

**EIGHTY-FIRST DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas

March 29, 2001

The House was called to order at 1:03 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, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, Jeffress, Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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.

Total99

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

C. Johnson.

Total01

A quorum was present.

Unanimous leave was granted for Representative C. Johnson.

The House stood and was led in prayer by House Chaplain, Dr. John E. Owen, Bryant, 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 29, 2001

EDUCATION	M. OLIN COOK, CHAIRPERSON
HOUSE BILL NO. 1537	DO PASS
BY REPRESENTATIVE DANGEAU	AS AMENDED #1
HOUSE BILL NO. 2465	DO PASS
BY REPRESENTATIVE THOMAS	AS AMENDED #2
HOUSE BILL NO. 2503	DO PASS
BY REPRESENTATIVE KING	AS AMENDED #1
HOUSE BILL NO. 2514	DO PASS
BY REPRESENTATIVE T. STEELE	AS AMENDED #1
SENATE BILL NO. 478	DO PASS
BY SENATOR BROWN	
SENATE BILL NO. 754	DO PASS
BY SENATOR BISBEE	
SENATE BILL NO. 863	DO PASS
BY SENATOR D. MALONE	AS AMENDED #1
SENATE BILL NO. 946	DO PASS
BY SENATOR T. SMITH	

COMMITTEE REPORT

March 29, 2001

JUDICIARY	MIKE HATHORN, CHAIRPERSON
HOUSE BILL NO. 1132	DO PASS, TO CONCUR IN
BY REPRESENTATIVE C. TAYLOR	SENATE AMENDMENT #1
HOUSE BILL NO. 1875	DO PASS, TO CONCUR IN
BY REPRESENTATIVE SCHALL	SENATE AMENDMENT #1
HOUSE BILL NO. 2435	DO PASS
BY REPRESENTATIVE BRIGHT	AS AMENDED #1
SENATE BILL NO. 58	DO PASS
BY SENATOR BEEBE	AS AMENDED #1
SENATE BILL NO. 532	DO PASS
BY SENATOR WEBB	
SENATE BILL NO. 756	DO PASS
BY SENATOR WEBB	

COMMITTEE REPORT

	March 29, 2001
PUBLIC HEALTH, WELFARE AND LABOR	TRACY STEELE CHAIRPERSON
HOUSE BILL NO. 2166 BY REPRESENTATIVE BOYD	DO PASS, TO CONCUR IN SENATE AMENDMENT #1 NON-CONTROVERSIAL
HOUSE BILL NO. 2290 BY REPRESENTATIVE BLEDSOE	DO PASS AS AMENDED #2
HOUSE BILL NO. 2338 BY REPRESENTATIVE C. TAYLOR	DO PASS
HOUSE BILL NO. 2385 BY REPRESENTATIVE J. ELLIOTT	DO PASS
HOUSE BILL NO. 2499 BY REPRESENTATIVE KING	DO PASS AS AMENDED #2
HOUSE BILL NO. 2604 BY REPRESENTATIVE C. TAYLOR	DO PASS
HOUSE BILL NO. 2644 BY REPRESENTATIVE TRAMMELL	DO PASS AS AMENDED #1
SENATE BILL NO. 450 BY SENATOR BAKER	DO PASS NON-CONTROVERSIAL
SENATE BILL NO. 485 BY SENATOR EVERETT	DO PASS
SENATE BILL NO. 822 BY SENATOR B. WALKER	DO PASS
SENATE BILL NO. 938 BY SENATOR BISBEE	DO PASS AS AMENDED #1
SENATE BILL NO. 970 BY SENATOR GWATNEY	DO PASS NON-CONTROVERSIAL

COMMITTEE REPORT

	March 29, 2001
REVENUE AND TAXATION	LARRY TEAGUE, CHAIRPERSON
HOUSE BILL NO. 2537	DO PASS
BY REPRESENTATIVE GILLESPIE	
HOUSE BILL NO. 2617	DO PASS
BY REPRESENTATIVE McMELLON	
SENATE BILL NO. 906	DO PASS
BY SENATOR RIGGS	AS AMENDED #1

COMMITTEE REPORT

	March 29, 2001
RULES	MARY ANNE SALMON
	CHAIRPERSON
HOUSE BILL NO. 1637	DO PASS
BY REPRESENTATIVE BRADFORD	
HOUSE BILL NO. 2636	DO PASS
BY REPRESENTATIVE JONES	AS AMENDED #1

COMMITTEE REPORT

	March 29, 2001
ENERGY	SANDRA RODGERS
	CHAIRPERSON
HOUSE BILL NO. 2325	DO PASS
BY REPRESENTATIVE JUDY	

COMMITTEE REPORT

	March 29, 2001
ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY	JIM MAGNUS
	CHAIRPERSON
HOUSE BILL NO. 2364	DO PASS
BY REPRESENTATIVE STOVALL	
SENATE BILL NO. 975	DO PASS
BY SENATOR K. SMITH	AS AMENDED #1

COMMITTEE REPORT

	March 28, 2001
JOINT BUDGET	GEORGE FRENCH
	CHAIRPERSON
HOUSE BILL NO. 1578	DO PASS
BY JOINT BUDGET COMMITTEE	AS AMENDED #1
HOUSE BILL NO. 1727	DO PASS
BY JOINT BUDGET COMMITTEE	AS AMENDED #1
HOUSE BILL NO. 2135	DO PASS
BY REPRESENTATIVE GOSS	AS AMENDED #1
SENATE BILL NO. 471	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 599	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 627	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 630	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 657	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 676	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 677	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 701	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 715	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 722	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 725	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 726	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 886	DO PASS
BY JOINT BUDGET COMMITTEE	

Upon motion of Representative Glover, **HOUSE BILL NO. 1278** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1278

Amend **HOUSE BILL NO. 1278** as originally introduced:

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

AND

Page 1, line 26, delete "~~sixty (60)~~ fifty-five (55)" and substitute "sixty (60)"

AND

Page 1, line 31, add the following:

"(B) The governing body of the city may provide, by ordinance, that any person who has served as mayor for a period of not less than ten (10) years may retire upon reaching age fifty-five (55) with the benefits provided under this section."

/s/ Bobby Glover

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. 2655** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2655

Amend **HOUSE BILL NO. 2655** as originally introduced:

Page 1, line 12, delete "OIL AND GAS" and substitute "OIL, GAS, AND BRINE"
AND

Page 1, line 17, delete "OIL AND GAS" and substitute "OIL, GAS, AND BRINE"
AND

Page 1, line 25, delete "oil and gas drilling" and substitute "oil, gas, and brine drilling pits"

AND

Page 1, delete lines 26 through 30 and substitute the following:

"(a) The owner or operator of any well drilled for the purpose of exploring for, or producing, oil, gas, or brine, who temporarily stores any wastes from drilling operations in any surface pits shall, before any wastes are produced in the course of drilling, have pit liners installed in any waste pits used during drilling operations."

AND

Page 1, line 33, delete "oil and gas" and substitute "oil, gas, and brine"

AND

Page 1, line 35, add ", with technical advice from the Arkansas Department of Environmental Quality," between "shall" and "promulgate"

/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 Jones, **HOUSE BILL NO. 1466** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1466

Amend **HOUSE BILL NO. 1466** as engrossed, H3/27/01:

Page 2, line 5 delete "Three (3)" and substitute "Two (2)"

AND

Page 2, line 8, delete "Five (5)" and substitute "Six (6)"

And

Page 2, line 9, delete "three (3)" and substitute "six (6)"

/s/ Steven Jones

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Biggs, **HOUSE BILL NO. 2489** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2489

Amend **HOUSE BILL NO. 2489** as originally introduced:

Page 3, delete lines 26 and 27 and substitute the following:

"(g) Sections 23-66-201 — 23-66-215, 23-66-301 — 23-66-306, 23-66-308 — 23-66-314, referring to trade practices and frauds;"

AND

Page 4, delete lines 2 and 3 and substitute the following:

"(m) Sections 23-85-101 — 23-85-132, 23-85-134, and 23-85-136, referring to individual accident and health insurance;"

AND

Page 7, delete lines 8 through 12 and substitute the following:

"(a) Any director, officer, or partner of a health maintenance organization who receives, collects, disburses, or invests funds in connection with the activities of the organization shall be responsible for the funds in a fiduciary relationship to the enrollees."

/s/ Gary Biggs

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Files, **HOUSE BILL NO. 2610** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2610

Amend **HOUSE BILL NO. 2610** as engrossed, H3/28/01:

Page 2, delete lines 29 through 36 and substitute the following:

"SECTION 2. Arkansas Code 17-28-308 is amended to read as follows:

17-28-308. Electrical apprentices.

~~Upon proper application and payment of the fee, the Board of Electrical Examiners of the State of Arkansas shall register as an electrical apprentice and issue a certificate of registration to any person who furnishes satisfactory proof that the applicant is enrolled in a school or training course for electrical apprentices certified by the Bureau of Apprenticeship and Training of the U.S. Department of Labor.~~

The board shall, upon proper application and payment of a fee, register as an electrical apprentice and issue a certificate of registration to a person who furnishes satisfactory proof that the applicant is enrolled in a school or training course for electrical apprentices certified by the board, which shall not permit supervision of apprentices at a ratio of greater than three (3) apprentices to one (1) journeyman or one (1) master electrician at one (1) time."

AND

Page 3, delete lines 1 through 7 in their entirety

/s/ Jake Files

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. 2308** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2308

Amend **HOUSE BILL NO. 2308** as engrossed, H3/15/01:

Page 1, delete lines 8 and 9 and substitute:

“AN ACT TO CREATE THE DIVISION OF CAPITOL”

AND

Page 1, delete lines 14 and 15 and substitute:

“TO CREATE THE DIVISION OF”

AND

Page 1, delete lines 22 and 23 and substitute:

“SECTION 1. (a) Effective July 1, 2002, there is created the Division of Capitol Police within”

AND

Page 1, line 27, delete “all divisions” and substitute “the division”

AND

Page 1, line 31, delete “divisions” and substitute “division”

AND

Page 2, line 3, delete “heads of the respective divisions” and substitute “head of the division”

AND

Page 2, line 5, delete “divisions” and substitute “division”

AND

Page 2, line 7, delete “Each” and substitute “This”

AND

Page 2, line 9, delete “various”

AND

Page 2, line 10, delete “divisions” and substitute “division”

AND

Page 2, delete lines 13 through 17 and substitute:

“SECTION 3. Effective July 1, 2002, the State Capitol Police is transferred by”

AND

Page 2, line 23, delete “divisions or departments” and substitute “State Capitol Police”

AND

Page 2, line 25, delete “July 1, 2001” and substitute “July 1, 2002”

AND

Page 2, line 27, delete "divisions" and substitute "division"

AND

Page 2, delete lines 32 through 36

AND

Page 3, delete lines 1 through 6

/s/ D. Elliott

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. 2583** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2583

Amend **HOUSE BILL NO. 2583** as originally introduced:

Page 1, line 33, insert:

"SECTION 2. For purposes of this act:

(1) "Check" means a negotiable instrument as defined in Article 3 of the Uniform Commercial Code, as exists on January 1, 2001, which is drawn on a bank and is to be payable on demand at maturity of the deferred deposit loan;

(2) "Consumer" means any natural person who, singly or jointly with another consumer, enters into a deferred deposit loan;

(3) "Deferred deposit loan" means any arrangement in which a person accepts a check dated on the date it was written and agrees to hold it for a period of days prior to deposit or presentment, or accepts a check dated subsequent to the date it was written, and agrees to hold the check for deposit until the date written on the check;

(4) "Executive director" means the Executive Director of the State Board of Collection Agencies;

(5) "Facilitator" means any person who facilitates, enables, or acts as a conduit for another person, who is or may be exempt from licensing, who makes deferred deposit loans;

(6)(A) "Licensee" means any person licensed by the State Board of Collection Agencies under the provisions of this act to engage in deferred deposit loans, or any facilitator.

(B) Except for purposes of section 4 of this act, a licensee includes any bank, savings and loan association, credit union, or other state or federally

regulated financial institution; and

(7) "Person" means any natural person, firm, partnership, association or corporation, or other entity that makes a deferred deposit loan in this state, or any facilitator.

SECTION 3. Applicability.

This act shall apply to:

(1) Any person who, for a fee, service charge, or other consideration, accepts a check dated on the date it was written and agrees to hold it for a period of days prior to deposit or presentment, or accepts a check dated subsequent to the date it was written, and agrees to hold the check for deposit until the date written on the check;

(2) Facilitators;

(3) Financial institutions to the extent that banks, savings and loan associations, credit unions, or other state or federally regulated financial institutions are exempt by other state or federal laws from the provisions of this act regarding limitations on interest rates and fees, all other provisions except the requirements for licensure in section 5 apply to these financial institutions; and

(4) Any person who seeks to evade its applicability by any device, subterfuge, or pretense whatsoever.

SECTION 4. Exemptions.

(a) Retail sellers who cash checks incidental to or independent of a sale and who charge no more than two dollars (\$2.00) per check for the service are exempt from the provisions of this act.

(b) To the extent that banks, savings and loan associations, credit unions, or other state or federally regulated financial institutions are exempt by other state or federal laws from the provisions of this act regarding limitations on interest and rates, all other sections of this act apply except section 5.

SECTION 5. Licensing.

(a)(1) No person shall engage in or offer to engage in the business regulated by this act unless a license has been issued by the executive director.

(2) The executive director shall not issue or renew any such license unless the following findings are made:

(A) That authorizing the applicant to engage in such business will promote the convenience and advantage of the community in which the applicant proposes to engage in business;

(B) That the financial responsibility, experience, character, and general fitness of the applicant are such as to command the confidence of the public and to warrant the belief that the business will be operated lawfully and fairly, and

within the provisions and purposes of this act;

(C) That neither the applicant, nor any principals of the applicant, which includes any persons owning at least five percent (5%) of the applicant, have been convicted of any felony;

(D) That the applicant has unencumbered assets of at least twenty-five thousand dollars (\$25,000) per location;

(E) That the applicant has provided a sworn statement that the applicant has not used in the past, nor will in the future directly or indirectly use the criminal process to collect the payment of deferred deposit loans; and

(F) Other information as the executive director may determine necessary.

(b) No license shall be issued for longer than one (1) year, and no renewal of a license may be provided if licensee has violated this act.

(c) A public hearing shall be held for each original application and for renewals if one is requested in writing by five (5) or more members of the public or the executive director.

(d)(1) Each licensee shall post a bond in the amount of fifty thousand dollars (\$50,000) per location which shall continue in effect for five (5) years after the licensee ceases operation in the state.

(2) The bond shall be available to pay damages and penalties to consumers harmed by any violations of this act.

(e) An annual fee and investigative fee set in an amount to be determined by the executive director shall be paid by each licensee.

(f) Not more than one (1) place of business shall be maintained under the same license, but the executive director may issue more than one (1) license to the same licensee upon compliance with all the provisions of this act governing issuance of a single license.

(g) No licensee shall conduct the business of making loans under this act within any office, suite, room or place of business in which any other business is solicited or engaged in unless, in the opinion of the executive director, the other business would not be contrary to the best interests of consumers and is authorized by the executive director in writing.

(h)(1) If the executive director shall find, after due notice and hearing, or opportunity for hearing, that any licensee, or an officer, agent, employee or representative thereof, has violated any of the provisions of this act, or has failed to comply with the rules, regulations, instructions or orders promulgated by the Board of Collection Agencies, or has failed or refused to make its reports to the executive director, or has furnished false information to the executive director, the executive

director may issue an order revoking or suspending the right of such licensee and such officer, agent, employee or representative to do business in this state as a licensee.

(2) No revocation, suspension, or surrender of any license shall relieve the licensee from civil or criminal liability for acts committed prior thereto.

(i)(1) The executive director shall maintain a list of licensees which shall be available to interested persons and the public.

(2) The executive director shall create a toll free number whereby consumers may obtain information about licensees.

(3) The executive director shall also establish a complaint process whereby an aggrieved consumer or any member of the public may file a complaint against a licensee or non-licensee who violates any provisions of this act.

(4) The executive director shall hold hearings upon the request of a party to the complaint, make findings of fact, conclusions of law, issue cease and desist orders, refer the matter to the appropriate law enforcement agency for prosecution under this act, and suspend or revoke a license granted under this act.

(5) All proceedings shall be open to the public.

(j) The State Board of Collection Agencies may promulgate regulations to carry out the provisions of this act.

SECTION 6. Information and Annual Reports.

(a)(1) Each licensee shall keep and use books, accounts, and records which shall enable the executive director to determine if the licensee is complying with the provisions of the act and maintain any other records as required by the executive director.

(2) The executive director, or designee, is authorized to examine the records at any reasonable time.

(3) All the records shall be kept for four (4) years following the last entry on a loan and according to generally accepted accounting procedures, which means that an examiner shall be able to review the record keeping and reconcile each consumer loan with documentation maintained in the consumer's loan file records.

(b)(1) Each licensee shall file an annual report with the Executive Director on or before the last day of March for the twelve-month period in the preceding year on forms prescribed by the executive director.

(2) The reports shall disclose in detail and under appropriate headings:

(A) The resources, assets, and liabilities of the licensee at the beginning and the end of the period;

(B) The income, expense, gain, loss, and a reconciliation of surplus or net worth with the balance sheets, and the ratios of the profits to the assets reported;

(C) The total number of deferred deposit loans made in the calendar year ending as of December 31st of the previous year;

(D) The total number of such loans outstanding as of December 31st of the previous year;

(E) The minimum, maximum, and average dollar amount of checks whose deposits were deferred in the calendar year ending as of December 31st of the previous year;

(F) The average annual percentage rate and the average number of days a deposit of a check is deferred during the calendar year ending as of December 31st of the previous year;

(G) The total of returned checks, the total of checks recovered, and the total of checks charged off during the calendar year ending as of December 31st of the previous year; and

(H) Verification that the licensee has not used the criminal process or caused the criminal process to be used in the collection of any deferred deposit loans during the calendar year ending as of December 31st of the previous year.

(c) The reports shall be verified by the oath or affirmation of the owner, manager, or president of the licensee.

(d)(1) If a licensee conducts another business or is affiliated with other licensees under this act, or if any other situation exists under which allocations of expense are necessary, the licensee shall make the allocation according to appropriate and reasonable accounting principles as approved by the executive director.

(2) Information about other business conducted on the same premises as that of deferred deposit loans shall be provided as required by the executive director.

(e)(1) The executive director shall compile annual reports of deferred deposit lending in this state from the information provided under this section and provide a copy to the Governor and the General Assembly.

(2) Annual reports shall be available to interested parties and to the general public.

(f)(1) Each licensee shall file a copy of the contract described in section 8(b) and the fee schedule described in section 8(c) with the executive director prior to the date of commencement of business at each location, at the time any changes are

made to the documents or schedule, and annually thereafter upon renewal of the license.

(2) These documents shall be available to interested parties and to the general public.

SECTION 7. Required acts.

(a) Each deferred deposit loan shall have a minimum term of no less than two (2) weeks for each fifty dollars (\$50.00) owed on the loan.

(b) A consumer shall be permitted to make partial payments, in amounts equal to no less than five dollar (\$5.00) increments, on the loan at any time, without charge.

(c) The maximum amount of the deferred deposit loan shall not exceed three hundred dollars (\$300).

(d) After each payment made, in full or in part, on any loan, the licensee shall give to the person making such payment a signed, dated receipt showing the amount paid and the balance due on the loan.

(e) The minimum amount of a deferred deposit loan is fifty dollars (\$50.00).

(f) The check written by the consumer in a deferred deposit loan shall be made payable to the licensee.

(g) Upon receipt of the check from the consumer for a deferred deposit loan, the licensee shall immediately stamp the back of the check with an endorsement that states: "This check is being negotiated as part of a deferred deposit loan pursuant to Arkansas Deferred Deposit Loan Act and any holder of this check takes it subject to all claims and defenses of the maker."

(h) Any facilitator is subject to enforcement under section 5 and the civil remedies provisions of section 11 if the person making the deferred deposit loans fails to comply with the requirements of this act.

(i) The licensee shall provide the consumer, or each consumer if there is more than one (1), with a copy of the loan documents described in section 8 prior to the consummation of the loan.

(j) The holder or assignee of any check written by a consumer in connection with a deferred deposit loan takes the instrument subject to all claims and defenses of the consumer.

SECTION 8. Required Disclosures.

(a) Before entering into a deferred deposit loan, the licensee shall deliver to the consumer a pamphlet prepared by the executive director which explains, in simple English and Spanish, all of the consumer's rights and responsibilities in a deferred deposit loan transaction, includes a toll free number to the executive director's office to handle concerns or complaints by consumers, and informs

consumers that the executive director's office can provide information about whether a lender is licensed, whether complaints have been filed with the executive director, and the resolution of such complaints.

(b) Licensees shall provide consumers with a written agreement on a form specified or approved by the executive director that can be kept by the consumer, and shall include the following information in English and in the language in which the loan was negotiated:

(1) The name, address, telephone number of the licensee making the deferred deposit loan, and the name and title of the individual employee who signs the agreement on behalf of the licensee;

(2) An itemization of the fees and interest charges to be paid by the consumer;

(3) Disclosures required by the federal Truth in Lending Act, as exists on January 1, 2001, regardless of whether the Truth in Lending Act applies to the particular deferred deposit loan;

(4) Disclosures required under any other state law, as exists on January 1, 2001;

(5) A clear description of the consumer's payment obligations under the loan;

(6)(A) In a manner which is more conspicuous than the other information provided in the loan document and is in at least 14-point bold type face, a statement that "you cannot be prosecuted in criminal court to collect this loan."

(B) The notice shall be located immediately preceding the signature of the consumer.

(c) The following notices in English, Spanish, as well as other languages in which a significant amount of deferred deposit loan business is conducted, shall be conspicuously posted by all licensees in each location of a business providing deferred deposit loan:

(1) Informs consumers that the licensee cannot use the criminal process against a consumer to collect any deferred deposit loan.

(2) The schedule of all interest and fees to be charged on such loans with an example of the amounts that would be charged on a three hundred dollars (\$300) loan payable in fourteen (14) days and thirty (30) days, giving the corresponding annual percentage rate.

(d)(1) Financial institutions making deferred deposit loans which, because of the application of other state or federal law, are exempt from the fee limitations of section 9, and which charge fees, interest, and charges greater than that authorized in section 9, shall post, in a conspicuous place in the branch in which the deferred

deposit loans are entered into, the notice in subdivision (d)(2) of this section.

(2) A single instance of charging a consumer more than the fees, interest, and other charges permitted in section 9 requires the financial institution to post this notice.

“WARNING: The fees and interest charged on deferred deposit loans made at this institution are higher than those charged at other financial institutions.”

SECTION 9. Permitted Charges.

(a) No licensee shall charge or receive, directly or indirectly, any interest, fees, or charges except those specifically authorized by this section.

(b) A licensee shall be permitted to charge an administrative fee of no more than five dollars (\$5.00) for each deferred deposit loan entered into with a consumer.

(c)(1) In addition to the administrative fee, the licensee shall be permitted to charge interest on the amount of cash delivered to the consumer in a deferred deposit loan in an amount no great than thirty-six percent (36%) per annum, which is defined as a three hundred and sixty-five-day year.

(2) The rate charged on the outstanding balance after maturity shall not be greater than the rate charged during the loan term.

(3) Charges on loans shall be computed and paid only as a percentage of the unpaid principal balance.

(4) For purposes of this section “principal balance” means the balance due and owed exclusive of any interest, service charges, or other loan-related charges.

(d)(1) If there are insufficient funds to pay a check on the date of presentment, a licensee may charge a fee, not to exceed the lesser of fifteen dollars (\$15.00) or the fee imposed upon the licensee by the financial institution.

(2) Only one (1) fee may be collected with respect to a particular check even if it has been redeposited and returned more than once.

(3) A fee charged pursuant to this subsection is a licensee’s exclusive charge for late payment.

(e) When a loan is repaid before its due date, unearned interest charges shall be rebated to the consumer based on a method at least as favorable to the consumer as the actuarial method.

SECTION 10. Prohibited Acts.

No licensee making deferred deposit loans shall commit, or have committed on behalf of the licensee, any of the following prohibited acts:

(1) Engaging in the business of deferred deposit lending unless the executive director has first issued a valid license;

(2) Threatening to use or using the criminal process in this or any other state

to collect on the loan;

(3) Altering the date or any other information on the check;

(4) Using any device or agreement which would have the effect of charging or collecting more fees, charges, or interest than allowed by this act, including but not limited to entering into a different type of transaction with the consumer;

(5) Engaging in unfair, deceptive, or fraudulent practices in the making or collecting of a deferred deposit loan;

(6)(A) Entering into a deferred deposit loan with a consumer which is unconscionable;

(B) In determining whether a deferred deposit loan transaction is unconscionable, consideration shall be given to, but is not limited to, whether the amount of the loan exceeds twenty-five percent (25%) of the consumer's net income for the term of the loan;

(7) Charging to cash a check representing the proceeds of the deferred deposit loan;

(8) Using or attempting to use the check provided by the consumer in a deferred deposit loan as security for purposes of any state or federal law;

(9) Accepting payment of the deferred deposit loan through the proceeds of another deferred deposit loan provided by the same licensee or any affiliate;

(10) Making more than one (1) deferred deposit loan to a consumer at a time;

(11)(A) Making a deferred deposit loan, which, when combined with another outstanding deferred deposit loan owed by another licensee, exceeds a total of three hundred dollars (\$300) when combining the face amount of the checks written in connection with each loan.

(B) The licensee shall make inquiry of the consumer or utilize available information based to determine whether the loans are outstanding.

(C) In no event shall a licensee make a loan to a consumer who has two (2) or more loans outstanding, regardless of the total value of the loans;

(12)(A) Renewing, repaying, refinancing, or consolidating a deferred deposit loan with the proceeds of another deferred deposit loan made by the same consumer.

(B) Upon termination of a deferred deposit loan through the payment of the consumer's check by the drawee bank, the return of a check to a consumer who redeems it for consideration, or any other method of termination, the licensee shall not enter into another deferred deposit loan with the same consumer for at least thirty (30) days thereafter, provided, that a licensee may extend the term of the loan beyond the due date without charge;

(13) Accepting any collateral for a deferred deposit loan;

(14) Charging any interest, fees, or charges other than those specifically authorized by this act, including but not limited to:

(A) Charges for insurance; and

(B) Attorney's fees or other collection costs;

(15) Threatening to take any action against a consumer that is prohibited by this act, or making any misleading or deceptive statements regarding the deferred deposit loan or any consequences thereof;

(16) Making a misrepresentation of a material fact by an applicant in obtaining or attempting to obtain a license;

(17) Including any of the following provisions in loan documents required by section 8(b):

(A) A hold harmless clause;

(B) A confession of judgment clause;

(C) A waiver of the right to a jury trial, if applicable, in any action brought by or against a consumer;

(D) A mandatory arbitration clause;

(E) Any assignment of or order for payment of wages or other compensation for services;

(F) A provision in which the consumer agrees not to assert any claim or defense arising out of the contract; or

(G) A waiver of any provision of the act; and

(18) Selling any insurance of any kind whether or not sold in connection with the making or collecting of a deferred deposit loan.

SECTION 11. Enforcement.

(a) The remedies provided herein are cumulative and apply to licensees and unlicensed persons to whom this act applies and who failed to obtain license.

(b) Any violation of this act constitutes a violation of any state law prohibiting deceptive or unconscionable trade practices.

(c) The violation of any provision of this act, or regulation thereunder, except as the result of accidental or bona fide error of computation, renders the loan void, and the person shall have no right to collect, receive, or retain any principal, interest, or other charges whatsoever with respect to the loan.

(d) Any person found to have violated this act shall be liable to the consumer for actual, consequential, and punitive damages, plus statutory damages of one thousand dollars (\$1,000) for each violation, plus costs, and attorney's fees.

(e) A consumer may sue for injunctive and other appropriate equitable relief to stop any person from violating any provisions of this act.

(f) The consumer may bring a class action suit to enforce this act.

(g) The remedies provided in this section are not intended to be the exclusive remedies available to a consumer, nor shall the consumer exhaust any administrative remedies provided under this act or any other applicable law.

(h) Any person, including members, officers, and directors of the person who knowingly violates this act, is guilty of a misdemeanor and, on conviction, is subject to a fine not exceeding one thousand dollars (\$1,000) or is subject to imprisonment not exceeding six (6) months, or both.”

/s/ Bobby Glover

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Carson, **HOUSE CONCURRENT RESOLUTION NO. 1039** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE CONCURRENT RESOLUTION NO. 1039

Amend **HOUSE CONCURRENT RESOLUTION NO. 1039** as originally introduced:
Add Representatives Bledsoe, Borhauer, Dees, J. Elliott, Green, Judy, Salmon, Shoffner, and W. Walker as co-sponsors

AND

Add Senators Gullett and Horn as co-sponsors

/s/ Jo Carson

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. 1382** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 6 TO HOUSE BILL NO. 1382

Amend **HOUSE BILL NO. 1382** as engrossed, H3/28/01:

Add Representative Borhauer as a cosponsor of the bill

AND

Delete everything after the Enacting Clause and substitute the following:

“SECTION 1. It is found and determined by the General Assembly that the cost of claims against long-term care facilities by residents of long-term care facilities is a significant cost for long-term care facilities; that under present law there is no reasonable limitation upon either the amount of recoveries under such claims, or the procedure utilized or evidence considered in respect to the recoveries, if any, under such claims; and that it is necessary to have a reasonable limitation on these matters in order to provide affordable and accessible care for long-term care facility residents. Moreover, it is found that claims brought against long-term care facilities are unique in that in most instances the continuum of care extends over a period of time encompassing repetitive incidents of care-giving for frail and vulnerable patients who are oftentimes suffering from a variety of illnesses so that it is difficult under the circumstances of courtroom presentation of evidence of the claims to distinguish between conditions which were expectable and might normally result from pre-existing conditions unrelated to the quality of care, and those conditions which result directly and proximately from the care given by the long-term care facilities; and as a consequence recoveries in respect to such claims have escalated to the point that it may be impossible for long-term care facilities to obtain general liability insurance for the benefit of their residents. Therefore, it is found and determined by the General Assembly that among other matters requiring curative legislation is the matter of establishing a professional liability insurance pool which will be available for long-term care providers in the event that such insurance is no longer available for the long-term care provider.

SECTION 2. Arkansas Code 16-114-201 is amended to read as follows:

16-114-201. Definitions.

As used in this subchapter, unless the context otherwise requires:

(1) "Action for medical injury" means any action against a medical care provider, whether based in tort, contract, under § 20-10-1209, or otherwise, to recover damages on account of medical injury;

(2) "Medical care provider" means a physician, certified registered nurse anesthetist, physician's assistant, nurse, optometrist, chiropractor, physical therapist,

dentist, podiatrist, pharmacist, veterinarian, hospital, long-term care facility as defined in § 20-10-1202, nursing home, community mental health center, psychologist, clinic, or not-for-profit home health care agency licensed by the state or otherwise lawfully providing professional medical care, ~~or services~~ or custodial services, or an officer, employee or agent thereof acting in the course and scope of employment in the providing of such medical care or medical services; and

(3) "Medical injury" or "injury" means any adverse consequences arising out of or sustained in the course of the professional services, or custodial services as defined in § 20-10-1202, being rendered by a medical care provider, whether resulting from negligence, error, or omission in the performance of such services; or from rendition of such services without informed consent or in breach of warranty or in violation of contract; or from failure to diagnose; or from premature abandonment of a patient or of a course of treatment; or from failure to properly maintain equipment or appliances necessary to the rendition of such services; or otherwise arising out of or sustained in the course of such services.

SECTION 3. Arkansas Code 16-114-203(b) is amended to read as follows:

(b) The date of the accrual of the cause of action shall be the date of the wrongful act complained of and no other time. In the event that the cause of action is based upon a series of wrongful acts complained of, the date of accrual of the cause of action shall be a separate date for each of the series of acts complained of, and any alleged wrongful acts occurring prior to the two-year accrual period shall not be permitted based upon an allegation of a continuing course of conduct. For the purpose of this section the term "wrongful act" shall include any previous act or conduct which is contributory to the injury which results from the specific "wrongful act", and evidence concerning such previous act or conduct shall be admissible even though such act or conduct arose prior to the period otherwise barred by the statute of limitations. However, where the action is based upon the discovery of a foreign object in the body of the injured person which is not discovered and could not reasonably have been discovered within such two-year period, the action may be commenced within one (1) year from the date of discovery or the date the foreign object reasonably should have been discovered, whichever is earlier.

SECTION 4. Arkansas Code 16-46-105 is amended to read as follows:

16-46-105. Records of and testimony before committees reviewing and evaluating quality of medical or hospital care.

(a)(1)(A) The proceedings, minutes, records, or reports of organized committees of hospital, or long-term care facility as defined in § 20-10-1202, medical staffs or medical review committees of local medical societies having the responsibility for reviewing and evaluating the quality of ~~medical or hospital~~ medical,

hospital, or long-term care, and any records, other than those records described in subsection (c) of this section, compiled or accumulated by the administrative staff of such hospitals or long-term care facilities in connection with such review or evaluation, together with all communications or reports originating in such committees, shall not be subject to discovery pursuant to the Arkansas Rules of Civil Procedure or the Freedom of Information Act of 1967, § 25-19-101 et seq., or admissible in any legal proceeding and shall be absolutely privileged communications.

(B) The submission of such proceedings, minutes, records, reports, and communications to a hospital or long-term care governing board shall not operate as a waiver of the privilege.

(2) Neither shall testimony as to events occurring during the activities of such committees be subject to discovery pursuant to the Arkansas Rules of Civil Procedure or the Freedom of Information Act of 1967, § 25-19-101 et seq., or admissible.

(b)(1) Nothing in this section shall be construed to prevent disclosure of the data mentioned in subsection (a) of this section to appropriate state or federal regulatory agencies which by statute or regulation are entitled to access to such data, nor to organized committees of hospital medical staffs, or long-term care provider, or governing boards where the medical practitioner seeks membership or clinical privileges.

(2) Further, nothing in this section shall be construed to prevent discovery and admissibility if the legal action in which such data is sought is brought by a medical practitioner who has been subjected to censure or disciplinary action by such agency or committee or by a hospital medical staff or governing board.

(c) Nothing in this section or § 20-9-308 shall be construed to apply to original hospital medical records, incident reports, or other records with respect to the care or treatment of any patient or to affect the discoverability or admissibility of such records.

(d) As to long-term care facilities only, the county coroner shall be entitled access to the records referred to in § 16-46-105(a)(1)(A) of the long-term care facility which are specifically related to the death of a resident whose death is being investigated by the county coroner, provided that the county coroner shall maintain the confidentiality of any of the records, use them solely for the purpose of his investigation, and the records shall be sealed and be confidential and not otherwise available.

SECTION 5. Arkansas Code Title 16, Chapter 46, Subchapter 1 is amended to add an additional section to read as follows:

16-46-109. Records of and pertaining to Office of Long-Term Care surveys, deficiencies, plans of correction and state agencies reviewing and evaluating the quality of long-term care.

(a)(1) Except for subsection (c) of this section, the records or reports of the Office of Long-Term Care, created by § 20-10-1202, inspections and investigations concerning long-term care facilities, notices of deficiencies resulting from Office of Long-Term Care inspections and investigations, plans of correction provided by the long-term care facility in response to inspection reports, and Office of Long-Term Care complaint investigations generated by agencies having the responsibility for reviewing and evaluating the quality of long-term care, and any records, other than those records described in subsection (c) of this section, compiled or accumulated by the Office of Long-Term Care in connection with such surveys and investigations, shall not be admissible in any civil legal proceeding filed by a resident of a long-term care facility or the resident's representative under § 20-10-1209(3) against the long-term care facility that is the subject of those records or reports.

(2) Neither shall testimony as to events occurring during the Office of Long-Term Care inspections and investigations be admissible.

(b) Nothing in this section shall be construed to prevent admissibility of the records and reports mentioned in subsection (a) of this section if the legal action in which such records and reports are sought to be admitted is a proceeding concerning fines, sanctions or other regulatory actions by the Office of Long-Term Care or a state or federal agency.

(c)(1) Nothing in this section shall be construed to apply to original long-term care facility medical records, or to reports referred to in subdivision (a)(1) of this section which are found by the court or arbitration panel or other tribunal having jurisdiction over the matter, to be directly related to the claim of the resident who has brought a claim against the facility, and to the damages which are alleged to have been the proximate result thereof.

(2) Furthermore, nothing in this section is intended to render any of the records or reports referred to in § 16-46-109(a)(1) to be excluded from the definition of "public records", as defined in § 25-19-103(1), or to be unavailable for examination or copying under the Freedom of Information Act of 1967, beginning at § 29-19-101. However, the introduction of, or reference to the reports or records referred to in § 16-46-109(a)(1) is intended to be prohibited except as specifically set forth herein.

SECTION 6. Arkansas Code 20-10-1209 is amended, to read as follows:

20-10-1209. Civil enforcement.

(a)(1) Any resident who incurs a medical injury or an injury as defined in §

16-114-201(3) or who is injured by a deprivation or infringement of his or her rights as specified in this subchapter may bring a cause of action against any licensee responsible for the deprivation or infringement.

(2)(A) The action may be brought by the resident or his or her guardian or by the personal representative of the estate of a deceased resident.

~~(3)~~ (B) The action may be brought in any court of competent jurisdiction in the county in which the injury occurred or where the licensee is located to enforce such rights and to recover actual and punitive damages.

(3)(A) In the action the resident shall be entitled to recovery of civil damages under §§ 20-10-1209(a)(4) and 20-10-1209(c), or § 16-114-208. Otherwise, a resident shall not have a private cause of action for a medical injury; the cause of action provided for hereunder shall be the sole and exclusive remedy of the resident for a medical injury, and the resident's rights shall be governed by the provisions of § 20-10-1209(a)(4) and 20-10-1209(c) and §§ 16-114-201 through 16-114-209, which shall supersede and subsume any other cause of action based on the facts giving rise to the action for medical injury, whether under a theory of tort, negligence, or other statutory or common law right of action.

~~(5)~~(B) No separate award of attorney's fees may be made by the court, especially including those provided in § 16-22-308.

(4) The resident may seek to recover actual damages when there is a finding that an employee of the long-term care facility failed to do something which a reasonably careful person would do or did something which a reasonable person would not do under circumstances similar to those shown by the evidence in the case, which caused an injury due to an infringement or a deprivation of the resident's rights.

(b)(1) A licensee shall not be liable for the medical negligence of any physician rendering care or treatment to the resident, except for the services of a medical director as required in this subchapter.

(2) Nothing in this subsection shall be construed to protect a licensee from liability for failure to provide a resident with appropriate observation, assessment, nursing diagnosis, planning, intervention, and evaluation of care by nursing staff.

(c) For the purpose of this section, punitive damages may be awarded for conduct which is willful, wanton, gross or flagrant, reckless, or consciously indifferent to the rights of the resident.

SECTION 7. Arkansas Code Title 23, Chapter 91 is amended by adding an additional subchapter to read as follows:

Subchapter 3.

23-91-301.

If after notice and opportunity for hearing the State Insurance Department determines that insurance for professional liability is unavailable for a substantial number of the long-term care providers in Arkansas, then the department shall be authorized to establish the Arkansas Long-Term Care Liability Pool as provided in § 23-91-303.

23-91-302

(a) The Arkansas Long-Term Care Liability Pool shall provide coverage for professional liability for any long-term care providers licensed by the State of Arkansas and receiving Medicare or Medicaid funds administered by the Department of Human Services which shall elect to be covered by the pool.

(b)(1) The pool shall provide insurance for professional liability for long-term care providers for actual damages under § 16-114-208(a)(1) and for noneconomic compensatory damages under § 16-114-208(a)(2) and actual damages under § 20-10-1209(a)(4).

(2) Subject to the twenty-five thousand dollar (\$25,000) deductible provided for in § 23-91-303(3)(A)(i), the pool shall be the exclusive source of recovery of actual damages under § 16-114-208(a)(1) and for noneconomic compensatory damages under § 16-114-208(a)(2) and actual damages under § 12-10-1209(a)(4) recoverable from long-term care providers who elect to be covered by the pool.

(c)(1) Except as provided in subdivision (c)(2) of this section, nothing in this section shall preclude recovery of punitive damages against the long-term care provider if permitted under Arkansas law.

(2) However, in the action for punitive damages no evidence of any settlement of damages relating to actual or non-economic compensatory damages shall be admissible in any proceeding for punitive damages.

23-91-303.

The State Insurance Department shall adopt the following rules and regulations to implement the provisions of this subchapter:

(1) The State Insurance Department must find that professional liability insurance coverage is not available in Arkansas for a substantial number of the long-term care providers licensed by the State of Arkansas and receiving Medicare or Medicaid funds administered by the Department of Human Services;

(2)(A) The Arkansas Long-Term Care Liability Pool will be established as a separate, independent trust created by the state for the sole and exclusive benefit of claimants against long-term care providers who elect to be covered by the pool.

(B) Neither contributions to the pool nor payments from the pool shall be commingled with or be limited or governed by the provision of Arkansas law relating to expenditures of general revenue;

(3)(A)(i) The pool shall be established and maintained through a periodic premium payments by the insureds in an amount determined by the governing board of the pool to be sufficient to render the pool self-supporting and actuarially sound to fund the pool risks assumed by the pool with a twenty-five thousand dollar (\$25,000) deductible amount payable by the insured and to fund expenses of the pool.

(ii) The risks assumed by the pool shall include the absolute obligation to pay all actual damages determined to be due from the claimants to the insureds under § 16-114-208(a)(1), the amount payable for noneconomic compensatory damages under § 16-114-208(a)(2), actual damages under § 12-10-1209(a)(4), and cost of defense incurred by the insureds.

(iii)(a) Except as provided in subdivision (3)(A)(iii)(b) of this section, the amount of actual damages under § 16-114-208(a)(1) and § 12-10-1209(a)(4) shall be paid when determined by a final order after the period for appeal has expired.

(b) Any portion of such payment to which the state or federal government is entitled under state or federal law shall be paid as a priority to the respective state or federal agency.

(iv) Payment of the noneconomic compensatory damages under § 16-114-208(a)(2) may be deferred by the pool in the event that the aggregate noneconomic compensatory damages awarded or allowed for the claimants against the covered insureds exceeds the actuarial reserve established therefor. In that event the pool shall be authorized to pay the deferred portion of any such noneconomic compensatory damages over a period of up to five years, and be payable, with interest thereon, at six percent (6%) per annum in installments to be determined by the pool.

(B) The pool administrator shall have the sole and exclusive right to defend all covered claims and to make all determinations as to settlement of covered claims;

(4) The pool shall not be authorized to assess covered providers in an amount in excess of the annual premium established by the pool;

(5) Provision shall be made for administration of the pool, including:

(A) The contracting for administration with private insurance carriers or others;

(B) The employment of attorneys, actuaries, and other advisors to the pool; and

(C) The payment of agent's commissions for the service of the accounts of the long-term care providers;

(6) Provision shall be made for adjustment of contributions for individual long-term care providers based on cost of living index increases and experience rating adjustments for covered providers based on their loss experience;

(7) The coverage provided by the pool shall not be mandatory for all long-term care providers licensed by the State of Arkansas and receiving Medicaid and Medicare funds structured by the Department of Human Services, but rather shall be optional for such providers; and

(8) Provision shall be made for orderly termination of the pool in the event that coverage becomes available from private carriers for substantially all of the providers.

SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General Assembly that an emergency exists due to the existence of a significant number of lawsuits and claims which may become lawsuits against long-term care facilities; and that if this act is not made effective at the earliest practicable date then the outcome of these claims and lawsuits will jeopardize the financial stability of the long-term care providers, and, therefore, become a threat to the continuing provision for care for the elderly and others requiring long-term care in Arkansas. 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/ Roger Smith

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Judy, **HOUSE BILL NO. 2303** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2303

Amend **HOUSE BILL NO. 2303** as originally introduced:

Page 3, delete lines 14 through 23, and substitute the following:

"(1) If the marriage of the child's parents has been declared invalid or has been dissolved by a court, or if a court has entered a decree of legal separation with regard to the marriage;

(2) If legal custody of or parental responsibilities with respect to the child have been given or allocated to a party other than the child's parent, or if the child has been placed outside of, and does not reside in the home of the child's parent, excluding any child who has been placed for adoption or whose adoption has been legally finalized; or

(3) If the child's parent, who is the child of the grandparent, has died."

Page 5, delete line 17 and substitute the following:

"(3) When a grandparent petitions the court pursuant to subsections (a) or (b) of this section, either party may request a closed hearing for good cause.

(e) No grandparent may file an affidavit seeking an order granting"

/s/ Jan Judy

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Napper, **HOUSE BILL NO. 1841** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1841

Amend **HOUSE BILL NO. 1841** as engrossed, H3/20/01:

Page 1, line 34, delete "inconsistent," and substitute "inconsistent and to the extent constitutionally permissible."

AND

Page 3, line 3, delete "laws" and substitute "laws, as exists on January 1, 2002"

AND

Page 3, line 7, delete "power" and substitute "power, as exists on January 1, 2001"

/s/ Steve Napper

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Bevis, **HOUSE BILL NO. 2414** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2414

Amend **HOUSE BILL NO. 2414** as originally introduced:

Page 2, delete line 30 and substitute the following:

"hoses, pump, ladders."

AND

Page 2, line 31, delete "equipment,"

AND

Page 3, delete lines 31 through 34 and substitute the following:

"firefighting services, it being understood that the fire department may set"

AND

Page 4, delete lines 11 and 12 and substitute the following:

"otherwise gaining use of fire equipment. Fire departments may"

AND

Delete sections 4 and 5 and substitute the following:

"SECTION 4. Firefighting services entitlement.

Beneficiaries shall be entitled to receive all firefighting services specified in the services agreement. Should a fire department provide firefighting services to a non-beneficiary, then the non-beneficiary shall pay to the fire department a sum not to exceed five thousand dollars (\$5,000) as consideration for the providing of firefighting services, it being understood that the exact amount of said sum shall be specified by written resolution of the fire department in the services agreement. If any non-beneficiary owing such a debt to a fire department fails to pay such debt in full within thirty (30) days after receipt of a written request for payment delivered by certified mail from the fire department, the fire department may initiate litigation against that non-beneficiary to collect the amount owed to the fire department."

AND

Appropriately renumber the subsequent sections of the bill

AND

Page 5, line 23, delete "departments, or lenders if the services" and substitute "departments"

AND

Page 5, delete line 24 and substitute "shall have the"

/s/ Bill Bevis

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative T. Steele, **HOUSE BILL NO. 2529** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2529

Amend **HOUSE BILL NO. 2529** as originally introduced:

Delete the Title and substitute the following:

"AN ACT TO CREATE A TASK FORCE TO MAKE RECOMMENDATIONS FOR A COMBINED DIVISIONS OF MENTAL HEALTH SERVICES AND BUREAU OF ALCOHOL AND DRUG ABUSE PREVENTION; AND FOR OTHER PURPOSES."

AND

"AN ACT TO CREATE A TASK FORCE TO MAKE RECOMMENDATIONS FOR A COMBINED DIVISIONS OF MENTAL HEALTH SERVICES AND BUREAU OF ALCOHOL AND DRUG ABUSE PREVENTION."

AND

Page 1, delete lines 21 through 23 and substitute the following:

"SECTION 1. (a) The General Assembly finds that the Division of Mental Health Services of the Department of Human Services and the Bureau of Alcohol and Drug Abuse Prevention of the Department of Health would operate more effectively if combined within a single organizational structure.

(b) There is created a Task Force on Mental Health and Alcohol and Drug Abuse Prevention to study and make recommendations on the most effective and efficient organizational structure to house a combined Division of Mental Health Services and Bureau of Alcohol and Drug Abuse Prevention."

AND

Page 1, line 24 delete "(b)" and substitute "(c)(1)"

AND

Page 1, delete lines 25 through 36 and substitute the following:

"thereafter, the Task Force on Mental Health and Alcohol and Drug Abuse Prevention shall provide reports to the House and Senate Interim Committees on Public Health, Welfare, and Labor detailing progress toward submitting a final recommendation.

(2) The Task Force shall submit its final recommendations to the chairpersons of the House and Senate Interim Committees on Public Health, Welfare, and Labor and to the directors of the Department of Human Services and the Department of Health on or before March 1, 2002.

(d) The Task Force on Mental Health and Alcohol and Drug Abuse Prevention shall be comprised of seven (7) members to include the Directors of the Department of Health and the Department of Human Services, one (1) member

appointed by the Governor, two (2) members appointed by the House chair of the House and Senate Interim Committees on Public Health, Welfare, and Labor, and two (2) members appointed by the Senate chair of the House and Senate Interim Committees on Public Health, Welfare, and Labor.

(e) The Department of Human Services and the Department of Health shall cooperate with the Task Force on Mental Health and Alcohol and Drug Abuse Prevention and shall provide the Task Force with such reasonable assistance and resources as the Task Force determines is necessary to complete its work.

(f)(1) Unless otherwise amended, the provisions of this subchapter shall remain in effect until June 30, 2003.

(2) The Task Force on Mental Health and Alcohol and Drug Abuse Prevention is abolished effective June 30, 2003."

AND

And Page 2, delete lines 1 through 3 in their entirety

/s/ Tracy Steele

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Gillespie, **HOUSE BILL NO. 2295** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2295

Amend **HOUSE BILL NO. 2295** as originally introduced:

Page 3, line 13, delete "~~and~~" and substitute "and"

AND

Page 3, line 15, delete "and"

AND

Page 3, delete lines 16 and 17

/s/ Jeff Gillespie

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hausam, **HOUSE RESOLUTION NO. 1044** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1044

Amend **HOUSE RESOLUTION NO. 1044** as originally introduced:

Add Representatives Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Broadway, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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, W. Walker, Weaver, White, Willis, Womack, and Wood as cosponsors of the bill

AND

Page 1, lines 11 and 12, delete "THE THREE PEOPLE" and substitute "Ken Parker, Tom Gray, and Jolene Key"

AND

Page 1, line 23, insert the following:

"WHEREAS, Joshua Luke Morris, a ten-year-old Springdale boy, was involved in an automobile accident on February 17, 2001, which resulted in serious injuries to himself, and minor injuries to his mother, Karen and his nine-year-old sister, Hanna; and

WHEREAS, Little Rock Police Chief Ken Parker, Rogers respiratory therapist Tom W. Gray, and nurse, Jolene Key, happened upon the accident and stopped to provide assistance; and

WHEREAS, Luke had stopped breathing and Mr. Gray and Ms. Key provided cardiopulmonary resuscitation to Luke until he again began breathing on his own; and

WHEREAS, Chief Parker meanwhile provided aid and comfort to Luke's mother and his sister until rescue workers and other professional aid arrived; and

WHEREAS, Tom Gray, Ken Parker, and Jolene Key have displayed the very best example of good Samaritans;

NOW THEREFORE,"

AND

Page 1, delete lines 29 and 30, and substitute "February 17, and commends Tom Gray, Ken Parker, and Jolene Key for providing life saving measures, aid and comfort to Luke and his family."

/s/ David Hausam

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. 2208** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2208

Amend **HOUSE BILL NO. 2208** as engrossed, H3/19/01:

Page 1, line 27, delete "to the substantial exclusion of its board of" and substitute "~~to the substantial exclusion of its board of~~"

AND

Page 1, line 28, delete "directors" and substitute "~~directors~~"

/s/ Bobby Glover

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. 1829** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1829

Amend **HOUSE BILL NO. 1829** as engrossed, 3/27/01:

delete on page one the sponsor(s) and substituting therefor "Joint Budget Committee".

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Bradford, **HOUSE BILL NO. 1904** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1904

Amend **HOUSE BILL NO. 1904** as originally introduced:
delete on page one the sponsor(s) and substituting therefor "Joint Budget Committee".

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Napper, **HOUSE BILL NO. 2048** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2048

Amend **HOUSE BILL NO. 2048** as originally introduced:
delete on page one the sponsor(s) and substituting therefor "Joint Budget Committee".

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Parks, **HOUSE BILL NO. 2163** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2163

Amend **HOUSE BILL NO. 2163** as originally introduced:
delete on page one the sponsor(s) and substituting therefor "Joint Budget Committee".

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 2344** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2344

Amend **HOUSE BILL NO. 2344** as engrossed, 3/28/01:
delete on page one the sponsor(s) and substituting therefor "Joint Budget Committee".

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

The House gave Representative Mathis unanimous leave to withdraw **HOUSE BILL NO. 2595**.

The House gave Representative D. Elliott unanimous leave to withdraw **HOUSE BILL NO. 1828**.

ENGROSSED BILL REPORTS

SHANE BROADWAY, CHAIRMAN

March 29, 2001

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1278 BY REPRESENTATIVE GLOVER
HOUSE BILL NO. 1382 – TITLE – BY REPRESENTATIVE R. SMITH
HOUSE BILL NO. 1466 BY REPRESENTATIVE JONES
HOUSE BILL NO. 1520 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1643 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1747 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1748 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1749 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1750 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1751 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1752 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1753 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1755 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1756 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1829 – TITLE - BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1841 BY REPRESENTATIVE NAPPER
HOUSE BILL NO. 1904 – TITLE - BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1976 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1980 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2017 BY REPRESENTATIVE CLEVELAND
HOUSE BILL NO. 2048 – TITLE - BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2163 – TITLE - BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2208 BY REPRESENTATIVE GLOVER
HOUSE BILL NO. 2295 BY REPRESENTATIVE GILLESPIE
HOUSE BILL NO. 2303 BY REPRESENTATIVE JUDY
HOUSE BILL NO. 2308 – TITLE – BY REPRESENTATIVE D. ELLIOTT
HOUSE BILL NO. 2344 – TITLE - BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2414 BY REPRESENTATIVE BEVIS
HOUSE BILL NO. 2489 BY REPRESENTATIVE BIGGS
HOUSE BILL NO. 2513 BY REPRESENTATIVE HUNT
HOUSE BILL NO. 2529 – TITLE – BY REPRESENTATIVE T. STEELE
HOUSE BILL NO. 2583 BY REPRESENTATIVE GLOVER

ENGROSSED BILL REPORTS, CONTINUED

HOUSE BILL NO. 2610 BY REPRESENTATIVE FILES

HOUSE BILL NO. 2655 – TITLE –BY REPRESENTATIVE CLEVELAND

HOUSE RESOLUTION NO. 1044 – TITLE – BY REPRESENTATIVE HAUSAM

HOUSE CONCURRENT RESOLUTION NO. 1039 – TITLE –

BY REPRESENTATIVE CARSON

SENATE BILL NO. 828 BY REPRESENTATIVE P. MALONE

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1382

BY: REPRESENTATIVES R. SMITH, CARSON, ADAMS, ALLISON, ALTES, BENNETT, BLEDSOE, BRIGHT, CLEMONS, DEES, D. ELLIOTT, FILES, FRENCH, GILLESPIE, GLOVER, GREEN, HENDREN, HUTCHINSON, JACKSON, G. JEFFRESS, MATHIS, MILUM, MOORE, PRATER, SCROGGIN, SHOFFNER, J. TAYLOR, TRAMMELL, WILLIS, WOMACK, AGEE, KING, *BORHAUER*

BY: SENATOR RIGGS, DELAY, HORN, T. SMITH, B. WALKER, WHITAKER, WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE LONG-TERM CARE AFFORDABLE AND AVAILABLE FOR FACILITY RESIDENTS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1829

BY: *JOINT BUDGET COMMITTEE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR REIMBURSEMENT TO THE *VARIOUS SCHOOL DISTRICTS* FOR SHORTFALLS IN CERTIFIED STAFF SALARIES RELATING TO THE 56% REQUIREMENT FOR THE DEPARTMENT OF EDUCATION FOR THE *BIENNIAL PERIOD ENDING JUNE 30, 2003*; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1904

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER TO PROVIDE FINANCIAL ASSISTANCE FOR CONSTRUCTION OF A CITY CENTER IN WHITE HALL, JEFFERSON COUNTY, ARKANSAS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2048

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PARTICIPATING STATE AGENCIES TO CONSOLIDATE UTILITY BILLING PAYMENTS AND INFORMATION AND MONITORING FUNCTION FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2163

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 FOR MAINTENANCE FOR MORELAND RURAL FIRE DEPARTMENT; 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 CAPITOL POLICE WITHIN THE DEPARTMENT OF ARKANSAS
STATE POLICE; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2344

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND TITLE 19
PUBLIC FINANCE AND TITLE 25 STATE GOVERNMENT OF THE ARKANSAS
CODE ANNOTATED; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2529

BY: REPRESENTATIVE T. STEELE

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO CREATE A TASK
FORCE TO MAKE RECOMMENDATIONS FOR A COMBINED DIVISIONS OF
MENTAL HEALTH SERVICES AND BUREAU OF ALCOHOL AND DRUG ABUSE
PREVENTION; AND FOR OTHER PURPOSES.*

HOUSE RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE RESOLUTION NO. 1044

BY: REPRESENTATIVES HAUSAM, ADAMS, AGEE, ALLISON, ALTES, BENNETT, BEVIS, BIGGS, BLEDSOE, BOLIN, BOND, BOOKOUT, BORHAUER, BOYD, BRADFORD, BRIGHT, BROADWAY, CARSON, CHILDERS, CLEMONS, CLEVELAND, COOK, COWLING, CREEKMORE, DANGEAU, DEES, DUGGAR, EASON, D. ELLIOTT, J. ELLIOTT, FERGUSON, FILES, FITE, FRENCH, GILLESPIE, GIPSON, GLOVER, GOSS, GREEN, HAAK, HATHORN, HENDREN, HICKINBOTHAM, HOLT, HOUSE, HUNT, HUTCHINSON, JACKSON, JACOBS, G. JEFFRESS, C. JOHNSON, JONES, JUDY, KING, LEDBETTER, LENDALL, LEWELLEN, LOWERY, MACK, MAGNUS, MATHIS, McMELLON, MILLIGAN, MILUM, MINTON, MOORE, NAPPER, NICHOLS, OGLESBY, 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, W. WALKER, WEAVER, WHITE, WILLIS, WOMACK, WOOD

A BILL FOR AN ACT TO BE ENTITLED RECOGNIZING LUKE MORRIS FOR HIS COURAGE IN RECOVERING FROM HIS INJURIES RECEIVED IN A CAR ACCIDENT ON FEBRUARY 17, AND COMMENDING *Ken Parker, Tom Gray, and Jolene Key* WHO ARRIVED ON THE SCENE AND BEGAN LIFE SAVING MEASURES.

HOUSE CONCURRENT RESOLUTION NO. 1039

BY: REPRESENTATIVES CARSON, BLEDSOE, BORHAUER, DEES, J. ELLIOTT, GREEN, JUDY, SALMON, SHOFFNER, W. WALKER

BY: SENATORS GULLETT, HORN

EXPRESSING THE SENSE OF THE HOUSE AND SENATE OF THE GENERAL ASSEMBLY OF ARKANSAS IN SUPPORT OF A WOMEN'S HEALTH PLATFORM THAT RECOGNIZES SERIOUS INEQUITIES IN THE HEALTH PREVENTION AND TREATMENT OF WOMEN, AND CALLS FOR THE ELIMINATION OF THESE INEQUITIES TO IMPROVE THE HEALTH STATUS OF WOMEN IN THE STATE OF ARKANSAS.

Upon motion of Representative Hunt, **HOUSE BILL NO. 2513** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2513

Amend **HOUSE BILL NO. 2513** as engrossed, H3/23/01:

Page 11, line 28, delete "~~holidays, and~~" and substitute "holidays the Director of the Arkansas State Police may assign one (1) or more State Police Officers to the State Capitol and grounds, which may include assignments for sessions of the General Assembly, and"

/s/ Bobby Glover

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. 828** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 828

Amend **SENATE BILL NO. 828** as engrossed, H3/27/01:

Page 3, line 34, delete "17-92-112" and substitute "17-92-990"

AND

Page 4, line 19, delete "person who" and substitute "pharmacy that"

AND

Page 4, line 21, delete "person who" and substitute "pharmacy that"

AND

Page 4, line 24, delete "person who" and substitute "pharmacy that"

AND

Page 4, delete lines 27 through 32 and substitute:

"(4)(A) Pharmacy's permit number assigned by the Arkansas State Board of Pharmacy; or

(B) Certification by the National Association of Boards of Pharmacy (NABP) as a Verified Internet Pharmacy Practice Sites (VIPPS) site and displays the VIPPS seal with a link to the NABP's verification site."

AND

Page 4, line 35, delete "person who" and substitute "pharmacy that"

AND

Page 5, line 4, delete "person" and substitute "pharmacy"

/s/ Larry Teague

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

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 2525

BY: REPRESENTATIVE GILLESPIE

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, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickenbotham, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. 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: Biggs, Duggar, D. Elliott, Holt, Hutchinson, C. Johnson, Mack, R. Smith, 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.

HOUSE BILL NO. 1515

BY: REPRESENTATIVE BOND

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, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: C. Johnson, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast98

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. 1515**, 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, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: C. Johnson, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....98

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

HOUSE BILL NO. 2027

BY: REPRESENTATIVE CLEMONS

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, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Clemons, Fite, C. Johnson, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Necessary to the passage of the bill51

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

SENATE BILL NO. 908

BY: SENATOR RIGGS

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, Duggar, Eason, J. Elliott, Ferguson, Files, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, Ledbetter, Lendall, Lewellen, Lowery, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Borhauer, D. Elliott, Fite, C. Johnson, King, Mack, J. Taylor, 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.

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1352

Amend **HOUSE BILL NO. 1352** as engrossed, H1/29/01:

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

"FROM UNREDEEMED COUNTY WARRANTS; TO AMEND ARKANSAS CODE 18-28-213 TO RETURN FIFTY PERCENT (50%) OF THE UNCLAIMED COUNTY WARRANTS TO THE COUNTY REPORTING THOSE FUNDS; AND"

AND

Page 1, delete line 17 and substitute the following:

"COUNTY WARRANTS AND RETURN 50% OF UNCLAIMED COUNTY WARRANTS TO THE REPORTING COUNTY."

AND

Page 1, delete lines 24 through 34 and substitute the following:

"(a)(1) All warrants and checks issued by any county of this state drawn upon the county treasurer shall be valid and redeemable only for a period of one (1) year from the date of issuance.

(2) All warrants and checks issued by a county shall contain on the face of the warrant or check the following words: "This warrant (check) void after one (1) year from date of issuance".

(b)(1) If any county warrant or check is not redeemed or reissued within the time prescribed in subsection (a), there is established a presumption that the payee declined its presentment and it shall be the duty of the county treasurer to cancel the warrant or check and to credit the fund from which the warrant or check is drawn.

~~(2) All warrants and checks issued by a county shall contain on the face thereof the following words: "This warrant (check) void after one (1) year from date of issuance".~~ If any county warrant or check is returned and is not deliverable to the payee, the warrant or check shall be considered unclaimed and shall be submitted as unclaimed property to the Auditor of State in accordance with Title 18, Chapter 28, Subchapter 2.

SECTION 2. Arkansas Code 18-28-213(c), concerning the deposit of funds by the Auditor of State from the disposition of unclaimed property, is amended to read as follows:

(c)(1)(A) At least once each fiscal year, the administrator shall transfer to the reporting county fifty percent (50%) of any funds collected from that county under § 14-24-120 that have not been claimed and that have been held for a full three (3)

years.

(B) After the administrator returns the fifty percent (50%) to the county, the state is released from fifty percent (50%) of its indemnity of the county under subsections (b) and (f) of § 18-28-210.

(2) At least once each fiscal year, the administrator shall transfer to the general revenues of the state all remaining funds that have been collected and held for a full three (3) years, less the amount transferred to the State Central Services Fund, or its successor fund or fund account, as required by this subchapter."

/s/ Jack Critcher

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, Eason, D. Elliott, J. Elliott, Files, Fite, French, Gillespie, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Duggar, Ferguson, Gipson, Hutchinson, Jacobs, C. Johnson, Ormond, Roebuck, R. Smith, M. Steele, J. Taylor, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....88

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1550

Amend **HOUSE BILL NO. 1550** as engrossed, H2/5/01:

Add Senator Webb as a cosponsor of the bill

/s/ J. Mahony

The Amendment was read and the vote was as follows:

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Childers, Duggar, Ferguson, Holt, Hutchinson, C. Johnson, R. Smith, J. Taylor, 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 Cook moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1801

Amend **HOUSE BILL NO. 1801** as engrossed, H2/28/01:

Page 1, delete line 27 and substitute the following:

"corporation law, and to"

/s/ J. Mahony

The Amendment was read and 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, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Shoffner, M. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Duggar, Holt, Hutchinson, C. Johnson, Seawel, R. Smith, J. Taylor, White, 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 Pritchard moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2003

Amend **HOUSE BILL NO. 2003** as originally introduced:

Page 1, line 10, delete "AUTOMOBILE" and substitute "UNINSURED MOTORISTS"

And

Page 1, line 19, delete "AUTOMOBILE" and substitute "UNINSURED MOTORISTS"

/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, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Duggar, Hickinbotham, Holt, Hutchinson, C. Johnson, R. Smith, J. Taylor, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to the passage of the bill51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 2051

BY: REPRESENTATIVE CARSON

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

AFFIRMATIVE: Adams, Allison, Altes, Bookout, Borhauer, Boyd, Bradford, Carson, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, J. Elliott, Ferguson, Files, Fite, Gillespie, Glover, Goss, Green, Hathorn, Hickinbotham, House, G. Jeffress, Jones, Judy, King, Lewellen, Lowery, Mack, McMellon, Nichols, Rankin, Rodgers, Salmon, Seawel, Shoffner, R. Smith, M. Steele, J. Taylor, Thomas, Trammell, Verkamp, W. Walker, White, Willis, Wood.

Total50

NEGATIVE: Agee, Bennett, Bledsoe, Bolin, Bond, Bright, Eason, D. Elliott, Gipson, Hausam, Hendren, Hunt, Jackson, Ledbetter, Mathis, Milligan, Milum, Minton, Oglesby, Ormond, Parks, Pritchard, Rackley, Roebuck, Schall, Scrimshire, Scroggin, Stovall, C. Taylor, Weaver, Womack.

Total31

ABSENT OR NOT VOTING: Bevis, Biggs, Cleveland, Duggar, French, Haak, Holt, Hutchinson, Jacobs, C. Johnson, Lendall, Magnus, Moore, Napper, Prater, M. Smith, T. Steele, Teague, Mr. Speaker.

Total19

VOTING PRESENT:

Total0

Total number of votes cast81

Necessary to the passage of the bill51

So the Bill failed.

Motion was made by Representative Bright for immediate consideration of HOUSE BILL NO. 1895.

HOUSE BILL NO. 1895

BY: REPRESENTATIVE BRADFORD

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

AFFIRMATIVE: Adams, Altes, Biggs, Bledsoe, Bolin, Bookout, Borhauer, Bradford, Bright, Childers, Clemons, Dees, Duggar, Eason, J. Elliott, Files, Goss, Green, Hendren, Hunt, Judy, Ledbetter, Lendall, Lewellen, Lowery, Mathis, Napper, Ormond, Pritchard, Rackley, Rodgers, Roebuck, Schall, Scroggin, Seawel, M. Smith, J. Taylor, C. Taylor, Thomas, W. Walker, White, Wood.

Total42

NEGATIVE: Agee, Allison, Bennett, Bond, Cleveland, Cowling, Creekmore, D. Elliott, Ferguson, French, Gillespie, Gipson, Glover, Haak, Hathorn, Hausam, Hickinbotham, House, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Mack, Magnus, McMellon, Milligan, Milum, Minton, Moore, Nichols, Oglesby, Parks, Prater, Rankin, Salmon, Scrimshire, Shoffner, R. Smith, M. Steele, T. Steele, Teague, Trammell, Verkamp, Weaver, Willis, Womack.

Total47

ABSENT OR NOT VOTING: Bevis, Boyd, Carson, Cook, Dangeau, Fite, Holt, C. Johnson, King, Stovall, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Necessary to the passage of the bill51

So the Bill failed .

Motion was made by Representative M. Steele for a Clincher motion on
HOUSE BILL NO. 1895.

The vote was as follows:

AFFIRMATIVE: Agee, Allison, Bennett, Bolin, Bond, Cleveland, Cowling, Creekmore, D. Elliott, Ferguson, Gipson, Haak, Hathorn, House, Jackson, Jacobs, G. Jeffress, Jones, Mack, Magnus, McMellon, Minton, Moore, Nichols, Oglesby, Parks, Prater, Rankin, Salmon, Scrimshire, Shoffner, R. Smith, M. Steele, T. Steele, Trammell, W. Walker, Willis, Womack.

Total38

NEGATIVE: Adams, Altes, Bevis, Biggs, Bledsoe, Bookout, Borhauer, Bradford, Childers, Clemons, Cook, Dees, Duggar, Eason, J. Elliott, Files, French, Gillespie, Glover, Goss, Green, Hausam, Hendren, Hickinbotham, Hunt, Judy, Ledbetter, Lendall, Lewellen, Lowery, Mathis, Milligan, Ormond, Pritchard, Rackley, Rodgers, Roebuck, Schall, Scroggin, Seawel, M. Smith, J. Taylor, C. Taylor, Teague, Thomas, Weaver, White, Wood.

Total48

ABSENT OR NOT VOTING: Boyd, Bright, Carson, Dangeau, Fite, Holt, Hutchinson, C. Johnson, King, Milum, Napper, Stovall, Verkamp, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast86

Necessary to the adoption of the motion51

So the Clincher motion failed.

NOTICE OF RECONSIDERATION

Representative Magnus served notice at 2:36 p.m. that he will, within the time prescribed by law, move to reconsider the vote by which **HOUSE BILL NO. 1895** failed to pass.

PAIR VOTE
ON
HOUSE BILL NO. 1895

AYE: REPRESENTATIVE BILL PRITCHARD

NAY: REPRESENTATIVE JIM HOLT

WITNESS: REPRESENTATIVE DWIGHT FITE

This pair form was signed by Representative Bill Pritchard and Representative Jim Holt in the presence of each other and witnessed by Representative Dwight Fite.

Total number of votes cast	89
Necessary to the passage of the bill	51
Total number voting in the affirmative	42
Total number voting in the negative	47
Total number absent or not voting.....	11
Total number voting present	0

So the Bill failed to pass.

Upon motion of Representative Bradford the Clincher motion prevailed.

NOTICE OF RECONSIDERATION

Representative Minton served notice at 2:40 p.m. that he will, within the time prescribed by law, move to reconsider the vote by which **HOUSE BILL NO. 2051** failed to pass.

HOUSE BILL NO. 2627

BY: REPRESENTATIVE AGEE

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, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, French, Gillespie, Gipson, Glover, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, R. Smith, M. Steele, T. Steele, J. Taylor, C. Taylor, Teague, Thomas, Trammell, W. Walker, Weaver, White, Willis, Womack.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Dangeau, Duggar, Fite, Goss, Hutchinson, C. Johnson, Schall, M. Smith, Stovall, Verkamp, Wood, 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.

HOUSE BILL NO. 2590

BY: REPRESENTATIVE VERKAMP

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, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, 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.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Cowling, Dangeau, Fite, Hutchinson, C. Johnson, M. Steele, Wood, 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.

There being an Emergency Clause attached to **HOUSE BILL NO. 2590**, 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, Creekmore, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, 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.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Cowling, Dangeau, Fite, Hutchinson, C. Johnson, M. Steele, Wood, 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.

HOUSE BILL NO. 2394

BY: REPRESENTATIVE SEAWEL

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

AFFIRMATIVE: Adams, Altes, Bennett, Bevis, Bledsoe, Bolin, Bond, Borhauer, Boyd, Childers, Clemons, Cook, Cowling, Dangeau, Dees, Eason, J. Elliott, Files, Fite, French, Gipson, Glover, Goss, Green, Hendren, Hickinbotham, House, G. Jeffress, Judy, King, Lowery, Mack, Mathis, Milligan, Milum, Moore, Nichols, Oglesby, Ormond, Prater, Pritchard, Rankin, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, T. Steele, Stovall, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Wood.

Total59

NEGATIVE: Agee, Biggs, Bright, D. Elliott, Gillespie, Haak, Hathorn, Hausam, Hunt, Jackson, Ledbetter, Lewellen, Magnus, Minton, Napper, Parks, Rodgers, Schall, C. Taylor.

Total19

ABSENT OR NOT VOTING: Allison, Bookout, Bradford, Carson, Cleveland, Creekmore, Duggar, Ferguson, Holt, Hutchinson, Jacobs, C. Johnson, Jones, Lendall, McMellon, Rackley, R. Smith, M. Steele, J. Taylor, Thomas, Womack, Mr. Speaker.

Total22

VOTING PRESENT:

Total0

Total number of votes cast78

Necessary to the passage of the bill51

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

Upon motion of Representative Seawel the Clincher motion prevailed.

Motion was made by Representative Oglesby for immediate consideration of **HOUSE BILL NO. 1517**. Motion adopted.

HOUSE BILL NO. 1517

BY: REPRESENTATIVE LENDALL

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

AFFIRMATIVE: Bolin, Boyd, Carson, Clemons, Cleveland, Cowling, Creekmore, Dangeau, Eason, D. Elliott, Fite, Gillespie, Gipson, Hathorn, Hickinbotham, House, Jacobs, G. Jeffress, Judy, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Minton, Nichols, Oglesby, Ormond, Parks, Prater, Rankin, Rodgers, Roebuck, Scrimshire, Seawel, M. Steele, Stovall, Thomas, Weaver.

Total41

NEGATIVE: Adams, Agee, Allison, Altes, Bennett, Bledsoe, Bond, Bookout, Borhauer, Bradford, Bright, Childers, Cook, Dees, J. Elliott, Ferguson, Files, French, Glover, Goss, Green, Haak, Hausam, Hendren, Hunt, Jackson, Jones, King, Ledbetter, Magnus, Milum, Moore, Napper, Pritchard, Rackley, Schall, Scroggin, M. Smith, R. Smith, T. Steele, J. Taylor, C. Taylor, Verkamp, W. Walker, White, Willis, Womack, Wood.

Total48

ABSENT OR NOT VOTING: Bevis, Duggar, Holt, Hutchinson, C. Johnson, Salmon, Shoffner, Trammell, Mr. Speaker.

Total9

VOTING PRESENT: Biggs, Teague.

Total2

Total number of votes cast91

Necessary to the passage of the bill67

So the Bill failed.

Upon motion of Representative Rackley the Clincher motion failed.

HOUSE BILL NO. 2539

BY: REPRESENTATIVE HOLT

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, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Nichols, Oglesby, 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: Bolin, Clemons, Hutchinson, C. Johnson, Judy, Moore, Napper, 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.

HOUSE BILL NO. 2564

BY: REPRESENTATIVE R. SMITH

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, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Carson, Cleveland, D. Elliott, Holt, C. Johnson, Lewellen, McMellon, Shoffner, 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.

***** EXPUNGED ***** 04/12/01*****

HOUSE BILL NO. 2424

BY: REPRESENTATIVE COOK

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

AFFIRMATIVE: Adams, Allison, Bennett, Bevis, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Clemons, Cook, Creekmore, Dangeau, Eason, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hickinbotham, House, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Moore, Oglesby, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Seawel, Shoffner, R. Smith, M. Steele, J. Taylor, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total69

NEGATIVE: Altes, Bright, Cowling, D. Elliott, Hendren, Hunt, Hutchinson, Minton, Parks, Scroggin, C. Taylor.

Total11

ABSENT OR NOT VOTING: Agee, Biggs, Bledsoe, Childers, Cleveland, Dees, Duggar, Files, Holt, C. Johnson, Lendall, Magnus, Napper, Nichols, Schall, M. Smith, T. Steele, Stovall, Teague, Mr. Speaker.

Total20

VOTING PRESENT:

Total0

Total number of votes cast80

Necessary to the passage of the bill51

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

Upon motion of Representative Cook the Clincher motion prevailed.

***** EXPUNGED ***** 04/12/01*****

HOUSE BILL NO. 2475

BY: REPRESENTATIVE NAPPER

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, Borhauer, Boyd, Bradford, Bright, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Oglesby, 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, W. Walker, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Childers, Duggar, Holt, C. Johnson, Lendall, Moore, Nichols, Teague, Verkamp, 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.

There being an Emergency Clause attached to **HOUSE BILL NO. 2475**, 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, Borhauer, Boyd, Bradford, Bright, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Oglesby, 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, W. Walker, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Childers, Duggar, Holt, C. Johnson, Lendall, Moore, Nichols, Teague, Verkamp, 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 Broadway the House recessed at 3:29 p.m. until 4:35 p.m.

The House reconvened at 4:15 p.m.

Representative Hutchinson made a motion for immediate consideration of **HOUSE BILL NO. 2651**. Motion adopted.

HOUSE BILL NO. 2651

BY: REPRESENTATIVE SALMON

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, Bolin, Bond, Bookout, Boyd, Bright, Childers, Cook, Creekmore, Dangeau, Dees, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Glover, Goss, Green, Haak, Hathorn, Hausam, Hickinbotham, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Lowery, Mack, Magnus, Mathis, Moore, Napper, Nichols, Oglesby, 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, W. Walker, White, Willis, Womack, Wood.

Total73

NEGATIVE: Bevis, Bledsoe, Borhauer, Bradford, Clemons, Duggar, Gipson, Hendren, House, Hutchinson, Ledbetter, Milligan, Milum, Minton, Weaver.

Total15

ABSENT OR NOT VOTING: Carson, Cleveland, Cowling, D. Elliott, Holt, C. Johnson, Lendall, Lewellen, McMellon, Stovall, Verkamp, 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.

Upon motion of Representative Salmon the Clincher motion prevailed.

HOUSE BILL NO. 2601

BY: REPRESENTATIVE R. SMITH

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, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bright, Carson, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, King, Ledbetter, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Minton, Moore, Nichols, Oglesby, Ormond, Parks, Prater, Rackley, Rankin, Roebuck, Salmon, Schall, 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.

Total83

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Biggs, Cleveland, D. Elliott, Files, Haak, Holt, C. Johnson, Judy, Lendall, Lewellen, Magnus, Napper, Pritchard, J. Taylor, Mr. Speaker.

Total15

VOTING PRESENT: Bradford, Rodgers.

Total2

Total number of votes cast85

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2278

BY: REPRESENTATIVE HAUSAM

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, Bolin, Bond, Bookout, Borhauer, Bradford, Bright, Carson, Childers, Clemons, Cowling, Creekmore, Dees, Eason, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Moore, Nichols, Oglesby, 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.

Total81

NEGATIVE: Hutchinson, Minton.

Total2

ABSENT OR NOT VOTING: Biggs, Bledsoe, Boyd, Cleveland, Cook, Dangeau, D. Elliott, Files, Haak, Holt, C. Johnson, Lewellen, Magnus, Napper, Mr. Speaker.

Total15

VOTING PRESENT: Duggar, Ormond.

Total2

Total number of votes cast.....85

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2422

BY: REPRESENTATIVE BEVIS

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, Bledsoe, Bolin, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cook, Creekmore, Dangeau, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, Ledbetter, Lendall, Lowery, Mack, Milligan, Milum, Minton, Moore, Nichols, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Wood.

Total78

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Biggs, Bond, Cleveland, Cowling, Dees, D. Elliott, French, Haak, Holt, C. Johnson, Lewellen, Magnus, McMellon, Napper, Oglesby, Ormond, J. Taylor, Thomas, Womack, Mr. Speaker.

Total20

VOTING PRESENT: King, Mathis.

Total2

Total number of votes cast80

Necessary to the passage of the bill51

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

Upon motion of Representative Bevis the Clincher motion prevailed.

Representative Judy moved that the record by which **HOUSE BILL NO. 2265** failed to pass be expunged from the record.

On this motion the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Biggs, Bolin, Cleveland, Cook, D. Elliott, Holt, C. Johnson, Lewellen, Moore, Rodgers, Schall, Trammell, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Necessary to the adoption of the motion67

So the motion was adopted.

Motion was made by Representative Judy to Re-refer **HOUSE BILL NO. 2265** to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

On this motion the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Napper, Nichols, Oglesby, 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.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Biggs, Bolin, Cleveland, D. Elliott, Files, Holt, C. Johnson, Lewellen, Moore, Parks, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Necessary to the adoption of the motion51

So the motion was adopted.

Motion was made by Representative Cook for immediate consideration of
HOUSE BILL NO. 2253. Motion adopted.

HOUSE BILL NO. 2253

BY: REPRESENTATIVE LEDBETTER

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

AFFIRMATIVE: Agee, Bevis, Bond, Borhauer, Bradford, Bright, Carson,
Clemons, Cook, Cowling, Dees, Eason, J. Elliott, Gipson, Goss, Green, House,
Hunt, Jackson, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mathis, Milligan,
Rodgers, Salmon, Schall, Seawel, Shoffner, M. Smith, T. Steele, C. Taylor, Thomas,
Verkamp, W. Walker, Weaver, White, Willis.

Total41

NEGATIVE: Adams, Allison, Altes, Bennett, Biggs, Bledsoe, Bookout, Boyd,
Creekmore, Dangeau, Duggar, Ferguson, Files, Fite, Gillespie, Glover, Haak,
Hathorn, Hausam, Hendren, Hickenbotham, Holt, Hutchinson, Jacobs, G. Jeffress,
Mack, Magnus, Milum, Minton, Moore, Nichols, Ormond, Parks, Pritchard, Rackley,
Rankin, Roebuck, Scroggin, M. Steele, Stovall, Teague, Trammell, Womack, Wood.

Total44

ABSENT OR NOT VOTING: Cleveland, D. Elliott, French, C. Johnson,
Lewellen, McMellon, Napper, Oglesby, Prater, R. Smith, Mr. Speaker.

Total11

VOTING PRESENT: Bolin, Childers, Scrimshire, J. Taylor.

Total4

Total number of votes cast89

Necessary to the passage of the bill51

So the Bill failed .

SENATE BILL NO. 766

BY: SENATOR GULLETT

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, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Cleveland, D. Elliott, C. Johnson, Lewellen, R. Smith, J. Taylor, Thomas, 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.

NOTICE OF RECONSIDERATION

Representative Scroggin served notice at 5:40 p.m. that he will, within the time prescribed by law, move to reconsider the vote by which **HOUSE BILL NO. 2253** failed to pass.

HOUSE BILL NO. 2178

BY: REPRESENTATIVES FRENCH, HAUSAM, JUDY

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

AFFIRMATIVE: Adams, Allison, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bookout, Borhauer, Boyd, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Lowery, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Oglesby, Ormond, Pritchard, Rackley, Rankin, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, T. Steele, C. Taylor, Teague, Trammell, W. Walker, White, Willis, Wood.

Total71

NEGATIVE: Agee, Carson, Childers, J. Elliott, Hathorn, Ledbetter, Lendall, Nichols, Prater, Rodgers, Womack.

Total11

ABSENT OR NOT VOTING: Altes, Bond, Bradford, Bright, Cleveland, D. Elliott, C. Johnson, Lewellen, Napper, Parks, M. Steele, Stovall, J. Taylor, Thomas, Verkamp, Weaver, Mr. Speaker.

Total17

VOTING PRESENT: Mack.

Total1

Total number of votes cast83

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 Clincher motion prevailed.

SENATE BILL NO. 707

BY: SENATOR LEDBETTER

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, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Moore, Napper, Nichols, Oglesby, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Wood.

Total83

NEGATIVE: Duggar, Hutchinson, Minton, Ormond, C. Taylor.

Total5

ABSENT OR NOT VOTING: Cleveland, D. Elliott, Files, House, C. Johnson, Lewellen, Parks, J. Taylor, Thomas, Womack, Mr. Speaker.

Total11

VOTING PRESENT: Holt.

Total1

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. 494

BY: SENATOR BROWN

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, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Oglesby, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, Weaver, White, Willis, Womack, Wood.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Biggs, D. Elliott, Gillespie, C. Johnson, Lewellen, Nichols, Parks, J. Taylor, Thomas, 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. 967

BY: SENATOR CASH

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, Bright, Carson, Childers, Clemons, Cleveland, Cowling, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Goss, Green, Haak, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jones, Judy, King, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Ormond, Pritchard, Rackley, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, T. Steele, Stovall, C. Taylor, Trammell, W. Walker, Weaver, White, Willis, Womack, Wood.

Total74

NEGATIVE: French, Ledbetter, Lendall, Nichols, Oglesby, Prater.

Total6

ABSENT OR NOT VOTING: Boyd, Bradford, D. Elliott, Holt, Jacobs, G. Jeffress, C. Johnson, Lewellen, Napper, M. Steele, J. Taylor, Teague, Thomas, Verkamp, Mr. Speaker.

Total15

VOTING PRESENT: Cook, Creekmore, Hathorn, Parks, Rankin.

Total5

Total number of votes cast.....85

Necessary to the passage of the bill51

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

SENATE BILL NO. 874

BY: SENATOR EVERETT

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, Bright, Carson, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Lendall, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bradford, Cleveland, D. Elliott, C. Johnson, Ledbetter, Lewellen, Lowery, Napper, Nichols, M. Smith, J. Taylor, Thomas, 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.

SENATE BILL NO. 583

BY: SENATOR D. MALONE

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, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, 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, Schall, 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.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Duggar, D. Elliott, C. Johnson, Lewellen, Oglesby, J. Taylor, Thomas, 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.

SENATE BILL NO. 249

BY: SENATOR MAHONY

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, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, 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, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, D. Elliott, C. Johnson, Lewellen, J. Taylor, Thomas, 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.

SENATE BILL NO. 814

BY: SENATOR MAHONY

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, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, D. Elliott, C. Johnson, Lewellen, Parks, J. Taylor, Thomas, Verkamp, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Necessary to the passage of the bill51

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

SENATE BILL NO. 907

BY: SENATOR RIGGS

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, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, Cleveland, D. Elliott, C. Johnson, Lewellen, Schall, Stovall, J. Taylor, Thomas, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

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. 907**, 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, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, R. Smith, M. Steele, T. Steele, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, Cleveland, D. Elliott, C. Johnson, Lewellen, Schall, Stovall, 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.

SENATE BILL NO. 926

BY: SENATOR K. SMITH

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, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, White, Willis, Wood.

Total84

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Carson, D. Elliott, Ferguson, Green, Haak, C. Johnson, Lewellen, Rackley, Schall, Shoffner, M. Smith, J. Taylor, Thomas, Weaver, Womack, 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.

SENATE BILL NO. 866

BY: SENATOR GWATNEY

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, Bright, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, J. Elliott, Ferguson, Files, Fite, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, Shoffner, R. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total85

NEGATIVE: Hendren.

Total1

ABSENT OR NOT VOTING: Bradford, Carson, Cleveland, D. Elliott, French, Holt, C. Johnson, Lewellen, Napper, Schall, M. Smith, J. Taylor, Thomas, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast.....86

Necessary to the passage of the bill51

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

Upon motion of Representative French, **HOUSE BILL NO. 1520** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 11 TO HOUSE BILL NO. 1520

Amend **HOUSE BILL NO. 1520** as engrossed, H3/27/01:

Page 15 line 16 insert between Sections 34 and 35 the following new section:

"SECTION 35. APPROPRIATION - JACKSONVILLE BOYS AND GIRLS CLUBS. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for a grant to the Jacksonville Branch of the North Little Rock Boys and Girls Clubs, for the biennial period ending June 30, 2003, the sum of \$10,000."

AND

Appropriately renumber the remaining sections

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1520** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 13 TO HOUSE BILL NO. 1520

Amend **HOUSE BILL NO. 1520** as engrossed, 3/23/01:

Insert an additional section immediately following section 35 to read as follows:

" SECTION 36. APPROPRIATION - CITY PARKS. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for grants for the following:

(A) For equipment, repairs and improvements for the Lockesburg City Park the sum of \$10,000.

(B) For equipment, repairs and improvements for the Horatio City Park the sum of \$10,000.

(C) For equipment, repairs and improvements for the Mineral Springs City Park the sum of \$10,000.

(D) For equipment, repairs and improvements for the DeQueen City Park the sum of \$10,000.

(E) For equipment, repairs and improvements for the Nashville City Park the sum of \$10,000.

And

Appropriately renumber the subsequent sections.

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1520** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 14 TO HOUSE BILL NO. 1520

Amend **HOUSE BILL NO. 1520** as engrossed, 03/27/2001:

Page 15, insert a section immediately following section 35 to read as follows:

"Section 36. APPROPRIATION - UNIVERSITY OF ARKANSAS AT PINE BLUFF.

There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For the University of Arkansas at Pine Bluff for a Small Farm Outreach Agriculture Education Training Facility - Vegetable Processing Plant at Marianna, Arkansas, serving the Delta area of Southeast Arkansas, the sum of.....\$500,000."

And appropriately renumber the subsequent sections

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1643** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1643

Amend **HOUSE BILL NO. 1643** as originally introduced:

Page 19, line 11 delete "\$ 800,000 \$ 800,000 " and substitute "\$ 1,194,216
\$ 1,194,216 "

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1643** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1643

Amend **HOUSE BILL NO. 1643** as originally introduced:

Insert additional sections immediately following section 31 to read as follows:

" SECTION 32. Arkansas Code 26-57-236(g), as amended by Act 434 of 1997, pertaining to stamp deputies, is amended to read as follows:

(g) A commission shall be paid by the director to stamp deputies for the sales and collection of cigarette tax stamps and for affixing the said tax stamps to each package of cigarettes. The commission shall not be less than ~~four and four tenths percent (4.4%)~~ three and eight tenths percent (3.8%) of the total aggregate cigarette tax collected.

SECTION 33. Arkansas Code 26-57-1103, pertaining to the distribution of the proceeds of an additional tobacco tax, is amended to read as follows:

~~Ten percent (10%)~~ Twenty nine percent (29%) of all moneys collected from the additional tax levied in §§26-57-1101 and 26-57-1102 shall be deposited in the State Treasury as ~~general revenues~~ special revenue, 50% of which shall be credited to the Aging and Adult Services Fund Account of the Department of Human Services Fund to be used to assist the Meals-on-Wheels program; and 50% of which shall be credited to the Department of Human Services Grants Fund Account to be used to implement a Prescription Drug for the Elderly Waiver Program. In the event, however, that the federal government implements a prescription drug assistance

program that provides essentially the same benefits or greater to the same eligible clients as the Prescription Drug Waiver for the Elderly Program, the funds set aside herein for the Prescription Drug for the Elderly Waiver Program shall be credited, in lieu thereof, to the Breast Cancer Control Fund and to the Breast Cancer Research Fund in the same proportions as set out in Arkansas Code 26-57-1106(a).

SECTION 34. Arkansas Code 26-57-1106 concerning the distribution of funds for breast cancer research and control, is amended to read as follows:

26-57-1106. Distribution of funds for breast cancer research and control - Allocation of moneys.

(a) ~~Ninety percent (90%) of all~~ All remaining moneys collected from the additional tax levied in §§ 26-57-1101 and 26-57-1102 shall be deposited in the State Treasury as special revenues to be distributed as follows:

(1) Twenty percent (20%) shall be credited to the Breast Cancer Research Fund, which is hereby created on the books of the State Treasurer, State Auditor and the Chief Fiscal Officer of the State to be used exclusively for the purposes set forth in ~~§ 20-15-303~~ §20-15-1303; and

(2) Eighty percent (80%) shall be credited to the Breast Cancer Control Fund which is hereby created on the books of the State Treasurer, State Auditor and the Chief Fiscal Officer of the State to be used exclusively for the purposes set forth in ~~§ 20-15-304~~ §20-15-1304 and, at the option of the Department of Health in an amount not to exceed the amount appropriated by the General Assembly for such purpose, for cervical cancer control. The Director of the Department of Health shall be the disbursing officer for the Breast Cancer Control Fund and the Chancellor of the University of Arkansas for Medical Sciences shall be the disbursing officer for the Breast Cancer Research Fund.

(b) The moneys in the Breast Cancer Research Fund are to be allocated to the Breast Cancer Research Program for the awarding of grants, chairs and contracts to researchers for research with respect to the cause, cure, treatment, prevention, and earlier detection of breast cancer and for developing leadership in research in Arkansas.

(c) The moneys in the Breast Cancer Control Fund for the control of breast cancer are to be allocated according to the recommendations of the Breast Cancer Control Advisory Board who shall establish the scope of services of the program and programmatic priorities based on the analysis of available information. The advisory board shall also be responsible for developing eligibility criterion to be applied in evaluating requests for breast cancer control financial assistance from screened women who are found to be in need of diagnostic and treatment services. The advisory board shall also review contractual agreements for breast cancer control

with providers who will be rendering services through the program."

And

Renumber subsequent sections accordingly.

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1976** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1976

Amend **HOUSE BILL NO. 1976** as engrossed, 3/19/01:

Page 2, line 26, delete in its entirety

AND

Page 3, line 9, delete the number "125" and substitute therefor the number "112"

AND

Renumber the Item Numbers in Section 1 of the bill

AND

Page 3, line 29, delete the numbers "2,508,043 and 2,573,254" and substitute therefor the numbers "1,972,414 2,023,697"

AND

Page 3, line 31, delete the numbers "679,015 691,961" and substitute therefor the numbers "535,360 545,559"

AND

Page 3, line 33, delete the numbers "691,790 658,793" and substitute therefor the numbers "585,890 552,893"

AND

Page 3, line 34, delete the numbers "55,196 55,196" and substitute therefor the numbers "43,496 43,496"

AND

Page 4, line 3, delete the numbers "6,524,952 6,580,112" and substitute therefor the numbers "5,728,068 5,766,553".

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1978** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1978

Amend **HOUSE BILL NO. 1978** as engrossed, 3/22/01:

Page 20, Line 1 delete "\$4,460,000" and substitute "\$1,460,000"

Insert an additional section immediately following Section 53 to read as follows:

" SECTION 54. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. INFORMATION TECHNOLOGY INITIATIVES. The Department shall not use any general revenue funds for expenditures payable from the Information Technology Initiatives appropriation."

And

Appropriately renumber the subsequent sections.

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1978** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 1978

Amend **HOUSE BILL NO. 1978** as engrossed, 3/22/01:

Page 10, line 35, delete "\$7,216,099" and substitute "8,590,018"

And

Page 10, line 36, delete "\$6,628,528" and substitute "\$8,833,116"

And

Page 11, line 5, delete "General" and substitute "Special"

And

Page 11, line 6, delete "\$ 3,205,123 \$ 3,210,479" and substitute

"\$ 4,805,123 \$ 4,810,479"

And

Page 11 add a new section immediately following Section 8 to read as follows:

" SECTION 9. APPROPRIATION - CERVICAL CANCER CONTROL. There is hereby appropriated, to the Department of Health, to be payable from the Breast Cancer Control Fund, for cervical cancer control programs of the Department of Health for the biennial period ending June 30, 2003, the following:

ITEM	FISCAL YEARS	
<u>NO.</u>	<u>2001-2002</u>	<u>2002-2003</u>
(01) Professional Fees and Services	<u>\$ 100,000</u>	<u>\$100,000 "</u>

And

Renumber subsequent sections accordingly

And

Page 28, lines 12 and 13, delete "in item (04) of Section 9 10 of this Act" and substitute " in item ~~(04)~~ of Section ~~9~~ of this Act "

And

Page 28, lines 28 and 29, delete "in item (04) of Section 9 10 of this Act" and substitute " in item ~~(04)~~ of Section ~~9~~ of this Act "

/s/ George French

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 1980** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1980

Amend **HOUSE BILL NO. 1980** as engrossed, 03/13/01:

Page 3, line 8 delete "\$ 2,501,038 \$ 2,501,038" and substitute "\$ 3,501,038 \$ 3,501,038"

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative French, **HOUSE BILL NO. 2017** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2017

Amend **HOUSE BILL NO. 2017** as originally introduced:

Insert an additional section immediately following Section 1 to read as follows:

" SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TECHNOLOGY REVIEW. The Department of Health shall seek approval of the state Chief Information Officer and the review and advice of the Joint Committee on Advanced Communications and Information Technology and the Chief Information Officer Council prior to entering into any technology contract or technology project regarding this appropriation."

And

Appropriately renumber the subsequent sections.

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

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. 1757

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, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Borhauer, Cook, Duggar, Hutchinson, C. Johnson, R. Smith, J. Taylor, 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. 1757**, 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, Boyd, Bradford, Bright, Carson, Childers, Clemons, Cleveland, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Haak, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Minton, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Pritchard, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, M. Smith, M. Steele, T. Steele, Stovall, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Borhauer, Cook, Duggar, Hutchinson, C. Johnson, R. Smith, J. Taylor, 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.

 HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1515 BY REPRESENTATIVE BOND
 HOUSE BILL NO. 1757 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2027 BY REPRESENTATIVE CLEMONS
 HOUSE BILL NO. 2178 BY REPRESENTATIVE FRENCH
 HOUSE BILL NO. 2278 BY REPRESENTATIVE HAUSAM
 HOUSE BILL NO. 2394 BY REPRESENTATIVE SEAWEL
 HOUSE BILL NO. 2422 BY REPRESENTATIVE BEVIS
 HOUSE BILL NO. 2424 BY REPRESENTATIVE COOK
 HOUSE BILL NO. 2475 BY REPRESENTATIVE NAPPER
 HOUSE BILL NO. 2525 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 2539 BY REPRESENTATIVE HOLT
 HOUSE BILL NO. 2564 BY REPRESENTATIVE R. SMITH
 HOUSE BILL NO. 2590 BY REPRESENTATIVE VERKAMP
 HOUSE BILL NO. 2601 BY REPRESENTATIVE R. SMITH
 HOUSE BILL NO. 2627 BY REPRESENTATIVE AGEE
 HOUSE BILL NO. 2651 BY REPRESENTATIVE SALMON

 SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 249 BY SENATOR MAHONY
 SENATE BILL NO. 494 BY SENATOR BROWN, AS AMENDED
 SENATE BILL NO. 583 BY SENATOR D. MALONE, AS AMENDED
 SENATE BILL NO. 707 BY SENATOR EVERETT, AS AMENDED
 SENATE BILL NO. 766 BY SENATOR GULLETT, AS AMENDED
 SENATE BILL NO. 814 BY SENATOR MAHONY
 SENATE BILL NO. 866 BY SENATOR GWATNEY
 SENATE BILL NO. 874 BY SENATOR EVERETT, AS AMENDED
 SENATE BILL NO. 907 BY SENATOR RIGGS
 SENATE BILL NO. 908 BY SENATOR RIGGS
 SENATE BILL NO. 926 BY SENATOR K. SMITH
 SENATE BILL NO. 967 BY SENATOR CASH, AS AMENDED

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1482	BY REPRESENTATIVE SCHALL, AS AMENDED
HOUSE BILL NO. 1543	BY REPRESENTATIVE NAPPER
HOUSE BILL NO. 1583	BY REPRESENTATIVE SCHALL
HOUSE BILL NO. 1612	BY REPRESENTATIVE BRIGHT
HOUSE BILL NO. 1766	BY REPRESENTATIVE DEES, AS AMENDED
HOUSE BILL NO. 1891	BY REPRESENTATIVE HOLT
HOUSE BILL NO. 1930	BY REPRESENTATIVE FERGUSON
HOUSE BILL NO. 1963	BY REPRESENTATIVE HUNT, AS AMENDED
HOUSE BILL NO. 1971	BY REPRESENTATIVE TEAGUE
HOUSE BILL NO. 2039	BY REPRESENTATIVE HUNT, AS AMENDED
HOUSE BILL NO. 2168	BY REPRESENTATIVE BOND, AS AMENDED
HOUSE BILL NO. 2181	BY REPRESENTATIVE CARSON
HOUSE BILL NO. 2237	BY REPRESENTATIVE RACKLEY
HOUSE BILL NO. 2283	BY REPRESENTATIVE CLEVELAND, AS AMENDED
HOUSE BILL NO. 2380	BY REPRESENTATIVE CLEVELAND
HOUSE BILL NO. 2410	BY REPRESENTATIVE BRADFORD
HOUSE BILL NO. 2429	BY REPRESENTATIVE RODGERS
HOUSE BILL NO. 2456	BY REPRESENTATIVE McMELLON
HOUSE BILL NO. 2527	BY REPRESENTATIVE T. STEELE
HOUSE BILL NO. 2631	BY REPRESENTATIVE HAAK

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS HAVING
FAILED TO PASS

HOUSE BILL NO. 1285	BY REPRESENTATIVE DUGGAR
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ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 25 BY SENATOR J. JEFFRESS
 SENATE BILL NO. 26 BY SENATOR J. JEFFRESS
 SENATE BILL NO. 82 BY SENATOR BEEBE
 SENATE BILL NO. 205 BY SENATOR FARIS
 SENATE BILL NO. 232 BY SENATOR FARIS
 SENATE BILL NO. 342 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 698 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 839 BY SENATOR WILKINS
 SENATE BILL NO. 857 BY SENATOR HOOFMAN
 SENATE BILL NO. 897 BY SENATOR BROWN
 SENATE BILL NO. 963 BY SENATOR SIMES
 SENATE BILL NO. 976 BY SENATOR K. SMITH
 SENATE BILL NO. 988 BY SENATOR T. SMITH

ARKANSAS SENATE
SENATE CONCURRENT RESOLUTIONS ADOPTED AND
TRANSMITTED TO THE HOUSE

SENATE CONCURRENT RESOLUTION NO. 19
 BY SENATOR WILKINSON
 SENATE CONCURRENT RESOLUTION NO. 20
 BY SENATOR WILKINSON
 SENATE CONCURRENT RESOLUTION NO. 21
 BY SENATOR GULLETT

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 29 2001

MR. SPEAKER:

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

HOUSE BILL NO. 1297 BY REPRESENTATIVE LENDALL
 HOUSE BILL NO. 1439 BY REPRESENTATIVE HAUSAM
 HOUSE BILL NO. 1462 BY REPRESENTATIVE HAUSAM
 HOUSE BILL NO. 1580 BY REPRESENTATIVE CLEVELAND
 HOUSE BILL NO. 1635 BY REPRESENTATIVE T. STEELE, ET AL
 HOUSE BILL NO. 1636 BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 1647 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1729 BY REPRESENTATIVE GOSS
 HOUSE BILL NO. 1740 BY REPRESENTATIVE SALMON, ET AL
 HOUSE BILL NO. 1843 BY REPRESENTATIVE ADAMS
 HOUSE BILL NO. 1871 BY REPRESENTATIVE GLOVER
 HOUSE BILL NO. 1901 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2114 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2173 BY REPRESENTATIVE LEDBETTER, ET AL
 HOUSE BILL NO. 2227 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2228 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2233 BY REPRESENTATIVE DANGEAU
 HOUSE BILL NO. 2254 BY REPRESENTATIVE M. SMITH
 HOUSE BILL NO. 2280 BY REPRESENTATIVE CLEVELAND, ET AL
 HOUSE BILL NO. 2326 BY REPRESENTATIVE JUDY
 HOUSE BILL NO. 2399 BY REPRESENTATIVE TEAGUE
 HOUSE BILL NO. 2416 BY REPRESENTATIVE McMELLON, ET AL
 HOUSE BILL NO. 2565 BY REPRESENTATIVE M. SMITH, ET AL
 HOUSE BILL NO. 2593 BY REPRESENTATIVE BRIGHT
 HOUSE CONCURRENT RESOLUTION NO. 1034 BY REPRESENTATIVE BOND

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 4:30 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. 1297 BY REPRESENTATIVE LENDALL
 HOUSE BILL NO. 1439 BY REPRESENTATIVE HAUSAM
 HOUSE BILL NO. 1462 BY REPRESENTATIVE HAUSAM
 HOUSE BILL NO. 1580 BY REPRESENTATIVE CLEVELAND
 HOUSE BILL NO. 1635 BY REPRESENTATIVE T. STEELE, ET AL
 HOUSE BILL NO. 1636 BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 1647 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1729 BY REPRESENTATIVE GOSS
 HOUSE BILL NO. 1740 BY REPRESENTATIVE SALMON, ET AL
 HOUSE BILL NO. 1843 BY REPRESENTATIVE ADAMS
 HOUSE BILL NO. 1871 BY REPRESENTATIVE GLOVER
 HOUSE BILL NO. 1901 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2114 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2173 BY REPRESENTATIVE LEDBETTER, ET AL
 HOUSE BILL NO. 2227 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2228 BY REPRESENTATIVE HUNT
 HOUSE BILL NO. 2233 BY REPRESENTATIVE DANGEAU
 HOUSE BILL NO. 2254 BY REPRESENTATIVE M. SMITH
 HOUSE BILL NO. 2280 BY REPRESENTATIVE CLEVELAND, ET AL
 HOUSE BILL NO. 2326 BY REPRESENTATIVE JUDY
 HOUSE BILL NO. 2399 BY REPRESENTATIVE TEAGUE
 HOUSE BILL NO. 2416 BY REPRESENTATIVE McMELLON, ET AL
 HOUSE BILL NO. 2565 BY REPRESENTATIVE M. SMITH, ET AL
 HOUSE BILL NO. 2593 BY REPRESENTATIVE BRIGHT
 HOUSE CONCURRENT RESOLUTION NO. 1034 BY REPRESENTATIVE BOND

/s/ Mike Huckabee - Governor

TIME: 4:30 p.m.

By: Barb Meyer

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

Little Rock, Arkansas

March 29, 2001

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on March 29, 2001, I approved the following measures from the Session of the Eighty-third General Assembly:

House Bill 1566, which is now Act 1172 of 2001,
House Bill 1591, which is now Act 1173 of 2001,
House Bill 1701, which is now Act 1174 of 2001,
House Bill 1702, which is now Act 1175 of 2001,
House Bill 1923, which is now Act 1176 of 2001,
House Bill 1961, which is now Act 1177 of 2001,
House Bill 2006, which is now Act 1178 of 2001,
House Bill 2180, which is now Act 1179 of 2001,
House Bill 2188, which is now Act 1180 of 2001,
House Bill 2192, which is now Act 1181 of 2001,
House Bill 2230, which is now Act 1182 of 2001,
House Bill 2241, which is now Act 1183 of 2001, and
House Bill 2296, which is now Act 1184 of 2001.

Sincerely,

/s/ Mike Huckabee

MH:bbm

cc: President of the Senate

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

Little Rock, Arkansas

March 29, 2001

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on March 29, 2001, I approved the following measures from the Session of the Eighty-third General Assembly:

House Concurrent Resolution 1021,
House Concurrent Resolution 1033,
House Bill 1063, which is now Act 1192 of 2001,
House Bill 1653, which is now Act 1193 of 2001,
House Bill 2184, which is now Act 1194 of 2001,
House Bill 2185, which is now Act 1195 of 2001,
House Bill 2317, which is now Act 1196 of 2001, and
House Bill 2415, which is now Act 1197 of 2001.

Sincerely,

/s/ Mike Huckabee

MH:bbm

cc: President of the Senate

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

M E M O R A N D U M

TO: Whom It May Concern
FROM: House Committee on the Journal, Engrossed and Enrolled Bills
DATE: March 29, 2001
SUBJECT: Amendment #11 to House Bill 1520

The House Committee on the Journal; Engrossed and Enrolled Bills, by this letter, approves the correction of an error in Amendment #11 to HB1520. The first line of the Amendment should read as follows:

“Page 15 insert between Sections 34 and 35 the following new sections.”

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing HB1520.

/s/ Shane Broadway
Speaker of the House

/s/ Danny Ferguson

/s/ Mary Anne Salmon
Chairman, House Rules

/s/ George R. French

/s/ Bill Bevis
Chairman
House Management Committee

/s/ Tim Massanelli
Parliamentarian

cc: Jo Renshaw, Chief Clerk

SENATE BILL NO. 25

BY: SENATOR J. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 24, CHAPTER 7, *SUBCHAPTER 6 TO ADD AN ADDITIONAL SECTION TO PROVIDE MEMBERS OF THE ARKANSAS TEACHER RETIREMENT SYSTEM WITH AN OPTION TO PURCHASE SERVICE CREDIT FOR NATIONAL GUARD SERVICE; AND FOR OTHER PURPOSES.*

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS.

SENATE BILL NO. 26

BY: SENATOR J. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 24-4-510 TO REDUCE THE EARLY RETIREMENT PENALTIES FOR MEMBERS OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS.

SENATE BILL NO. 82

BY: SENATOR BEEBE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 27-16-701 TO AUTHORIZE THE ISSUANCE OF A RESTRICTED DRIVING PERMIT TO A STUDENT WITH LESS THAN A "C" AVERAGE WHEN NECESSARY FOR TRANSPORTATION TO AND FROM WORK; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 205

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND ARKANSAS CODE 24-4-106 CONCERNING LIMITATIONS ON THE NUMBER OF STATE-AUTHORIZED RETIREMENT PLANS PROVIDED BY AN EMPLOYER; AND FOR OTHER PURPOSES.*

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS.

SENATE BILL NO. 232

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND ARKANSAS CODE 24-7-702 TO PROVIDE FOR AN ADJUSTMENT IN THE ANNUITIES OF THOSE MEMBERS WHO RETIRED EARLY UNDER THE ARKANSAS TEACHER RETIREMENT SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

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

SENATE BILL NO. 342

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 ARKANSAS MOTOR VEHICLE COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.*

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

SENATE BILL NO. 698

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE HENDERSON STATE UNIVERSITY FOR COSTS OF THE SOUTHWEST ARKANSAS 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. 839

BY: SENATOR WILKINS

BY: REPRESENTATIVE C. JOHNSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROTECT EMPLOYEES OF THE ALEXANDER YOUTH SERVICE CENTER FROM LOSS OF PAY AS A RESULT OF THE PRIVATIZATION OF THE CENTER; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 857

BY: SENATOR HOOFMAN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 18-15-301 CONCERNING MUNICIPAL RIGHT-OF-WAY EMINENT DOMAIN; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 897

BY: SENATOR BROWN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND VARIOUS PROVISIONS OF 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. 963

BY: SENATOR SIMES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE ASSISTANCE WITH FUNERAL COSTS FOR NEEDY ARKANSANS; TO CREATE A BOARD OF DIRECTORS TO STUDY METHODS FOR PROVIDING FUNERAL ASSISTANCE TO NEEDY ARKANSANS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 976

BY: SENATOR K. SMITH

A BILL FOR AN ACT TO BE ENTITLED *TO PROVIDE THAT THE JOINT COMMITTEE ON ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY PERFORM AN INTERIM STUDY; AND FOR OTHER PURPOSES.*

Was read the first time, rules suspended, read the second time and referred to the Committee on ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY.

SENATE BILL NO. 988

BY: SENATOR T. SMITH

BY: REPRESENTATIVE SHOFFNER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR A VOLUNTARY CERTIFICATION OF ANIMAL CONTROL OFFICERS AND SHELTERS AND HUMANE SOCIETY COUNTERPARTS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

SENATE CONCURRENT RESOLUTION NO. 19

BY: SENATOR WILKINSON

BY: REPRESENTATIVE CLEVELAND

COMMENDING THE BOONEVILLE BEARCATS FOR THEIR WINNING SEASON.

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

SENATE CONCURRENT RESOLUTION NO. 20

BY: SENATOR WILKINSON

BY: REPRESENTATIVE VERKAMP

RESOLUTION TO COMMEND THE GREENWOOD BULLDOGS.

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

SENATE CONCURRENT RESOLUTION NO. 21

BY: SENATORS GULLETT, *HORN*, *TRUSTY*, *WHITAKER*

BY: REPRESENTATIVES *BLEDSOE*, *BORHAUER*, *CARSON*, *DEES*, *J. ELLIOTT*,
GREEN, *JUDY*, *KING*, *RODGERS*, *SALMON*, *SHOFFNER*, *W. WALKER*

REQUESTING THE SENATE AND HOUSE INTERIM COMMITTEES ON PUBLIC HEALTH, WELFARE AND LABOR TO CONDUCT A STUDY OF WOMEN'S HEALTHCARE ISSUES IN THE STATE OF ARKANSAS AND TO REPORT THE RECOMMENDATIONS TO THE LEGISLATIVE COUNCIL.

Was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

Upon motion of Representative Cook, the House adjourned at 6:08 p.m. until 10:30 a.m., Friday, March 30, 2001.

ATTEST:

Shane Broadway
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk