

SIXTY-SEVENTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES

Little Rock, Arkansas

March 15, 2001

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

Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond,
Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland,
Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D.Elliott, J.Elliott,
Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam,
Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, Johnson,
Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis,
McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater,
Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire,
Scroggin, Seawel, Shoffner, M.Smith, R.Smith, M.Steele, T.Steele, Stovall,
C.Taylor, J.Taylor, Teague, Thomas, Trammell, Verkamp, Walker, Weaver, White,
Willis, Womack, Wood, Mr. Speaker.

Total96

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

French, Goss, Jeffress, Oglesby.

Total4

A quorum was present.

Unanimous leave was granted for Representatives French, Goss, Jeffress,
Oglesby.

The House stood and was led in prayer by Reverend Dave Pettis, Pastor,
First Baptist Church, Piggott, Arkansas.

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

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

COMMITTEE REPORT

March 15, 2001

EDUCATION	M. OLIN COOK, CHAIRPERSON
HOUSE BILL NO. 1002	DO PASS
BY REPRESENTATIVE DUGGAR	AS AMENDED #3
HOUSE BILL NO. 2195	DO PASS
BY REPRESENTATIVE MAGNUS	AS AMENDED #1
HOUSE BILL NO. 2380	DO PASS
BY REPRESENTATIVE CLEVELAND	AS AMENDED #1
HOUSE BILL NO. 2553	DO PASS
BY REPRESENTATIVE W. WALKER	
SENATE BILL NO. 690	DO PASS
BY SENATOR MAHONY	
SENATE BILL NO. 836	DO PASS
BY SENATOR MAHONY	

COMMITTEE REPORT

March 15, 2001

JUDICIARY	MIKE HATHORN, CHAIRPERSON
HOUSE BILL NO. 1543	DO PASS
BY REPRESENTATIVE NAPPER	
HOUSE BILL NO. 2164	DO PASS
BY REPRESENTATIVE TEAGUE	AS AMENDED #3 & #4
HOUSE BILL NO. 2180	DO PASS
BY REPRESENTATIVE CARSON	
HOUSE BILL NO. 2181	DO PASS
BY REPRESENTATIVE CARSON	
HOUSE BILL NO. 2199	DO PASS
BY REPRESENTATIVE NAPPER	AS AMENDED #1
HOUSE BILL NO. 2352	DO PASS
BY REPRESENTATIVE CLEMONS	
HOUSE BILL NO. 2409	DO PASS
BY REPRESENTATIVE CARSON	

COMMITTEE REPORT

	March 15, 2001
PUBLIC HEALTH, WELFARE AND LABOR	TRACY STEELE CHAIRPERSON
HOUSE BILL NO. 1635	DO PASS
BY REPRESENTATIVE T. STEELE	AS AMENDED #3
HOUSE BILL NO. 1720	DO PASS
BY REPRESENTATIVE GOSS	NON-CONTROVERSIAL
HOUSE BILL NO. 2168	DO PASS
BY REPRESENTATIVE BOND	
HOUSE BILL NO. 2302	DO PASS
BY REPRESENTATIVE J. ELLIOTT	
HOUSE BILL NO. 2521	DO PASS
BY REPRESENTATIVE FRENCH	AS AMENDED #2 & #3
HOUSE RESOLUTION NO. 1041	DO PASS
BY REPRESENTATIVE THOMAS	
HOUSE RESOLUTION NO. 1053	DO PASS
BY REPRESENTATIVE THOMAS	
SENATE BILL NO. 382	DO PASS
BY SENATOR GULLETT	

COMMITTEE REPORT

	March 15, 2001
PUBLIC TRANSPORTATION	JERRY ALLISON, CHAIRPERSON
HOUSE BILL NO. 1612	DO PASS
BY REPRESENTATIVE BRIGHT	
SENATE BILL NO. 314	DO PASS
BY SENATOR EVERETT	NON-CONTROVERSIAL
SENATE BILL NO. 795	DO PASS
BY SENATOR WOOLDRIDGE	

COMMITTEE REPORT

March 15, 2001

REVENUE AND TAXATION

LARRY TEAGUE, CHAIRPERSON

HOUSE BILL NO. 1053

DO PASS, TO CONCUR IN

BY REPRESENTATIVE MILLIGAN

SENATE AMENDMENT #1

HOUSE BILL NO. 2392

DO PASS

BY REPRESENTATIVE MINTON

AS AMENDED #1

SENATE BILL NO. 97

DO PASS

BY SENATOR CRITCHER

COMMITTEE REPORT

March 15, 2001

JOINT BUDGET

H. W. CLEVELAND

VICE CHAIRPERSON

HOUSE BILL NO. 1213

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1438

DO PASS

BY REPRESENTATIVE McMELLON, ET AL AS AMENDED #1

HOUSE BILL NO. 1485

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1555

DO PASS

BY REPRESENTATIVE McMELLON, ET AL AS AMENDED #1

HOUSE BILL NO. 1556

DO PASS

BY REPRESENTATIVE McMELLON, ET AL AS AMENDED #1

HOUSE BILL NO. 1822

DO PASS

BY REPRESENTATIVE McMELLON AS AMENDED #1

HOUSE BILL NO. 1823

DO PASS

BY REPRESENTATIVE McMELLON AS AMENDED #1

HOUSE BILL NO. 1855

DO PASS

BY REPRESENTATIVE HOLT AS AMENDED #1

HOUSE BILL NO. 1856

DO PASS

BY REPRESENTATIVE HOLT AS AMENDED #1

HOUSE BILL NO. 1857

DO PASS

BY REPRESENTATIVE HOLT AS AMENDED #2

HOUSE BILL NO. 1858

DO PASS

BY REPRESENTATIVE HOLT AS AMENDED #1

HOUSE BILL NO. 1859

DO PASS

BY REPRESENTATIVE HOLT AS AMENDED #1

COMMITTEE REPORT ON JOINT BUDGET, CONTINUED

HOUSE BILL NO. 1970	DO PASS
BY REPRESENTATIVE FILES, ET AL	AS AMENDED #1
HOUSE BILL NO. 2043	DO PASS
BY REPRESENTATIVE SHOFFNER	AS AMENDED #1
HOUSE BILL NO. 2044	DO PASS
BY REPRESENTATIVE SHOFFNER	AS AMENDED #1
HOUSE BILL NO. 2055	DO PASS
BY REPRESENTATIVE BOOKOUT	AS AMENDED #1
HOUSE BILL NO. 2056	DO PASS
BY REPRESENTATIVE WOMACK	AS AMENDED #2
HOUSE BILL NO. 2085	DO PASS
BY REPRESENTATIVE COWLING	AS AMENDED #1
HOUSE BILL NO. 2089	DO PASS
BY REPRESENTATIVE HOLT	AS AMENDED #1
HOUSE BILL NO. 2091	DO PASS
BY REPRESENTATIVE HOLT	AS AMENDED #1
HOUSE BILL NO. 2115	DO PASS
BY REPRESENTATIVE CHILDERS	AS AMENDED #1
HOUSE BILL NO. 2133	DO PASS
BY REPRESENTATIVE CHILDERS	AS AMENDED #1
HOUSE BILL NO. 2134	DO PASS
BY REPRESENTATIVE CHILDERS, ET AL	AS AMENDED #1
HOUSE BILL NO. 2139	DO PASS
BY REPRESENTATIVE BOOKOUT	AS AMENDED #1
HOUSE BILL NO. 2140	DO PASS
BY REPRESENTATIVE BOOKOUT	AS AMENDED #1
HOUSE BILL NO. 2141	DO PASS
BY REPRESENTATIVE BOOKOUT	AS AMENDED #1
HOUSE BILL NO. 2157	DO PASS
BY REPRESENTATIVE BOOKOUT	AS AMENDED #1

COMMITTEE REPORT

ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY	March 15, 2001
HOUSE BILL NO. 1032	BARBARA KING
BY REPRESENTATIVE BROADWAY	CHAIRPERSON
SENATE BILL NO. 717	DO PASS
BY SENATOR WILKINS	DO PASS
	NON-CONTROVERSIAL

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

Little Rock, Arkansas

March 15, 2001

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on March 15, 2001, I approved the following measure from the Session of the Eighty-third General Assembly:

House Concurrent Resolution 1015.

Sincerely,

/s/ Mike Huckabee

MH:bbm

cc: President of the Senate

Upon motion of Representative Hathorn, **HOUSE CONCURRENT RESOLUTION NO. 1042** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE CONCURRENT RESOLUTION NO. 1042

Amend **HOUSE CONCURRENT RESOLUTION NO. 1042** as originally introduced:

Add Representative Rodgers as a cosponsor to the bill

AND

Page 1, line 27, delete “sixty-five thousand dollars (\$65,000)” and substitute “six hundred and fifty thousand dollars (\$650,000)”

/s/ Mike Hathorn

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hathorn, **HOUSE CONCURRENT RESOLUTION NO. 1043** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE CONCURRENT RESOLUTION NO. 1043

Amend **HOUSE CONCURRENT RESOLUTION NO. 1043** as originally introduced:

Add Representative Rodgers as a cosponsor to the bill

/s/ Mike Hathorn

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Bright, **HOUSE BILL NO. 2593** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2593

Amend **HOUSE BILL NO. 2593** as originally introduced:

Page 1, delete lines 9 and 10 and substitute

"AN ACT TO AMEND ARKANSAS CODE 17-17-108 CONCERNING DISCLOSURE OF A BUYER'S PREMIUM BY AN AUCTIONEER; AND FOR"

AND

Page 1, delete lines 14 and 15 and substitute

"AN ACT TO AMEND ARKANSAS CODE 17-17-308 CONCERNING DISCLOSURE OF A BUYER'S PREMIUM BY AN"

AND

Delete Section 1

AND

Appropriately renumber subsequent sections

AND

Page 2, delete line 36 and substitute

"(12) Failing to disclose the buyer's premium in all advertising associated with an auction."

AND

Page 3, delete lines 1 and 2

/s/ S. Bright

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Dangeau, **HOUSE BILL NO. 2275** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2275

Amend **HOUSE BILL NO. 2275** as originally introduced:

Adding Representatives J. Elliott, Borhauer, Goss, and W. Walker as co-sponsors

AND

Page 1, delete line 28 and substitute the following:

"(2) Grants law enforcement personnel, other than a school resource officer acting in the normal course and scope of his assigned duties, access to a student; or"

AND

Page 2, line 10, add the following:

"(c) Notification is not required if school personnel make a report or file a complaint based on suspected child abuse or neglect as required under § 12-12-507 or if student access is granted to law enforcement personnel for purposes of investigation of suspected child abuse or neglect."

/s/ LeRoy Dangeau

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Cleveland, **HOUSE BILL NO. 2381** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2381

Amend **HOUSE BILL NO. 2381** as originally introduced:

Page 1, line 36, insert additional sections to read as follows:

"SECTION 3. Any person, firm, or corporation having a permit to sell beer at retail shall have the right, upon payment of the fee prescribed in § 3-5-407(3), to obtain a permit to sell native wine. The Alcoholic Beverage Control Board shall, within thirty (30) calendar days of receiving the application and fee, issue to the beer retailer a license to sell native wine.

SECTION 4. Regulations 1.33(7) and 1.33(8) of the Alcoholic Beverage Control Board are repealed and the board shall hereafter have no authority to issue regulations substantially similar to either of those regulations."

/s/ H. W. Cleveland

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Ferguson, **HOUSE BILL NO. 2230** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2230

Amend **HOUSE BILL NO. 2230** as originally introduced:

Delete Section 1 and substitute the following:

“SECTION 1. A manufacturer of modular or factory-built structures, other than manufactured housing that is governed by the United States Department of Housing and Urban Development, located in the State of Arkansas may contract with an independent third-party compliance assurance or inspection agency that is listed with the National Evaluation Service, Inc. for the inspection of modular or factory-built buildings destined for delivery within the state for compliance with the Arkansas Fire Protection Code and applicable state and municipal electrical, plumbing and mechanical codes. If a manufacturer of modular or factory-built buildings contracts with an independent third-party inspector to monitor compliance with the Arkansas Fire Protection Code and applicable state and municipal electrical, plumbing and mechanical codes relating to the construction of new buildings, no further inspection by state or local building officials may be required for that part of the structure built in the factory. A copy of the third-party inspector’s inspection report shall accompany the building to the construction site for review. The cost of the independent third-party inspection shall be borne by the modular building manufacturer.”

/s/ Danny Ferguson

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hunt, **HOUSE BILL NO. 2226** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2226

Amend **HOUSE BILL NO. 2226** as originally introduced:

Page 3 delete line 15 and substitute the following:

"Public Law 93-383 or any regulation or final order issued pursuant to"

AND

Page 3 delete line 26 and substitute the following:

"Public Law 93-383 in a manner which threatens the health or safety of"

AND

Page 7 delete line 29 and substitute the following:

"may require pursuant to ~~section 614~~ of Title VI of Public Law 93-383."

/s/ Russ Hunt

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Womack, **HOUSE CONCURRENT RESOLUTION NO. 1040** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE CONCURRENT RESOLUTION NO. 1040

Amend **HOUSE CONCURRENT RESOLUTION NO. 1040** as originally introduced:

Page 1, delete lines 17, 18, and 19 and substitute the following:

"WHEREAS, the people of the State of Arkansas recognize the importance of having citizens with honorable character qualities based upon the moral standards held by our Founding Fathers and with which they established our nation and legal system; and

WHEREAS, we recognize the validity of the statement by Alexis de Tocqueville that "America is great because she is good. When America ceases to be good, she will cease to be great"; and

WHEREAS, we desire to build upon our heritage in making Arkansas a place where families are strong, homes and streets are safe, education is effective, business is productive, neighbors care about one another, and citizens are free to make wise choices for their lives and families; and

WHEREAS, we recognize that individuals are responsible for their actions

and that daily decisions should be based upon objective moral standards which are the basis of universally-recognized character qualities, including obedience, honesty, truthfulness, diligence, generosity, kindness, loyalty, and courage; and

WHEREAS, lack of commitment and irresponsibility have resulted in an increasing number of family problems causing personal, social, and financial consequences to individual family members and to this State as a whole; and

WHEREAS, there is a need for more positive role models among our young people to help prevent juvenile rebellion and delinquency; and

WHEREAS, if people fail to demonstrate positive character qualities and if they make wrong moral choices, the health, safety, and welfare of the citizens are endangered, resulting in a financial burden upon the taxpayers for the costs of law enforcement; and

WHEREAS, many current societal problems will be alleviated when the citizens of this State live by positive and constructive character qualities which distinguish between right and wrong; and

WHEREAS, teaching positive character qualities to juvenile delinquents has been shown to produce a change in behavior, reducing recidivism rates; and

WHEREAS, our schools should be a safe atmosphere where character is exemplified, taught, and strengthened, and where learning is encouraged; and

WHEREAS, encouraging employees by recognizing positive character qualities has resulted in an increase in workplace morale, employee safety, and corporate profits; and

WHEREAS, the emphasis of positive character qualities in every sector of society can only occur as individuals commit themselves to exemplifying character in their personal lives and inspiring others to do the same,"

AND

Page 1, delete line 25 and substitute the following:

"That we pledge our commitment to character by declaring Arkansas to be a State of Character and by doing all in our power to promote character in our schools, businesses, homes, churches, city government, state agencies, media, and community groups, and we urge the leaders of each of these jurisdictions to do likewise."

/s/ Shawn Womack

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Rodgers, **HOUSE BILL NO. 2308** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2308

Amend **HOUSE BILL NO. 2308** as originally introduced:

Page 1, delete line 5 and substitute the following:

“By: Representatives D. Elliott, Rodgers, Files, Minton, Womack, Hutchinson”

/s/ Sandra Rodgers

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Allison, **HOUSE BILL NO. 2544** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2544

Amend **HOUSE BILL NO. 2544** as originally introduced:

Page 1, line 22, delete "shall" and substitute "may"

/s/ Jerry Allison

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Broadway, **HOUSE BILL NO. 2369** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2369

Amend **HOUSE BILL NO. 2369** as engrossed, H3/9/01:

Delete Section 2 in its entirety and renumber Section 4 as Section 2

/s/ Shane Broadway

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative W. Walker, **HOUSE BILL NO. 2554** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2554

Amend **HOUSE BILL NO. 2554** as originally introduced:

Page 1, line 9, delete "AUTHORIZED" and substitute "AUTHORIZE"

AND

Page 1, line 15, delete "AUTHORIZED" and substitute "AUTHORIZE"

AND

Page 1, delete lines 24 through 26 and substitute the following:

"SECTION 1. (a) The Arkansas Higher Education Coordinating Board is authorized to continue the administration of the following financial assistance programs of grants and forgivable loans which were created by its predecessor, the State Board of Higher Education, under authority granted to it by Section 8 of Act 1259 of 1993:"

AND

Page 1, line 27, delete "Freshman/Minority" and substitute "Freshman/Sophomore Minority"

AND

Page 1, line 29, delete "Master" and substitute "Masters"

AND

Page 1, line 30, delete "SREB" and substitute "Southern Regional Education Board"

/s/ Wilma Walker

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative C. Johnson, **HOUSE BILL NO. 1545** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1545

Amend **HOUSE BILL NO. 1545** as originally introduced:

Page 2, delete lines 7 through 11 and substitute the following:

“(A) The annual percentage rate of the home loan at consummation equals or exceeds six (6) percentage points for a first lien mortgage loan or eight (8) percentage points for subordinate mortgage liens over the weekly average yield on ten-year United States Treasury securities, as made available by the Federal Reserve Board, as of the week immediately preceding the week in which the interest rate for the loan is established, provided that if the terms of the home loan offers any initial or introductory period, and the annual percentage rate that is taken is less than that which will apply after the end of the initial or introductory period, then the annual percentage rate that shall be taken into account for the purposes of this subsection shall be the rate which applies after the initial or introductory period;”

AND

Page 2, delete lines 14 through 19 and substitute the following:

“established in subdivision (5)(A) of this section and the potential or scheduled increases in the annual percentage rate of the home loan are not directly tied to future increases in a widely used federal or private market measurement that reflects the cost of borrowing money, such as the interest rate yield on United States Treasury securities, the federal funds rate, or the prime interest rate; or”

AND

Page 2, delete lines 20 and 21 and substitute the following:

“(C) The total points and fees on the loan exceed five percent (5%) of the total loan amount where the total loan amount is more than twenty thousand dollars (\$20,000) or the total points and fees on the loan exceed the lesser of eight percent (8%) of the total loan amount or one thousand dollars(\$1,000) if the total loan amount is less than twenty thousand dollars (\$20,000). The following discount points shall be”

AND

Page 2, delete line 36 and substitute the following:

“Federal Home Loan Mortgage Corporation, whichever is greater; or

(D) The home loan contains a pre-payment penalty of more than three percent (3%) in the first year or more than two percent (2%) in the second year or more than one percent (1%) in the third year, or any pre-payment penalty beyond the third year;”

AND

Page 3, line 1, delete "(6)" and substitute "(6)(A)"

AND

Page 3, line 3, delete "(A)" and substitute "(i)"

AND

Page 3, line 6, delete "(B)" and substitute "(ii)"

AND

Page 3, line 7, delete "(C)" and substitute "(iii)"

AND

Page 3, line 9, delete "(D)" and substitute "(iv)"

AND

Page 3, delete line 13 and substitute the following:

"dwelling;

(B) "Home loan" does not include any loan for the purpose of the construction of a one-to-four family residential structure if the term of the loan is three (3) years or less;"

AND

Page 3, line 14, delete "(5) home" and substitute "(5) high cost home"

AND

Page 3, line 16, delete "(5) home" and substitute "(5) high cost home"

AND

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

"(ii) fees paid to any person, not in excess of the customary charge for similar products and services in the local market, for the following: appraisal fees; fees for inspections"

AND

Page 4, delete lines 17 through 21 and substitute the following:

"SECTION 2. Limitations and Prohibited Acts and Practices for High Cost Home Loans."

AND

Page 4, line 22, delete "(b)" and substitute "(a)"

AND

Page 4, line 23, delete "four percent (4%)" and substitute "five percent (5%)"

AND

Page 5, line 1, delete "(c)" and substitute "(b)"

AND

Page 5, line 3, delete "consumer home" and substitute "consumer high cost home"

AND

Page 5, line 5, delete “(d)” and substitute “(c)”

AND

Page 5, line 8, delete “(e)” and substitute “(d)”

AND

Page 5, line 10, delete “a residential” and substitute “a high cost residential”

AND

Page 5, line 21, delete “(f)” and substitute “(e)”

AND

Page 5, line 25, delete “a residential mortgage” and substitute “a high cost residential”

AND

Page 5, line 26, delete “(g)” and substitute “(f)”

AND

Page 5, line 28, delete “a home” and substitute “a high cost home”

AND

Page 5, line 30, delete “(h) Home” and substitute “(g) High cost home”

AND

Page 5, delete lines 33 through 36

AND

Page 6, delete lines 1 through 4

AND

Page 6, line 5, delete “(a)” and substitute “(h)”

AND

Page 6, line 9, delete “(b)” and substitute “(i)”

AND

Page 6, line 12, delete “(c)” and substitute “(j)”

AND

Page 6, line 17, delete “(d)” and substitute “(k)”

AND

Page 6, line 22, delete “(e)” and substitute “(l)”

AND

Page 6, line 25, delete “(f)” and substitute “(m)”

AND

Page 6, line 30, delete “(g)” and substitute “(n)”

AND

Page 6, line 33, delete “(h)” and substitute “(o)”

AND

Page 7, line 4, delete “(i) Home” and substitute “(p) High cost home”

AND

Page 7, line 7, delete “(j)” and substitute “(g)”

AND

Page 7, line 9, delete “(k)” and substitute “(r)”

AND

Page 7, line 9, delete “a home” and substitute “a high cost home”

AND

Page 7, delete lines 16 through 22

AND

Page 7, line 24, delete “SECTION 5” and substitute “SECTION 3”

AND

Page 7, line 25, delete “section 4” and substitute “section 2”

AND

Page 7, delete lines 27 through 30

AND

Page 7, line 31, delete “(2)” and substitute “(1)”

AND

Page 7, line 33, delete “(3)” and substitute “(2)”

AND

Page 7 lines 33 and 34, delete “similar to subdivisions (a)(1) and (2)”

AND

Page 7, line 36, delete “section 4” and substitute “section 2”

AND

Page 8, line 7, delete “section 4” and substitute “section 2”

AND

Page 8, line 20, delete “section 4” and substitute “section 2”

AND

Page 8, line 23, delete “section 4” and substitute “section 2”

AND

Page 8, line 28, delete “SECTION 6” and substitute “SECTION 4”

AND

Page 8, line 29, delete “shall” and substitute “may”

AND

Page 9, line 6, add the following:

“(d) Violations of this act shall be deemed to be deceptive trade practices under Arkansas Code Title 4, Chapter 88, and the Attorney General is entitled to pursue all remedies available to him under that chapter.”

AND

Page 9, line 7, delete "SECTION 7" and substitute "SECTION 5"

AND

Page 9, delete lines 8 and 9 and substitute the following: "The lender shall not make investments that the lender knows are backed by high cost home loans that violate section 2 of this act."

AND

Page 9, delete lines 11 through 36

AND

Page 10, delete lines 1 through 8

/s/ Calvin Johnson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hunt, **HOUSE BILL NO. 2502** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2502

Amend **HOUSE BILL NO. 2502** as originally introduced:

Delete everything after the Enacting Clause and substitute:

"SECTION 1. Definitions. As used in this act:

(1) "Alien captive insurance company" means an insurance company formed to write insurance business for its parents and affiliates and licensed under the laws of an alien jurisdiction which imposes statutory or regulatory standards in a form acceptable to the commissioner on companies transacting the business of insurance in the alien jurisdiction;

(2) "Affiliated company" means a company in the same corporate system as a parent, an industrial insured, or a member organization by virtue of common ownership, control, operation, or management;

(3) "Association" means a legal association of individuals, corporations, partnerships, or associations that has been in continuous existence for at least one (1) year:

(A) The member organizations of which collectively, or which does itself:

(i) Own, control, or hold with power to vote all of the

outstanding voting securities of an association captive insurance company incorporated as a stock insurer; or

(ii) Have complete voting control over an association captive insurance company incorporated as a mutual insurer; or

(B) The member organizations of which collectively constitute all of the subscribers of an association captive insurance company formed as a reciprocal insurer;

(4) "Association captive insurance company" means a company that insures risks of the member organizations of the association and their affiliated companies;

(5) "Branch business" means any insurance business transacted by a branch captive insurance company in this state;

(6) "Branch captive insurance company" means an alien captive insurance company licensed by the commissioner to transact the business of insurance in this state through a business unit with a principal place of business in this state;

(7) "Branch operations" means any business operations of a branch captive insurance company in this state;

(8)(A) "Captive insurance company" means a producer reinsurance captive insurance company, pure captive insurance company, association captive insurance company, sponsored captive insurance company, or industrial insured captive insurance company formed or licensed under this act.

(B) A branch captive insurance company must be a pure captive insurance company with respect to operations in this state, unless permitted by the commissioner.

(9) "Controlled unaffiliated business" means a company:

(A) That is not in the corporate system of a parent and affiliated companies;

(B) That has an existing contractual relationship with a parent or affiliated company; and

(C) Whose risks are managed by a pure captive insurance company;

(10) "Commissioner" means the Commissioner of the State Insurance Department or the commissioner's designee;

(11) "Department" means the State Insurance Department;

(12)(A) "Industrial insured" means an insured:

(i) Which procures insurance by use of the services of a full-time employee acting as a risk manager or insurance manager or utilizing the services of a regularly and continuously qualified insurance consultant;

(ii) Whose aggregate annual premiums for insurance on all risks total at least twenty-five thousand dollars (\$25,000); and

(iii) Which has at least twenty-five (25) full-time employees.

(B) "Industrial insured" does not mean "industrial life insurance" as used in Arkansas Code 23-82-101 through 23-82-118;

(13)(A) "Industrial insured captive insurance company" means a company that insures risks of the industrial insureds that comprise the industrial insured group and their affiliated companies.

(B) "Industrial insured captive insurance company" does not encompass "industrial life insurance" as used in Arkansas Code 23-82-101 through 23-82-118;

(14)(A) "Industrial insured group" means a group that meets either of the following criteria:

(1) A group of industrial insureds that collectively:

(a) Own, control, or hold with power to vote all of the outstanding voting securities of an industrial insured captive insurance company incorporated as a stock insurer; or

(b) Have complete voting control over an industrial insured captive insurance company incorporated as a mutual insurer; or

(2) A group which is created under the Product Liability Risk Retention Act of 1981, 15 U.S.C. §§ 3901 through 3906, as it existed January 1, 2001, or the Risk Retention and Purchasing Groups Act, Arkansas Code 23-94-201 through 23-94-215, as a corporation or other limited liability association taxable as a stock insurance company or a mutual insurer under the Arkansas Insurance Code.

(B) "Industrial insured group" does not encompass "industrial life insurance" as used in Arkansas Code 23-82-101 through 23-82-118;

(15) "Member organization" means an individual, corporation, partnership, or association that belongs to an association;

(16) "Parent" means a corporation, partnership, or individual that directly or indirectly owns, controls, or holds with power to vote more than fifty percent (50%) of the outstanding voting securities of a pure captive insurance company;

(17) "Participant" means an entity as defined in Section 21 of this act, and any affiliates of that entity, that are insured by a sponsored captive insurance company, where the losses of the participant are limited through a participant contract to the assets of a protected cell;

(18) "Participant contract" means a contract by which a sponsored captive insurance company insures the risks of a participant and limits the losses of the participant to the assets of a protected cell;

(19) "Producer reinsurance captive insurance company" means a company that is wholly owned by a resident licensed insurance producer and that acts only as

an assuming reinsurer in a retrocession of risks written by or placed through its parent or an affiliate of its parent;

(20) "Protected cell" means a separate account established and maintained by a sponsored captive insurance company for one participant or by a producer reinsurance captive insurance company;

(21) "Pure captive insurance company" means a company that insures risks of its parent and affiliated companies or controlled unaffiliated business;

(22) "Retrocession" means a transaction whereby an accredited reinsurer under Arkansas Code 23-62-305 through 23-62-308, or an authorized insurer cedes to another reinsurer all or part of the reinsurance it has previously assumed;

(23) "Sponsor" means an entity that meets the requirements of Section 20 of this act and is approved by the commissioner to provide all or part of the capital and surplus required by applicable law, and to organize and operate a sponsored captive insurance company;

(24) "Sponsored captive insurance company" means a captive insurance company:

(A) In which the minimum capital and surplus required is provided by one or more sponsors;

(B) That is formed or licensed under this act;

(C) That insures the risks of separate participants through the contract; and

(D) That segregates each participant's liability through one or more protected cells.

SECTION 2. Application for license.

(a) A captive insurance company, when permitted by its articles of incorporation or charter, may apply to the commissioner for a license to do any and all insurance, including workers' compensation insurance, authorized by the Arkansas Insurance Code; however:

(1) A pure captive insurance company may not insure any risks other than those of its parent and affiliated companies or controlled unaffiliated business;

(2) An association captive insurance company may not insure any risks other than those of the member organizations of its association and their affiliated companies;

(3) An industrial insured captive insurance company may not insure any risks other than those of the industrial insureds that comprise the industrial insured group and their affiliated companies;

(4) A captive insurance company may not provide personal motor vehicle or homeowner's insurance coverage or any component of these coverages;

(5) A captive insurance company may not accept or cede reinsurance except as authorized by Section 11 of this act; and

(6) A producer reinsurance captive insurance company may not accept retrocession of any risks other than those written by or placed through its parent or affiliated licensed insurance producer and written by authorized insurers.

(b) To conduct insurance business in this state a captive insurance company shall:

(1) Obtain from the commissioner a license authorizing it to conduct insurance business in this state;

(2) Hold at least one (1) Board of Directors meeting, or in the case of a reciprocal insurer, a Subscriber's Advisory Committee meeting, each year in this state;

(3) Maintain its principal place of business in this state, or in the case of a branch captive insurance company, maintain the principal place of business for its branch operations in this state; and

(4)(A) Appoint a resident registered agent to accept service of process and to act on its behalf in this state.

(B) In the case of a captive insurance company:

(i) Formed as a corporation, the commissioner must be an agent of the captive insurance company upon whom any process, notice, or demand may be served whenever the registered agent cannot, with reasonable diligence, be found at the registered office of the captive insurance company;

(ii) Formed as a reciprocal insurer, the commissioner must be an agent of the captive insurance company upon whom any process, notice, or demand may be served whenever the registered agent cannot, with reasonable diligence, be found at the registered office of the captive insurance company.

(c)(1) Before receiving a license, a captive insurance company:

(A) Formed as a corporation, shall file with the commissioner:

(i) A certified copy of its charter and bylaws;

(ii) A statement under oath of its president and secretary showing its financial condition; and

(iii) Any other statements or documents required by the commissioner;

(B) Formed as a reciprocal shall file with the commissioner:

(i) A certified copy of the power of attorney of its attorney in fact;

(ii) A certified copy of its subscribers' agreement;

(iii) A statement under oath of its attorney in fact showing its financial condition;

(iv) Any other statements or documents required by the commissioner; and

(v) A description of the coverages, deductibles, coverage limits, and rates, and any other information the commissioner may reasonably require.

(a) If there is a subsequent material change in an item in the description, the reciprocal captive insurance company shall submit to the commissioner for approval an appropriate revision and may not offer any additional kinds of insurance until a revision of the description is approved by the commissioner.

(b) The reciprocal captive insurance company shall inform the commissioner of any material change in rates within thirty (30) days of the adoption of the change.

(2) In addition to the information required by subsection (c)(1) of this section, an applicant captive insurance company shall file with the commissioner evidence of:

(A) The amount and liquidity of its assets relative to the risks to be assumed;

(B) The adequacy of the expertise, experience, and character of the person or persons who will manage it;

(C) The overall soundness of its plan of operation;

(D) The adequacy of the loss prevention programs of its parent, member organizations, or industrial insureds, as applicable; and

(E) Other factors considered relevant by the commissioner in ascertaining whether the proposed captive insurance company will be able to meet its policy obligations.

(3) In addition to the information required by subsections (c)(1) and (c)(2) of this section, an applicant producer reinsurance captive insurance company or a sponsored captive insurance company shall file with the commissioner:

(A) A business plan demonstrating how the applicant will account for the loss and expense experience of each protected cell at a level of detail found to be sufficient by the commissioner, and how it will report the experience to the commissioner;

(B) A statement acknowledging that all financial records of the captive insurance company, including records pertaining to any protected cells, must be made available for inspection or examination by the commissioner;

(C) Evidence that expenses will be allocated to each protected cell in an equitable manner.

(4) In addition to the information required by subsections (c)(1), (c)(2), and (c)(3) of this section, an applicant sponsored captive insurance company shall file with the commissioner all contracts between the sponsored captive insurance company and any participants.

(5) Information submitted under this subsection (c) is confidential and may not be made public by the commissioner or an agent or employee of the commissioner without the written consent of the company, except that:

(A) Information may be discoverable by a party in a civil action or contested case to which the captive insurance company that submitted the information is a party, upon a showing by the party seeking to discover the information that:

(i) The information sought is relevant to and necessary for the furtherance of the action or case;

(ii) The information sought is unavailable from other non confidential sources; and

(iii) A subpoena issued by a judicial or administrative officer of competent jurisdiction has been submitted to the commissioner; however, subsection (c)(4) of this section does not apply to an industrial insured captive insurance company insuring the risks of an industrial insured group; and

(B) The commissioner may disclose the information to a public officer having jurisdiction over the regulation of insurance in another state if:

(i) The public official agrees in writing to maintain the confidentiality of the information; and

(ii) The laws of the state in which the public official serves require the information to be confidential.

(d)(1) A captive insurance company shall pay to the State Insurance Department Trust Fund a nonrefundable fee in an amount and manner to be prescribed by regulation.

(2) The commissioner may retain legal, financial, and examination services from outside the department, the reasonable cost of which may be charged against the applicant.

(3) Arkansas Code 23-61-208 applies to examinations, investigations, and processing conducted under the authority of this section.

(4) In addition, a captive insurance company shall pay to the State Insurance Department Trust Fund a license fee for the year of registration and a renewal fee in an amount and manner to be prescribed by regulation.

(e) If the commissioner is satisfied that the documents and statements filed by the captive insurance company comply with this act, the commissioner may grant a license authorizing the company to do insurance business in this state until March 1, at which time the license may be renewed.

SECTION 3. Similar names.

A captive insurance company may not adopt a name that is the same as, deceptively similar to, or likely to be confused with or mistaken for, any other existing business name registered in this state.

SECTION 4. Capital requirements.

(a)(1) The commissioner may not issue a license to a producer reinsurance captive insurance company, pure captive insurance company, sponsored captive insurance company, association captive insurance company incorporated as a stock insurer, or industrial insured captive insurance company incorporated as a stock insurer unless the company possesses and maintains unimpaired paid-in capital of:

(A) In the case of a producer reinsurance captive insurance company or a pure captive insurance company, not less than one hundred thousand dollars (\$100,000);

(B) In the case of an association captive insurance company incorporated as a stock insurer, not less than four hundred thousand dollars (\$400,000);

(C) In the case of an industrial insured captive insurance company incorporated as a stock insurer, not less than two hundred thousand dollars (\$200,000);

(D) In the case of a sponsored captive insurance company, not less than five hundred thousand dollars (\$500,000).

(2) The capital may be in the form of cash or an irrevocable letter of credit issued by a bank chartered by this state or a member bank of the Federal Reserve System and approved by the commissioner.

(b)(1) The commissioner may prescribe additional capital based upon the type, volume, and nature of insurance business transacted.

(2) This capital may be in the form of an irrevocable letter of credit issued by a bank chartered by this state or a member bank of the Federal Reserve System.

(c)(1) In the case of a branch captive insurance company, as security for the payment of liabilities attributable to branch operations, the commissioner shall require that a trust fund, funded by an irrevocable letter of credit or other acceptable asset, be established and maintained in the United States for the benefit of United States policyholders and United States ceding insurers under insurance policies

issued or reinsurance contracts issued or assumed, by the branch captive insurance company through its branch operations.

(2)(A) The amount of the security may be no less than the capital and surplus required by this act and the reserves on these insurance policies or reinsurance contracts, including reserves for losses, allocated loss adjustment expenses, incurred but not reported losses and unearned premiums with regard to business written through branch operations.

(B)(i) The commissioner may permit a branch captive insurance company that is required to post security for loss reserves on branch business by its reinsurer to reduce the funds in the trust account required by this section by the same amount so long as the security remains posted with the reinsurer.

(ii) If the form of security selected is a letter of credit, the letter of credit must be established, issued, or confirmed by, a bank chartered in this state or a member bank of the Federal Reserve System.

(d)(1) A captive insurance company may not pay a dividend out of, or other distribution with respect to, capital or surplus, in excess of the limitations set forth in Arkansas Code 23-63-515, without the prior approval of the commissioner.

(2) Approval of an ongoing plan for the payment of dividends or other distributions must be conditioned upon the retention, at the time of each payment, of capital or surplus in excess of amounts specified by, or determined in accordance with formulas approved by, the commissioner.

(3) Subsection (d) of this section shall not apply to producer reinsurance captive insurance companies.

SECTION 5. Surplus requirements.

(a)(1) The commissioner may not issue a license to a captive insurance company unless the company possesses and maintains free surplus of:

(A) In the case of a producer reinsurance captive insurance company, not less than one hundred thousand dollars (\$100,000);

(B) In the case of a pure captive insurance company, not less than one hundred fifty thousand dollars (\$150,000);

(C) In the case of an association captive insurance company incorporated as a stock insurer, not less than three hundred fifty thousand dollars (\$350,000);

(D) In the case of an industrial insured captive insurance company incorporated as a stock insurer, not less than three hundred thousand dollars (\$300,000);

(E) In the case of an association captive insurance company incorporated as a mutual insurer, not less than seven hundred fifty thousand dollars

(\$750,000);

(F) In the case of an industrial insured captive insurance company incorporated as a mutual insurer, not less than five hundred thousand dollars (\$500,000); and

(G) In the case of a sponsored captive insurance company, not less than five hundred thousand dollars (\$500,000).

(2) The surplus may be in the form of cash or an irrevocable letter of credit issued by a bank chartered by this state or a member bank of the Federal Reserve System and approved by the commissioner.

(b) Notwithstanding the requirements of subsection (a) of this section, a captive insurance company organized as a reciprocal insurer under this act may not be issued a license unless it possesses and maintains a free surplus of one million dollars (\$1,000,000).

(c)(1) The commissioner may prescribe additional surplus based upon the type, volume, and nature of insurance business transacted.

(2) This capital may be in the form of an irrevocable letter of credit issued by a bank chartered by this state, or a member bank of the Federal Reserve System.

(d)(1) A captive insurance company may not pay a dividend out of, or other distribution with respect to, capital or surplus in excess of the limitations set forth in Arkansas Code 23-63-515, without the prior approval of the commissioner.

(2) Approval of an ongoing plan for the payment of dividends or other distribution must be conditioned upon the retention, at the time of each payment, of capital or surplus in excess of amounts specified by, or determined in accordance with formulas approved by, the commissioner.

(3) Subsection (d) of this section shall not apply to a producer reinsurance captive insurance company.

SECTION 6. Organization.

(a) A producer reinsurance captive insurance company, pure captive insurance company or a sponsored captive insurance company must be incorporated as a stock insurer with its capital divided into shares and held by the stockholders.

(b) An association captive insurance company or an industrial insured captive insurance company may be:

(1) Incorporated as a stock insurer with its capital divided into shares and held by the stockholders;

(2) Incorporated as a mutual insurer without capital stock, the governing body of which is elected by the member organizations of its association;

or

(3) Organized as a reciprocal insurer under Arkansas Code 23-70-101 through 23-70-124.

(c) A captive insurance company may not have fewer than three (3) incorporators of whom not fewer than two (2) must be residents of this state.

(d) Before the articles of incorporation of a captive insurance company formed as a corporation are transmitted to the commissioner, the incorporators shall petition the commissioner to issue a certificate setting forth a finding that the establishment and maintenance of the proposed corporation will promote the general good of the state. In arriving at this finding the commissioner shall consider:

(1) The character, reputation, financial standing, and purposes of the incorporators;

(2) The character, reputation, financial responsibility, insurance experience, and business qualifications of the officers and directors; and

(3) Other aspects as the commissioner considers advisable.

(e) The articles of incorporation, the certificate issued under subsection (d) of this section, and the organization fees required by section 2(d) of this act, must be transmitted to the commissioner, who shall record both the articles of incorporation and the certificate.

(f) The organizers of a captive insurance company formed as a reciprocal insurer shall petition the commissioner to issue a certificate setting forth the commissioner's finding that the establishment and maintenance of the proposed association will promote the general good of the state. In arriving at this finding the commissioner shall consider:

(1) The character, reputation, financial standing, and purposes of the organizers;

(2) The character, reputation, financial responsibility, insurance experience, and business qualifications of the attorney in fact; and

(3) Other aspects the commissioner considers advisable.

(g)(1) The alien captive insurance company of a captive insurance company licensed as a branch captive insurance company shall petition the commissioner to issue a certificate setting forth the commissioner's finding that, after considering the character, reputation, financial responsibility, insurance experience, and business qualifications of the officers and directors of the alien captive insurance company, the licensing and maintenance of the branch operations will promote the general good of the state.

(2) The alien captive insurance company may register to do business in this state after the commissioner's certificate has been issued.

(h) The capital stock of a captive insurance company incorporated as a stock insurer must be issued at not less than par value.

(i) At least one (1) of the members of the board of directors of a captive insurance company formed as a corporation in this state must be a resident of this state.

(j) At least one (1) of the members of the subscribers' advisory committee of a captive insurance company formed as a reciprocal insurer must be a resident of this state.

(k)(1) A captive insurance company formed as a corporation under this act has the privileges and is subject to the general corporation law of this state and applicable provisions of this act.

(2) If a conflict occurs between general corporation law and this act, the latter controls.

(3)(A) The Arkansas Insurance Code concerning mergers, consolidations, conversions, mutualizations, and redomestications apply in determining the procedures to be followed by a captive insurance company in carrying out any of those transactions.

(B) The commissioner may waive or modify the requirements for public notice and hearing in accordance with regulations which the commissioner may promulgate addressing categories of transactions.

(C) If a notice of public hearing is required, but no one requests a hearing, the commissioner may cancel the hearing.

(l)(1)(A) A captive insurance company formed as a reciprocal insurer under this act is subject to Arkansas Code 23-70-101 through 23-70-124 and applicable provisions of this act.

(B) If a conflict occurs between Arkansas Code 23-70-101 through 23-70-124 and this act, the latter controls.

(C) To the extent a reciprocal insurer is made subject to the Arkansas Insurance Code under Arkansas Code 23-70-101 through 23-70-124, the Arkansas Insurance Code is not applicable to a reciprocal insurer formed under this act unless expressly made applicable to a captive insurance company by this act.

(2) In addition to subdivision (l)(1) of this subsection (l), a captive insurance company organized as a reciprocal insurer that is an industrial insured group is subject to Arkansas Code 23-70-101 through 23-70-124 and applicable provisions of the Arkansas Insurance Code.

(m) The articles of incorporation or bylaws of a captive insurance company may authorize a quorum of a Board of Directors to consist of no fewer than one-third (1/3) of the fixed or prescribed number of directors under Arkansas Code 4-27-824B.

(n) The subscribers' agreement or other organizing document of a captive insurance company formed as a reciprocal insurer may authorize a quorum of a subscribers' advisory committee to consist of no fewer than one-third (1/3) of the number of its members.

SECTION 7. Reporting.

(a) A captive insurance company shall not be required to make an annual report except as provided for under this act.

(b)(1) Before March 1 of each year, a captive insurance company shall submit to the commissioner a report of its financial condition, verified by oath of two (2) of its executive officers.

(2)(A) Except as provided in Sections 4 and 5 of this act, a captive insurance company shall report using generally accepted accounting principles unless the commissioner approves the use of statutory accounting principles.

(B) The commissioner may require, approve or accept necessary modifications or adaptations for the type of insurance and kinds of insurers to be reported upon, supplemented by additional information.

(3)(A) Unless provided otherwise, an association captive insurance company and an industrial insured group shall file its report in the form required by Arkansas Code 23-63-216(a), and each industrial insured group shall comply with the requirements set forth in Arkansas Code 23-63-216(h).

(B) The commissioner, by regulation, shall prescribe the forms in which producer reinsurance captive insurance companies, pure captive insurance companies and industrial insured captive insurance companies shall report.

(c) A producer reinsurance captive insurance company or a pure captive insurance company may apply to file the required report on a fiscal year end that is consistent with the parent company's fiscal year. If an alternative reporting date is granted:

(1) The annual report is due sixty (60) days after the fiscal year end;

and

(2) In order to provide sufficient detail to support the premium tax return, the pure captive insurance company shall file, before March 1 of each year for each calendar year end, pages one (1), two (2), three (3), and five (5) of the "Captive Annual Statement: Pure or Industrial Insured" verified by oath of two (2) of its executive officers.

(d)(A) Sixty (60) days after the fiscal year end, a branch captive insurance company shall file, with the commissioner, a copy of all reports and statements required to be filed under the laws of the jurisdiction in which the alien captive insurance company is formed, verified by oath by two (2) of its executive officers.

(B)(1) If the commissioner is satisfied that the annual report filed by the alien captive insurance company in its domicillary jurisdiction provides adequate information concerning the financial condition of the alien captive insurance company, the commissioner may waive the requirement for completion of the captive annual statement for business written in the alien jurisdiction.

(2) The waiver must be in writing and subject to public inspection.

SECTION 8. Examinations.

(a)(1) At least once every three (3) years, or whenever the commissioner determines it to be prudent, the commissioner or a person appointed by the commissioner shall visit each captive insurance company and thoroughly inspect and examine its affairs to ascertain its financial condition, its ability to fulfill its obligations, and whether it has complied with this act.

(2) The commissioner, upon application, may enlarge the three-year period to a five-year period if a captive insurance company is subject, during that period, to a comprehensive annual audit by independent auditors approved by the commissioner of a scope satisfactory to the commissioner.

(3) The expenses and charges of the examination must be paid to the state by the company or companies examined, in accordance with the Arkansas Insurance Code.

(b)(1) All examination reports, preliminary examination reports or results, working papers, recorded information, and documents and copies of documents produced by, obtained by, or disclosed to the commissioner or any other person in the course of an examination made under this section, are confidential and are not subject to subpoena, and may not be made public by the commissioner or an employee or agent of the commissioner, without the written consent of the company, except to the extent provided in this subsection (b).

(2) Nothing in this subsection (b) prevents the commissioner from using this information in furtherance of the commissioner's regulatory authority under the Arkansas Insurance Code.

(3) The commissioner may grant access to this information under Arkansas Code 23-61-107, or to public officers having jurisdiction over the regulation of insurance in any other state or country, or to law enforcement officers of this state or any other state or agency of the federal government at any time, so long as the officers receiving the information agree in writing to hold it in a manner consistent with this section.

(c)(1)(A) This section applies to all business written by a captive insurance company.

(B) The examination for a branch captive insurance company must be of branch business and branch operations only, as long as the branch captive insurance company provides annually to the commissioner, a certificate of compliance, or its equivalent, issued by or filed with the licensing authority of the jurisdiction in which the branch captive insurance company is formed, and demonstrates to the commissioner's satisfaction that it is operating in sound financial condition in accordance with all applicable laws and regulations of that jurisdiction.

(2) As a condition of licensure, the alien captive insurance company shall grant authority to the commissioner for examination of the affairs of the alien captive insurance company in the jurisdiction in which the alien captive insurance company is formed.

(d) To the extent that Arkansas Code 23-61-201 through 23-61-208 does not contradict this section, Arkansas Code 23-61-201 through 23-61-208 applies to captive insurance companies licensed under this act.

SECTION 9. Suspension and revocation

(a) The license of a captive insurance company to conduct an insurance business in this state may be penalized, suspended, or revoked by the commissioner for:

- (1) Insolvency or impairment of capital or surplus;
- (2) Failure to meet the requirements of Sections 4 and 5 of this act;
- (3) Refusal or failure to submit an annual report, as required by Section 7 of this act, or any other report or statement required by law or by lawful order of the commissioner;
- (4) Failure to comply with its own charter, bylaws, or other organizational document;
- (5) Failure to submit to examination or any legal obligation relative to an examination, as required by Section 8 of this act;
- (6) Refusal or failure to pay the cost of examination as required by Section 8 of this act;
- (7) Use of methods that, although not specifically prohibited by law, render its operation detrimental or its condition unsound with respect to the public or to its policyholders; or
- (8) Failure to comply with the laws of this state.

(b) If the commissioner finds, upon examination, hearing, or other evidence, that a captive insurance company has committed any of the acts specified in subsection (a) of this section, the commissioner may penalize, suspend, or revoke the license if the commissioner considers it in the best interest of the public and the policyholders of the captive insurance company.

SECTION 10. Investments.

(a)(1) Except as provided in Section 14 of this act, an association captive insurance company, a producer reinsurance captive insurance company, a sponsored captive insurance company, and an industrial insured group shall comply with the investment requirements contained in the Arkansas Insurance Code.

(2) The commissioner may approve the use of alternative reliable methods of valuation and rating.

(b)(1) A pure captive insurance company or industrial insured captive insurance company is not subject to any restrictions on allowable investments contained in the Arkansas Insurance Code.

(2) The commissioner may prohibit or limit an investment that threatens the solvency or liquidity of the company.

(c)(1) Only a pure captive insurance company may make loans to its parent company or affiliates with the prior written approval of the commissioner and evidenced by a note in a form approved by the commissioner.

(2) Loans of minimum capital and surplus funds required by Sections 4(a) and 5(a) of this act are prohibited.

SECTION 11. Reinsurance.

(a) A captive insurance company may provide reinsurance, under the Arkansas Insurance Code, on risks ceded by any other insurer.

(b)(1) A captive insurance company may take credit for reserves on risks or portions of risks ceded to reinsurers complying with the Arkansas Insurance Code.

(2) A captive insurer may not take credit for reserves on risks or portions of risks ceded to a reinsurer if the reinsurer is not in compliance with the Arkansas Insurance Code.

SECTION 12. Rating organizations.

A captive insurance company may not be required to join a rating organization.

SECTION 13. Pools, plans, associations, and guaranty or insolvency funds.

(a) A captive insurance company, including a captive insurance company organized as a reciprocal insurer under this act, shall not join or contribute financially to a plan, pool, association, or guaranty or insolvency fund in this state.

(b) A captive insurance company, or its insured, or its parent, or any affiliated company, or any member organization of its association, or in the case of a captive insurance company organized as a reciprocal insurer, a subscriber of the company shall not receive a benefit from a plan, pool, association, or guaranty or insolvency fund for claims arising out of the operations of the captive insurance company.

SECTION 14. Premium tax.

(a) Except as provided in this section, a captive insurance company shall pay to the commissioner by March 1 of each year, a tax at the rate of:

(1) Four-tenths of one percent (.4 of 1%) on the first twenty million dollars (\$20,000,000);

(2) Three-tenths of one percent (.3 of 1%) on the next twenty million dollars (\$20,000,000);

(3) Two-tenths of one percent (.2 of 1%) on the next twenty million dollars (\$20,000,000); and

(4) Seventy-five thousandths of one percent (.075 of 1 %) on each dollar thereafter on the direct premiums collected or contracted for on policies or contracts of insurance written by the captive insurance company during the year ending December 31 next preceding, after deducting from the direct premiums subject to the tax the amounts paid to policyholders as return premiums which shall include dividends on unabsorbed premiums or premium deposits returned or credited to policyholders.

(b)(1) Except as provided in this section, a captive insurance company shall pay to the commissioner by March 1 of each year, a tax at the rate of:

(A) Two hundred and twenty-five thousandths of one percent (.225 of 1%) on the first twenty million dollars (\$20,000,000) of assumed reinsurance premium;

(B) One hundred fifty thousandths of one percent (.150 of 1%) on the next twenty million dollars (\$20,000,000);

(C) Fifty thousandths of one percent (.050 of 1%) on the next twenty million dollars (\$20,000,000); and

(D) Twenty-five thousandths of one percent (.025 of 1%) of each dollar thereafter.

(2) No reinsurance tax applies to premiums for risks or portions of risks which are subject to taxation on a direct basis under subsection (a) of this section.

(3) A premium tax is not payable in connection with the receipt of assets in exchange for the assumption of loss reserves and other liabilities of another insurer under common ownership and control if the transaction is part of a plan to discontinue the operations of the other insurer and if the intent of the parties to the transaction is to renew or maintain business with the captive insurance company.

(c) If the aggregate taxes to be paid by a captive insurance company calculated under subsections (a) and (b) of this section amount to less than five

thousand dollars (\$5,000) in any year, the captive insurance company shall pay a tax of five thousand dollars (\$5,000) for that year.

(d) A captive insurance company failing to make returns or to pay all taxes required by this section is subject to relevant sanctions under the Arkansas Insurance Code.

(e) Two (2) or more captive insurance companies under common ownership and control must be taxed as though they were a single captive insurance company.

(f) As used in this section, "common ownership and control" means:

(1) In the case of stock corporations, the direct or indirect ownership of eighty percent (80%) or more of the outstanding voting stock of two (2) or more corporations by the same shareholder or shareholders; and

(2) In the case of mutual corporations, the direct or indirect ownership of eighty percent (80%) or more of the surplus and the voting power of two (2) or more corporations by the same member or members.

(g) In the case of a branch captive insurance company, the tax under this section applies only to the branch business of the company.

(h)(1) The tax under this section constitutes all taxes collectible under the laws of this state from a captive insurance company.

(2) No other tax may be levied or collected from a captive insurance company by this state, or a county, city, or municipality of this state, except ad valorem taxes on real and personal property used in the production of income.

(i) This section shall not apply to any producer reinsurance captive insurance company that invests and continuously maintains not less than fifty percent (50%) of its assets in bonds, notes, warrants or other securities, not in default, which are:

(1) Direct obligations of this state;

(2) Direct obligations of any county, incorporated city or town, duly organized school district or other taxing district of this state if no default on the part of the obligor in payment of principal or interest on any of its obligations has occurred within five (5) years prior to the date of the proposed investment, or if the obligations were issued less than five (5) years prior to the date of investment, no default in payment of principal or interest has occurred on the obligations to be purchased or on any other public obligation of the obligor within five (5) years of the investment; or

(3) Direct obligations of any local improvement district in this state to finance local improvements authorized by law if the principal and interest of the obligations are payable from assessments on real property within the local improvement district and no default on the part of the obligor in payment of principal or interest on any of its obligations has occurred within five (5) years prior to the date

of the proposed investment, or if the obligations were issued less than five (5) years prior to the date of investment, no default in payment of principal or interest has occurred on the obligations to be purchased or on any other public obligation of the obligor within five (5) years of the investment.

SECTION 15. Regulations.

(a) The commissioner may promulgate regulations relating to captive insurance companies as are necessary to carry out this act.

(b)(1) The commissioner may promulgate regulations establishing standards to ensure that a parent or affiliated company is able to exercise control of the risk management function of any controlled unaffiliated business to be insured by the pure captive insurance company.

(2) Prior to these regulations being promulgated, the commissioner may, by temporary order, grant authority to a pure captive insurance company to insure risks.

SECTION 16. Limitations.

The Arkansas Insurance Code does not apply to captive insurance companies except those provisions contained in or specifically referenced in this act which are to be incorporated into the Arkansas Insurance Code.

SECTION 17. Reorganizations, receiverships, and injunctions.

Except as provided in this act, the terms and conditions in the Arkansas Insurance Code pertaining to insurance reorganizations, receiverships, and injunctions apply to captive insurance companies formed or licensed under this act.

SECTION 18. Availability of funds.

In the case of a producer reinsurance captive insurance company or a sponsored captive insurance company:

(1) The assets of the protected cell may not be used to pay any expenses or claims other than those attributable to the protected cell; and

(2) Its capital and surplus must be available to pay any expenses of or claims against the captive insurance company at all times.

SECTION 19. Conversions and mergers.

(a) An association captive insurance company or industrial insured group formed as a stock or mutual corporation may be converted to or merged with and into a reciprocal insurer in accordance with a plan and this section.

(b) A plan for conversion or merger:

(1) Must be fair and equitable to the shareholders, in the case of a stock insurer, or the policyholders, in the case of a mutual insurer; and

(2) Shall provide for the purchase of the shares of any nonconsenting shareholder of a stock insurer or the policyholder interest of any nonconsenting

policyholder of a mutual insurer in substantially the same manner, and subject to the same rights and conditions as are accorded a dissenting shareholder or a dissenting policyholder under Arkansas Code 4-26-1007.

(c) In the case of a conversion authorized under subsection (a) of this section:

(1) The conversion must be accomplished under a reasonable plan and procedure as may be approved by the commissioner.

(2) The commissioner may not approve the plan of conversion unless the plan:

(A) Satisfies subsection (b) of this section;

(B)(i) Provides for a hearing, of which notice has been given to the insurer, its directors, officers and stockholders, in the case of a stock insurer, or policyholders, in the case of a mutual insurer, all of whom have the right to appear at the hearing.

(ii)(a) The commissioner may waive or modify the requirements for the hearing.

(b) If a notice of hearing is required, but no hearing is requested, the commissioner may cancel the hearing;

(C) Provides for the conversion of existing stockholder or policyholder interests into subscriber interests in the resulting reciprocal insurer proportionate to stockholder or policyholder interests in the stock or mutual insurer; and

(D) Is approved;

(i) In the case of a stock insurer, by a majority of the shares entitled to vote represented in person or by proxy at a duly called regular or special meeting at which a quorum is present; or

(ii) In the case of a mutual insurer, by a majority of the voting interests of policyholders represented in person or by proxy at a duly called regular or special meeting at which a quorum is present;

(3) The commissioner shall approve the plan of conversion if the commissioner finds that the conversion will promote the general good of the state in conformity with those standards set forth in Section 6(f) of this act;

(4) If the commissioner approves the plan the commissioner shall amend the converting insurer's certificate of authority to reflect conversion to a reciprocal insurer and issue the amended certificate of authority to the company's attorney in fact;

(5) Upon issuance of an amended certificate of authority of a reciprocal insurer by the commissioner, the conversion is effective; and

(6) Upon the effectiveness of the conversion the corporate existence of the converting insurer shall cease.

(d) A merger authorized under subsection (a) of this section must be accomplished substantially in accordance with the Arkansas Insurance Code. For purposes of the merger:

(1) The plan or merger shall satisfy subsection (b) of this section;

(2) The subscribers' advisory committee of a reciprocal insurer must be equivalent to the Board of Directors of a stock or mutual insurance company;

(3) The subscribers of a reciprocal insurer must be the equivalent to the policyholders of a mutual insurance company;

(4) If a subscribers' advisory committee does not have a president or secretary, the officers of the committee having substantially equivalent duties are deemed to be the president and secretary of the committee;

(5)(A) The commissioner shall approve the articles of merger if the commissioner finds that the merger will promote the general good of the state in conformity with those standards set forth in Section 6(f) of this act.

(B) If the commissioner approves the articles of merger, the commissioner shall endorse the articles;

(6)(A) Notwithstanding section 4 of this act, the commissioner may permit the formation, without surplus, of a captive insurance company organized as a reciprocal insurer into which an existing captive insurance company may be merged for the purpose of facilitating a transaction under this section.

(B) There may be no more than one (1) authorized insurance company surviving the merger;

(7)(A) An alien insurer may be a party to a merger authorized under subsection (a) of this section if the requirements for the merger between a domestic and a foreign insurer under Arkansas Code 23-63-501 through 23-63-530 apply to a merger between a domestic and an alien insurer under this subsection (d).

(B) The alien insurer must be treated as a foreign insurer under Arkansas Code 23-63-501 through 23-63-530, and other jurisdictions must be the equivalent of a state for purposes of Arkansas Code 23-63-501 through 23-63-530.

(e) A conversion or merger under this section has all the effects of a conversion or merger under the Arkansas Insurance Code to the extent these effects are not inconsistent with this act.

SECTION 20. Sponsorship requirements.

(a) One (1) or more sponsors may form a sponsored captive insurance company under this act.

(b) A sponsor of a sponsored captive insurance company must be:

- (1) An insurer licensed under the laws of any state;
- (2) A reinsurer authorized or approved under the laws of any state;
- (3) A captive insurance company formed or licensed under this act; or
- (4) Any other corporation, if approved by the commissioner, in a

manner to be prescribed by regulation.

(c) The business written by a sponsored captive insurance company must be fronted by an insurance company licensed under the laws of any state.

(d) A risk retention group may not be either a sponsor or a participant of a sponsored captive insurance company.

(e) A sponsored captive insurance company formed or licensed under this act may establish and maintain one (1) or more protected cells to insure risks of one (1) or more participants, subject to the following conditions:

(1) The shareholders of a sponsored captive insurance company must be limited to its participants and sponsors;

(2) Each protected cell must be accounted for separately on the books and records of the sponsored captive insurance company to reflect the financial condition, results of operations of the protected cell, net income or loss, dividends or other distributions to participants, and other factors provided for in the participant contract or required by the commissioner;

(3) The assets of a protected cell must not be chargeable with liabilities arising out of any other insurance business the sponsored captive insurance company may conduct;

(4) No sale, exchange, or other transfer of assets may be made by the sponsored captive insurance company between or among any of its protected cells without the consent of the protected cells;

(5)(A) No sale, exchange, transfer of assets, dividend, or distribution may be made from a protected cell to a sponsor or participant without the commissioner's approval

(B) In no event may the commissioner's approval be given if the sale, exchange, transfer, dividend, or distribution would result in insolvency or impairment with respect to a protected cell;

(6) A sponsored captive insurance company shall file annually all the financial reports the commissioner requires which shall include, but are not limited to, accounting statements detailing the financial experience of each protected cell;

(7) A sponsored captive insurance company shall notify the commissioner in writing within ten (10) business days of a protected cell that is insolvent or unable to meet its claim or expense obligations;

(8)(A) No participant contract shall take effect without the

commissioner's prior written approval.

(B) The addition of each new protected cell and the withdrawal of any participant of any existing protected cell constitute a change in the business plan requiring the commissioner's prior written approval.

SECTION 21. Participants.

(a) An association, corporation, limited liability company, partnership, trust, or other business entity may be a participant in a sponsored captive insurance company formed or licensed under this act.

(b) A sponsor may be a participant in a sponsored captive insurance company.

(c) A participant need not be a shareholder of the sponsored captive insurance company or an affiliate of the company.

(d) A participant shall insure only its own risks through a sponsored captive insurance company.

SECTION 22. Producer reinsurance protected cell requirements.

A producer reinsurance captive insurance company formed or licensed under this act may establish and maintain one (1) or more protected cells to insure risks, subject to the following conditions:

(1) Each protected cell must be accounted for separately on the books and records of the producer reinsurance captive insurance company to reflect the financial condition, results of operations of the protected cell, net income or loss, dividends or other distributions, and other factors as may be required by the commissioner;

(2) The assets of a protected cell must not be chargeable with liabilities arising out of any other insurance business the producer reinsurance captive insurance company may conduct;

(3) No sale, exchange, or other transfer of assets may be made by the producer reinsurance captive insurance company between or among any of its protected cells without the consent of the protected cells;

(4) A producer reinsurance captive insurance company shall file annually the financial reports the commissioner requires which shall include, but are not limited to, accounting statements detailing the financial experience of each protected cell; and

(5) A producer reinsurance captive insurance company shall notify the commissioner in writing within ten (10) business days of a protected cell that is insolvent or unable to meet its claim or expense obligations.

SECTION 23. Certificate of authority.

A licensed captive insurance company that meets the necessary

requirements of the Arkansas Insurance Code imposed upon an insurer may be considered for issuance of a certificate of authority to act as an insurer in this state.

SECTION 24. EMERGENCY CLAUSE. It is hereby found and determined by the General Assembly of the State of Arkansas that captive insurers are making a presence in Arkansas and are not currently subject to a comprehensive, specialized regulatory scheme. 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 the date of its approval by the Governor. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto."

/s/ Russ Hunt

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hunt, **HOUSE BILL NO. 2474** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2474

Amend **HOUSE BILL NO. 2474** as originally introduced:

Delete everything after the Enacting Clause and substitute

"SECTION 1. Short title.

This act may be cited as the "Protected Cell Company Act".

SECTION 2. Purpose.

This act provides:

(1) A basis for the creation of protected cells by a domestic insurer as one means of accessing alternative sources of capital and achieving the benefits of insurance securitization;

(2) Funds to investors in fully funded insurance securitization transactions that are available to pay the insurer's insurance obligations, or to repay the investors, or both; and

(3) A means to achieve more efficiencies in conducting insurance securitizations.

SECTION 3. Definitions.

For the purposes of this act:

(1) "Domestic insurer" means an insurer domiciled in the State of Arkansas;

(2) "Fully funded" means that, with respect to any exposure attributed to a protected cell, the fair value of the protected cell assets, on the date on which the insurance securitization is effected, equals or exceeds the maximum possible exposure attributable to the protected cell with respect to such exposures;

(3) "General account" means the assets and liabilities of a protected cell company other than protected cell assets and protected cell liabilities;

(4) "Indemnity trigger" means a transaction term by which relief of the issuer's obligation to repay investors is triggered by incurring a specified level of losses under its insurance or reinsurance contracts;

(5)(A) "Fair value" of an asset or liability means the amount at which that asset or liability could be bought, incurred, sold, or settled in a current transaction between willing parties that is not a forced or liquidation sale.

(B)(i) Quoted market prices in active markets are the best evidence of fair value and shall be used as the basis for the measurement, if available.

(ii) If a quoted market price is available, the fair value is the product of the number of trading units times market price.

(iii) If quoted market prices are not available, the estimate of fair value shall be based on the best information available.

(iv)(a) The estimate of fair value shall consider prices for similar assets and liabilities and the results of valuation techniques to the extent available in the circumstances.

(b) Examples of valuation techniques include the present value of estimated expected future cash flows using a discount rate commensurate with the risks involved, option-pricing models, matrix pricing, option-adjusted spread models, and fundamental analysis.

(c) Valuation techniques for measuring financial assets and liabilities and servicing assets and liabilities shall be consistent with the objective of measuring fair value. Those techniques shall incorporate assumptions that market participants would use in their estimates of values, future revenues, and future expenses, including assumptions about interest rates, default, prepayment, and volatility.

(d) In measuring financial liabilities and servicing liabilities at fair value by discounting estimated future cash flows, an objective is to use discount rates at which those liabilities could be settled in an arm's-length transaction.

(e)(1) Estimates of expected future cash flows, if used to estimate fair value, shall be the best estimate based on reasonable and supportable assumptions and projections.

(2) All available evidence shall be considered in developing estimates of expected future cash flows.

(3) The weight given to the evidence shall be commensurate with the extent to which the evidence can be verified objectively.

(4) If a range is estimated for either the amount or timing of possible cash flows, the likelihood of possible outcomes shall be considered in determining the best estimate of future cash flows;

(6) "Non-indemnity trigger" means a transaction term by which relief of the issuer's obligation to repay investors is triggered solely by some event or condition other than the individual protected cell company incurring a specified level of losses under its insurance or reinsurance contracts;

(7) "Protected cell" means an identified pool of assets and liabilities of a protected cell company segregated and insulated by means of this act from the remainder of the protected cell company's assets and liabilities;

(8) "Protected cell account" means a specifically identified bank or custodial account established by a protected cell company for the purpose of segregating the protected cell assets of one protected cell from the protected cell assets of other protected cells and from the assets of the protected cell company's general account;

(9) "Protected cell assets" means all assets, contract rights, and general intangibles identified with and attributable to a specific protected cell of a protected cell company;

(10) "Protected cell company" means a domestic insurer that has one (1) or more protected cells;

(11) "Protected cell company insurance securitization" means:

(A) The issuance of debt instruments by a protected cell company from which the proceeds support the exposures attributed to the protected cell; and

(B) The repayment of principal or interest, or both, to investors under the transaction terms, is contingent upon the occurrence or nonoccurrence of an event which exposes the protected cell company to loss under insurance or reinsurance contracts it has issued; and

(12) "Protected cell liabilities" means all liabilities and other obligations identified with and attributable to a specific protected cell of a protected cell company.

SECTION 4. Establishment of protected cells.

(a)(1) A protected cell company may establish one (1) or more protected

cells by submitting a plan of operation, or amendments to a plan, with respect to each protected cell in connection with an insurance securitization to the commissioner for prior written approval.

(2) The plan shall include, but not be limited to:

(A) The specific business objectives of the protected cell; and

(B) The investment guidelines of the protected cell.

(3) Upon receiving written approval the protected cell company may, in accordance with the approved plan of operation, attribute to the protected cell insurance obligations with respect to its insurance business and obligations relating to the insurance securitization and assets to fund the obligations.

(4) A protected cell shall have its own distinct name or designation which shall include the words "protected cell."

(5) The protected cell company shall transfer all assets attributable to a protected cell to one (1) or more separately established and identified protected cell accounts bearing the name or designation of that protected cell.

(6) Protected cell assets shall be held in the protected cell accounts for the purpose of satisfying the obligations of that protected cell.

(b)(1) All attributions of assets and liabilities between a protected cell and the general account shall be in accordance with the plan of operation approved by the commissioner.

(2) No other attribution of assets or liabilities may be made by a protected cell company between the protected cell company's general account and its protected cells.

(3) Any attribution of assets and liabilities between the general account and a protected cell, or from investors, in the form of principal on a debt instrument issued by a protected cell company in connection with a protected cell company securitization, shall be in cash or in readily marketable securities with established market values.

(c)(1) The creation of a protected cell does not create, in respect to that protected cell, a legal person separate from the protected cell company.

(2)(A) Amounts attributed to a protected cell under this act, including assets transferred to a protected cell account, are owned by the protected cell company.

(B) The protected cell company may not be, nor hold itself out to be, a trustee with respect to those protected cell assets of that protected cell account.

(3) The protected cell company may, however, allow for a security interest to attach to protected cell assets or a protected cell account when in favor of

a creditor of the protected cell if allowed by applicable law.

(d)(1) This act does not prohibit the protected cell company from contracting with or arranging for an investment advisor, commodity trading advisor, or other third party to manage the protected cell assets of a protected cell.

(2) All remuneration, expenses and other compensation of the third party advisor or manager are payable from the protected cell assets of that protected cell, and not from the protected cell assets of other protected cells or the assets of the protected cell company's general account.

(e)(1) A protected cell company shall establish administrative and accounting procedures necessary to properly identify the one (1) or more protected cells of the protected cell company, and the protected cell assets and liabilities attributable to the protected cells. It shall be the duty of the directors of a protected cell company to:

(A) Keep protected cell assets and liabilities separate and separately identifiable from the assets and liabilities of the protected cell company's general account; and

(B) Keep protected cell assets and liabilities attributable to one protected cell separate and separately identifiable from protected cell assets and liabilities attributable to other protected cells.

(2)(A) If this subsection (e) is violated, the remedy of tracing shall be applicable to protected cell assets when commingled with protected cell assets of other protected cells or the assets of the protected cell company's general account.

(B) The remedy of tracing shall not be an exclusive remedy.

(f) When establishing a protected cell, the protected cell company shall attribute to the protected cell assets with a value at least equal to the reserves and other insurance liabilities attributed to that protected cell.

SECTION 5. Use and operation of protected cells.

(a)(1) The protected cell assets of a protected cell may not be charged with liabilities arising out of any other business the protected cell company may conduct.

(2) All contracts or other documentation reflecting protected cell liabilities shall clearly indicate that only the protected cell assets are available for the satisfaction of those protected cell liabilities.

(b)(1) The income, gains, and losses, realized or unrealized, from protected cell assets and liabilities shall be credited to or charged against the protected cell without regard to other income, gains, or losses of the protected cell company, including income, gains, or losses of other protected cells.

(2)(A) Amounts attributed to any protected cell and accumulations on the attributed amounts may be invested and reinvested without regard to any

requirements or limitations of Arkansas Code Title 23, Chapter 63, Subchapter 8.

(B) The investments in a protected cell or cells shall not be taken into account in applying the investment limitations applicable to the investments of the protected cell company.

(c) Assets attributed to a protected cell shall be valued at their fair value on the date of valuation.

(d)(1) A protected cell company shall, in respect to its protected cells, engage in fully funded indemnity triggered insurance securitization to support in full the protected cell exposures attributable to that protected cell.

(2) A protected cell company insurance securitization that is non-indemnity triggered shall qualify as an insurance securitization after the commissioner adopts regulations addressing the methods of funding of the portion of the risk that is not indemnity based, accounting, disclosure, risk based capital treatment, and assessing risks associated with such securitizations.

(3) A protected cell company insurance securitization that is not fully funded, whether indemnity triggered or non-indemnity triggered, is prohibited.

(4)(A) Protected cell assets may be used to pay interest or other consideration on any outstanding debt or other obligation attributable to that protected cell.

(B) Nothing in this subsection (d) shall prevent a protected cell company from entering into a swap agreement or other transaction for the account of the protected cell that has the effect of guaranteeing interest or other consideration.

(e)(1) In all protected cell company insurance securitizations, the contracts or other documentation effecting the transaction shall contain provisions identifying the protected cell to which the transaction will be attributed.

(2) The contracts or other documentation shall clearly disclose that the assets of that protected cell, and only those assets, are available to pay the obligations of that protected cell.

(3) Failure to include the language required by this subsection (e) in the contracts or other documentation shall not be used as the sole basis by creditors, reinsurers or other claimants to circumvent the provisions of this act.

(f)(1) A protected cell company shall only be authorized to attribute to a protected cell account the insurance obligations relating to the protected cell company's general account.

(2) A protected cell shall not be authorized to issue insurance or reinsurance contracts directly to policyholders or reinsureds or have any obligation to the policyholders or reinsureds of the protected cell company's general account.

(g) At the cessation of business of a protected cell, the protected cell company shall voluntarily close out the protected cell account.

SECTION 6. Reach of creditors and other claimants.

(a)(1)(A) Protected cell assets shall only be available to the creditors of the protected cell company that are creditors to that protected cell.

(B) Those creditors shall be entitled to have recourse to the protected cell assets attributable to that protected cell, and shall be absolutely protected from the creditors of the protected cell company that are not creditors in respect to that protected cell.

(C) Creditors of a protected cell shall not be entitled to have recourse against the protected cell assets of other protected cells or the assets of the protected cell company's general account.

(2) Protected cell assets shall only be available to creditors of a protected cell company after all protected cell liabilities have been extinguished or as provided for in the plan of operation relating to that protected cell.

(b) When an obligation of a protected cell company to a person arises from a transaction, or is otherwise imposed, in respect to a protected cell:

(1) That obligation of the protected cell company shall extend only to the protected cell assets attributable to that protected cell, and the person shall, with respect to that obligation, be entitled to have recourse only to the protected cell assets attributable to that protected cell; and

(2) That obligation of the protected cell company shall not extend to the protected cell assets of any other protected cell or the assets of the protected cell company's general account, and that person shall not, with respect to that obligation, be entitled to have recourse to the protected cell assets of any other protected cell or the assets of the protected cell company's general account.

(c) When an obligation of a protected cell company relates solely to the general account, the obligation of the protected cell company shall extend only to, and that creditor shall, with respect to that obligation, be entitled to have recourse only to the assets of the protected cell company's general account.

(d)(1) The activities, assets, and obligations relating to a protected cell are not subject to the laws of this state governing life and health and property and casualty guaranty or insolvency funds.

(2) A protected cell or a protected cell company shall not be assessed by or otherwise be required to contribute to any guaranty fund or guaranty association in this state with respect to the activities, assets, or obligations of a protected cell.

(3) This subsection (d) shall not affect the activities or obligations of an

insurer's general account.

(e) The establishment of one (1) or more protected cells alone shall not be deemed to be a fraudulent conveyance, an intent by the protected cell company to defraud creditors, or the carrying out of business by the protected cell company for any other fraudulent purpose.

SECTION 7. Conservation, rehabilitation or liquidation of protected cell companies.

(a) Notwithstanding any provision of the Arkansas Insurance Code, or any regulation promulgated under the Arkansas Insurance Code, or any other applicable law or regulation, upon any order of conservation, rehabilitation, or liquidation of a protected cell company, the receiver shall be bound to deal with the protected cell company's assets and liabilities, including protected cell assets and protected cell liabilities, in conformance with this act.

(b) With respect to amounts recoverable under a protected cell company insurance securitization, the amount recoverable by the receiver shall not be reduced or diminished as a result of the entry of an order of conservation, rehabilitation or liquidation with respect to the protected cell company, notwithstanding any provision in the contracts or other documentation governing the protected cell company insurance securitization.

SECTION 8. No transaction of an insurance business.

(a) A protected cell company insurance securitization shall not be deemed to be an insurance or reinsurance contract.

(b) An investor in a protected cell company insurance securitization shall not, by sole means of this investment, be deemed to be transacting insurance business in this state.

(c) The underwriters or selling agents, and their partners, directors, officers, members, managers, employees, agents, representatives, and advisors, involved in a protected cell company insurance securitization, shall not be deemed to be conducting an insurance or reinsurance agency, brokerage, intermediary, advisory or consulting business by virtue of their activities in connection with the protected cell company insurance securitization.

SECTION 9. Authority to adopt regulations.

The commissioner may promulgate regulations necessary to carry out the purpose and intent of this act.

SECTION 10. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the creation and operation of protected cells are essential to the regulation of sponsored captive insurers and producer reinsurance captive insurers since these insurers are not subject to the

guaranty fund. 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 the date of its approval by the Governor. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto."

/s/ Russ Hunt

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Holt, **HOUSE BILL NO. 2538** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2538

Amend **HOUSE BILL NO. 2538** as originally introduced:

Delete Section 1 and substitute the following:

"SECTION 1. Arkansas Code 27-50-1202(5), concerning the definition of owner preference, is amended to read as follows:

(5) "Owner preference" means the right of the owner, his or her agent, or any competent occupant of any disabled or inoperative vehicle to request some responsible and reasonable person, gratuitous bailee, or bailee for hire of his or her choosing to take charge and care of the vehicle;

SECTION 2. Arkansas Code 27-50-1202(10), concerning unattended vehicles, is amended to read as follows:

(10) "Unattended" means any vehicle left on public property without the consent of an authority in charge of such property or on or near a public way without some person, gratuitous bailee, or bailee for hire in possession of such vehicle; and

(A) Which vehicle is located within a distance of three feet (3') of the traveled surface of the public way;

(B) Which vehicle is located on or near a public way at a distance of three feet (3') or more of the traveled surface of the public way for a period of twenty-four (24) hours or more;

(C) Which vehicle is not located on or near a public way but is left for a period of forty-eight (48) hours or more;

(D) Which vehicle remains not in the custody of some responsible person following an accident where the operator has been removed to a hospital or is otherwise unable to make personal arrangements for the vehicle's care;

(E) Which vehicle was operated to a place of apprehension by law enforcement under police power and the operator thereof removed from the vehicle and taken into police custody; or

(F) Which vehicle is located upon any public right of way and due to geographic location, traffic density, or climatic conditions, creates a substantial hazard to the motoring public, as determined by a law enforcement officer; or

(G) Which vehicle, whether on public property, on or near a public way or otherwise, is subject to impound by law enforcement under police power or pursuant to lawful court order.

SECTION 3. Arkansas Code 27-50-1206, is amended to read as follows:

27-50-1206. Notice to storage firm.

(a) Any order issued by a law enforcement officer to a licensed towing and storage firm to remove and store an unattended or abandoned vehicle shall provide information supplied from the records of the Office of Motor Vehicle, Arkansas Crime Information Center records, or the motor vehicle records of any other state indicating the name and address of the last registered owner, the name and address of the holder of any recorded lien on the vehicle, and the vehicle identification or serial number of the vehicle. If there is evidence in the vehicle indicating that the vehicle is registered in another state, the information shall be supplied from the motor vehicle records of that state.

(b)(1) In the event that readily available records fail to disclose the name of the owner or any lienholder of record, the law enforcement officer, or his or her agency, shall notify the towing and storage firm which shall perform a good faith search to locate documents or other evidence of ownership and lienholder information on or within the unattended or abandoned vehicle.

(2) For purposes of this subsection, a "good faith search" means that the towing and storage firm checks the unattended or abandoned property for any type of license plate, license plate record, temporary permit, inspection sticker, decal, or other evidence which may indicate a possible state of registration and title.

(3) The towing and storage firm shall provide to the law enforcement officer or agency the results of the search, and if appropriate, certify that a physical search of the unattended or abandoned vehicle disclosed that no ownership documents were found and a good faith search was conducted.

~~(b)~~(c) Within not more than twenty-four (24) hours from the order to remove, the officer involved or his or her agency shall contact the towing and storage firm advising of any unusual circumstances causing the delay of required information that was not available to the officer at the time the order to remove was issued. The officer or agency shall provide the delayed information immediately upon receipt.

(d) When a vehicle is removed pursuant to this subchapter by law enforcement and is subject to impoundment or seizure pursuant to police power or any lawful order of court, the law enforcement officer shall provide to the towing and storage firm a written statement setting forth the conditions of release of the vehicle.

SECTION 4. Arkansas Code 27-50-1207, is amended to read as follows:

27-50-1207. Removal of vehicles.

(a)(1) ~~No~~ Any law enforcement agency which directs the removal of unattended or abandoned vehicles shall adopt a written vehicle removal policy, the provisions of which shall not be in conflict with this subchapter.

(2) Any vehicle removal policy shall provide that owner preference as defined by this subchapter shall be offered to the owner, his or her agent, or to any competent occupant of any disabled or inoperative vehicle except in those instances where an emergency exists or where the immediate clearing of a public thoroughfare mandates an expedited towing service.

(3) Nothing in this section shall be construed to authorize the towing of a vehicle in violation with other provisions of this subchapter or the rules and regulations promulgated by the Arkansas Towing and Recovery Board.

(b) All law enforcement officers shall comply with the policies prescribed by their agencies as to the removal of any unattended or abandoned vehicle as defined by this subchapter.

(c) No law enforcement officer shall suggest or recommend any particular towing and storage firm to the owner, his or her agent, or to any competent occupant of any disabled or inoperative vehicle except in strict compliance with his or her agency's vehicle removal policy, nor shall law enforcement officers accept gifts or special consideration from the owner of a tow business or anyone acting on the owner's behalf in relation to removal of vehicles as provided by this subchapter.

(d) Upon request, any law enforcement officer, or his or her agency, who orders a removal pursuant to this subchapter shall provide to the owner, his or her agent, or to any competent occupant of the removed vehicle the name, location, and telephone number of the towing and storage firm requested to remove and store the vehicle.

(e)(1) Should the owner or lienholder of a vehicle removed pursuant to this subchapter consider that the original taking of the vehicle was not legally justified,

the owner or lienholder within ten (10) days after removal or within ten (10) days after the receipt of notification from the towing and storage firm, whichever is later, may file a petition in the circuit court in the county where the unattended or abandoned vehicle is stored to determine if the unattended or abandoned property was wrongfully taken or withheld from the owner.

(2) The petition shall name the towing company among the defendants.

(3) The petition may also name the agency ordering the tow.

(f)(1) Upon filing of the petition, the owner or lienholder may have the unattended or abandoned vehicle and contents released upon posting with the court a cash or surety bond or other adequate security equal to the amount of the charges for towing and storage to ensure the payment of such charges in the event he or she does not prevail.

(2) Upon the posting of the bond and the payment of applicable fees, the court shall issue an order notifying the towing company of the posting of the bond and directing the towing company to release the stored property.

(3) If the vehicle and its contents are subject to impoundment or seizure under police power or pursuant to an order by any court, Rule 15 of the Arkansas Rules of Criminal Procedure shall govern release of the vehicle and its contents to the extent applicable.

(4) At the time of release, after reasonable inspection, the owner or lienholder shall give a receipt to the towing and storage firm reciting any claims for loss or damage to the unattended or abandoned property or the contents thereof.

(g) Upon determining the respective rights of the parties, the final order of the court shall provide for immediate payment in full of reasonable recovery, towing and storage fees, along with reasonable attorney's fees and costs, by the unattended or abandoned property owner or lienholder or the respective law enforcement agency as may be allowed by law.

(h) Nothing in this section shall be construed to waive the sovereign immunity of the State of Arkansas.

SECTION 5. Arkansas Code 27-50-1208, is amended to read as follows:

27-50-1208. Possessory lien.

(a) The towing and storage firm shall have a first priority possessory lien on the vehicle and its contents for all reasonable charges for towing, recovery, and storage for which the owner is liable.

(b) The lien shall be perfected by:

(1) Maintaining possession; and

(2) Giving notice to the owner or owners and lienholders as ~~prescribed~~

~~in § 27-50-1101, informing the owners and lienholders that the vehicle may be sold at public auction if not claimed within the time period prescribed in § 27-50-1101. The towing and storage firm shall obtain the names and addresses of the owners and lienholders, if any, from the motor vehicle records of the state in which the vehicle is titled or registered as shown on the data provided by the law enforcement agency involved as prescribed by this subchapter.~~

~~(c) Any towing and storage firm failing to give the notice to the owner or owners and lienholders as prescribed in § 27-50-1101 shall be in violation of the subchapter and shall be subject to the civil penalties as prescribed by the Arkansas Towing and Recovery Board or to a suspension or revocation of any towing license or permit, or both.~~

~~(c) The notice shall be by certified mail, return receipt requested, and shall be posted not sooner than five (5) business days, but within eight (8) business days after the date the towing and storage firm receives ownership and lienholder information from the law enforcement agency as prescribed by this subchapter.~~

~~(d) The notice shall contain the following information:~~

~~(1) The year, make, model, and vehicle identification number of the vehicle towed;~~

~~(2) The name, address, and telephone number of the storage facility;~~

~~(3) That the vehicle is in the possession of that towing and storage firm under police order, describing the general circumstances of any law enforcement or other official hold on the vehicle;~~

~~(4) That towing, storage, and administrative costs are accruing as a legal liability of the owner;~~

~~(5) That the towing and storage firm claims a first priority possessory lien on the vehicle and its contents for all of such charges;~~

~~(6) That unless claimed within forty-five (45) days, the vehicle will be dismantled, destroyed, or sold at public sale to the highest bidder.~~

~~(7) That the failure to exercise their right to reclaim the vehicle and its contents within the time prescribed by this section constitutes a waiver by the owners and lienholders of all right, title, and interest in the vehicle and its contents and constitutes their consent to the sale, dismantling or destruction of the vehicle and its contents;~~

~~(8) That the owner or lienholder may retake possession at any time during business hours by appearing, proving ownership, and release of law enforcement or other official hold, if any, and paying all charges or other written arrangement between the owner or lienholder and the towing and storage firm; and~~

~~(9) That, should the owner consider that the original taking was~~

improper or not legally justified, he or she has a right to contest the original taking in a court of competent jurisdiction.

(e) Nothing in this section is to preclude the owner, lienholder or their agent from making alternative arrangements within the five-day to eight-day time period with the towing and storage firm waving his or her rights to the notice requirement.

(f) When any vehicle reclaimed from the towing and storage firm by a lienholder contains contents not subject to the lienholder's interest, the lienholder shall be accountable to the owner of the contents in the same manner as the lienholder would in any other case of repossession of a vehicle, and the towing and recovery firm releasing the vehicle and its contents shall be relieved from all responsibility for the contents.

(g)(1) Any towing and storage firm who in good faith follows the procedures of this subchapter shall not be subject to claims of unlawful detainer or conversion for vehicles or their contents for merely maintaining property pursuant to the possessory lien as provided by this subchapter.

(2) Any challenge to the removal of an unattended or abandoned vehicle as provided by this subchapter shall be controlled exclusively by the provisions of § 27-50-1207.

(3) Nothing in this section shall be construed to limit liability of the towing and storage firm for any other act or omission otherwise actionable under statutory or common law.

SECTION 6. Arkansas Code 27-50-1209, shall read as follows:

27-50-1209. Foreclosure of liens.

(a) The failure of the owner or lienholder to exercise their right to reclaim the vehicle and its contents within the time provided in this subchapter constitutes a waiver by the owner or lienholder of all right, title, and interest in the vehicle and its contents.

(b)(1) The towing and storage firm holding a perfected possessory lien on any vehicle and its contents not redeemed by its owner or security lienholder within the forty-five (45) days provided by this subchapter shall sell the vehicle and its contents at a nonjudicial sale for cash.

(2) The sale shall not occur later than ninety (90) days after perfection of the lien.

(c)(1) The towing and storage firm shall obtain written verification that the Arkansas Crime Information Center records do not list the vehicle as having been reported stolen.

(2) The verification shall be on a form prescribed by the Office of

Motor Vehicle, a municipal police department, a county sheriffs department, or the Department of Arkansas State Police.

(d) Notice of the sale shall be sent at least fifteen (15) days before the date of the sale, by certified mail, no return receipt requested, to the registered owner and lienholder, if any.

(e) In addition to the notice by mail, notice of the sale shall be published in a newspaper of general circulation in the county at least once, at least ten (10) days prior to the sale.

SECTION 7. Arkansas Code 27-50-1210, is amended to read as follows:

27-50-1210. Nonjudicial sale

(a) After complying with the requirements of foreclosure of liens provided by this subchapter, ownership of the vehicle and its contents shall thereupon vest to the purchaser free of all liens of any nature. Should the nonjudicial sale produce more funds than the sum of all charges, including the costs of the sale and including a reasonable charge for processing the paperwork, the excess shall be paid to the county clerk to the account of the person legally entitled thereto. The Uniform Disposition of Unclaimed Property Act, § 18-28-201 et seq., will apply to any unclaimed funds.

(b) Should the sale produce the same or less than the sum of all charges:

(1) Ownership of the vehicle and its contents shall thereupon vest in the possessory lienholder as purchaser free of all liens of any nature; and

(2) The possessory lienholder shall have a valid claim against the owner for the full amount of the charges, including the costs of the sale and including a reasonable charge for processing the paperwork, less the sale price of the vehicle and its contents.; ~~and~~

~~(3)(c)(1)~~ Upon presentation of documentation to the Officer of Motor Vehicle to the effect that the sale procedure provided by ~~§ 27-50-1101~~ in this subsection has been complied with, protecting the rights of the owner or lienholder, the purchaser of the vehicle shall be entitled to receive a new title to the vehicle upon meeting other applicable administrative requirements of title and registration laws.

(2) The towing and storage firm shall execute an affidavit stating that the vehicle has been towed and stored as an unattended or abandoned vehicle, that notice has been given as required in this subchapter, to the registered owners and all lienholders of record.

(3) The affidavit shall describe the vehicle by make, year, model, and vehicle identification number.

SECTION 8. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-third General Assembly that uncertainty exists concerning the due

process provided when unattended and abandoned vehicles and their contents are removed by a law enforcement officer in this state, and that additional procedures should be established whereby certain post-deprivation notice and opportunity for hearing be provided. 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 the date of its approval by the Governor. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto."

/s/ Jim L. Holt

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Holt, **HOUSE BILL NO. 1891** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1891

Amend **HOUSE BILL NO. 1891** as originally introduced:

Page 1, delete lines 26-27 and substitute the following:

"shall be selected from a list of names which may be submitted annually to the Governor by judges, attorneys, the Department of Human Services, and other related organizations, agencies, and professional associations."

/s/ Jim L. Holt

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative D. Elliott, **HOUSE BILL NO. 2238** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2238

Amend **HOUSE BILL NO. 2238** as originally introduced:

Page 1, line 11, delete "NINETY (90) DAYS" and substitute "ONE HUNDRED EIGHTY (180) DAYS"

AND

Page 1, line 18, delete "NINETY (90) DAYS" and substitute "ONE HUNDRED EIGHTY (180) DAYS"

AND

Page 2, line 11, delete "ninety (90) calendar days" and substitute "one hundred eighty (180) calendar days"

/s/ Dean Elliott

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Oglesby, **HOUSE BILL NO. 2252** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2252

Amend **HOUSE BILL NO. 2252** as originally introduced:

Page 2, line 10, insert additional sections to read as follows:

"SECTION 2. Uncodified Act 803 of 1991 is repealed:

~~SECTION 1. There is hereby established the Arkansas Game and Fish Commission Funding Study Subcommittee of the General Assembly which shall have the authority to conduct an interim study into the long-term funding needs and potential long-term financial sources for the Arkansas Game and Fish Commission.~~

~~SECTION 2. (a) The Subcommittee shall consist of seven (7) members from the Senate appointed by the President Pro Tempore and seven (7) members of the House of Representatives appointed by the Speaker of the House.~~

~~(b) Members of the subcommittee shall be entitled to per diem and mileage for attending meetings of the Committee at the same rate as is provided by law for members of the joint interim committees and such per diem and mileage shall be paid from funds appropriated for payment of per diem and mileage of members of joint interim committees.~~

~~SECTION 3. The Game and Fish Commission Funding Study Subcommittee shall examine possible methods to increase the potential revenue for the Game and Fish Commission and make recommendations for legislation to the Governor and to the 79th General Assembly.~~

SECTION 3. Uncodified Act 1282 of 1993 is repealed:

~~SECTION 1. The Arkansas Game and Fish Commission Funding Study Subcommittee shall continue to examine the funding needs of the Game and Fish Commission and shall make any necessary recommendations for legislation to the Governor and to the 80th General Assembly.~~

~~SECTION 2. The Speaker of the House may appoint two (2) members of the House of Representatives as additional members to the Arkansas Game and Fish Commission Funding Study Subcommittee. One (1) additional member shall be female and one (1) member shall be a member of a racial minority. The President Pro Tempore of the Senate may appoint two (2) additional members of the Arkansas Senate as additional members to the Arkansas Game and Fish Commission Funding Study Subcommittee.~~

SECTION 4. Uncodified Act 728 of 1995 is repealed:

~~SECTION 1. There is hereby established the Arkansas Game and Fish Commission Funding Study Committee of the General Assembly which shall have the authority to conduct an interim study into the long-term funding needs and potential long-term financial sources for the Arkansas Game and Fish Commission.~~

~~SECTION 2. (a) The committee shall consist of nine (9) members from the Senate appointed by the President Pro Tempore and nine (9) members of the House of Representatives appointed by the Speaker of the House.~~

~~(b) Members of the committee shall be entitled to per diem and mileage for attending meetings of the committee at the same rate as is provided by law for members of the joint interim committees and such per diem and mileage shall be paid from funds appropriated for payment of per diem and mileage of members of joint interim committees.~~

~~SECTION 3. The Game and Fish Commission Funding Study Committee shall examine possible methods to increase the potential revenue for the Game and Fish Commission and make recommendations for legislation to the Governor and to the General Assembly."~~

/s/ Steve Oglesby

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Cowling, **HOUSE BILL NO. 2350** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2350

Amend **HOUSE BILL NO. 2350** as engrossed, H3/7/01:

Add Representatives Carson, Judy, Holt, Jones, and Fite as cosponsors of the bill

/s/ Ken Cowling

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Magnus, **HOUSE BILL NO. 2062** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2062

Amend **HOUSE BILL NO. 2062** as engrossed, 3/5/01:

Page 2, delete lines 3 through 13 in their entirety and substitute as follows:

" (1)	EXECUTIVE CHIEF INFORMATION OFFICER	1	\$150,000	\$153,900
(2)	OIT TECHNICAL PLANNING ADMINISTRATOR	1	\$103,508	\$106,199
(3)	OIT TECHNICAL PLANNING SPECIALIST III	1	\$89,509	\$91,836
(4)	OIT APPLICATIONS DEVELOPMENT MGT SPEC1		\$83,605	\$85,778
(5)	OIT APPLICATIONS DEVELOPMENT SPECIALIST	1		GRADE 26
(6)	OIT TECHNICAL PLANNING SPECIALIST I	2		GRADE 26
(7)	OIT SYSTEMS PROGRAMMER/ANALYST III	4		GRADE 26
(8)	OIT PROGRAMMER ANALYST/STAFF SPECIALIST1			GRADE 24
(9)	OIT LEAD PROGRAMMER ANALYST	4		GRADE 23
(10)	OIT SENIOR PROGRAMMER/ANALYST	1		GRADE 22
(11)	OIT ADMINISTRATIVE ASSISTANT I	<u>1</u>		GRADE 15"

AND

Page 2, line 33 delete "\$ 1,001,939 \$ 1,026,962" and substitute

"\$ 1,212,229 \$ 1,243,746"

AND

Page 2, line 35 delete "227,454 232,058" and substitute

"269,235 274,811"

AND

Page 3, line 6 delete "\$ 1,579,134 \$ 1,608,761" and substitute

"\$ 1,831,205 \$ 1,868,298"

AND

Insert an additional section immediately following Section 3 to read as follows:

" SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. Due to the highly competitive job market conditions and the necessity for recruiting and retaining qualified personnel, the Office of Information Technology is authorized special rates of pay for current and new employees in the classifications listed under subsection (a) below.

(a) Special rates may be authorized up to the maximum authorized for the grade assigned the classification of a position for the following classifications only:

<u>Title</u>	<u>Grade</u>
<u>OIT Systems Programmer/Analyst III</u>	<u>26</u>
<u>OIT Programmer Analyst/Staff Specialist</u>	<u>24</u>
<u>OIT Lead Programmer/Analyst</u>	<u>23</u>
<u>OIT Sr Programmer/Analyst</u>	<u>22</u>

(b) Special Rates up to the maximum rate of the authorized grade may be approved upon request by the Chief Fiscal Officer of the State.

(c) A monthly report shall be made to the Arkansas Legislative Council or Joint Budget Committee describing all personnel transactions involving applications of any of the provisions of this Section.

(d) This provision shall be in full force and effect beginning July 1, 2001 and ending June 30, 2003."

And appropriately renumber the subsequent sections.

/s/ J. P. Magnus

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative R. Smith, **HOUSE BILL NO. 1321** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1321

Amend **HOUSE BILL NO. 1321** as engrossed, H3/13/01:

Add Senator Faris as a cosponsor of the bill

/s/ Roger Smith

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Duggar, **HOUSE BILL NO. 1005** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1005

Amend **HOUSE BILL NO. 1005** as engrossed, H2/13/01:

Page 1, delete lines 10 through 14 and substitute:

“AN ACT TO PROVIDE FOR THE PHASE-IN ON THE AMOUNT OF GROSS RECEIPTS AND USE TAXES OWED FOR THE PURCHASE OF A USED VEHICLE; AND FOR OTHER PURPOSES.”

AND

Page 1, delete lines 17 through 22 and substitute:

“TO PROVIDE FOR THE PHASE-IN ON THE AMOUNT OF GROSS RECEIPTS AND USE TAXES OWED FOR THE PURCHASE OF A USED VEHICLE.”

AND

Page 2, delete lines 24 through 27 and substitute:

“(B) However, if the total consideration for the sale of the new or used motor vehicle, trailer, or semitrailer is less than two thousand five hundred dollars (\$2,500), no tax shall be due.

(C) When a used motor vehicle, trailer, or”

AND

Page 4, delete lines 23 through 27 and substitute:

“(h)(1) At the taxpayer’s option and in lieu of the trade-in deduction or refund set forth in subdivision (b)(1) of this section, the purchaser of a used motor vehicle may choose to receive the following exemption from the gross receipts tax for a used motor vehicle with a total consideration of:

(A) Between two thousand five hundred dollars (\$2,500) and

two thousand six hundred dollars (\$2,600), a gross receipts tax exemption of the amount of the taxes due multiplied by ninety percent (90%);

(B) Between two thousand six hundred and one dollars (\$2,601) and two thousand seven hundred dollars (\$2,700), a gross receipts tax exemption of the amount of the taxes due multiplied by eighty percent (80%);

(C) Between two thousand seven hundred and one dollars (\$2,701) and two thousand eight hundred dollars (\$2,800), a gross receipts tax exemption of the amount of the taxes due multiplied by seventy percent (70%);

(D) Between two thousand eight hundred and one dollars (\$2,801) and two thousand nine hundred dollars (\$2,900), a gross receipts tax exemption of the amount of the taxes due multiplied by sixty percent (60%);

(E) Between two thousand nine hundred and one dollars (\$2,901) and three thousand dollars (\$3,000), a gross receipts tax exemption of the amount of the taxes due multiplied by fifty percent (50%);

(F) Between three thousand and one dollars (\$3,001) and three thousand one hundred dollars (\$3,100), a gross receipts tax exemption of the amount of the taxes due multiplied by forty percent (40%);

(G) Between three thousand one hundred and one dollars (\$3,101) and three thousand two hundred dollars (\$3,200), a gross receipts tax exemption of the amount of the taxes due multiplied by thirty percent (30%);

(H) Between three thousand two hundred and one dollars (\$3,201) and three thousand three hundred dollars (\$3,300), a gross receipts tax exemption of the amount of the taxes due multiplied by twenty percent (20%); and

(I) Between three thousand three hundred and one dollars (\$3,301) and three thousand four hundred dollars (\$3,400), a gross receipts tax exemption of the amount of the taxes due multiplied by ten percent (10%).”

AND

Page 5, delete lines 26 through 29 and substitute:

“(2) However, if the total consideration for the sale of the new or used motor vehicle, trailer, or semitrailer is less than two thousand five hundred dollars (\$2,500), no tax shall be due.

(3) When a used motor vehicle, trailer, or semitrailer is”

AND

Page 6, delete lines 32 through 36 and substitute:

“(g)(1) At the taxpayer’s option and in lieu of the trade-in deduction or refund set forth in subdivision (b)(1) of this section, the purchaser of a used motor vehicle may choose to receive the following exemption from the gross receipts tax for a used motor vehicle with a total consideration of:

(A) Between two thousand five hundred dollars (\$2,500) and two thousand six hundred dollars (\$2,600), a gross receipts tax exemption of the amount of the taxes due multiplied by ninety percent (90%);

(B) Between two thousand six hundred and one dollars (\$2,601) and two thousand seven hundred dollars (\$2,700), a gross receipts tax exemption of the amount of the taxes due multiplied by eighty percent (80%);

(C) Between two thousand seven hundred and one dollars (\$2,701) and two thousand eight hundred dollars (\$2,800), a gross receipts tax exemption of the amount of the taxes due multiplied by seventy percent (70%);

(D) Between two thousand eight hundred and one dollars (\$2,801) and two thousand nine hundred dollars (\$2,900), a gross receipts tax exemption of the amount of the taxes due multiplied by sixty percent (60%);

(E) Between two thousand nine hundred and one dollars (\$2,901) and three thousand dollars (\$3,000), a gross receipts tax exemption of the amount of the taxes due multiplied by fifty percent (50%);

(F) Between three thousand and one dollars (\$3,001) and three thousand one hundred dollars (\$3,100), a gross receipts tax exemption of the amount of the taxes due multiplied by forty percent (40%);

(G) Between three thousand one hundred and one dollars (\$3,101) and three thousand two hundred dollars (\$3,200), a gross receipts tax exemption of the amount of the taxes due multiplied by thirty percent (30%);

(H) Between three thousand two hundred and one dollars (\$3,201) and three thousand three hundred dollars (\$3,300), a gross receipts tax exemption of the amount of the taxes due multiplied by twenty percent (20%); and

(I) Between three thousand three hundred and one dollars (\$3,301) and three thousand four hundred dollars (\$3,400), a gross receipts tax exemption of the amount of the taxes due multiplied by ten percent (10%).”

AND

Page 7, delete lines 18 through 22 and substitute:

“used to replace lost funds resulting from the tax exemption provided in § 26-52-510(h) and § 26-53-126(g) and any excess funds not needed for those purposes may be used in accordance with subsequent legislation”

/s/ J. B. Duggar

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Jones, **HOUSE BILL NO. 2638** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2638

Amend **HOUSE BILL NO. 2638** as originally introduced:

Page 1, delete line 12 and substitute "ON PREMISES OWNED BY THE HOLDER OF A FRANCHISE GRANTED BY THE ARKANSAS RACING"

AND

Page 1, delete lines 17 through 22 and substitute:

"TO PERMIT A MANUFACTURER OF WHOLESALER OF ALCOHOLIC BEVERAGES TO PAY FOR ADVERTISING OR PROMOTIONAL MATERIALS ON PREMISES OWNED BY THE HOLDER OF A FRANCHISE GRANTED BY THE ARKANSAS RACING COMMISSION."

/s/ S. B. Jones

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hausam, **HOUSE BILL NO. 1315** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1315

Amend **HOUSE BILL NO. 1315** as engrossed, H3/2/01:

Page 1, line 9, delete "24-3-102" and substitute "24-4-101, AS AMENDED BY ACT 151 OF 2001,"

AND

Page 1, line 23, delete "24-3-102(14)(B)" and substitute "24-4-101(34)(B), as amended by Act 151 of 2001"

/s/ David Hausam

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative McMellon, **HOUSE BILL NO. 2617** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2617

Amend **HOUSE BILL NO. 2617** as originally introduced:

Page 1, line 11, add:

"TO AMEND ARKANSAS CODE 26-57-614 TO PROVIDE FOR FURTHER DISBURSEMENT OF PREMIUM TAXES FOR FIRE PROTECTION;" between the semicolon and "AND"

AND

Delete Section 1 of the bill and substitute the following:

"SECTION 1. Arkansas Code 14-284-403 is amended to read as follows:

14-284-403. Apportionment of funds.

(a)(1) ~~These~~ An allocated portion of the premium tax moneys are assessed for disbursement from the Fire Protection Premium Tax Fund by the Department of Finance and Administration to the counties in the following percentages:

Arkansas County - 0.78%, Ashley County - 1.39%, Baxter County - 1.78%, Benton County - 3.86%, Boone County - 1.46%, Bradley County - 0.52%, Calhoun County - 0.51%, Carroll County - 0.97%, Chicot County - 0.51%, Clark County - 1.13%, Clay County - 1.10%, Cleburne County - 1.11%, Cleveland County - 0.66%, Columbia County - 1.24%, Conway County - 1.04%, Craighead County - 2.91%, Crawford County - 1.98%, Crittenden County - 1.32%, Cross County - 0.84%, Dallas County - 0.45%, Desha County - 0.71%, Drew County - 0.80%, Faulkner County - 2.30%, Franklin County - 0.97%, Fulton County - 0.84%, Garland County - 3.12%, Grant County - 1.13%, Greene County - 1.39%, Hempstead County - 1.89%, Hot Spring County - 1.46%, Howard County - 0.75%, Independence County - 1.90%, IZARD County - 0.91%, Jackson County - 0.95%, Jefferson County - 2.32%, Johnson County - 1.05%, Lafayette County - 0.71%, Lawrence County - 0.96%, Lee County - 0.73%, Lincoln County - 1.12%, Little River County - 0.77%, Logan County - 1.06%, Lonoke County - 1.70%, Madison County - 0.95%, Marion County - 1.00%, Miller County - 1.44%, Mississippi County - 1.77%, Monroe County - 0.53%, Montgomery County - 0.66%, Nevada County - 0.58%, Newton County - 0.67%, Ouachita County - 1.37%, Perry County - 0.62%, Phillips County - 1.12%, Pike County - 0.87%, Poinsett County - 1.14%, Polk County - 1.01%, Pope County - 1.73%, Prairie County - 0.83%, Pulaski County - 5.99%, Randolph County - 0.96%, St. Francis County - 1.45%, Saline County - 3.00%, Scott County - 0.59%, Searcy County - 0.73%, Sebastian County - 2.06%, Sevier County - 0.82%, Sharp County - 1.30%, Stone County - 0.77%, Union County - 2.01%, Van Buren County - 1.18%, Washington County - 3.46%, White County - 2.71%, Woodruff County - 0.47%, Yell County -

1.11%.

(2) The moneys shall be apportioned by each quorum court to the districts and municipalities within the county based upon population unless the County Intergovernmental Cooperation Council notifies the quorum court of the fire protection needs of the districts and municipalities, in which case the moneys shall be apportioned by the quorum court based on those needs. Such funds shall be distributed to municipalities and those certified departments in districts which are in compliance with this subchapter and §§ 20-22-801 - 20-22-809. Fire departments which are not certified by the Office of Fire Protection Services pursuant to §§ 20-22-801 - 20-22-809 shall also be eligible to receive moneys disbursed under this section so long as all moneys received or spent directly on equipment, training, capital improvements, or other expenditures necessary for upgrading the service provided by the department.

(b) Disbursements shall be made on forms prescribed by the Department of Finance and Administration.

(c)(1) Beginning July 1, 2003, a portion of the premium tax moneys allocated to the Rural and Small Town Fire Protection Fund shall be disbursed annually by the Department of Finance and Administration as follows:

(A) Five percent (5%) of the year ending balance shall be divided evenly among the ISO Class 6 rural and small town fire departments;

(B) Fifteen percent (15%) of the year ending balance shall be divided evenly among the ISO Class 7 rural and small town fire departments;

(C) Twenty-five percent (25%) of the year ending balance shall be divided evenly among the ISO Class 8 rural and small town fire departments;

(D) Fifty percent (50%) of the year ending balance shall be divided evenly among the ISO Class 9 rural and small town fire departments; and

(E) Five percent (5%) of the year ending balance shall be divided evenly among the ISO Class 10 rural and small town fire departments.

(2) Funds from the Rural and Small Town Fire Protection Fund shall be used for the same purposes as required under § 14-284-404.

(3) As used in this subsection (c), "rural and small town fire department" means any volunteer or other fire department which is certified by the Office of Fire Protection Services pursuant to §§ 20-22-801 - 20-22-809 and which is serves a rural unincorporated area of a county or which serves an area including an incorporated town, or both.

SECTION 2. Arkansas Code 26-57-614 is amended to read as follows:

26-57-614. Fire protection services - Additional tax.

(a) It is hereby found and determined by the General Assembly of the State

of Arkansas that additional funding is needed to improve the fire protection services in this state. It is further found and determined that the public policy of this state is to provide adequate fire protection services for property of citizens through the use of properly trained and equipped fire fighters, and that the provisions of this section and §§ 14-284-401 - 14-284-409 are necessary in furtherance of the public health and safety.

(b) In addition to the premium taxes collected from insurers under other provisions of Arkansas law, each authorized insurer and each formerly authorized insurer shall pay to the Rural and Small Town Fire Protection Fund and Fire Protection Premium Tax Fund a tax at the rate of one-half of one percent (0.5%) on net direct written premiums for coverages upon real and personal property, including, but not limited to, fire, allied lines, farm owner and homeowner multiple peril, vehicle physical damage, and vehicle collision, or any combination thereof.

(c) This tax shall be collected by the Insurance Commissioner from the insurers at the same time and in the same manner as provided in the premium tax sections of the laws of this state under § 26-57-601 et seq. and deposited into the Rural and Small Town Fire Protection Fund and Fire Protection Premium Tax Fund as follows:

(1) Beginning July 1, 2002 and after, the Fire Protection Premium Tax Fund shall have deposited into the fund the premium tax levied by subsection (b) of this section until the amount equals the amount the fund received during the fiscal year ending June 30, 2001; and

(2) Beginning July 1, 2002 and after, the Rural and Small Town Fire Protection Fund shall have deposited into the fund the premium tax levied by the subsection (b) of this section that exceeds the amount the Fire Protection Premium Tax Fund received during the fiscal year ending June 30, 2001.

(d) Assessments upon which this premium tax is based shall be made on forms prescribed by the Arkansas Insurance Commissioner.

(e) Premium tax payments shall be made upon company checks payable to the Rural and Small Town Fire Protection Fund and the Fire Protection Premium Tax Fund.

(f) The provisions of this section and § 14-284-401 et seq. are intended to be supplemental to current provisions of Arkansas law, and shall not be construed as repealing or superseding any other laws applicable thereto.

/s/ Terry A. McMellon

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Childers, **HOUSE BILL NO. 1701** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1701

Amend **HOUSE BILL NO. 1701** as engrossed H3/5/01::

Page 3, delete lines 29 through 36 and substitute:

“(10) If the state board finds a violation of election and voter registration laws, except as to § 7-1-103(a)(1)-(4), (6) and (7) or except for any matters relating to campaign finance and disclosure laws which the commission shall have the same power and authority to enforce under §§ 7-6-217 and 7-6-218 for the enforcement of campaign finance laws, the state board may do one (1) or more of the following:

(A) Issue a public letter of caution or warning or reprimand;

(B)(i) Impose a fine of not less than twenty-five dollars (\$25.00) nor more than one thousand dollars (\$1,000) for negligent or intentional violation of this subchapter.

(ii) The state board shall adopt rules governing the imposition of such fines in accordance with the provisions of the Arkansas Administrative Procedure Act, § 25-15-201 et seq.

(iii) All moneys received by the state board in payment of fines shall be deposited in the State Treasury as general revenues; or

(C) Report its finding, along with such information and documents as it deems appropriate, and make recommendations to the proper law enforcement authorities.

(11) The state board shall complete its investigation of a complaint filed pursuant to this section within no later than ninety (90) days of the filing of the complaint ~~except that, if a hearing is conducted, all action on the complaint by the state board shall be completed no later than one hundred twenty (120) days; and~~

(12) Any final action of the state board under this section shall constitute an adjudication for purposes of judicial review under § 25-15-212.”

AND

Page 4, delete lines 1 through 19

AND

Page 4, delete lines 23 and 24 and substitute “this act and as a result the State Board of Election Commissioners will lose a majority of its current membership, resulting in a loss of continuity and experience. Therefore, an emergency is”

/s/ Terry A. McMellon

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Childers, **HOUSE BILL NO. 2313** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2313

Amend **HOUSE BILL NO. 2313** as originally introduced:

Page 1, line 22, delete "(c)(1)(A)" and substitute "(c)(1)(A)(i)"

AND

Page 1, delete line 27 and substitute:

"of subchapter 1-6 of this chapter.

(ii) A violation of this subdivision (c)(1)(A)(i) is a Class A misdemeanor.

AND

Page 1, line 28, delete "(B)(i)" and substitute "(B)"

AND

Page 1, delete lines 31 through 33

AND

Page 2, delete line 5 and substitute:

"chapter. Any person who violates this subdivision (c)(2)(A) is guilty of a Class A misdemeanor."

AND

Page 2, delete line 6 and substitute:

(B) Any person who violates ~~this section~~ subdivision (c)(2)(A)
in"

AND

Page 2, delete lines 9 through 11

AND

Page 2, delete lines 18 through 20 and substitute:

(B) Delivering drug paraphernalia to a person under eighteen (18) years of age who is at least"

/s/ Marvin Childers

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Minton, **HOUSE BILL NO. 2021** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2021

Amend **HOUSE BILL NO. 2021** as originally introduced:

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

SECTION 1. Arkansas Code 26-75-605 is amended by adding an additional subsection to read as follows:

“(e)(1) Any city having a population over ten thousand (10,000) that levies a tax pursuant to this subchapter shall, by ordinance, create a city advertising and promotion commission, to be composed of nine (9) members, as follows:

(A) Five (5) members shall be owners or managers of businesses who pay the tax required by this subchapter and the owner or manager shall reside in the levying city or, if the governing body of the city provides for by ordinance, the owner or manager may reside outside of the city but within the county in which the city is located and who shall serve for staggered terms of five (5) years;

(B) Two (2) members of the commission shall be members of the governing body of the city and selected by the governing body and shall serve at the will of the governing body; and

(C) Two (2) members shall be from the public at large, who shall reside within the levying city, and shall serve for a term of five (5) years.

(2) In the case of a city creating the commission authorized in this section after October 1, 2001, the initial members of the commission shall be selected as follows:

(A) The five (5) tourism industry positions shall be filled by appointment made by the governing body of the city for staggered terms so that:

(i) One (1) member shall serve for a term of one (1) year;

(ii) One (1) member shall serve for a term of two (2) years;

(iii) One (1) member shall serve for a term of three (3) years;

(iv) One (1) member shall serve for a term of four (4) years; and

(v) One (1) member shall serve for a term of five (5) years.

(B) The at-large positions shall be filled by nomination by the chief administrator of the city and approval by the governing body of the city.

(3) In the case of a city in which a city advertising and promotion

commission exists on October 1, 2001, the members of the commission shall continue in office for the balance of the terms to which they have been previously appointed; provided that, if on that date no commission member has been appointed to hold an at-large position, the mayor shall designate one (1) of the commission members who is also a member of the governing body of the city to fill the at-large position for a term of not longer than one (1) year.

(4) Vacancies on the commission, whether resulting from expiration of a regular term or otherwise, in any of five (5) tourism industry positions or in the at-large position shall be filled by appointment made by the remaining members of the commission."

/s/ R. S. Minton

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Glover, **HOUSE BILL NO. 2439** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2439

Amend **HOUSE BILL NO. 2439** as originally introduced:

Page 1, line 9, delete "THE NAIC" and substitute "A"

AND

Page 1, line 10, delete "MODEL"

AND

Page 1, line 13, delete "THE NAIC" and substitute "A"

AND

Page 1, line 14, delete "MODEL"

AND

Page 1, line 24, delete "Formation"

AND

Page 3, line 18, delete "Formation"

/s/ Bobby Glover

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Moore, **HOUSE BILL NO. 2551** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2551

Amend **HOUSE BILL NO. 2551** as originally introduced:

Page 1, delete lines 11 and 12 and substitute the following:

"LIMIT THE ANNEXATION AUTHORITY TO CERTAIN CITIES; AND"

AND

Page 1, delete lines 17 and 18 and substitute the following:

"TO CERTAIN CITIES."

AND

Page 1, line 26, delete "municipality" and substitute "~~municipality~~ city of the first class or city of the second class"

AND

Page 1, line 32, delete "municipality" and substitute "~~municipality~~ city"

AND

Page 2, delete line 19 and substitute the following:

"(c) However, a city having a population of less than one thousand (1,000) persons shall not annex in any one (1) calendar year contiguous"

AND

Page 2, line 21, delete "municipality" and substitute "city"

/s/ Thomas Moore

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Lendall, **HOUSE BILL NO. 1293** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1293

Amend **HOUSE BILL NO. 1293** as originally introduced:

Add Representative Ledbetter as a cosponsor of the bill

AND

Page 2, line 11, delete "(b)(1)" and substitute "(b)(1)(A)"

AND

Page 2, delete line 17 and substitute the following:

"the cost of the removal, repair, or razing.

(B) If the city determines to repair the building or house to meet the minimum building code standards, the city shall comply with all necessary requirements under §14-58-303 for competitive bidding for purchases of supplies and materials or for contracts for work or labor needed to complete the repairs on the building or house."

AND

Page 2, line 22, add "reasonable" between "and" and "attorney"

/s/ Jim Lendall

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Green, **HOUSE BILL NO. 2621** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2621

Amend **HOUSE BILL NO. 2621** as originally introduced:

Add Representatives C. Johnson, Clemons, Fite, Moore, and Salmon as co-sponsors

/s/ Mary Beth Green

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

/s/ Ms. Jo Renshaw

Chief Clerk

The House gave Representative M. Steele unanimous leave to withdraw HOUSE BILL NO. 2358.

The House gave Representative Glover unanimous leave to withdraw HOUSE BILL NO. 1038. Recommended referral to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

ENGROSSED BILL REPORTS

SHANE BROADWAY, CHAIRMAN

March 15, 2001

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1005 BY REPRESENTATIVE DUGGAR
 HOUSE BILL NO. 1293 – TITLE – BY REPRESENTATIVE LENDALL
 HOUSE BILL NO. 1315 – TITLE – BY REPRESENTATIVE HAUSAM
 HOUSE BILL NO. 1321 – TITLE – BY REPRESENTATIVE R. SMITH
 HOUSE BILL NO. 1545 BY REPRESENTATIVE C. JOHNSON
 HOUSE BILL NO. 1701 BY REPRESENTATIVE CHILDERS
 HOUSE BILL NO. 1740 BY REPRESENTATIVE SALMON
 HOUSE BILL NO. 1891 BY REPRESENTATIVE HOLT
 HOUSE BILL NO. 2021 BY REPRESENTATIVE MINTON
 HOUSE BILL NO. 2062 BY REPRESENTATIVE MAGNUS
 HOUSE BILL NO. 2226 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2230 BY REPRESENTATIVE FERGUSON
 HOUSE BILL NO. 2238 – TITLE – BY REPRESENTATIVE D. ELLIOTT
 HOUSE BILL NO. 2252 BY REPRESENTATIVE OGLESBY
 HOUSE BILL NO. 2275 – TITLE – BY REPRESENTATIVE DANGEAU
 HOUSE BILL NO. 2308 – TITLE – BY REPRESENTATIVE D. ELLIOTT
 HOUSE BILL NO. 2381 BY REPRESENTATIVE CLEVELAND
 HOUSE BILL NO. 2313 BY REPRESENTATIVE CHILDERS
 HOUSE BILL NO. 2350 – TITLE – BY REPRESENTATIVE COWLING
 HOUSE BILL NO. 2369 BY REPRESENTATIVE BROADWAY
 HOUSE BILL NO. 2439 – TITLE – BY REPRESENTATIVE GLOVER
 HOUSE BILL NO. 2474 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2502 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2538 BY REPRESENTATIVE HOLT
 HOUSE BILL NO. 2544 BY REPRESENTATIVE ALLISON
 HOUSE BILL NO. 2551 – TITLE – BY REPRESENTATIVE MOORE

ENGROSSED BILL REPORTS, CONTINUED

HOUSE BILL NO. 2554 – TITLE – BY REPRESENTATIVE W. WALKER

HOUSE BILL NO. 2593 – TITLE – BY REPRESENTATIVE BRIGHT

HOUSE BILL NO. 2617 – TITLE – BY REPRESENTATIVE McMELLON

HOUSE BILL NO. 2621 – TITLE – BY REPRESENTATIVE GREEN

HOUSE BILL NO. 2638 – TITLE – BY REPRESENTATIVE JONES

HOUSE CONCURRENT RESOLUTION NO. 1040

BY REPRESENTATIVE WOMACK

HOUSE CONCURRENT RESOLUTION NO. 1042 – TITLE –

BY REPRESENTATIVE HATHORN

HOUSE CONCURRENT RESOLUTION NO. 1043 – TITLE –

BY REPRESENTATIVE HATHORN

SENATE BILL NO. 608 BY SENATOR HILL

SENATE BILL NO. 775 – TITLE – BY SENATOR RIGGS

SENATE BILL NO. 776 BY SENATOR WILKINSON

SENATE BILL NO. 833 – TITLE – BY SENATOR HILL

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1005

BY: REPRESENTATIVES DUGGAR, *HOUSE HOLT, EASON, FILES, W. WALKER, ALTES, THOMAS, HUTCHINSON, PARKS*

BY: *SENATOR BAKER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR THE PHASE-IN ON THE AMOUNT OF GROSS RECEIPTS AND USE TAXES OWED FOR THE PURCHASE OF A USED VEHICLE; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1293

BY: REPRESENTATIVES LENDALL, J. ELLIOTT, DEES, *LEDBETTER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 14-54-904 TO AUTHORIZE MUNICIPALITIES TO RECOVER ATTORNEYS' FEES AND COSTS INCURRED IN ENFORCING LIENS ACQUIRED BY THE MUNICIPALITY FOR WORK DONE ON UNSAFE OR UNSIGHTLY PROPERTY; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1315

BY: REPRESENTATIVE HAUSAM

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 24-4-101, AS AMENDED BY ACT 151 OF 2001, TO INCLUDE ALL CERTIFIED LAW ENFORCEMENT OFFICERS WITHIN THE PUBLIC SAFETY CREDIT IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM REGARDLESS OF THEIR PRIMARY DUTY; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1321

BY: REPRESENTATIVE R. SMITH

BY: *SENATOR FARIS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 24-11-301, 24-11-302, AND 24-11-809 TO CHANGE THE ORDER OF CALCULATION OF THE FIRE PROTECTION FUND'S PORTION OF THE INSURANCE PREMIUM TAXES USED FOR LOCAL POLICE AND FIRE PENSION RELIEF FUNDS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1740

BY: REPRESENTATIVES SALMON, HICKINBOTHAM, SCRIMSHIRE,
LEDBETTER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 14-38-101 AND 14-38-104 TO INCREASE THE NUMBER OF RESIDENTS NEEDED TO PETITION *FOR THE INCORPORATION OF A CITY OR TOWN; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2230

BY: REPRESENTATIVE FERGUSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR INDEPENDENT INSPECTIONS OF MODULAR BUILDINGS FOR CODE COMPLIANCE; TO PRESCRIBE STANDARDS WHICH MUST BE MET BY MODULAR BUILDINGS CONSTRUCTED IN ARKANSAS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2238

BY: REPRESENTATIVE D. ELLIOTT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE SCHOOL DISTRICTS INVOLVED IN COURT ORDERED DESEGREGATION TO COMPLY WITH ZONING REQUIREMENTS WITHIN *ONE HUNDRED EIGHTY (180) DAYS* AFTER RELEASE FROM THE COURT ORDER; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2275

BY: REPRESENTATIVES DANGEAU, *J. ELLIOTT, BORHAUER, GOSS, W. WALKER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT MANDATING PARENTAL NOTIFICATION OF STUDENTS REPORTED TO, INTERVIEWED BY, OR TAKEN INTO CUSTODY BY LAW ENFORCEMENT PERSONNEL; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2308

BY: REPRESENTATIVES *D. ELLIOTT, RODGERS, FILES, MINTON, WOMACK, HUTCHINSON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE DIVISION OF COMMERCIAL VEHICLE ENFORCEMENT AND THE DIVISION OF CAPITOL POLICE WITHIN THE DEPARTMENT OF ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2350

BY: REPRESENTATIVES COWLING, TEAGUE, MACK, OGLESBY, MILUM, *CARSON, JUDY, HOLT, JONES, FITE*
BY: SENATORS HORN, HILL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 1, CHAPTER 5, SUBCHAPTER 1, TO ADD AN ADDITIONAL SECTION TO ESTABLISH THE THIRD WEEK OF SEPTEMBER EACH YEAR AS NATIVE AMERICAN HERITAGE WEEK IN ARKANSAS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2439

BY: REPRESENTATIVE GLOVER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ADOPT A MUTUAL HOLDING COMPANY ACT; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2551

BY: REPRESENTATIVE MOORE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 14-40-302 CONCERNING MUNICIPAL ANNEXATION AUTHORITY TO LIMIT THE *AUTHORITY OF CERTAIN MUNICIPALITIES* AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2554

BY: REPRESENTATIVE W. WALKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO *AUTHORIZE* THE HIGHER EDUCATION COORDINATING BOARD TO CONTINUE THE ADMINISTRATION OF VARIOUS MINORITY SCHOLARSHIP PROGRAMS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2593

BY: REPRESENTATIVE BRIGHT

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND ARKANSAS CODE 17-17-108 CONCERNING DISCLOSURE OF A BUYER'S PREMIUM BY AN AUCTIONEER*; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2621

BY: REPRESENTATIVES GREEN, *C. JOHNSON, CLEMONS, FITE, MOORE, SALMON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 6-21-303 CONCERNING SCHOOL DISTRICT PURCHASES OF COMMODITIES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2638

BY: REPRESENTATIVE JONES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 3-3-212 TO PERMIT A MANUFACTURER OR WHOLESALER OF ALCOHOLIC BEVERAGES TO PAY FOR ADVERTISING OR PROMOTIONAL MATERIALS *ON PREMISES OWNED BY THE HOLDER OF A FRANCHISE GRANTED BY THE ARKANSAS RACING COMMISSION*; AND FOR OTHER PURPOSES.

HOUSE CONCURRENT RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE CONCURRENT RESOLUTION NO. 1043

BY: REPRESENTATIVES HATHORN, *RODGERS*

TO ENCOURAGE THE ARKANSAS STATE GAME AND FISH COMMISSION TO SEEK ADVICE BEFORE PURCHASING LAND AND TO STUDY THE FEASIBILITY OF REIMBURSING LOCAL GOVERNMENTS FOR LOST PROPERTY TAX REVENUES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 775

BY: SENATOR RIGGS

BY: *REPRESENTATIVE TEAGUE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 26-52-301 PERTAINING TO GROSS RECEIPTS TAX ON TELECOMMUNICATION SERVICES; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 776

BY: SENATOR WILKINSON

BY: *REPRESENTATIVES McMELLON, VERKAMP*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCLUDE COAL MINING OPERATIONS IN ECONOMIC DEVELOPMENT LAWS; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 833

BY: SENATORS HILL, FARIS

BY: *REPRESENTATIVE TEAGUE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING SCHOOL BUS DRIVER ELIGIBILITY TO PARTICIPATE IN THE PUBLIC SCHOOL EMPLOYEES INSURANCE PROGRAM; AND FOR OTHER PURPOSES.

Upon motion of Representative Salmon, **HOUSE BILL NO. 1740** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1740

Amend **HOUSE BILL NO. 1740** as originally introduced:

Page 1, line 32, delete "three hundred (300)" and substitute "two hundred (200)".

/s/ Mary Anne Salmon

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Salmon, **HOUSE BILL NO. 1740** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1740

Amend **HOUSE BILL NO. 1740** as originally introduced:

Page 2, Delete lines 11 through 13, Page 2, and substitute the following:

"an existing municipal corporation unless the governing body of the municipal corporation has, by written resolution, affirmatively consented to the incorporation."

/s/ Mary Anne Salmon

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Salmon, **HOUSE BILL NO. 1740** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1740

Amend **HOUSE BILL NO. 1740** as originally introduced:

Page 1, delete lines 11 through 13 and substitute the following:

"FOR THE INCORPORATION OF A CITY OR TOWN; AND FOR OTHER"

AND

Page 1, delete lines 19 through 21 and substitute "INCORPORATION."

AND

Page 2, delete lines 14 through 17 and substitute the following:

"(2)(A) The five-mile limitation shall not apply if the area proposed to be incorporated is separated from the corporate limits of an existing municipality by a natural barrier that makes the area to be incorporated inaccessible to the existing municipality."

AND

Page 2, line 18, delete "~~(B)~~" and substitute "(B)"

AND

Page 2, line 20, delete "five thousand (5,000)" and substitute "~~five thousand (5,000)~~
four thousand (4,000)"

AND

Page 2, line 35, delete "three hundred (300)" and substitute "two hundred (200)"

/s/ Mary Anne Salmon

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative McMellon, **SENATE BILL NO. 776** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 776

Amend **SENATE BILL NO. 776** as originally introduced:
Add Representatives McMellon and Verkamp as cosponsors of the bill.

/s/ Terry A. McMellon

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

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED ***** 03/19/01*****

Upon motion of Representative Dees, **SENATE BILL NO. 765** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 765

Amend **SENATE BILL NO. 765** as originally introduced:
Page 2, delete line 2 and substitute
"or other research studies, if:

(A) The patient's name or social security number is not attached to or included with the specimen; or

(B) The patient's name or social security number is attached to or included with the specimen and the patient has given informed written consent to the disclosure."

/s/ Joyce Dees

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

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED ***** 03/19/01*****

Upon motion of Representative Teague, **SENATE BILL NO. 833** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 833

Amend **SENATE BILL NO. 833** as originally introduced:

Add Representative Teague as a cosponsor of the bill

/s/ Larry R. Teague

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Teague, **SENATE BILL NO. 775** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 775

Amend **SENATE BILL NO. 775** as originally introduced:

Add Representative Teague as a cosponsor of the bill

/s/ Larry R. Teague

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative French, **SENATE BILL NO. 608** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 608

Amend **SENATE BILL NO. 608** as engrossed, S3/9/01:

Page 4, line 17 delete "or"

AND

Page 4, delete line 19 and substitute the following:

"bait stations:

(F) Insecticidal flea and tick collars and spot-on flea treatments for dogs and cats; or

(G) Insecticidal cattle ear tags."

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE RESOLUTION NO. 1054

BY: REPRESENTATIVE T. STEELE

REQUESTING THE DIRECTORS OF ALL STATE AGENCIES TO DESIGN AND IMPLEMENT PHYSICAL ACTIVITY PROGRAMS AS A REGULAR PART OF THE WORK DAY.

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

HOUSE BILL NO. 1953

BY: REPRESENTATIVE JACOBS

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, Holt, G. Jeffress, Oglesby, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast94

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2228

BY: REPRESENTATIVE HUNT

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Magnus, Mathis, McMellon, Milligan, Milum, Moore, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, D. Elliott, French, Goss, G. Jeffress, Mack, Minton, Oglesby, Parks, Wood, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2261

BY: REPRESENTATIVE ADAMS

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Elliott, Files, French, Goss, G. Jeffress, Oglesby, Parks, Prater, Stovall, Wood, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2249

BY: REPRESENTATIVE MACK

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Elliott, French, Goss, Hickinbotham, G. Jeffress, Oglesby, Parks, Scrimshire, Wood, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2249**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Elliott, French, Goss, Hickinbotham, G. Jeffress, Oglesby, Parks, Scrimshire, Wood, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

HOUSE BILL NO. 2292

BY: REPRESENTATIVE ALLISON

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Carson, D. Elliott, French, Goss, G. Jeffress, Judy, Oglesby, Parks, Teague, Wood, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Necessary to the passage of the bill51

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

SENATE BILL NO. 358

BY: SENATOR MAHONY

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Gipson, Goss, G. Jeffress, Oglesby, T. Steele, Wood, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 358**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Gipson, Goss, G. Jeffress, Oglesby, T. Steele, Wood, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

SENATE BILL NO. 816

BY: SENATOR CRITCHER

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bevis, Clemons, Dees, Files, French, Goss, G. Jeffress, Oglesby, Wood, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the passage of the bill51

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

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1502

Amend **HOUSE BILL NO. 1502** as originally introduced:

Page 1, line 32, delete "chicken" and substitute "poultry"

AND

Page 2, line 19, delete "chicken" and substitute "poultry"

/s/ Bob Johnson, Jr.

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Elliott, French, Goss, G. Jeffress, Mathis, Oglesby, Teague, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Bevis the Clincher motion prevailed.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1811

Amend **HOUSE BILL NO. 1811** as originally introduced:

Immediately following Section 3 of the bill add an additional section to read as follows:

“SECTION 4. Arkansas Code 14-207-104 is amended to read as follows:

14-207-104. Procedures and valuation formula.

(a) In the event that an agreement pursuant to § 14-207-103(a) or (b) cannot be reached within such six-month period, the municipality shall pay to the electric public utility an amount equal to the following:

(1) The present-day reproduction cost, new, of the properties and facilities being acquired, less depreciation computed on a straight-line basis; plus

(2) The book value, net of depreciation, of all properties and facilities not being acquired or portions thereof, which were constructed or purchased, in good faith, by the electric public utility in order to serve customers in the annexed area, less the book value, net of depreciation, of the properties and facilities, to the extent that at the time that title to the properties or facilities being taken pursuant to this act is transferred, the properties and facilities not being acquired:

(A) Are required for serving customers of the electric public utility not in the annexed area; and

(B) May be reasonably expected to serve customers not in the annexed area within eight years following the acquisition; plus

~~(2)~~(3) An amount equal to the cost of constructing any necessary facilities to reintegrate the system of the electric public utility outside the annexed area after detaching the portion to be sold; plus

~~(3)~~(4) In the event that the electric public utility system does not provide wholesale power service to the municipality acquiring its properties, facilities, and customers under this subchapter, then, in addition to the amounts required by subdivisions (a)(1) and ~~(2)~~(3) of this section, the municipality shall pay the electric public utility either:

(A) Three hundred fifty-five percent (355%) of gross revenues less gross receipts taxes received by the electric public utility for the twelve-month period preceding notification from customers in the annexed area; or

(B) The amount required by subdivision ~~(a)(3)(A)~~(a)(4)(A) of this section payable over five (5) years with interest at the then-prevailing AAA

insured tax-exempt municipal bond interest rate.

(b) In the event that the electric public utility system ceases to provide wholesale power service to the municipality prior to five (5) years after the acquisition of the properties, facilities, and customers of the electric power utility under this subchapter, then the municipality will pay, pro rata for the remainder of such five-year period, in accordance with subdivision ~~(a)(3)(A)~~(a)(4)(A) of this section.”

AND

Appropriately renumber the subsequent section of the bill

/s/ Cliff Hoofman

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, French, Goss, Holt, G. Jeffress, Minton, Moore, Oglesby, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1660

Amend HOUSE BILL NO. 1660 as engrossed, H2/22/01:

Page 2, add a new sentence at the end of line 34 to read as follows:

"Provided that for the purposes of the options provided by this act, state mandated health benefits which may be excluded in whole or in part shall not include any health care services or benefits which were mandated by Act 34 of 1971."

/s/ John Riggs
By: Terry Smith

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bookout, D. Elliott, French, Goss, House, G. Jeffress, Moore, Oglesby, Parks, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

Representative R. Smith moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1632

Amend **HOUSE BILL NO. 1632** as engrossed, H2/22/01:

Page 2, add a new sentence at the end of line 6 to read as follows:

"Provided that for the purposes of the options provided by this act, state mandated health benefits which may be excluded in whole or in part shall not include any health care services or benefits which were mandated by Act 34 of 1971."

/s/ John Riggs
By: T. Smith

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bennett, Childers, Dangeau, French, Goss, House, G. Jeffress, Moore, Oglesby, Scrimshire, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1279

Amend **HOUSE BILL NO. 1279** as engrossed, H1/24/01:

Page 1, delete lines 29 through 36

AND

Page 2, delete lines 1 through 5 and substitute the following:

"(a) Anyone holding the right to request cancellation of the named insured's insurance policy, other than the insurer, shall send to the insured, and to the insured's agent or broker of record, at least ten (10) days written notice of the intention to cancel the policy. The right to be mailed this notice is personal to the named insured and cannot be waived nor may it be assigned by the insured to such person or entity that holds the right to request the cancellation.

(b) After expiration of such ten-day period in which to cure the default, a notice of cancellation of the policy may be sent to the insurer, with a copy to the named insured.

(c) Any notices failing to comply with this section shall be ineffective to cancel the policy.

(d) This section shall not apply to annuities, disability or life insurance."

/s/ Terry Smith

ARKANSAS SENATE
AMENDMENT NO. 2 TO HOUSE BILL NO. 1279

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, G. Jeffress, Jones, Moore, Oglesby, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
 Chief Clerk

HOUSE BILL NO. 2510

BY: REPRESENTATIVE ALLISON

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bolin, Bond, Bookout, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total89

NEGATIVE: Borhauer, Wood.

Total2

ABSENT OR NOT VOTING: Bledsoe, French, Goss, House, G. Jeffress, Moore, Oglesby, T. Steele, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Necessary to the passage of the bill51

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

Upon motion of Representative Allison the Clincher motion prevailed.

Motion was made by Representative Mathis for immediate consideration of
HOUSE BILL NO. 1472.

HOUSE BILL NO. 1472

BY: REPRESENTATIVE GLOVER

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe,
Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons,
Cleveland, Cook, Cowling, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson,
Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, House,
Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter,
Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, Milum, Moore, Napper, Nichols,
Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall,
Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J.
Taylor, C. Taylor, Teague, Thomas, Verkamp, W. Walker, White, Willis, Wood.

Total81

NEGATIVE: Bookout, Creekmore, D. Elliott, Hickinbotham, McMellon,
Minton, Parks, Scrimshire, Weaver, Womack.

Total10

ABSENT OR NOT VOTING: Files, French, Goss, Holt, G. Jeffress, Oglesby,
Trammell, Mr. Speaker.

Total8

VOTING PRESENT: Milligan.

Total1

Total number of votes cast.....92

Necessary to the passage of the bill51

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

Upon motion of Representative Glover the Clincher motion prevailed.

There being an Emergency Clause attached to **HOUSE BILL NO. 1472**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, Milum, Moore, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Verkamp, W. Walker, White, Willis, Wood.

Total81

NEGATIVE: Bookout, Creekmore, D. Elliott, Hickinbotham, McMellon, Minton, Parks, Scrimshire, Weaver, Womack.

Total10

ABSENT OR NOT VOTING: Files, French, Goss, Holt, G. Jeffress, Oglesby, Trammell, Mr. Speaker.

Total8

VOTING PRESENT: Milligan.

Total1

Total number of votes cast92

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative Glover the Clincher motion prevailed.

HOUSE BILL NO. 1721

BY: REPRESENTATIVE GOSS

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Biggs, Bledsoe, Bond, Bookout, Borhauer, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickenbotham, House, Hunt, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, W. Walker, Weaver, White, Willis, Womack, Wood.

Total84

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bevis, Bolin, Boyd, Duggar, D. Elliott, French, Goss, Holt, Hutchinson, G. Jeffress, Magnus, Oglesby, Parks, Roebuck, Verkamp, Mr. Speaker.

Total16

VOTING PRESENT:

Total0

Total number of votes cast84

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1876

BY: REPRESENTATIVE SCHALL

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

AFFIRMATIVE: Adams, Agee, Altes, Bennett, Bond, Childers, Creekmore, Duggar, Glover, Green, Hickinbotham, Hunt, Jackson, Lewellen, Mack, Milum, Nichols, Parks, Schall, R. Smith, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, Willis, Wood.

Total29

NEGATIVE: Allison, Bevis, Biggs, Bledsoe, Bolin, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Clemons, Cleveland, Cook, Cowling, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Hathorn, Hausam, Hendren, House, C. Johnson, Jones, Judy, Ledbetter, Lendall, Lowery, Mathis, Milligan, Minton, Moore, Napper, Prater, Pritchard, Rackley, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Steele, T. Steele, W. Walker, Weaver, White, Womack.

Total56

ABSENT OR NOT VOTING: French, Goss, Haak, Holt, Hutchinson, Jacobs, G. Jeffress, King, Magnus, McMellon, Oglesby, Ormond, Rankin, M. Smith, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast85

Necessary to the passage of the bill51

So the Bill failed.

NOTICE OF RECONSIDERATION

Representative Rodgers served notice at 2:55 p.m. that she will, within the time prescribed by law, move to reconsider the vote by which **HOUSE BILL NO. 1876** failed to pass.

HOUSE BILL NO. 2223

BY: REPRESENTATIVE HATHORN

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, G. Jeffress, Napper, Oglesby, Shoffner, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2283

BY: REPRESENTATIVE CLEVELAND

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Borhauer, Duggar, Eason, French, Goss, Holt, House, G. Jeffress, Oglesby, Salmon, M. Steele, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2568

BY: REPRESENTATIVE HATHORN

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Hathorn, Hausam, Hendren, Hickenbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Minton, Moore, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Shoffner, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total84

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, French, Goss, Haak, House, G. Jeffress, Magnus, Napper, Nichols, Oglesby, Parks, Seawel, M. Smith, Trammell, Mr. Speaker.

Total15

VOTING PRESENT: Ormond.

Total1

Total number of votes cast85

Necessary to the passage of the bill51

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

Upon motion of Representative Hathorn the Clincher motion prevailed.

HOUSE BILL NO. 1872

BY: REPRESENTATIVE FILES

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bevis, Bright, French, Goss, House, G. Jeffress, Oglesby, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2367

BY: REPRESENTATIVE R. SMITH

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, Holt, House, G. Jeffress, Moore, Oglesby, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2367**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, Holt, House, G. Jeffress, Moore, Oglesby, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

SENATE BILL NO. 11

BY: SENATOR DELAY

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Nichols, Ormond, Parks, Prater, Pritchard, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Gipson, Goss, House, G. Jeffress, Moore, Napper, Oglesby, Rackley, W. Walker, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Necessary to the passage of the bill51

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

SENATE BILL NO. 760

BY: SENATOR B. WALKER

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Gipson, Goss, House, G. Jeffress, Oglesby, Stovall, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Necessary to the passage of the bill51

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

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 1602

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Borhauer, Boyd, Dangeau, French, Goss, Holt, House, G. Jeffress, Oglesby, Schall, J. Taylor, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1602**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Borhauer, Boyd, Dangeau, French, Goss, Holt, House, G. Jeffress, Oglesby, Schall, J. Taylor, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 1777

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Dangeau, French, Goss, House, G. Jeffress, Oglesby, Schall, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1777**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Dangeau, French, Goss, House, G. Jeffress, Oglesby, Schall, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 1849

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Minton, Moore, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, Weaver, White, Willis, Womack, Wood.

Total86

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Dangeau, D. Elliott, French, Goss, House, G. Jeffress, Magnus, Napper, Oglesby, Salmon, Schall, W. Walker, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast86

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1849**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Minton, Moore, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, Weaver, White, Willis, Womack, Wood.

Total86

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Dangeau, D. Elliott, French, Goss, House, G. Jeffress, Magnus, Napper, Oglesby, Salmon, Schall, W. Walker, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast.....86

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 1860

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, House, G. Jeffress, C. Johnson, Oglesby, Schall, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1860**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, House, G. Jeffress, C. Johnson, Oglesby, Schall, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2016

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, House, G. Jeffress, Oglesby, Schall, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2016**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: French, Goss, House, G. Jeffress, Oglesby, Schall, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2018

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Borhauer, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2018**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Borhauer, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2029

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2029**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2032

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Mathis, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2032**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Mathis, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2083

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2083**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2087

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2087**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2093

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total85

NEGATIVE: Bolin.

Total1

ABSENT OR NOT VOTING: Borhauer, Clemons, French, Goss, House, G. Jeffress, Minton, Oglesby, Rodgers, Schall, J. Taylor, Thomas, Trammell, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast86

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2093**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total85

NEGATIVE: Bolin.

Total1

ABSENT OR NOT VOTING: Borhauer, Clemons, French, Goss, House, G. Jeffress, Minton, Oglesby, Rodgers, Schall, J. Taylor, Thomas, Trammell, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast.....86

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2094

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2094**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, French, Goss, House, G. Jeffress, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

Upon motion of Representative French the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 2106

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bledsoe, Clemons, French, Goss, House, G. Jeffress, Lewellen, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2106**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bledsoe, Clemons, French, Goss, House, G. Jeffress, Lewellen, Oglesby, Schall, J. Taylor, Thomas, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....88

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

 HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1472 BY REPRESENTATIVE GLOVER
 HOUSE BILL NO. 1602 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1721 BY REPRESENTATIVE GOSS
 HOUSE BILL NO. 1777 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1849 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1860 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1872 BY REPRESENTATIVE FILES
 HOUSE BILL NO. 1953 BY REPRESENTATIVE JACOBS
 HOUSE BILL NO. 2016 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2018 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2029 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2032 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2083 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2087 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2093 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2094 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2106 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2223 BY REPRESENTATIVE HATHORN
 HOUSE BILL NO. 2228 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2249 BY REPRESENTATIVE MACK
 HOUSE BILL NO. 2261 BY REPRESENTATIVE ADAMS
 HOUSE BILL NO. 2283 BY REPRESENTATIVE CLEVELAND
 HOUSE BILL NO. 1192 BY REPRESENTATIVE ALLISON
 HOUSE BILL NO. 2367 BY REPRESENTATIVE R. SMITH
 HOUSE BILL NO. 2510 BY REPRESENTATIVE ALLISON
 HOUSE BILL NO. 2568 BY REPRESENTATIVE HATHORN

 SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 11 AS AMENDED, BY SENATOR DELAY
 SENATE BILL NO. 358 AS AMENDED, BY SENATOR MAHONY
 SENATE BILL NO. 760 BY SENATOR B. WALKER
 SENATE BILL NO. 816 BY SENATOR CRITCHER

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1040	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1257	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1286	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1324	BY REPRESENTATIVE R. SMITH
HOUSE BILL NO. 1374	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1446	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1513	BY REPRESENTATIVE COOK
HOUSE BILL NO. 1731	BY REPRESENTATIVE ALTES
HOUSE BILL NO. 1733	BY REPRESENTATIVE ALTES
HOUSE BILL NO. 1737	BY REPRESENTATIVE BOND
HOUSE BILL NO. 1739	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1743	BY REPRESENTATIVE ALTES
HOUSE BILL NO. 1761	BY REPRESENTATIVE HAAK
HOUSE BILL NO. 1762	BY REPRESENTATIVE HAAK
HOUSE BILL NO. 1781	BY REPRESENTATIVE VERKAMP
HOUSE BILL NO. 1790	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1793	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1806	BY REPRESENTATIVE CARSON
HOUSE BILL NO. 1830	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1848	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1850	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1866	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1867	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1868	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1869	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1879	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1896	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1897	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1906	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1907	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1911	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1915	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1916	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1917	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1920	BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE, HOUSE BILLS RETURNED FROM THE SENATE AS
PASSED, CONTINUED

HOUSE BILL NO. 1946 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1947 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1951 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1957 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1958 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1965 BY REPRESENTATIVE WOMACK
HOUSE BILL NO. 1969 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1972 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1974 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1975 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1989 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1993 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1994 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1996 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1997 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2001 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2004 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2005 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2013 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2014 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2019 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2020 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2023 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2026 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2028 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2030 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2031 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2033 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2034 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2037 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2038 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2042 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2063 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2064 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2071 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2072 BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE, HOUSE BILLS RETURNED FROM THE SENATE AS
PASSED, CONTINUED

HOUSE BILL NO. 2073 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2074 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2075 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2077 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2082 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2084 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2095 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2099 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2100 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2101 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2102 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2103 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2105 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2108 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2109 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2111 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2112 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2116 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2119 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2120 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2121 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2124 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2125 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2127 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2137 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2138 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2143 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2144 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2147 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2148 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2156 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2158 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2160 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2172 BY REPRESENTATIVE JONES
HOUSE BILL NO. 2206 BY REPRESENTATIVE BOYD
HOUSE BILL NO. 2210 BY REPRESENTATIVE D. ELLIOTT

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 23 BY SENATOR BEEBE
SENATE BILL NO. 67 BY SENATOR CRITCHER
SENATE BILL NO. 226 BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 567 BY SENATOR BAKER
SENATE BILL NO. 752 BY SENATOR CRITCHER
SENATE BILL NO. 829 BY SENATOR BAKER
SENATE BILL NO. 830 BY SENATOR MAHONY
SENATE BILL NO. 846 BY SENATOR CASH
SENATE BILL NO. 866 BY SENATOR GWATNEY
SENATE BILL NO. 875 BY SENATOR B. WALKER

ARKANSAS SENATE
SENATE CONCURRENT RESOLUTIONS ADOPTED
AND ORDERED TRANSMITTED TO THE HOUSE

SENATE CONCURRENT RESOLUTION NO. 10
BY SENATOR WILKINSON

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 15, 2001

MR. SPEAKER:

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

HOUSE BILL NO. 1131 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1218 BY REPRESENTATIVE HICKINBOTHAM
 HOUSE BILL NO. 1309 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1423 BY REPRESENTATIVE HUTCHINSON
 HOUSE BILL NO. 1440 BY REPRESENTATIVE R. SMITH
 HOUSE BILL NO. 1523 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1536 BY REPRESENTATIVE DANGEAU
 HOUSE BILL NO. 1638 BY REPRESENTATIVE BRADFORD
 HOUSE BILL NO. 1651 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1652 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1677 BY REPRESENTATIVE RANKIN
 HOUSE BILL NO. 1678 BY REPRESENTATIVE RANKIN
 HOUSE BILL NO. 1679 BY REPRESENTATIVE RANKIN
 HOUSE BILL NO. 1680 BY REPRESENTATIVE RANKIN
 HOUSE BILL NO. 1687 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1738 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1776 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1795 BY REPRESENTATIVE CLEVELAND, ET AL
 HOUSE BILL NO. 1910 BY REPRESENTATIVE HAAK, ET AL
 HOUSE BILL NO. 1922 BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 1941 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2057 BY REPRESENTATIVE LOWERY, ET AL
 HOUSE BILL NO. 2086 BY REPRESENTATIVE FRENCH, ET AL
 HOUSE BILL NO. 2154 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 12:45 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Shane Broadway
 Chairman

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1131 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1218 BY REPRESENTATIVE HICKINBOTHAM
 HOUSE BILL NO. 1309 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1423 BY REPRESENTATIVE HUTCHINSON
 HOUSE BILL NO. 1440 BY REPRESENTATIVE R. SMITH
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 HOUSE BILL NO. 1652 BY JOINT BUDGET COMMITTEE
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 HOUSE BILL NO. 1679 BY REPRESENTATIVE RANKIN
 HOUSE BILL NO. 1680 BY REPRESENTATIVE RANKIN
 HOUSE BILL NO. 1687 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1738 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1776 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1795 BY REPRESENTATIVE CLEVELAND, ET AL
 HOUSE BILL NO. 1910 BY REPRESENTATIVE HAAK, ET AL
 HOUSE BILL NO. 1922 BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 1941 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2057 BY REPRESENTATIVE LOWERY, ET AL
 HOUSE BILL NO. 2086 BY REPRESENTATIVE FRENCH, ET AL
 HOUSE BILL NO. 2154 BY JOINT BUDGET COMMITTEE

/s/ Mike Huckabee - Governor

TIME: 12:45 p.m.

By: Barb Meyer

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

Little Rock, Arkansas

March 14, 2001

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on March 14, 2001, I approved the following measures from the Session of the Eighty-third General Assembly:

House Bill 1359, which is now Act 783 of 2001,
House Bill 1506, which is now Act 784 of 2001,
House Bill 1563, which is now Act 785 of 2001,
House Bill 1618, which is now Act 786 of 2001,
House Bill 1645, which is now Act 787 of 2001,
House Bill 1686, which is now Act 788 of 2001,
House Bill 1698, which is now Act 789 of 2001,
House Bill 1699, which is now Act 790 of 2001,
House Bill 1700, which is now Act 791 of 2001,
House Bill 1719, which is now Act 792 of 2001,
House Bill 1943, which is now Act 793 of 2001,
House Bill 2007, which is now Act 794 of 2001,
House Bill 2008, which is now Act 795 of 2001,
House Bill 2009, which is now Act 796 of 2001,
House Bill 2010, which is now Act 797 of 2001,
House Bill 2011, which is now Act 798 of 2001, and
House Bill 2012, which is now Act 799 of 2001.

Sincerely,

/s/ Mike Huckabee

MH:bbm

cc: President of the Senate

SENATE BILL NO. 23

BY: SENATOR BEEBE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE OFFENSE OF TIMBER THEFT.

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

SENATE BILL NO. 67

BY: SENATOR CRITCHER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 5, CHAPTER 64, SUBCHAPTER 4 TO ADD AN ADDITIONAL SECTION TO PROVIDE FOR AN ENHANCED CRIMINAL PENALTY FOR PERSONS CONVICTED OF MANUFACTURING METHAMPHETAMINE IN THE PRESENCE OF MINOR CHILDREN; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 226

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 FINANCE AND ADMINISTRATION - ALCOHOLIC BEVERAGE CONTROL ENFORCEMENT DIVISION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 435

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR CAPITAL IMPROVEMENTS TO THE BAUXITE MUSEUM IN SALINE COUNTY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 436

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR A GRANT FOR BUILDING IMPROVEMENTS TO THE ROYAL THEATER IN SALINE COUNTY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 437

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR CAPITAL IMPROVEMENTS TO THE GANN MUSEUM OF SALINE COUNTY, INC.; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 496

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF PROGRAMS FOR CRIMINAL BACKGROUND CHECKS AND CONTINUING EDUCATION FOR THE ARKANSAS STATE BOARD OF NURSING FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 567

BY: SENATOR BAKER

BY: REPRESENTATIVES PARKS, SCROGGIN, STOVALL

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND ARKANSAS CODE 15-75-307 TO CLARIFY THE REQUIREMENTS FOR A MULTI-COUNTY CLASS ONE (1) PERMIT FOR LIQUEFIED PETROLEUM GAS BUSINESSES; TO ADD A SUNSET PROVISION; AND FOR OTHER PURPOSES.*

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

SENATE BILL NO. 591

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE SUPPORT TO THE SENIOR SERVICES CENTER IN EL DORADO, ARKANSAS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 614

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE SUPPORT TO THE OUACHITA RIVER COMMISSION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 639

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR MAKING A GRANT TO THE CROSSETT PLAYERS LITTLE THEATER FOR RENOVATIONS OF AN EXISTING BUILDING; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 679

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS DEPARTMENT OF EMERGENCY MANAGEMENT FOR DEVELOPMENT AND INITIAL OPERATION OF A NETWORK OF SEISMIC STATIONS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 683

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR RENOVATIONS AND IMPROVEMENTS TO DEER, WESTERN GROVE, MOUNT JUDEA, AND JASPER CHILD CARE CENTERS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 685

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE CARROLL COUNTY LEARNING CENTER; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 686

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR ASSISTING IN THE ADDITION TO THE EUREKA SPRINGS POLICE STATION/COMMUNITY ROOM; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 687

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR CONSTRUCTING AND EQUIPPING THE MADISON COUNTY FAIR BUILDING FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 688

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO PROJECTS IN SEARCY COUNTY AND THE GATEWAY CHARTER SCHOOL; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 691

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE SOUTH ARKANSAS COMMUNITY COLLEGE FOR CONSTRUCTING, RENOVATING, EQUIPPING AND/OR PURCHASING LAND FOR AN ALLIED HEALTH BUILDING; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 729

BY: *JOINT BUDGET COMMITTEE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR A GRANT TO THE CITY OF PERRYVILLE FOR PARK IMPROVEMENTS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 752

BY: SENATOR CRITCHER

BY: REPRESENTATIVE R. SMITH

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 23-89-501 THROUGH 23-89-507; TO REPEAL ARKANSAS CODE 20-27-101 THROUGH 20-27-104; TO CONSOLIDATE THE LAWS REGARDING AMUSEMENT RIDE SAFETY; TO EXPAND THE DIRECTOR'S AUTHORITY OVER AMUSEMENT RIDE SAFETY; TO SET A FEE SCHEDULE FOR INSPECTIONS; TO ESTABLISH PATRON RESPONSIBILITIES AND OPERATOR QUALIFICATIONS; TO REQUIRE ACCIDENT REPORTING AND RECORD MAINTENANCE; TO REQUIRE SAFETY TESTS; TO CREATE THE AMUSEMENT RIDE SAFETY ADVISORY BOARD; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 829

BY: SENATOR BAKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 14-284-203 AND 14-284-204 TO REQUIRE TEN PERCENT (10%) OF THE QUALIFIED ELECTORS TO SIGN PETITIONS FOR ESTABLISHMENT OF A FIRE PROTECTION DISTRICT BEFORE A QUORUM COURT ADOPTS AN ORDINANCE TO CREATE A DISTRICT, AND TO HOLD A PUBLIC HEARING WITHIN THE DISTRICT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 830

BY: SENATOR MAHONY**BY: REPRESENTATIVES LOWERY, M. SMITH**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE ASSESSMENT FOR NATURAL GAS PRODUCED AND SAVED; TO INCREASE THE ASSESSMENT FOR BRINE PRODUCED AND SAVED OR SOLD FOR PURPOSES OF THE EXTRACTION OF CHEMICAL SUBSTANCES; TO REQUIRE REVIEW BY THE LEGISLATIVE COUNCIL OR THE JOINT BUDGET COMMITTEE OF PROPOSED INCREASES IN THE BRINE ASSESSMENT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 846

BY: SENATORS CASH, WOOLDRIDGE**BY: REPRESENTATIVES NICHOLS, SHOFFNER, AGEE, BIGGS, HAUSAM, HAAK, D. ELLIOTT, BRIGHT**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PREVENT WORKPLACE VIOLENCE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 866

BY: SENATOR GWATNEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE EXEMPTIONS TO THE FREEDOM OF INFORMATION ACT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 875

BY: SENATOR B. WALKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE SHERIFFS AND CHIEFS OF POLICE TO BE NOTIFIED WHEN AN INMATE WILL BE PRESENT WITHIN THEIR JURISDICTION WHILE ON FURLOUGH; AND FOR OTHER PURPOSES.

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

SENATE CONCURRENT RESOLUTION NO. 10

BY: SENATOR WILKINSON

BY: REPRESENTATIVES VERKAMP, McMELLON

REQUESTING THE SENATE AND HOUSE INTERIM COMMITTEES ON PUBLIC TRANSPORTATION TO CONDUCT A STUDY OF THE FEASIBILITY AND DESIRABILITY OF ESTABLISHING A PRIVATE SECTOR PROGRAM FOR THE VOLUNTARY PLANTING OF TREES ALONG STATE HIGHWAY RIGHT-OF-WAYS AND OTHER HIGHWAY RELATED LANDS OWNED BY THE STATE.

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

Upon motion of Representative Cook, the House adjourned at 4:10 p.m. until 10:30 a.m., Friday, March 16, 2001.

ATTEST:

Shane Broadway
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

