall not include information that is confidential under § 12-27-137.

SECTION 14. Arkansas Code § 16-93-210 is amended to read as follows:

16-93-210. Monthly performance report on parole applications and outcome - Reports concerning administrative directives filed with Legislative Council.

(a)(1) Beginning October 1, 2011, the Parole Board shall submit a monthly report to the chairs of the House Committee on Judiciary and the Senate Committee on Judiciary, the Legislative Council, the Board of Corrections, the Governor, and the Commission on Disparity in Sentencing showing the number of persons who make application for parole and those who are granted or denied parole during the previous month for each criminal offense classification.

(2) The report shall include a breakdown by race of all persons sentenced in each criminal offense classification.

(3) The report shall include the reason for each denial of parole, the results of the risk-needs assessment, and the course of action that accompanies each denial pursuant to § 16-93-615(a)(2)(B)(ii).

(b) The board shall cooperate with and upon request make presentations and provide various reports, to the extent the board's budget will allow, to the Legislative Council concerning board policy and criteria on discretionary offender programs and services.

(c) The board shall file a report with the Legislative Council on a quarterly basis containing all new and revised administrative directives issued in the previous quarter by:

- (1) The board;
- (2) The Chairman of the board;
- (3) The Administrative Services Manager of the board;
- (4) The Administrator of the board; and
- (5) Staff of the board."

AND

Page 15, delete lines 1 through 3

AND

Appropriately renumber the sections of the bill

(SIGNED) REPRESENTATIVE BRANSCUM

Amendment No. 1 to Senate Bill No. 2 was adopted by the House, was read first, rules suspended, read second and concurred in by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Dismang, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Dismang, **Senate Bill No. 2** was called up for third reading and final disposition.

SENATE BILL NO. 2
As Engrossed: S3/24/15 H3/30/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. DISMANG

A Bill for an Act to be Entitled: AN ACT CONCERNING THE REVIEW AND APPROVAL OF ADMINISTRATIVE RULES; IMPLEMENTING ARTICLE 5, SECTION 42, OF THE ARKANSAS CONSTITUTION; AND FOR OTHER PURPOSES.

Senate Bill No. 2 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Dismang moved that the Body roll the vote on **Senate Bill No. 2**. 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, 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.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....34

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. 2 was ordered enrolled.

On motion of Senator Maloch, the rules were suspended in considering Senate Bill No. 232 at this time.

On motion of Senator Maloch, Senate Bill No. 232 was called up for the purpose of considering Amendment No. 1 thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 1 to SENATE BILL NO. 232

Amend Senate Bill No. 232 as engrossed, S2/26/15:

Add Representative Richmond as a cosponsor of the bill

AND

Page 1, line 9, delete "DISTRICT" and substitute "DISTRICT AND THE PROSECUTING ATTORNEY FOR THE FIFTEENTH DISTRICT"

AND

Page 1, line 15, delete "DISTRICT" and substitute "DISTRICT AND THE PROSECUTING ATTORNEY FOR THE FIFTEENTH DISTRICT"

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 16-21-135 is amended to read as follows:
16-21-135. The Thirteenth Judicial District.

(a) Effective until July 1, 2017, the Thirteenth Judicial District shall be a Division B Judicial District.

(b) Effective July 1, 2017, The the Thirteenth Judicial District shall be a Division A Judicial District.

SECTION 2. Arkansas Code § 16-21-137 is amended to read as follows:
16-21-137. The Fifteenth Judicial District.

(a) Effective until July 1, 2017, the Fifteenth Judicial District shall be a Division B Judicial District.

(b) Effective July 1, 2017, The the Fifteenth Judicial District shall be a Division A Judicial District.

SECTION 3. DO NOT CODIFY. Interim study.

The House Committee on Judiciary shall study during the interim whether a prosecuting attorney and his or her deputies should be full-time or part-time positions.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Thirteenth Judicial District and the Fifteenth Judicial District should be Division B judicial districts; that the fiscal year starts on July 1, 2015; and it is necessary for budgeting purposes that this act become effective on July 1, 2015. Therefore, an emergency is declared to exist, and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2015."

(SIGNED) REPRESENTATIVE SHEPHERD

Amendment No. 1 to Senate Bill No. 232, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Maloch, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Maloch, **Senate Bill No. 232** was called up for third reading and final disposition.

SENATE BILL NO. 232
As Engrossed: S2/26/15 H3/31/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MALOCH
BY: REPRESENTATIVE RICHMOND

A Bill for an Act to be Entitled: AN ACT CONCERNING THE PROSECUTING ATTORNEY FOR THE THIRTEENTH JUDICIAL *DISTRICT AND THE PROSECUTING ATTORNEY FOR THE FIFTEENTH DISTRICT*; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 232 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Maloch moved that the Body roll the vote on **Senate Bill No. 232**. 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, 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.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

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. 232**, 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, 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.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

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. 232 was ordered enrolled.

On motion of Senator Teague, **House Bill No. 1547** was called up for third reading and final disposition.

HOUSE BILL NO. 1547
As Engrossed: H3/30/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE JEAN

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

House Bill No. 1547 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. 1547**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, 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, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total30

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice, G. Stubblefield.

Total4

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast30

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. 1547**, 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, 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, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total30

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Collins-Smith, B. King, Rice, G. Stubblefield.

Total4

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast30

Necessary to the adoption of the emergency clause24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1547 was ordered immediately returned to the House as passed.

On motion of Senator Teague, **House Bill No. 1548** was called up for third reading and final disposition.

HOUSE BILL NO. 1548
As Engrossed: H3/30/15 H3/31/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE JEAN

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

House Bill No. 1548 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. 1548**. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Cooper, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total29

NEGATIVE: Collins-Smith, Flippo, B. King, Rice.

Total4

ABSENT OR NOT VOTING: G. Stubblefield.

Total1

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....33

Necessary to the passage of the bill27

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. 1548**, 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, J. Cooper, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total29

NEGATIVE: Collins-Smith, Flippo, B. King, Rice.

Total4

ABSENT OR NOT VOTING: G. Stubblefield.

Total1

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....33

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1548 was ordered immediately returned to the House as passed.

Senator Teague was recognized for the Joint Budget calendar. After discussion of the Joint Budget calendar and without objection, the following Joint Budget bills are to be considered in a block vote.

On motion of Senator Teague, **House Bill No. 1223** was called up for third reading and final disposition.

**HOUSE BILL NO. 1223
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1223 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, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total	33
NEGATIVE: B. King.	
Total	1
ABSENT OR NOT VOTING:	
Total	0
EXCUSED:	
Total	0
VOTING PRESENT:	
Total	0

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

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1223**, 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, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total	33
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NEGATIVE: B. King.

Total	1
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ABSENT OR NOT VOTING:

Total	0
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EXCUSED:

Total	0
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the emergency clause.....	24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1223 was ordered immediately returned to the House as passed.

On motion of Senator Teague, **House Bill No. 1264** was called up for third reading and final disposition.

HOUSE BILL NO. 1264
As Engrossed: H3/2/15 H3/27/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMUNITY CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1264 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, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total33

NEGATIVE: B. King.

Total1

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

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

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1264**, 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, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total33

NEGATIVE: B. King.

Total1

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total0

Total number of votes cast	34
Necessary to the adoption of the emergency clause.....	24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1264 was ordered immediately returned to the House as passed.

On motion of Senator Teague, **House Bill No. 1207** was called up for third reading and final disposition.

HOUSE BILL NO. 1207

*As Engrossed: H2/6/15 H2/25/15 H2/27/15 H3/6/15 H3/13/15
H3/26/15 H3/30/15*

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1207 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, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total33

NEGATIVE: B. King.

Total1

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT:

Total	0
Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1207**, 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, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total	33
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NEGATIVE: B. King.

Total	1
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ABSENT OR NOT VOTING:

Total	0
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EXCUSED:

Total	0
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VOTING PRESENT:

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1207 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

HOUSE BILL NO. 229, BY SENATOR JOHN COOPER,

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, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Cooper, **Senate Bill No. 229** was called up for third reading and final disposition.

SENATE BILL NO. 229

As Engrossed: S4/1/15

NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

BY: SENATORS J. COOPER, J. HENDREN, HESTER, IRVIN, J. HUTCHINSON,
HICKEY, ELLIOTT, L. CHESTERFIELD, BURNETT, J. DISMANG, J. ENGLISH
BY: REPRESENTATIVES BALLINGER, SHEPHERD, BENNETT, M. GRAY,
VAUGHT, DOTSON, COZART, D. MEEKS, BRAGG, HILLMAN, SULLIVAN,
G. HODGES, WARDLAW, PITSCH, RICHMOND, BROWN, DAVIS, COLLINS,
WOMACK, EUBANKS, GATES

A Bill for an Act to be Entitled: *AN ACT TO PROTECT THE RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES CONSTITUTION AND THE ARKANSAS CONSTITUTION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

Senate Bill No. 229 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Rice spoke on the process of the Bill.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Cooper, J. Dismang, Elliott, J. English, Files, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, B. Sample, D. Sanders, Teague, J. Woods.

Total26

NEGATIVE: Collins-Smith, Flippo, B. King, Rapert, Rice, E. Williams.

Total6

ABSENT OR NOT VOTING: G. Stubblefield.

Total1

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast33

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. 229**, 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, J. Cooper, J. Dismang, Elliott, J. English, Files, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, B. Sample, D. Sanders, Teague, J. Woods.

Total26

NEGATIVE: Collins-Smith, Flippo, B. King, Rapert, Rice, E. Williams.

Total6

ABSENT OR NOT VOTING: G. Stubblefield.

Total1

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....33

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 229 was ordered immediately transmitted to the House.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

SENATE BILL NO. 965, BY SENATOR JON WOODS,

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

April 1, 2015

Mr. President:

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

SENATE BILL NO. 975, BY SENATOR GARY STUBBLEFIELD,

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 Hutchinson, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Hutchinson, **Senate Bill No. 975** was called up for third reading and final disposition.

SENATE BILL NO. 975

As Engrossed: S4/1/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

**BY: SENATORS J. HUTCHINSON, J. HENDREN, HICKEY, IRVIN, J. ENGLISH,
B. PIERCE, ELLIOTT, L. CHESTERFIELD, BURNETT, J. COOPER**

BY: REPRESENTATIVES BALLINGER, ET AL.

A Bill for an Act to be Entitled: *AN ACT TO AMEND ARKANSAS LAW CONCERNING THE FREE EXERCISE OF RELIGION; TO ENACT THE RELIGIOUS FREEDOM RESTORATION ACT; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

Senate Bill No. 975 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hickey spoke on the Bill.

Senator Irvin spoke for the Bill.

Senator Rapert spoke against the process.

Senator Hendren spoke for the Bill.

Senator Hutchinson closed for the Bill.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Cooper, J. Dismang, Elliott, J. English, Files, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total26

NEGATIVE:

Total0

ABSENT OR NOT VOTING: A. Clark, Collins-Smith, Flippo, B. Johnson, B. King, Rice, G. Stubblefield.

Total7

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast27

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. 975**, 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, J. Cooper, J. Dismang, Elliott, J. English, Files, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, J. Woods.

Total26

NEGATIVE:

Total0

ABSENT OR NOT VOTING: A. Clark, Collins-Smith, Flippo, B. Johnson, B. King, Rice, G. Stubblefield.

Total7

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast27

Necessary to the adoption of the emergency clause24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 975 was ordered immediately transmitted to the House.

On motion of Senator Woods, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Woods, **Senate Bill No. 965** was called up for third reading and final disposition.

SENATE BILL NO. 965
As Engrossed: S4/1/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. WOODS
BY: REPRESENTATIVE LEDING

A Bill for an Act to be Entitled: *AN ACT TO REGULATE PUBLICITY RIGHTS; TO PROTECT THE PROPERTY RIGHTS OF AN INDIVIDUAL TO THE USE OF THE INDIVIDUAL'S NAME, VOICE, SIGNATURE, AND LIKENESS; AND FOR OTHER PURPOSES.*

Senate Bill No. 965 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, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, Irvin, D. Johnson, U. Lindsey, B. Sample, D. Sanders, E. Williams, J. Woods.

Total22

NEGATIVE: K. Ingram, B. Pierce.

Total2

ABSENT OR NOT VOTING: E. Cheatham, Files, B. Johnson, B. King, Maloch, Rice, G. Stubblefield, Teague.

Total8

EXCUSED:

Total0

VOTING PRESENT: S. Flowers, Rapert.

Total	2
Total number of votes cast	26
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. 965 was ordered immediately transmitted to the House as passed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, to whom was referred:

HOUSE BILL NO. 1645, BY REPRESENTATIVE M. BENTLEY,

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. 4.

Respectfully submitted,

- (SIGNED) SENATOR BILL SAMPLE, CHAIRMAN
- (SIGNED) SENATOR JASON RAPERT
- (SIGNED) SENATOR JIM HENDREN
- (SIGNED) SENATOR BOBBY PIERCE
- (SIGNED) SENATOR RONALD CALDWELL
- (SIGNED) SENATOR BRYAN KING

On motion of Senator Sample, the rules were suspended in considering **House Bill No. 1645** at this time.

On motion of Senator Sample, **House Bill No. 1645** was placed back on second reading for purpose of Amendment No. 4.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 4 to HOUSE BILL NO. 1645

Amend **House Bill No. 1645** as engrossed, S3/30/15:

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

“SECTION 1. Arkansas Code § 27-16-915(a) and (b), concerning the authority of a court to suspend driving privileges upon conviction for a drug offense, are amended to read as follows:

(a) As used in this section, ~~the term "drug offense" shall have the same meaning ascribed to that term as provided in § 5-64-710;~~

(1) "Drug offense" has the meaning as provided in § 5-64-710;

(2) "Specialty court" means one (1) of the following:

(A) A pre-adjudication program under § 5-4-901 et seq.;

(B) An approved drug court program under the Arkansas Drug Court Act, § 16-98-301 et seq.;

(C) A probation program under the Swift and Certain Accountability on Probation Pilot Program under § 16-93-1701 et seq.; or

(D) A specialty court program that has been approved by the Supreme Court, including without limitation a specialty court program known as:

(i) A DWI court;

(ii) A mental health court;

(iii) A veteran's court;

(iv) A juvenile drug court;

(v) A "HOPE" court; or

(vi) A "smarter sentencing" court.

(b)(1)(A) ~~Whenever~~ When a person is accepted and enrolled in a court-approved pre-adjudication specialty court program for an offense involving the illegal possession or use of a controlled substance, pleads guilty, or nolo contendere, or is found guilty of any criminal offense involving the illegal possession or use of controlled substances under the Uniform Controlled Substances Act, § 5-64-101 et seq., or of any drug offense, in this state or any other state, the court having jurisdiction of the matter, including any federal court, shall prepare and transmit to the Department of Finance and Administration an order to suspend the driving privileges of the person for six (6) months, ~~provided any such~~ the order regarding a person who is a holder of a commercial driver's license issued under the Arkansas Uniform Commercial Driver License Act, § 27-23-101 et seq., or under the laws of ~~any other~~ another state shall include the suspension of the driving privileges of that person to drive ~~any a~~ a commercial motor vehicle, as the term "commercial motor vehicle" is defined in § 27-23-103, or as similarly defined by the laws of any other state, for a period of one (1) year.

(B) Courts within the State of Arkansas shall prepare and transmit ~~all such orders to the department an order~~ within twenty-four (24) hours after the plea or finding to the department.:

(i) Plea of guilty or nolo contendere;

(ii) Finding of guilt; or

(iii) Acceptance and enrollment in a specialty court.

(C) Courts outside Arkansas having jurisdiction over ~~any such a~~ person holding driving privileges issued by the State of Arkansas shall prepare and transmit ~~such orders an order~~ pursuant to ~~agreements or arrangements an agreement or arrangement~~ entered into between that state and the Director of the Department of Finance and Administration.

(D) ~~Such arrangements or agreements~~ The agreement or arrangement may also provide for the forwarding by the department of ~~orders an order~~ issued by ~~courts a court~~ within this state to the state ~~wherein any such where~~ the person holds driving privileges issued by that state.

~~(2)(A) For any such person holding driving privileges issued by the State of Arkansas, courts within the State of Arkansas in cases of extreme and unusual hardship may provide in an order for the issuance of a restricted driving permit to allow driving to and from a place of employment or to and from any scheduled sessions or meetings of support organizations, counseling, education, or treatment for persons who have addiction or abuse problems related to any substance or controlled substances. For a person holding driving privileges issued by the State of Arkansas, a court within the State of Arkansas may provide in an order for the issuance of a restricted driving permit to allow driving to and from:~~

(i) A mandatory court appearance;

(ii) A mandatory random drug-testing appearance;

(iii) A place of employment or as required in the scope of employment;

(iv) A scheduled session or meeting of a support or counseling organization;

(v) An educational institution for the purpose of attending a class if the person is enrolled in a course of study or program of training at the educational institution;

(vi) A treatment program for persons who have addiction or abuse problems related to a substance or controlled substances;

(vii) A doctor, hospital, or clinic appointment or admission for medical treatment or care for an illness, disease, or other medical condition of the person or a family member; or

(viii) Enrollment, compliance, and participation in a specialty court program if the person is accepted into a specialty court program.

(B)(i) Courts within the State of Arkansas shall prepare and transmit to the department an order for a restricted driving permit issued under this section within three (3) business days after the entry of the order.

(ii) The department shall transmit to the Arkansas Crime Information Center an order for a restricted driving permit within three (3) business days after receipt of the order from the court.

(C) The court shall not issue a restricted driving permit under subdivision (b)(2)(A) of this section if the person's driving privileges are subject to:

(i) A revocation in the State of Arkansas or another State;

(ii) A suspension wherein a court has prohibited the issuance of a restricted driving permit;

(iii) A suspension for an offense committed outside of the State of Arkansas where the person is restricted to the use of an ignition interlock device; or

(iv) A suspension under:

(a) Section 5-65-104;
(b) Section 5-65-205;
(c) Section 5-65-304;
(d) Section 5-65-310;
(e) Section 9-14-239;
(f) Section 27-16-905;
(g) Section 27-16-907(b)(4) – (6);
(h) Section 27-16-908;
(i) Section 27-16-909;
(j) Section 27-19-610;
(k) Section 27-19-707, unless the judgment
creditor has furnished written consent to allow a restricted driving permit; or
(l) The Arkansas Uniform Commercial Driver
License Act, 27-23-103 et seq.
(D) The court shall not issue a restricted permit to operate a
commercial motor vehicle.”

(SIGNED) SENATOR BILL SAMPLE

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

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Sample, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Sample, **House Bill No. 1645** was called up for third reading and final disposition.

HOUSE BILL NO. 1645
As Engrossed: H3/17/15 H3/20/15 H3/23/15 S3/30/15
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BENTLEY
BY: SENATOR G. STUBBLEFIELD

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE ISSUANCE OF A RESTRICTED DRIVING PERMIT UPON SUSPENSION OF THE DRIVER'S LICENSE OF A SPECIALTY COURT PROGRAM PARTICIPANT; AND FOR OTHER PURPOSES.

House Bill No. 1645 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 **House Bill No. 1645**. 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, 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.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast.....34

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. 1645 was ordered engrossed.

House Bill No. 1375 was returned from the House as requested.

Senator Hutchinson moved that the record pertaining to the vote by which House Bill No. 1375 failed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Hutchinson, the rules were suspended in considering House Bill No. 1375 at this time.

On motion of Senator Hutchinson, House Bill No. 1375 was called up for third reading and final disposition.

HOUSE BILL NO. 1375
As Engrossed: H3/12/15 S3/30/15
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 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: Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Cooper, J. Dismang, Elliott, Hickey, J. Hutchinson, D. Johnson, B. King, U. Lindsey, Maloch, B. Sample.

Total14

NEGATIVE: Burnett, Collins-Smith, J. English, K. Ingram, B. Pierce, Teague, E. Williams.

Total7

ABSENT OR NOT VOTING: Bledsoe, Files, Flippo, J. Hendren, Hester, Irvin, B. Johnson, Rapert, Rice, D. Sanders, G. Stubblefield, J. Woods.

Total12

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1

Total number of votes cast22

Necessary to the passage of the bill18

So the bill passed failed.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1375 was returned to the House having failed to pass.

On motion of Senator Woods, the rules were suspended in considering **House Bill No. 1425** at this time.

On motion of Senator Woods, **House Bill No. 1425** was called up for third reading and final disposition.

HOUSE BILL NO. 1425

As Engrossed: H3/6/15 H3/19/15 H3/26/15 S3/31/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE TUCKER

A Bill for an Act to be Entitled: *AN ACT TO AMEND THE LAW CONCERNING CAMPAIGN FINANCE CONTRIBUTIONS; TO REQUIRE COORDINATED COMMUNICATIONS TO BE SUBJECT TO THE CONTRIBUTION LIMITS OF ARKANSAS LAW; AND FOR OTHER PURPOSES.*

House Bill No. 1425 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, Elliott, J. Hutchinson, K. Ingram, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, B. Sample, D. Sanders, Teague, J. Woods.

Total15

NEGATIVE: Caldwell, A. Clark.

Total2

ABSENT OR NOT VOTING: Bledsoe, Collins-Smith, J. Cooper, J. Dismang, J. English, Files, Flippo, J. Hendren, Hester, Hickey, Irvin, B. Johnson, Rapert, Rice, G. Stubblefield, E. Williams.

Total16

EXCUSED:

Total0

VOTING PRESENT: S. Flowers.

Total1
Total number of votes cast18
Necessary to the passage of the bill18

So the bill failed

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1425 was ordered immediately returned from the House as having failed to pass.

Senate Bill No. 878 was ordered immediately returned from the House as requested.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

April 1, 2015

Mr. President:

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

HOUSE BILL NO. 1645, BY REPRESENTATIVE BENTLEY,

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

House Bill No. 1645 was returned to the House as passed as amended.

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 229

SENATE BILL NO. 965

SENATE BILL NO. 967

SENATE BILL NO. 975

SENATE JOINT RESOLUTIONS TRANSMITTED TO THE HOUSE
AS ADOPTED

SENATE JOINT RESOLUTION NO. 3
SENATE JOINT RESOLUTION NO. 16

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1207
HOUSE BILL NO. 1223
HOUSE BILL NO. 1264
HOUSE BILL NO. 1544
HOUSE BILL NO. 1547
HOUSE BILL NO. 1548
HOUSE BILL NO. 1551
HOUSE BILL NO. 1627
HOUSE BILL NO. 1645
HOUSE BILL NO. 1658
HOUSE BILL NO. 1668
HOUSE BILL NO. 1751
HOUSE BILL NO. 1851
HOUSE BILL NO. 1852
HOUSE BILL NO. 1865
HOUSE BILL NO. 1902

HOUSE BILL RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1529 AS AMENDED NO. 1

HOUSE BILLS RETURNED TO THE HOUSE
HAVING FAILED TO PASS

HOUSE BILL NO. 1375

HOUSE BILL NO. 1425

HOUSE BILLS RETURNED TO THE HOUSE
AS REQUESTED

HOUSE BILL NO. 1657

HOUSE BILL NO. 1734

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED

SENATE BILL NO. 35

SENATE BILL NO. 86

SENATE BILL NO. 111

SENATE BILL NO. 159

SENATE BILL NO. 174

SENATE BILL NO. 212

SENATE BILL NO. 617

SENATE BILL NO. 689

SENATE BILL NO. 690

SENATE BILL NO. 691

SENATE BILL NO. 780

SENATE BILL NO. 788

SENATE BILL NO. 852

SENATE BILL NO. 857

SENATE BILL NO. 858

SENATE BILL NO. 859

SENATE BILL NO. 869

SENATE BILL NO. 926

SENATE BILL NO. 933
SENATE BILL NO. 939
SENATE BILL NO. 956
SENATE BILL NO. 961
SENATE BILL NO. 968
SENATE BILL NO. 1037
SENATE BILL NO. 1039
SENATE BILL NO. 1042

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AS AMENDED

SENATE BILL NO. 232 AS AMENDED NO. 1
SENATE BILL NO. 886 AS AMENDED NO. 1
SENATE BILL NO. 1003 AS AMENDED NO. 1

SENATE BILL RETURNED FROM THE HOUSE
AS REQUESTED

SENATE BILL NO. 878

HOUSE BILL TRANSMITTED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1901

HOUSE JOINT RESOLUTION TRANSMITTED TO THE SENATE
AS ADOPTED

HOUSE JOINT RESOLUTION NO. 1027

HOUSE BILLS RETURNED FROM THE HOUSE
AS REQUESTED

HOUSE BILL NO. 1375

HOUSE BILL NO. 1645

On motion of Senator Dismang, the Senate adjourned until 10:00 a.m.,
Thursday, April 2, 2015.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE

