

EIGHTY-NINTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES

Little Rock, Arkansas

April 6, 2001

The House was called to order at 10:07 a.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, Carson, Childers, Clemons, Cleveland, Cook,
Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D.Elliott, J.Elliott, Ferguson,
Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, 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.

Total98

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

Total02

A quorum was present.

Unanimous leave was granted for Representatives Bright, Haak.

The House stood and was led in prayer by Reverend Alan Ford, Pastor, First
Presbyterian Church, Newport, 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

	April 6, 2001
AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS	JO CARSON CHAIRPERSON
HOUSE BILL NO. 1047	DO PASS, TO CONCUR IN
BY REPRESENTATIVE JUDY	SENATE AMENDMENT #1

COMMITTEE REPORT

	April 6, 2001
AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT	JIM WOOD CHAIRPERSON
HOUSE BILL NO. 2655	DO PASS
BY REPRESENTATIVE CLEVELAND	AS AMENDED #2

COMMITTEE REPORT

	April 6, 2001
STATE AGENCIES AND GOVERNMENTAL AFFAIRS	MARTHA SHOFFNER CHAIRPERSON
HOUSE BILL NO. 1874	DO PASS, TO CONCUR IN
BY REPRESENTATIVE RACKLEY	SENATE AMENDMENT #1
HOUSE BILL NO. 1931	DO PASS, TO CONCUR IN
BY REPRESENTATIVE FERGUSON	SENATE AMENDMENT #1
HOUSE BILL NO. 2555	DO PASS, TO CONCUR IN
BY REPRESENTATIVE W. WALKER	SENATE AMENDMENT #1
SENATE BILL NO. 433	DO PASS
BY SENATOR WEBB	
SENATE BILL NO. 469	DO PASS
BY SENATOR EVERETT	
SENATE BILL NO. 612	DO PASS, AS AMENDED #1
BY SENATOR MAHONY	NON-CONTROVERSIAL
SENATE BILL NO. 837	DO PASS
BY SENATOR FARIS	
SENATE BILL NO. 848	DO PASS
BY SENATOR WEBB	

COMMITTEE REPORT

	April 6, 2001
JOINT BUDGET	GEORGE FRENCH
	CHAIRPERSON
HOUSE BILL NO. 1748	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 624	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 869	DO PASS
BY JOINT BUDGET COMMITTEE	

Upon motion of Representative Womack, **HOUSE BILL NO. 2633** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2633

Amend **HOUSE BILL NO. 2633** as originally introduced:

Page 1, line 35, add the following:

- "(d) This section shall apply only to an involuntary loss of a fetus or embryo.
- (e) The State Board of Health shall monitor compliance with this section.
- (f) This section shall not give rise to a cause of action.
- (g) For purposes of this section, "fetal remains" means the embryo, the fetus, or as otherwise defined in writing by the health care provider."

/s/ Shawn Womack

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. 1669** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1669

Amend **HOUSE BILL NO. 1669** as originally introduced:

Add Representative Rackley as a cosponsor of the bill

AND

Page 1, delete line 22 and substitute the following:

"(b)(1) Except as provided in subdivisions (b)(2) and (3) of this subsection, No"

AND

Page 1, delete lines 28 and 29 and substitute the following:

"Board who apply to the board within sixty (60) days of the effective date of this act and who are in good standing shall be grandfathered as a licensed associate alcoholism and drug abuse counselor.

(3) All persons currently credentialed with an Advanced Alcohol and Drug Counselor designation from the Arkansas Substance Abuse Certification Board who apply to the board within sixty (60) days of the effective date of this act and are in good standing shall be grandfathered as a licensed alcoholism and drug abuse counselor."

/s/ Tracy Steele

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. 2541** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2541

Amend **HOUSE BILL NO. 2541** as originally introduced:

Delete everything after the Enacting clause and substitute the following:

"SECTION 1. Arkansas Code 20-2-102(a), concerning membership of the Arkansas Minority Health Commission, is amended to read as follows:

20-2-102. Creation - Members - Compensation.

(a) There is established the Arkansas Minority Health Commission to consist of twelve (12) members to be appointed as follows:

(1) Four (4) of the general public to be appointed by the Governor, with each of the four (4) congressional districts represented;

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

(3) Two (2) members of the House of Representatives to be appointed by the Speaker of the House of Representatives;

(4) The Director of the Bureau of Alcohol and Drug Abuse Prevention of the Department of Health or his designee;

(5) ~~The Director of the Division of Aging and Adult Services of the Department of Human Services or his designee~~ One (1) member of the general public to be appointed by the chair of the House Interim Committee on Public Health, Welfare, and Labor;

(6) The Director of the Department of Health or his designee; and

(7) ~~The Director of the Division of Mental Health Services of the Department of Human Services or his designee~~ One (1) member of the general public to be appointed by the chair of the Senate Interim Committee on Public Health, Welfare, and Labor.

SECTION 2. Arkansas Code 20-2-103 is amended to read as follows:

20-2-103. Powers and duties generally.

The Arkansas Minority Health Commission shall:

(1) ~~(A) Study issues relating to the delivery of and access to health services for minorities in this state~~ Determine and document impediments to delivery of and access to health services for minorities in this state; and

(B) Reassess the documented data at least biannually to determine the progress or lack of progress being made toward removing any identified impediments;

(2)(A) Identify and document any gaps in the health service delivery system

that particularly affect minorities; and

(B) Reassess the documented data at least biannually to determine progress or lack of progress being made toward alleviating any identified gaps;

~~(3) Make recommendations to the relevant agencies and to the General Assembly for improving the delivery of and access to health services for minorities~~
Assess the adequacy and disparities of available services for minorities utilizing all available resources, including holding public hearings in areas around the state where a significant minority population exists, to ensure future minority needs will be met; and

~~(4) Study and make recommendations as to whether adequate services are available to ensure that future minority health needs will be met~~
Implement developed or adapted programs that will help improve the health status of minorities; and

(5)(A) Make recommendations to improve the delivery of and access to health services for minorities to the relevant agencies and to the House and Senate Interim Committees on Public, Health, Welfare, and Labor; and

(B) Submit the required recommendations not later than December of each year.

SECTION 3. Arkansas Code Title 20, Chapter 2, Subtitle 1 is amended by adding the following additional section:

20-2-107. The Director of the Minority Health Commission shall issue a biannual report to the House and Senate Interim Committees on Public Health, Welfare, and Labor outlining the progress made toward meeting the duties of the Minority health Commission as prescribed in § 20-2-103."

/s/ Tracy Steele

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

/s/ Ms. Jo Renshaw
 Chief Clerk

Upon motion of Representative Altes, **HOUSE BILL NO. 1614** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1614

Amend **HOUSE BILL NO. 1614** as originally introduced:

Delete the title and substitute the following:

"AN ACT TO AMEND ARKANSAS CODE TITLE 8, CHAPTER 10, SUBCHAPTER 3, PERTAINING TO THE LOCATION OF NEW MOTOR VEHICLE RACING FACILITIES WITHIN THIS STATE;AND FOR OTHER PURPOSES."

AND

Delete the subtitle and substitute the following:

"AN ACT TO AMEND ARKANSAS CODE TITLE 8, CHAPTER 10, SUBCHAPTER 3, PERTAINING TO THE LOCATION OF NEW MOTOR VEHICLE RACING FACILITIES WITHIN THIS STATE."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 8, Chapter 10, Subchapter 3 is amended to add an additional section to read as follows:

8-10-305. Motor vehicle racing facilities in certain counties.

(a) The provisions of § 8-10-302 and § 8-10-303 shall not apply to any motor vehicle racing facilities located in a county which borders both the state line and a navigable river.

(b)(1)(A) The persons or entity proposing and constructing a motor vehicle racing facility in a county described in subsection (a), shall seek the approval of and issuance of an annual permit from the Department of Environmental Quality under this section.

(B) The department's approval shall be sought by filing a permit application with the department which shall contain a written proposal for the motor description of the types of motor vehicles proposed for racing at the facility, the maximum projected noise level of the racing vehicles, a description of the kinds of races, the types of buildings, vehicle racing facility containing the substance of the proposed facility, including a stands, or other physical plant proposed for the facility, estimates of traffic counts and numbers of spectators, and any other relevant permit information as may be determined necessary for the permit application by the department.

(2) For the initial permit application for new facilities to be constructed, the department shall conduct a public hearing on the proposed motor vehicle racing facility. The department shall set a date for the public hearing to be held on the proposed facility permit which shall not be less than thirty (30) days after the filing of the initial permit application. The hearing under this subdivision (b)(2) for the initial permit may be adjourned and continued if necessary. The department may, in its

discretion, hold public hearings for the renewal of any permits as is necessary. Any interested persons may appear and contest the granting of the approval or renewal of the facility permit. Affidavits in support of or against the proposed facility or a permit renewal, which may be prepared and submitted, shall be examined by the department.

(3) After the hearing for the initial permit or upon application for the renewal of its annual permit, if the department is satisfied that the benefits of the motor vehicle racing facility are sustained by proof and outweigh its impact by the noise, air pollution, and traffic congestion caused by motor vehicle racing facilities, then the department shall grant the initial permit approving the proposed facility or shall renew approval to the permitted or existing facility.

(4) Renewal of an annual permit may also be denied if:

(A) The racing facility is determined to be in violation of any standards under which the permit was issued; or

(B) The racing facility is constructed or is being operated in a manner which is materially different than was represented during the initial application process.

(5) If any material changes, additions, or improvements are made to the motor vehicle racing facility, the permit shall be amended accordingly and the department may reconsider the approval of the permit.

(6) The Arkansas Pollution Control and Ecology Commission shall have the authority to promulgate any and all necessary rules and regulations to implement this section, including the authority to set a permit fee to recover the cost of issuing the permit.

(c) Each motor vehicle racing facility constructed in a county described in subsection (a) that applies for and receives an initial annual permit to operate the motor vehicle racing facility shall thereafter apply annually for renewal of its permit.

(d) For the purposes of this section, "motor vehicle racing facility" means any facility designed and used for competitive racing by automobiles or trucks which are modified for racing.

(e) Due to the noise pollution and air pollution from the racing vehicles and traffic congestion caused by motor vehicle racing facilities, no motor vehicle racing facility shall be permitted or constructed under this section within three (3) miles of the boundary of another county."

/s/ Denny Altus

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Altes, **HOUSE BILL NO. 1481** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1481

Amend **HOUSE BILL NO. 1481** as originally introduced:

Page 1, delete line 9, and substitute the following:

AN ACT TO ESTABLISH AN INCOME TAX CREDIT FOR EDUCATION EXPENSES; AND FOR OTHER PURPOSES.

AND

Page 1, delete lines 12 and 13, and substitute the following:

AN ACT TO ESTABLISH AN INCOME TAX CREDIT FOR EDUCATION EXPENSES.

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 26, Chapter 51, Subchapter 5 is amended by adding an additional section to read as follows:

26-51-511. Education Expense Credit.

(a) Beginning in tax year 2001, there shall be allowed a credit against the tax imposed by the Income Tax Act of 1929, as amended for persons who have a child who is a full-time pupil enrolled in a kindergarten through grade twelve (K-12) education program at any school.

(b)(1) If a persons expenses for tuition, book fees, lab fees required by the school for tax year exceeds three hundred (\$300), the amount of the credit shall be equal to twenty-five percent (25%) of the tuition, book fees, lab fees required by the school in which the pupil is enrolled during the regular school year.

(c)(1) The amount of the credit that may be used by the taxpayer shall not exceed the amount of individual income tax due.

(2) Any unused credit may be carried over for a maximum of two (2) consecutive taxable years.

(d) The Director of the Department of Finance and Administration shall promulgate regulations administering the provisions of this section including, but not limited to, filing documentation verifying that the child or children are in a qualifying school."

/s/ Denny Altes

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. 1732** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1732

Amend **HOUSE BILL NO. 1732** as originally introduced:

Page 1, line 31 delete "\$2,500,000." and substitute "\$1,000,000."

And

Page 1, line 34 delete "\$2,500,000." and substitute "\$1,000,000."

/s/ S. Napper

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Parks, **HOUSE JOINT RESOLUTION NO. 1011** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE JOINT RESOLUTION NO. 1011

Amend **HOUSE JOINT RESOLUTION NO. 1011** as originally introduced:

Add Representatives Womack, Pritchard, Hutchinson, D. Elliott, and Minton as cosponsors of the resolution

/s/ Marvin Parks

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Parks, **HOUSE JOINT RESOLUTION NO. 1011** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE JOINT RESOLUTION NO. 1011

Amend **HOUSE JOINT RESOLUTION NO. 1011** as originally introduced:
Page 1, line 16, delete "TWO-THIRDS (2/3)" and substitute "THREE-FIFTHS (3/5)"
AND

Page 2, line 8, delete "two-thirds (2/3)" and substitute "three-fifths (3/5)"

/s/ Marvin Parks

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Parks, **HOUSE JOINT RESOLUTION NO. 1011** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE JOINT RESOLUTION NO. 1011

Amend **HOUSE JOINT RESOLUTION NO. 1011** as originally introduced:
Add Sen. Baker as a cosponsor of the resolution

/s/ Marvin Parks

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. 1064** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1064

Amend **HOUSE BILL NO. 1064** as originally introduced:

Page 1, delete lines 9 through 14 and substitute:

“AN ACT TO REPEAL ARKANSAS CODE 29-30-162 AND 29-30-163; AND FOR OTHER PURPOSES.”

AND

Page 1, delete lines 17 through 20 and substitute:

“TO REPEAL ARKANSAS CODE 29-30-162 AND 29-30-163.”

AND

Delete everything after the enacting clause and substitute:

“SECTION 1 Arkansas Code 29-30-162 is repealed.

~~§ 29-30-162. Amendment of expiration date Acts 1997, No. 1135, §2.~~

~~Subsection (b) of Section 2 of Act 1135 of 1997 is amended to read as follows:~~

~~“(b) The provisions of this section shall expire on April 30, 2002.”~~

SECTION 2. Arkansas Code 29-30-163 is repealed.

~~§ 29-30-163. Expiration date of Acts 1999, No. 1268.~~

~~The provisions of this act shall expire on April 30, 2002.”~~

/s/ Dean Elliott

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. 2597** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2597

Amend **HOUSE BILL NO. 2597** as engrossed, H3/20/01:

Page 2, delete line 2 and substitute the following:

“facility that is the subject of the survey or investigation upon the completion of the investigation, except that the”

/s/ S. B. Jones

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Jones, **HOUSE BILL NO. 2531** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2531

Amend **HOUSE BILL NO. 2531** as engrossed, H4/5/01:

Page 16, delete line 36 and substitute the following:

"directed to file a"

AND

Page 17, delete lines 2 and 3 and substitute the following:

"Section 31 of this act."

AND

Page 17, delete line 21 and substitute the following:

"shall promptly take action to obtain appropriate temporary or permanent relief."

/s/ S. B. Jones

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Bradford, **HOUSE BILL NO. 1898** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 1898

Amend **HOUSE BILL NO. 1898** as engrossed, H3/20/01:

Page 1, line 11, delete "SALES AND USE" and substitute "EXCISE"

AND

Page 1, line 18, delete "SALES AND USE" and substitute "EXCISE"

AND

Page 1, delete line 27 and substitute the following:

"SECTION 1. Arkansas Code, Title 26, Chapter 57, Subchapter 8, is amended by adding an additional section to read as follows:

26-57-804. Arkansas Health Care Tax."

AND

Page 4, delete line 20 and substitute the following:

"levied by §§ 26-57-804 and 26-57-803(c)."

/s/ Jay Bradford

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. 1898** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 5 TO HOUSE BILL NO. 1898

Amend **HOUSE BILL NO. 1898** as engrossed, H3/20/01:

Page 1, line 30, delete "eight percent" and substitute "four percent (4%)"

AND

Page 1, line 31, delete "(8%)"

AND

Page 3, line 13, delete "eight" and substitute "four percent (4%)"

AND

Page 3, line 14, delete "percent (8%)"

AND

Page 4, line 24, delete "34.4828%" and substitute "25.5973%"

And

Page 4, line 28, delete "34.4828%" and substitute "23.8908%"

AND

Page 5, line 4, delete "8.4483%" and substitute "6.8259%"

AND

Page 5, line 18, delete "0.8621%" and substitute "3.4130%"

AND

Page 5, line 28, delete "0.5172%" and substitute "1.0239%"

AND

Page 5, line 32, delete "3.4483%" and substitute "4.0956%"

AND

Page 5, line 36, delete "2.5862%" and substitute "4.0956%"

AND

Page 6, line 3, delete "3.1034%" and substitute "3.4130%"

AND

Page 6, line 11, delete "1.7421%" and substitute "3.4130%"

AND

Page 6, line 14, delete "0.3448%" and substitute "0.6826%"

AND

Page 6, delete lines 19 through 23 and substitute:

"(11) 17.0648% of the fund shall be distributed to the Department of Education to fund the Home Instruction Program for Pre-school Youngsters; and"

AND

Page 6, line 24, delete "6.5517%" and substitute "6.4846%"

/s/ Jay Bradford

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative King, **HOUSE BILL NO. 2506** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2506

Amend **HOUSE BILL NO. 2506** as engrossed, H3/30/01:

Delete Section 1 and substitute the following:

“SECTION 1. Arkansas Code 21-1-402(e) is amended to read as follows:

(e) Former members of the General Assembly and their spouses, parents or children shall not be eligible to be employed by any state agency within twenty-four (24) months after the legislator leaves office in any job or position which:

- (1) Was newly created by legislative action within the twenty-four (24) months prior to the legislator’s leaving office; or
- (2) Had a maximum salary level increase of more than fifteen percent (15%) authorized by legislative action within the twenty-four (24) months prior to the legislator’s leaving office.”

/s/ Barbara King

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Haak, **HOUSE BILL NO. 2589** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2589

Amend **HOUSE BILL NO. 2589** as engrossed, H4/4/01:

Page 5, delete lines 32 through 35 and substitute the following:

"preventing buy downs from being given to wholesalers."

/s/ David Haak

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Carson, **HOUSE BILL NO. 1892** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1892

Amend **HOUSE BILL NO. 1892** as originally introduced:

Page 1, line 36 delete "1,800,000 1,800,000" and substitute
" 900,000 900,000"

And

Page 2, line 1 delete "200,000 200,000" and substitute
"100,000 100,000"

And

Page 2, line 3 delete "\$ 2,000,000 \$ 2,000,000" and substitute
"\$ 1,000,000 \$ 1,000,000"

/s/ Jo Carson

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. 1838** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1838

Amend **HOUSE BILL NO. 1838** as engrossed, H3/30/01:

Page 3, line 20, add the following words:

"The amount of available funds for the appropriation for Acute Mental Health Services - Baseline shall be determined by the Director of the Department of Human Services."

and

Page 4, line 3, delete the words "None of"

and

Page 4, delete lines 4 and 5 in their entirety

/s/ Jay Bradford

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Womack, **HOUSE BILL NO. 2345** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2345

Amend **HOUSE BILL NO. 2345** as originally introduced:

Add Representative Borhauer as a cosponsor of the bill

AND

Add Senator Hunter as a cosponsor of the bill

AND

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

AND

Page 1, delete line 28 and substitute the following:

"package.

(2) Medicines shall not be transferred under this act until at least five (5) days after the coroner has been notified of the resident's death.

(3)(A) The charitable organization shall notify the recipient of the medicines that the medicines are recycled; and

(B) The recipient of the medicine shall acknowledge in writing that they have been notified that the medicines are recycled.

(4) The long-term care facility shall, within forty-five (45) days of the death of a resident who receives cycle-fill medicines, notify the pharmacy which supplies each cycle-fill medicine."

AND

Page 2, line 9, add the following:

"(3) Manufacturers, wholesalers, pharmacists and pharmacies shall not be liable for any civil damages arising from any defects or alterations of medicines occurring after the medicines have left the custody or control of the entity."

/s/ Shawn Womack

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Womack, **HOUSE BILL NO. 2345** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2345

Amend **HOUSE BILL NO. 2345** as originally introduced:

Add Representative Trammell as a cosponsor of the bill

/s/ Shawn Womack

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Holt, **HOUSE BILL NO. 2641** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2641

Amend **HOUSE BILL NO. 2641** as originally introduced:

Page 1, delete line 21 and substitute the following:

"SECTION 1. (a) For purposes of this act, "sex education" means formal instruction that includes definitions, illustrations, and descriptions of human sexual acts and definitions, illustrations, descriptions and demonstrations of methods of contraception, including abstinence from sexual acts.

(b) For purposes of this act, the definition of sex education specifically excludes education regarding fetal development, education programs designed to deter sexual harassment or child sexual abuse, or human anatomy taught as part of a science class curriculum.

(c) No Arkansas public elementary or middle school district"

/s/ Jim L. Holt

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Holt, **HOUSE BILL NO. 2641** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2641

Amend **HOUSE BILL NO. 2641** as originally introduced:

Add Senator Hunter as a co-sponsor

/s/ Jim L. Holt

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Ledbetter, **HOUSE BILL NO. 2438** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2438

Amend **HOUSE BILL NO. 2438** as originally introduced:

Add Representative R. Smith, Bradford, and Childers as cosponsors of the bill
AND

Delete the title and substitute the following:

"AN ACT TO AUTHORIZE THE STATE INSURANCE COMMISSIONER TO CREATE A LONG-TERM CARE LIABILITY INSURANCE PLAN; AND FOR OTHER PURPOSES."

AND

Delete the subtitle and substitute the following:

"AN ACT TO AUTHORIZE THE STATE INSURANCE COMMISSIONER TO CREATE A LONG-TERM CARE LIABILITY INSURANCE PLAN."

AND

Delete Section 1 and substitute the following:

"SECTION 1. Arkansas Code Title 23, Chapter 91 is amended by adding an additional subchapter to read as follows:

Subchapter 3.

23-91-301. Purpose.

(a)(1) The purpose of this subchapter is to provide for the establishment of a plan for a Long-term Care Liability Insurance Plan, if the Insurance Commissioner determines, after a hearing, that long-term care liability insurance is not reasonably

available in this state.

(2) If the commissioner makes such a determination, he shall prepare a voluntary plan which will provide that insurance coverage.

(b) The plan shall provide coverage for professional liability for any long-term care providers licensed by the State or Arkansas.

(c) The plan shall provide insurance for long-term care providers, as set forth herein; but shall not reduce or eliminate the liability of the long-term care providers for the matters covered by the plan other than to provide insurance therefor.

23-91-302. Governing board.

(a) There is created a governing board of five (5) members to be appointed by the Governor which shall meet as necessary to review and prescribe operating procedures and rules to implement any plan promulgated pursuant to this subchapter. The governing board shall be comprised of the following members:

(1) Two (2) representatives from insurers licensed to operate in this state;

(2) One (1) representative who is a licensed insurance agent in this state;

(3) One (1) consumer representative; and

(4) One (1) representative from the long-term care industry.

(b) In addition, there shall be four (4) ex-officio members of the governing board who shall be the Insurance Commissioner, the Director of the Department of Human Services, and a member of the State Senate appointed by the President Pro Tempore of the Senate and a member of the State House of Representatives appointed by the Speaker of the House.

23-91-303. Plan for coverage - Contents.

(a) The plan shall:

(1) Give consideration to:

(A) The need for adequate and readily accessible coverage;

(B) Optional methods of improving the market affected;

(C) The inherent limitations of the insurance mechanism;

(D) The need for reasonable underwriting standards; and

(E) The requirement and immediate implementation of reasonable loss prevention measures;

(2) Establish procedures for participants to have their grievances reviewed by the board; and

(3) Establish a rating plan which shall be actuarially sound.

(b) The plan may, on behalf of its participants:

(1) Issue policies of insurance to participants;

(2) Underwrite, adjust, and pay losses on insurance issued by the plan;

(3) Appoint a service company or companies to perform the functions enumerated in this subsection, including the functions of a plan administrator;

(4) Obtain reinsurance for any part or all of its risks; and

(5) Obtain excess of loss coverages.

(c) The plan shall provide for:

(1) The method of classifying risks including appropriate consideration of quality assurance procedures in effect, such as gathering and maintaining reports and statistics concerning compliance therewith, voluntary and permissive use of monitoring devices by the facilities, and other procedures;

(2) The making, filing, and approval authority of rates which are not excessive, inadequate, or unfairly discriminatory and policy forms applicable to the risks insured by the plan;

(3) The adjusting and processing of claims;

(4) The commission rates to be paid to agents or brokers for coverages written by the plan;

(5) Any other insurance or investment functions that are necessary for the purpose of providing adequate and readily accessible coverage;

(6) The method of operation of the plan;

(7) The examination of the plan, including the activities of the plan administrator;

(8) The establishment of procedures to conduct necessary analyses at reasonable intervals to appropriately evaluate the Arkansas long-term care liability insurance market;

(9) The establishment of procedures and guidelines to prevent a company from transferring and causing to be transferred substantially all of its long-term care liability exposure to the plan, unless the commissioner finds after notice and hearing that it is in the best interests of Arkansas citizens to allow such a practice; and

(10) Other matters as may be necessary and proper for the execution of the board's powers, duties, and obligations under this subchapter.

23-91-304 Coverages provided.

(a) The plan shall provide insurance for professional liability for long-term care providers for actual damages and non-economic compensatory damages.

(b) The plan shall not provide coverage for punitive damages, nor shall it cover such other standard exceptions in liability contracts.

(c) The risks assumed by the plan shall include the obligation to pay all actual damages, non-economic compensatory damages, and costs of defense.

(d) The plan shall provide insurance on an occurrence basis, with limitations of one million dollars (\$1,000,000) per occurrence and three million dollars (\$3,000,000) annual aggregate, with such deductibles as shall be specified in the individual coverage contract.

(e) The plan administrator shall have the sole and exclusive right to defend all covered claims and to make all determinations as to settlement of covered claims.

23-91-305 Funding.

(a) As a precondition to establishing the plan, the plan shall be capitalized from independent sources, including participants, in an amount sufficient to fund the initial consulting, actuarial, legal and other professional expenses necessary to establish the plan.

(b) The plan shall be established and maintained through a periodic premium payment by the participants in an amount determined by the governing board of the plan to be sufficient to render the plan self-supporting and actuarially sound to fund the plan risks assumed by the plan and to fund expenses of the plan.

(c)(1) Provision shall be made for adjustment of contributions for participants based on experience-rating adjustments for participants based on their loss experience.

(2) The information provided to the plan for the purpose of making this determination shall be submitted in the form provided by the Commissioner and the form shall be confidential and not discoverable or admissible at trial and no waiver of objection or privilege shall be implied from the submission; except that any document or fact contained in or referred to in such submission which is otherwise discoverable or admissible under the prevailing rules of evidence shall continue to be discoverable or admissible notwithstanding the previous provisions of this subsection.

23-91-306. Information for individuals.

The plan or its agent shall provide to any person seeking the insurance available in each plan information about the services prescribed in the plan, including full information on the requirements and procedures for participation in the plan.

23-91-307. No liability in creating plan.

There shall be no liability on the part of and no cause of action shall arise against the commissioner, his representatives, or any plan, its participants, or its employees for any good faith action taken by them in the performance of their

powers and duties in creating any plan pursuant to this subchapter.

23-91-308. Rules and regulations.

The commissioner shall have the authority to promulgate rules and regulations consistent with this subchapter and necessary to effectuate the purpose of this subchapter.

23-91-309 Termination.

(a) If the board finds after investigation that there is sufficient availability and competition in the marketplace, the board shall request that the commissioner hold a public hearing to determine if it is in the best interest of Arkansas citizens to suspend operation of or dissolve the plan. If after the hearing the commissioner determines that there is sufficient availability and competition in the voluntary long-term care liability insurance market and it is in the best interest of Arkansas citizens, the commissioner may:

- (1) Suspend operations of the plan;
- (2) Suspend policy issuance by the plan; or
- (3) Dissolve the plan.

(b) If the commissioner determines that funds remain in the plan after termination, and all claims have been paid, the commissioner shall apportion the remaining funds amongst the participants in an equitable manner.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly that an emergency exists due to the unavailability of professional liability insurance for long-term care facilities; that such unavailability could jeopardize the stability of those facilities; that it is imperative to have adequate long-term care facilities within this state; and this act will provide a mechanism for helping assure the continued viability of those facilities. 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/ Sam Ledbetter

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

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED ***** 04/10/01*****

Upon motion of Representative Cleveland, **HOUSE BILL NO. 2652** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2652

Amend **HOUSE BILL NO. 2652** as originally introduced:

Page 1, delete line 9 and substitute the following:

"AN ACT TO LEVY A FIVE PERCENT TAX ON"

AND

Page 1, delete line 14 and substitute the following:

"TO LEVY A FIVE PERCENT TAX ON"

AND

Page 1, line 22, delete "beer and"

AND

Page 1, delete lines 33 through 36

AND

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

"(c) For purposes of this section, "spirituous liquor" means liquor distilled from the"

/s/ H. W. Cleveland

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

/s/ Ms. Jo Renshaw

Chief Clerk

***** EXPUNGED ***** 04/10/01*****

***** EXPUNGED***** 04/10/01*****

Upon motion of Representative Cleveland, **HOUSE BILL NO. 2652** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2652

Amend **HOUSE BILL NO. 2652** as originally introduced:

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

"(c) The revenues generated by this act shall be deposited as special revenues into the State General Services Fund Account there to be used exclusively for the native wine industry except that when the Chief Fiscal Officer determines that in any fiscal year more revenues are generated by this act than were expended for the native wine industry under appropriations adopted by the General Assembly for the prior fiscal year for such purposes, the excess revenues shall be transferred to the Department of Human Services Grants Fund Account to be used exclusively for the Medicaid Prescription Drug Program.

(d) For purposes of this section:"

/s/ H. W. Cleveland

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

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED***** 04/10/01*****

The House gave Representative Judy unanimous leave to withdraw **HOUSE BILL NO. 2327**. Recommended Committee Referral to the Committee on JUDICIARY.

The House gave Representative Moore unanimous leave to withdraw **HOUSE BILL NO. 2645**. Recommended Committee Referral to the Committee on PUBLIC TRANSPORTATION.

The House gave Representative G. Jeffress unanimous leave to withdraw **HOUSE BILL NO. 2598**. Recommended Committee Referral to the Committee on EDUCATION.

The House gave Representative Hathorn unanimous leave to withdraw **HOUSE BILL NO. 2582**. Recommended Committee Referral to the Committee on INSURANCE AND COMMERCE.

The House gave Representative Magnus unanimous leave to withdraw **HOUSE BILL NO. 1122**. Recommended Committee Referral to the Committee on JUDICIARY.

The House gave Representative Magnus unanimous leave to withdraw **HOUSE BILL NO. 2479**. Recommended Committee Referral to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

The House gave Representative C. Johnson unanimous leave to withdraw **HOUSE BILL NO. 2467**. Recommended Committee Referral to the Committee on JUDICIARY.

The House gave Representative C. Johnson unanimous leave to withdraw **HOUSE BILL NO. 1545**. Recommended Committee Referral to the Committee on INSURANCE & COMMERCE.

The House gave Representative C. Johnson unanimous leave to withdraw **HOUSE BILL NO. 2469**. Recommended Committee Referral to the Committee on EDUCATION.

The House gave Representative Hunt unanimous leave to withdraw **HOUSE BILL NO. 1414**.

The House gave Representative Hunt unanimous leave to withdraw **HOUSE BILL NO. 2471**.

The House gave Representative Creekmore unanimous leave to withdraw **HOUSE BILL NO. 2587**.

The House gave Representative Rodgers unanimous leave to withdraw **HOUSE BILL NO. 1605**. Recommended Committee Referral to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

The House gave Representative Ormond unanimous leave to withdraw **HOUSE BILL NO. 2171**. Recommended Committee Referral to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

The House gave Representative Ormond unanimous leave to withdraw **HOUSE JOINT RESOLUTION NO. 1008**. Recommended Committee Referral to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Upon motion of Representative Teague, **SENATE BILL NO. 525** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 525

Amend **SENATE BILL NO. 525** as engrossed, S3/26/01:

Page 4, line 36, delete "(4)" and substitute "(4)(A)"

AND

Page 5, delete line 1 and substitute:

"by the Arkansas Contractors Licensing Board.

(B) Any person who is not considered a contractor under Arkansas Code 17-25-101 may continue to perform subcontracting work under the provisions of this act."

/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 Cowling, **SENATE BILL NO. 503** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 503

Amend **SENATE BILL NO. 503** as originally introduced:

Page 1, line 33, delete "county." And substitute "county unless the ordinance provides for election by the membership of the public facilities board service area.

/s/ Ken Cowling

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Cowling, **SENATE BILL NO. 576** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 576

Amend **SENATE BILL NO. 576** as engrossed, H3/2/01:

Add Representative Cowling as a cosponsor to the bill

AND

Page 1, line 34, delete "one percent (1%)" and substitute "three percent (3%)"

AND

Page 2, line 16, delete "(a)(2)" and substitute "(a)(3)"

AND

Page 2, line 18, delete "Eighty percent (80%)" and substitute "Twenty percent (20%)"

AND

Page 2, line 22, delete "Twenty percent (20%)" and substitute "Eighty percent (80%)"

AND

Page 2, delete line 32 and substitute:

"reductions, or eliminations caused by a deficiency of general revenues.

(4) The excise tax on beer levied under subdivision (a)(3) of this section shall expire if the General Assembly appropriates funds for the purposes set forth in subdivision (e)(1) of this section in an amount at least equal to the amount of funds appropriated in the prior fiscal year from the funds levied under subdivision (a)(3) of this section."

/s/ Ken Cowling

AMENDMENT NO. 2 TO SENATE BILL NO. 576

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Allison, Bevis, Bolin, Bond, Borhauer, Bradford, Carson, Cleveland, Cook, Cowling, Creekmore, Dangeau, Eason, J. Elliott, Ferguson, Glover, Green, Hathorn, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Nichols, Rankin, Roebuck, Salmon, Scrimshire, Scroggin, R. Smith, M. Steele, T. Steele, J. Taylor, Teague, Thomas, Trammell, Weaver, Willis, Wood.

Total48

NEGATIVE: Adams, Agee, Bennett, Biggs, Bledsoe, Childers, Clemons, Dees, D. Elliott, Files, Gillespie, Gipson, Hausam, Hendren, Hickinbotham, Hunt, Hutchinson, Magnus, Milum, Minton, Moore, Ormond, Parks, Pritchard, Rackley, Rodgers, Schall, M. Smith, C. Taylor, W. Walker, Womack.

Total31

ABSENT OR NOT VOTING: Altes, Bookout, Boyd, Bright, Duggar, Fite, French, Goss, Haak, Holt, House, G. Jeffress, Napper, Oglesby, Prater, Seawel, Shoffner, Stovall, Verkamp, White, Mr. Speaker.

Total21

VOTING PRESENT:

Total0

Total number of votes cast79

Necessary to concur in the Amendment51

So the Amendment was **not** concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Childers, **SENATE BILL NO. 66** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 66

Amend **SENATE BILL NO. 66** as engrossed, H4/2/01:

Page 1, line 10, delete "FIVE (5)" and substitute "NINE (9)"

AND

Page 1, line 15, delete "FIVE (5)" and substitute "NINE (9)"

Delete Section 1 and substitute

"SECTION 1. Arkansas Code 5-64-1101 is amended to read as follows:

5-64-1101. Possession - Penalty.

(a) It shall be unlawful for any person to possess more than five (5) grams of ephedrine, or nine (9) grams of pseudoephedrine or phenylpropanolamine, or their ~~its~~ salts, optical isomers and salts of optical isomers, alone or in a mixture, except:

(1) Any pharmacist or other authorized person who sells or furnishes ephedrine, pseudoephedrine or phenylpropanolamine, their ~~its~~ salts, optical isomers and salts of optical isomers, upon the prescription of a physician, dentist, podiatrist, or veterinarian; or

(2) Without a prescription, pursuant to the Federal Food, Drug, and Cosmetic Act or regulations adopted thereunder provided that the person possesses a sales and use tax permit issued by the Arkansas Department of Finance and Administration; or

(3) Any physician, dentist, podiatrist, or veterinarian who administers or furnishes ephedrine, pseudoephedrine or phenylpropanolamine, or their ~~its~~ salts, optical isomers and salts of optical isomers to his or her patients; or

(4) Any manufacturer, wholesaler, or distributor licensed by the State Board of Pharmacy who sells, transfers, or otherwise furnishes ephedrine, pseudoephedrine or phenylpropanolamine, or their ~~its~~ salts, optical isomers and salts of optical isomers, to a licensed pharmacy, physician, dentist, podiatrist, veterinarian, or any person who possesses a sales and use tax permit issued by the Arkansas Department of Finance and Administration.

(b) Possession of more than five (5) grams of ephedrine or more than nine (9) grams of pseudoephedrine or phenylpropanolamine, or their salts, optical isomers and salts of optical isomers shall constitute prima facie evidence of the intent to manufacture methamphetamine or another controlled substance in violation of this subchapter, unless the person

qualifies for an exemption listed in subsection (a) of this section.

~~(b)~~(c) Any person who violates the provisions of this section shall be guilty of a Class D felony."

/s/ Bobby Lee Trammell

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Ledbetter, **SENATE BILL NO. 108** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 108

Amend **SENATE BILL NO. 108** as engrossed, S3/7/01:

Page 15, delete lines 20 and 21 and substitute

"writing and signed by the juvenile."

AND

Page 15, delete line 24 and substitute

"being held, counsel shall be appointed for the juvenile. Procedures shall then be the same as if the juvenile had invoked counsel."

AND

Page 16, line 7, delete "In an"

AND

Page 16, delete lines 8 through 10

AND

Page 16, line 15, add "custodial" after "her" and before "parent"

/s/ Sam Ledbetter

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Lowery, **SENATE BILL NO. 815** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 815

Amend **SENATE BILL NO. 815** as engrossed, S3/30/01:

Add the following Representatives as co-sponsors of the bill: Ledbetter, Gipson, Bledsoe, Judy

/s/ John Lowery

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Lowery, **SENATE BILL NO. 815** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 815

Amend **SENATE BILL NO. 815** as engrossed, S3/30/01:

Page 2, delete line 4 and substitute:

“Department of Human Services shall, subject to state and federal funding restrictions, establish a reimbursement rate structure”

AND

Page 3, delete line 26 and substitute:

“(b) Subject to state and federal funding restrictions the reimbursement rates shall be revised annually with market”

/s/ John Lowery

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

/s/ Ms. Jo Renshaw

Chief Clerk

SENATE CONCURRENT RESOLUTION NO. 22

BY: SENATOR K. SMITH

A RESOLUTION REQUESTING THE JOINT COMMITTEE ON ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY TO PERFORM AN INTERIM STUDY ON *THE FEASIBILITY OF LICENSED LAND SURVEYORS TO FILE LAND SURVEYS ELECTRONICALLY*; AND TO MAKE RECOMMENDATIONS TO THE EIGHTY-FOURTH GENERAL ASSEMBLY.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES.

HOUSE BILL NO. 2615

BY: REPRESENTATIVE GOSS

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

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, 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, Moore, Nichols, Oglesby, Ormond, Parks, Prater, Rackley, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Duggar, Haak, Minton, Napper, Pritchard, Rankin, Shoffner, M. Smith, Trammell, Wood, 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.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1059

Amend **HOUSE BILL NO. 1059** as engrossed, H1/25/01:

Page 1, delete line 10 and substitute:

“AN ACT TO AMEND ARKANSAS CODE 26-55-211 TO BROADEN”

AND

Page 1, delete line 15 and substitute:

“TO AMEND ARKANSAS CODE 26-55-211 TO”

AND

Delete everything after the enacting clause and substitute:

“SECTION 1. Arkansas Code 26-55-211 is amended to read as follows:

26-55-211. Border tax rate applicable within corporate boundaries.

Whenever any territory included within the boundaries of any city, incorporated town, or planned community in this state is included within the border tax rate on motor fuel, as provided for in § 26-55-210, or by any other law of this state governing the border area tax rate on motor fuel, the same rate of tax on motor fuel that applies in the border tax area of the city, incorporated town, or planned community shall also apply to all sales of motor fuel within the boundaries of the city, incorporated town, or planned community. Except in a city bordering a state line which is the main channel of the Mississippi, the provisions of this section shall apply only to that territory included within the limits of such city, incorporated town, or planned community on ~~February 1, 1973~~ July 1, 2001, and shall not apply to territory added to or annexed to the city, incorporated town, or planned community thereafter.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly that border territory included within the limits of a border city, incorporated town, or planned community after February 1, 1973 are unjustly being denied the border tax rate on motor fuels. This leads to confusion within a border city, incorporated town, or planned community as to which entities are subject to the border tax rate on motor fuels. 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/ R. G. DeLay

ARKANSAS SENATE
AMENDMENT NO. 1 TO HOUSE BILL NO. 1059

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Childers, Duggar, Goss, Green, Haak, Holt, Minton, Pritchard, M. Smith, Trammell, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
 Chief Clerk

There being an Emergency Clause attached to **SENATE AMENDMENT NO. 1 TO HOUSE BILL NO. 1059**, 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, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Magnus, Mathis, McMellon, Milligan, Milum, Moore, Napper, Nichols, Oglesby, Ormond, Parks, Prater, Rackley, Rankin, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Seawel, Shoffner, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Childers, Duggar, Goss, Green, Haak, Holt, Minton, Pritchard, M. Smith, Trammell, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to the adoption of the Emergency Clause67

So the Emergency Clause was adopted.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2328

Amend **HOUSE BILL NO. 2328** as engrossed, H3/9/01:

Page 5, delete line 2 and substitute:

“the ballot for a subsequent election on the purposes for the tax.

SECTION 5. Arkansas Code 26-74-207(a) is amended to read as follows:

(a)(1) The county quorum courts may call an election for the levy of a county-wide sales and use tax in the amount of one-eighth of one percent (.125%), one-fourth of one percent (0.25%), one-half of one percent (0.50%), three-fourths of one percent (0.75%), or one percent (1%), or any combination thereof.

(2) The election shall be held within one hundred twenty (120) days of the ordinance calling the election.

(3) Each tax shall be adopted by ordinance and with approval of the voters of the county in accordance with this subchapter.

SECTION 6. Arkansas Code 26-74-307(a) is amended to read as follows:

(a)(1) The county quorum courts may call an election for the levy of a countywide sales tax in an amount of one-eighth of one percent (.125%), one-fourth of one percent (.25%), one-half of one percent (0.5%), three-fourths of one percent (.75%), or one percent (1%), or any combination thereof.

(2) The election shall be held within one hundred twenty (120) days of the ordinance calling for the election.

(3) Each tax shall be adopted by ordinance and with approval of the voters of the county in accordance with this subchapter.”

AND

Appropriately renumber the subsequent sections

/s/ Jim Hill

ARKANSAS SENATE
AMENDMENT NO. 1 TO HOUSE BILL NO. 2328

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, 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, Rackley, Rankin, Rodgers, Roebuck, Salmon, Scrimshire, Scroggin, 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: Agee, Bright, Duggar, Haak, Pritchard, Schall, Seawel, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2329

Amend **HOUSE BILL NO. 2329** as engrossed, H3/9/01:

Page 3, delete line 34 and substitute:

“municipality’s general fund may be used or for a combination thereof.

SECTION 5. Arkansas Code 26-75-207(a) is amended to read as follows:

(a)(1) The governing body of any city may adopt an ordinance levying a local sales and use tax in the amount of one-eighth of one percent (.125%), one-fourth of one percent (.25%), one-half of one percent (0.5%), three-fourths of one percent (.75%), ~~or~~ one percent (1%), or any combination thereof for the benefit of such city in accordance with the provisions of this subchapter.

(2) Each tax shall be adopted by ordinance and with the approval of the voters of the municipality in accordance with this subchapter.

SECTION 6. Arkansas Code 26-75-307 is amended to read as follows:

26-75-307. Levying of tax.

(a) The governing body of any city may adopt an ordinance levying a local sales or gross receipts and use tax in the amount of one-eighth of one percent (.125%), one-fourth of one percent (.25%), one-half of one percent (0.5%), three-fourths of one percent (.75%), ~~or~~ one percent (1%), or any combination thereof for the benefit of the city in accordance with the provisions of this subchapter.

(b) Each tax shall be adopted by ordinance and with the approval of the voters of the municipality in accordance with this subchapter.

SECTION 7. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.”

AND

Appropriately renumber the subsequent section

/s/ Jim Hill

ARKANSAS SENATE
AMENDMENT NO. 1 TO HOUSE BILL NO. 2329

The Amendment was read and the vote was as follows:

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bennett, Bright, Childers, Duggar, D. Elliott, Goss, Haak, G. Jeffress, Parks, Seawel, Trammell, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

Representative C. Johnson moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1939

Amend **HOUSE BILL NO. 1939** as originally introduced:

Page 3, delete lines 14 through 31 and substitute the following:

(l)(1)(i) Students receiving an award from the University Assisted Teacher Recruitment and Retention Grant Program shall execute a note made payable to the Department of Higher Education for an amount equal to the award each semester that shall bear interest at the rate of ten percent (10%) per year beginning September 1 after completion of the program, or immediately after termination of the student's participation in the program, whichever is earlier.

(ii) Students in the University Assisted Teacher Recruitment and Retention Grant Program who receive reimbursement for moving expenses under subsection (h) of this section shall execute a note made payable to the Department of Education for an amount equal to the reimbursement that shall bear interest at the rate of ten percent (10%) per year.

(2) Any person failing to complete a program of study which will enable the person to become a licensed teacher shall begin repaying the note according to the note's terms for the sum of all awards made to that person less the corresponding amount of any awards for which service has been rendered.

(3) Any person failing to complete their teaching obligation, as required under subsection (k) of this section, shall begin repaying the notes according to the notes' terms for the sum of all awards made to that person less the corresponding amount of any awards for which service has been rendered, except in the case of a deferral of debt for cause approved by the State Board of Education if there is no employment position immediately available upon a teacher's completion of licensure requirements.

(4) After the period of the deferral, the person shall begin or resume teaching duties as required under subsection (k) of this subsection or shall become liable on the note under subsection (l) of this section. If a claim for payment of a note is placed in the hands of an attorney for collection, the obligor shall be liable for an additional amount equal to a reasonable attorney's fee.

(5) The obligations made by the recipient of a University Assisted Teacher Recruitment and Retention Grant Program award shall not be voidable by reason of the age of the student at the time of receiving the scholarship.

AND

Page 4, delete line 2 and substitute the following:

"Teacher Recruitment and Retention Grant Program.

(o) The requirements of this act are contingent on the funding available for the University Assisted Teacher Recruitment and Retention Grant Program.

(p) The Department of Higher Education is authorized to determine the necessary procedures for the awarding of grants should the number of eligible applicants and recipients exceed the funds available."

/s/ Jodie Mahony

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

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2301

Amend **HOUSE BILL NO. 2301** as engrossed, H3/19/01:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. (a) The State Board of Education shall develop a plan to be known as the "Comprehensive Plan for Consistency and Rigor in Course Work".

(b)(1) The Comprehensive Plan for Consistency and Rigor in Course Work shall be designed to ensure that every public school student has the opportunity to learn rigorous and challenging course work by eliminating low level, general education tracts offered by local public school districts in grades nine through twelve (9-12).

(2) The Comprehensive Plan for Consistency and Rigor in Course Work may include a provision for standardizing students' transcripts.

(3)(A) The Comprehensive Plan for Consistency and Rigor in Course Work shall require that all academic subject area courses offered by local public school districts in grades nine through twelve (9-12) are to be aligned with the Arkansas Curriculum Frameworks in all academic subject matter areas.

(B) These frameworks, developed by the Department of Education, require student demonstration of the rigorous knowledge and skills necessary to succeed in the state's institutions of post-secondary education or to enter the workforce.

(c) The State Board of Education shall review the Comprehensive Plan for Consistency and Rigor in Course Work and revise as necessary based on the five-year cycle for school improvement plans required by the Arkansas Comprehensive Testing, Assessment, and Accountability Program.

(d) The superintendent of each school district shall provide to the Department of Education, by October 1, 2002, and each year thereafter on that date, a written statement of assurance that the content of each academic subject area course in grades nine through twelve (9-12) is aligned to Arkansas Curriculum Frameworks developed by the Department of Education and required in the Comprehensive Plan for Consistency and Rigor in Course Work under subsection (b) of this section.

(e) The Department of Education shall monitor compliance with the requirements of this act during the Standards for Accreditation of Arkansas Public Schools review visit and during the school improvement planning process as defined by the Arkansas Comprehensive Testing, Assessment, and Accountability Program.

(f) If the Department of Education determines that a school district has failed to align the academic subject area content of any academic course in grades nine through twelve (9-12) to the Arkansas Curriculum Frameworks in any school

containing a combination of these grades, the Department of Education shall cite the noncompliance of each school on the Standards for Accreditation of Arkansas Public Schools Annual Report for the school and shall file a noncompliance notation on the school's performance report under § 6-15-1402.

(g) The State Board of Education shall promulgate appropriate rules and regulations necessary to carry out the requirements of this act.

(h) Nothing in the requirements of this act which targets academic subject area courses in grades nine through twelve (9-12) shall be construed to mean that public school districts are not to be held accountable for aligning the curriculum in grades kindergarten through twelve (K-12) to the Arkansas Curriculum Frameworks for all subject matter areas."

/s/ Jodie Mahony

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Fite, Goss, Haak, Judy, Magnus, Napper, Seawel, T. Steele, 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 Rodgers moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1717

Amend **HOUSE BILL NO. 1717** as engrossed, H3/1/01:

Page 1, line 33 and 34 delete "of one percent (0.08%)" and substitute "(0.08)"

AND

Page 2, line 1, delete "of one percent (0.08%)" and substitute "(0.08)"

AND

Page 2, line 10, delete "of one percent (0.08%)" and substitute "(0.08)"

AND

Page 2, lines 11 and 12, delete "of one percent (0.15%)" and substitute "(0.15)"

AND

Page 2, lines 28 and 29, delete "of one percent (0.15%)" and substitute "(0.15)"

AND

Page 3, line 2, delete "of one percent (0.08%)" and substitute "(0.08)"

AND

Page 3, line 16, delete "of one percent (0.08%)" and substitute "(0.08)"

AND

Page 3, line 31, delete "of one percent (0.08%)" and substitute "(0.08)"

AND

Page 4, line 20, delete "blood." and substitute "blood or breath."

AND

Page 4, line 23, delete "5-65-102" and substitute "5-65-120"

AND

Page 4, line 28, delete "blood within" and substitute "blood or breath within"

AND

Page 4, line 33, delete "blood." and substitute "blood or breath."

AND

Page 5, line 1, delete "blood within" and substitute "blood or breath within"

/s/ Doyle Webb

ARKANSAS SENATE
AMENDMENT NO. 1 TO HOUSE BILL NO. 1717

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

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1717

Amend **HOUSE BILL NO. 1717** as engrossed, H3/1/01:

Page 4, line 33, delete "blood." And substitute "blood within five (5) years of the first offense."

/s/ R. G. DeLay

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, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jackson, Jacobs, G. Jeffress, C. Johnson, Judy, 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, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Haak, House, Jones, King, Seawel, Thomas, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 3 TO HOUSE BILL NO. 1717

Amend **HOUSE BILL NO. 1717** as engrossed, H3/1/01:

Page 4, line 23, delete "§ 5-65-102" and substitute "§ 5-65-120"

/s/ Mike Everett

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

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Haak, House, Jones, Magnus, Napper, Seawel, Thomas, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1003

Amend **HOUSE BILL NO. 1003** as engrossed, H1/25/01:

Add Representative M. Smith, Creekmore, Schall, and Scroggin as cosponsors to the bill

AND

Add Senator Trusty as a cosponsor to the bill

AND

Page 1, line 12, delete "PROVIDE" and substitute "PROVIDER"

AND

Page 1, delete lines 28 through 36 and substitute:

"(1) "Harmful to minors" means that quality of any description, exhibition, presentation, or representation, in whatever form, of nudity, sexual conduct, sexual excitement, or sadomasochistic abuse, when the material or performance, taken as a whole, has the following characteristics:

(A) The average person eighteen (18) years of age or older applying contemporary community standards would find that the material or performance has a predominant tendency to appeal to a prurient interest in sex to minors;

(B) The average person eighteen (18) years of age or older applying contemporary community standards would find that the material or performance depicts or describes nudity, sexual conduct, sexual excitement, or sadomasochistic abuse in a manner that is patently offensive to prevailing standards in the adult community with respect to what is suitable for minors; and

(C) The material or performance lacks serious literary, scientific, medical, artistic, or political value for minors; and"

AND

Page 2, delete lines 1 through 6

AND

Page 2, delete line 23 and substitute "public school or public library.

(d)(1) A school board may, by a majority vote and after an opportunity for a notice and comment period of at least thirty (30) calendar days, vote to exclude the public schools under its authority from the provisions of subsection (b) of this section.

(2) A quorum court may, by a majority vote and after an opportunity for a notice and comment period of at least thirty (30) calendar days, vote to exclude any public libraries within its county from the provisions of subsection (b) of this section."

/s/ Ed Wilkinson

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Childers, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Jackson, Jacobs, G. Jeffress, C. Johnson, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, 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, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Bright, Haak, House, Hutchinson, Jones, Magnus, Seawel, R. Smith, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1003

Amend **HOUSE BILL NO. 1003** as engrossed, S2/26/01:

Page 1, delete line 27 and substitute "SECTION 1. For purposes of act:"

AND

Page 2, delete lines 12 and 13 and substitute "(C) Is connected to any computer communication system."

SECTION 2. (a) A public school that provides public access"

AND

Page 2, delete line 20 and substitute "(b) Employees of a public school that comply with"

AND

Page 2, delete line 24 and substitute "public school"

AND

Page 2, line 25, delete "(d)(1)" and substitute "(c)"

AND

Page 2, delete lines 28 through 36 and substitute "subsection (a) of this section."

SECTION 3. (a) Each library operated as an entity of the state or any city, county, or other political subdivision of the state with one (1) or more public access computers shall develop, adopt and implement by October 1, 2001, a written policy that:

(1) Establishes and maintains a system to prevent minors from gaining computer access to materials harmful to minors; and

(2) Provides for suspending the privilege of a minor from using the public access computers for violation of the policy and revoking such privilege for repeat offenders.

(b) Standards and rules for the enforcement of section 2 shall be prescribed by the State Board of Education."

AND

Page 3, delete lines 1 through 7

/s/ Ed Wilkinson

ARKANSAS SENATE
AMENDMENT NO. 2 TO HOUSE BILL NO. 1003

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, C. Johnson, 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, J. Taylor, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Bright, Childers, Files, Haak, Hickinbotham, Hutchinson, Lewellen, Thomas, 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 Bennett moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 3 TO HOUSE BILL NO. 1003

Amend **HOUSE BILL NO. 1003** as engrossed, S3/2/01:

Page 1, delete lines 10 through 15 and substitute:

“AN ACT TO REQUIRE PUBLIC SCHOOLS TO INSTALL INTERNET FILTERS OR OBTAIN INTERNET ACCESS CONNECTIVITY FROM A PROVIDER THAT PROVIDES FILTER SERVICES TO LIMIT ACCESS TO MATERIAL THAT IS HARMFUL TO MINORS; TO REQUIRE PUBLIC LIBRARIES TO ADOPT A WRITTEN INTERNET POLICY; AND FOR OTHER PURPOSES.”

AND

Page 1, delete lines 18 through 23 and substitute:

“TO REQUIRE PUBLIC SCHOOLS TO INSTALL INTERNET FILTERS OR OBTAIN INTERNET ACCESS CONNECTIVITY FROM A PROVIDER THAT PROVIDES FILTER SERVICES TO LIMIT ACCESS TO MATERIAL THAT IS HARMFUL TO MINORS.”

AND

Page 2, line 10, delete “or public library”

AND

Page 2, line 16, delete “software” and substitute “technology”

AND

Page 2, delete line 22 through 25

AND

Page 2, line 26, delete “(c)” and substitute “(b)”

AND

Page 2, line 33, delete “by October 1, 2001,”

AND

Page 3, delete lines 4 and 5 and substitute:

“(b) Copies of the standards and rules for the enforcement of this section shall be submitted to the Arkansas State Library.”

/s/ Henry Wilkins

ARKANSAS SENATE
AMENDMENT NO. 3 TO HOUSE BILL NO. 1003

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Altes, Bennett, Bevis, Biggs, Bledsoe, Bond, Bookout, Borhauer, Boyd, Bradford, Carson, Clemons, Cleveland, Cook, Creekmore, Dangeau, Dees, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Files, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, Holt, House, Hunt, Jackson, Jacobs, G. Jeffress, C. Johnson, 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, J. Taylor, C. Taylor, Teague, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Bright, Childers, Cowling, Haak, Hutchinson, Lewellen, Thomas, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
 Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1696

Amend **HOUSE BILL NO. 1696** as originally introduced:

Add Representatives Jones, Gillespie, Holt, Verkamp, G. Jeffress as co-sponsors of the bill

AND

Add Senators Gullett, J. Jeffress, Horn as co-sponsors of the bill

AND

Page 2, delete lines 24 through 33 and substitute the following:

"15-23-904. Authority to establish programs.

(a) The Arkansas Waterways Commission, after consultation and working in partnership with the Arkansas Department of Economic Development, may establish by rules and regulations the criteria of eligibility for awarding funds to any public port authority to aid in the development of port infrastructure, including the engineering and construction costs.

(b) The rules and regulations shall be reviewed by the House Interim Committee on Public Transportation and the Senate Interim Committee on Public Transportation, Aging, and Legislative Affairs."

AND

Page 3, delete lines 21, 22, and 23 and substitute the following:

"(7) Provide that no individual port shall receive more than twenty percent (20%) of the total amount available for public port infrastructure development projects."

AND

Page 3, delete lines 31 through 36 and substitute the following:

"(c) After receipt of the application, the Arkansas Waterways Commission, working in partnership with recommendations from the Arkansas Department of Economic Development, shall review the applications and shall select the applications by rank order which will best fulfill the goals and objectives of the public port infrastructure development program as described by the program's rules and regulations. The commission shall then make awards to the applicants based on their rank order on the list of applications."

AND

Page 4, delete lines 1 and 2 and substitute the following:

"(d) The projects may be funded until all funds available for this purpose have been expended."

/s/ Henry Wilkins

ARKANSAS SENATE
AMENDMENT NO. 1 TO HOUSE BILL NO. 1696

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Childers, Cowling, Haak, Hutchinson, Jones, Lewellen, Magnus, Napper, M. Smith, Thomas, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
 Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1696

Amend HOUSE BILL NO. 1696 as engrossed, S3/21/01:

Page 2, line 27, delete "after consultation and"

AND

Page 3, line 33, delete "recommendations from"

/s/ Jon Fitch

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

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Childers, Cowling, Haak, G. Jeffress, Milligan, Seawel, Wood, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2349

Amend **HOUSE BILL NO. 2349** as engrossed, H3/7/01:

Page 2, line 15, delete "(c)(1)" and substitute "(c)"

AND

Page 2 delete lines 19 through 24

/s/ Barbara Horn

The Amendment was read and the vote was as follows:

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

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bledsoe, Bright, Childers, Fite, Haak, G. Jeffress, Napper, Nichols, Oglesby, Prater, Seawel, Wood, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1912

Amend **HOUSE BILL NO. 1912** as engrossed, H3/6/01:

Page 3, delete line 36 and substitute the following:

“Bureau shall conduct a national”

/s/ P. Malone

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, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Duggar, Eason, D. Elliott, J. Elliott, Ferguson, Fite, French, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, Holt, Hunt, Hutchinson, Jacobs, C. Johnson, Judy, King, Ledbetter, Lendall, Lewellen, Mack, McMellon, Milligan, Milum, Minton, Moore, Nichols, Oglesby, Ormond, Parks, Prater, Rackley, Rodgers, Roebuck, Salmon, Schall, Scrimshire, Scroggin, Shoffner, R. Smith, M. Steele, T. Steele, Stovall, J. Taylor, C. Taylor, Teague, Thomas, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack.

Total81

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Childers, Dees, Files, Haak, House, Jackson, G. Jeffress, Jones, Lowery, Magnus, Mathis, Napper, Pritchard, Rankin, Seawel, M. Smith, Wood, Mr. Speaker.

Total19

VOTING PRESENT:

Total0

Total number of votes cast81

Necessary to concur in the Amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

Motion was made by Representative S. Jones for immediate consideration of **HOUSE BILL NO. 1870**. Motion was not adopted.

Motion was made by Representative Parks to limit debate to three minutes on the side. Motion adopted.

HOUSE BILL NO. 1870

BY: REPRESENTATIVE MINTON

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

AFFIRMATIVE: Agee, Altes, Bennett, Duggar, Files, Hendren, Holt, Hutchinson, Magnus, Minton, Oglesby, Ormond, Parks, Prater, Pritchard, Rodgers, Schall, Shoffner, Stovall, C. Taylor.

Total20

NEGATIVE: Adams, Allison, Bevis, Biggs, Bolin, Bond, Bookout, Borhauer, Bradford, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dees, Eason, J. Elliott, Ferguson, Fite, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hickinbotham, House, Hunt, Jackson, Jacobs, C. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Lowery, Mack, Mathis, McMellon, Milligan, Milum, Moore, Napper, Nichols, Rackley, Rankin, Roebuck, Salmon, Scrimshire, Scroggin, Seawel, M. Smith, R. Smith, M. Steele, T. Steele, J. Taylor, Trammell, Verkamp, W. Walker, Weaver, White, Willis, Womack, Wood.

Total68

ABSENT OR NOT VOTING: Bledsoe, Boyd, Bright, Childers, Dangeau, D. Elliott, French, Haak, G. Jeffress, Teague, Thomas, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Necessary to the passage of the bill51

So the Bill failed to pass.

Upon motion of Representative Salmon the Clincher motion prevailed.

HOUSE BILL NO. 2559

BY: REPRESENTATIVE HATHORN

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

AFFIRMATIVE: Adams, Allison, Bevis, Biggs, Bookout, Borhauer, Boyd, Bradford, Carson, Clemons, Cleveland, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, Ferguson, Fite, Gillespie, Gipson, Goss, Hathorn, Hickinbotham, Holt, House, Jacobs, C. Johnson, Jones, Judy, Ledbetter, Lendall, McMellon, Milligan, Nichols, Oglesby, Ormond, Prater, Rodgers, Roebuck, Scroggin, Seawel, Shoffner, M. Steele, Stovall, Trammell, Weaver, Willis.

Total48

NEGATIVE: Agee, Bennett, Bledsoe, Bond, Duggar, D. Elliott, J. Elliott, Files, Glover, Green, Hausam, Hendren, Hunt, Hutchinson, Jackson, Mack, Magnus, Mathis, Milum, Minton, Moore, Napper, Parks, Pritchard, Rackley, Rankin, Schall, Scrimshire, T. Steele, C. Taylor, White, Womack.

Total32

ABSENT OR NOT VOTING: Altes, Bolin, Bright, Childers, French, Haak, G. Jeffress, King, Lewellen, Salmon, M. Smith, R. Smith, J. Taylor, Teague, Thomas, Verkamp, W. Walker, Wood, Mr. Speaker.

Total19

VOTING PRESENT: Lowery.

Total1

Total number of votes cast81

Necessary to the passage of the bill51

So the Bill failed to pass.

Motion was made by Representative Wood to reconsider the vote by which **SENATE BILL NO. 141** failed to pass.

On this motion the vote was as follows:

AFFIRMATIVE: Adams, Agee, Allison, Bennett, Bevis, Biggs, Bledsoe, Cleveland, Cowling, Duggar, Eason, D. Elliott, Files, Fite, Gillespie, Gipson, Glover, Goss, Hendren, Holt, House, Hunt, Hutchinson, Jackson, G. Jeffress, Jones, Lewellen, Lowery, McMellon, Milligan, Milum, Minton, Oglesby, Parks, Pritchard, Rackley, Roebuck, Schall, Scroggin, Seawel, M. Smith, Stovall, J. Taylor, C. Taylor, Thomas, Trammell, Verkamp, Weaver, Willis, Womack, Wood.

Total51

NEGATIVE: Bolin, Bond, Borhauer, Boyd, Bradford, Carson, Clemons, Cook, Creekmore, Dangeau, Dees, J. Elliott, Ferguson, Hathorn, Hausam, Hickinbotham, Jacobs, C. Johnson, Judy, Ledbetter, Lendall, Mack, Magnus, Mathis, Moore, Napper, Nichols, Ormond, Shoffner, M. Steele, W. Walker, White.

Total32

ABSENT OR NOT VOTING: Altes, Bookout, Bright, Childers, French, Green, Haak, King, Prater, Rankin, Rodgers, Salmon, R. Smith, T. Steele, Teague, Mr. Speaker.

Total16

VOTING PRESENT: Scrimshire.

Total1

Total number of votes cast.....84

Necessary to the adoption of the motion.....51

So the motion was adopted.

SENATE BILL NO. 141

BY: SENATOR WILKINSON

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, Childers, Cowling, Duggar, Eason, D. Elliott, Files, Fite, Gillespie, Gipson, Glover, Goss, Hendren, Holt, House, Hutchinson, Jackson, G. Jeffress, Jones, Lowery, Magnus, McMellon, Milligan, Milum, Minton, Parks, Pritchard, Rackley, Roebuck, Schall, Scroggin, Seawel, M. Smith, Stovall, J. Taylor, C. Taylor, Trammell, Verkamp, Weaver, White, Willis, Womack, Wood.

Total50

NEGATIVE: Bolin, Bond, Borhauer, Boyd, Bradford, Clemons, Cook, Creekmore, Dangeau, Dees, J. Elliott, Ferguson, Green, Hathorn, Hausam, Hickinbotham, Hunt, Jacobs, C. Johnson, Judy, Ledbetter, Lendall, Lewellen, Mack, Mathis, Moore, Napper, Nichols, Ormond, Shoffner, R. Smith, M. Steele, W. Walker.

Total33

ABSENT OR NOT VOTING: Bookout, Bright, Cleveland, French, Haak, King, Oglesby, Prater, Rankin, Rodgers, Salmon, T. Steele, Teague, Thomas, Mr. Speaker.

Total15

VOTING PRESENT: Carson, Scrimshire.

Total2

Total number of votes cast.....83

Necessary to the passage of the bill51

So the Bill failed to pass.

Representative Parks requested the Sounding of the Ballot on **SENATE BILL NO. 141** and the call was sustained. The following members votes were successfully challenged:

AYE: ALTES, CHILDERS

Total.....	02
Total number of votes cast.....	83
Necessary to the passage of the bill	51
Total number voting in the affirmative	48
Total number voting in the negative	33
Total number absent or not voting.....	17
Total number voting present	02

So the Bill failed to pass.

Motion was made by Representative Judy to recall **HOUSE BILL NO. 1046** from the Senate.

The vote was as follows:

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bright, Childers, Duggar, Goss, Haak, Holt, Minton, M. Smith, T. Steele, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Necessary to the adoption of the motion51

So the motion was adopted.

HOUSE BILL NO. 2572

BY: REPRESENTATIVE HATHORN

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

AFFIRMATIVE: Adams, Allison, Bennett, Bevis, Biggs, Bledsoe, Bookout, Boyd, Bradford, Childers, Clemons, Cook, Cowling, Creekmore, Dangeau, Dees, Eason, Files, Fite, Gillespie, Gipson, Glover, Goss, Green, Hathorn, Hausam, Hendren, Hickinbotham, House, Hunt, Hutchinson, Jacobs, Jones, Judy, Ledbetter, Lowery, Mack, Mathis, McMellon, Milligan, Minton, Moore, Nichols, Oglesby, Prater, Rankin, Rodgers, Roebuck, Salmon, Scroggin, Seawel, Shoffner, M. Smith, T. Steele, Stovall, C. Taylor, Trammell, Weaver, White, Willis, Wood.

Total61

NEGATIVE: Agee, Bolin, Bond, Borhauer, Duggar, D. Elliott, J. Elliott, Jackson, C. Johnson, Lewellen, Milum, Pritchard, Rackley, Schall, Scrimshire, M. Steele, J. Taylor, Thomas, W. Walker, Womack.

Total20

ABSENT OR NOT VOTING: Altes, Bright, Carson, Cleveland, Ferguson, French, Haak, Holt, G. Jeffress, King, Lendall, Magnus, Napper, Parks, R. Smith, Teague, Verkamp, Mr. Speaker.

Total18

VOTING PRESENT: Ormond.

Total1

Total number of votes cast82

Necessary to the passage of the bill51

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

Upon motion of Representative Hathorn the Clincher motion prevailed.

ENGROSSED BILL REPORTS

SHANE BROADWAY, CHAIRMAN

April 6, 2001

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1064 – TITLE – BY REPRESENTATIVE D. ELLIOTT
 HOUSE BILL NO. 1481 – TITLE – BY REPRESENTATIVE ALTES
 HOUSE BILL NO. 1520 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1553 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1614 – TITLE – BY REPRESENTATIVE ALTES
 HOUSE BILL NO. 1669 – TITLE – BY REPRESENTATIVE T. STEELE
 HOUSE BILL NO. 1732 BY REPRESENTATIVE NAPPER
 HOUSE BILL NO. 1838 BY REPRESENTATIVE BRADFORD
 HOUSE BILL NO. 1892 BY REPRESENTATIVE CARSON
 HOUSE BILL NO. 1898 – TITLE – BY REPRESENTATIVE BRADFORD
 HOUSE BILL NO. 2080 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 2345 – TITLE – BY REPRESENTATIVE WOMACK
 HOUSE BILL NO. 2438 – TITLE – BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 2506 BY REPRESENTATIVE KING
 HOUSE BILL NO. 2531 BY REPRESENTATIVE JONES
 HOUSE BILL NO. 2541 BY REPRESENTATIVE T. STEELE
 HOUSE BILL NO. 2589 BY REPRESENTATIVE HAAK
 HOUSE BILL NO. 2597 BY REPRESENTATIVE JONES
 HOUSE BILL NO. 2633 BY REPRESENTATIVE WOMACK
 HOUSE BILL NO. 2641 – TITLE – BY REPRESENTATIVE HOLT
 HOUSE JOINT RESOLUTION NO. 1011 – TITLE – BY REPRESENTATIVE PARKS
 SENATE BILL NO. 66 – TITLE – BY SENATOR CRITCHER
 SENATE BILL NO. 108 BY SENATOR EVERETT
 SENATE BILL NO. 503 BY SENATOR HORN
 SENATE BILL NO. 525 BY SENATOR HILL
 SENATE BILL NO. 815 – TITLE – BY SENATOR MAHONY

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1064

BY: REPRESENTATIVES D. ELLIOTT, HUTCHINSON, MINTON, BLEDSOE

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REPEAL ARKANSAS CODE 29-30-162 AND 29-30-163; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1481

BY: REPRESENTATIVE ALTES

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO ESTABLISH AN INCOME TAX CREDIT FOR EDUCATION EXPENSES; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1614

BY: REPRESENTATIVE ALTES

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND ARKANSAS CODE TITLE 8, CHAPTER 10, SUBCHAPTER 3, PERTAINING TO THE LOCATION OF NEW MOTOR VEHICLE RACING FACILITIES WITHIN THIS STATE; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1669

BY: REPRESENTATIVES T. STEELE, *RACKLEY*

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO GRANDFATHER CERTIFIED ALCOHOL AND DRUG COUNSELORS AS LICENSED ALCOHOLISM AND DRUG ABUSE COUNSELORS; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1898

BY: REPRESENTATIVES BRADFORD, LEDBETTER, HOUSE, LENDALL,
SALMON, BOOKOUT, NAPPER, BORHAUER

BY: SENATOR RIGGS, MAHONY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE ARKANSAS HEALTH CARE TRUST FUND; TO LEVY ADDITIONAL *EXCISE* TAXES ON TOBACCO PRODUCTS TO BE DEPOSITED INTO THE FUND; TO PROVIDE THAT THE FUND WILL BE USED TO ADDRESS HEALTH RELATED ISSUES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2345

BY: REPRESENTATIVES WOMACK, *TRAMMELL*, *BORHAUER*

BY: *SENATOR HUNTER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE LONG-TERM CARE FACILITIES TO REDISTRIBUTE THROUGH CHARITABLE ORGANIZATIONS THE PRESCRIPTION MEDICINES OF DECEASED RESIDENTS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2438

BY: REPRESENTATIVES LEDBETTER, *R. SMITH*, *BRADFORD*, *CHILDERS*

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AUTHORIZE THE STATE INSURANCE COMMISSIONER TO CREATE A LONG-TERM CARE LIABILITY INSURANCE PLAN; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2641

BY: REPRESENTATIVE HOLT

BY: *SENATOR HUNTER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT SEX EDUCATION FOR STUDENTS IN PUBLIC SCHOOLS WITHOUT WRITTEN PARENTAL CONSENT; AND FOR OTHER PURPOSES.

HOUSE JOINT RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE JOINT RESOLUTION NO. 1011

BY: REPRESENTATIVE PARKS, HOLT, *WOMACK, PRITCHARD, HUTCHINSON, D. ELLIOTT, MINTON*

BY: *SENATOR BAKER*

A BILL FOR AN ACT TO BE ENTITLED PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING A LAW TO LEVY A TAX OR INCREASE THE RATE OF ANY TAX EXCEPT UPON THE VOTE OF THREE-FOURTHS (3/4) OF THE TOTAL MEMBERSHIP OF EACH HOUSE; TO PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING A LAW TO LEVY A FEE OR INCREASE THE RATE OF ANY FEE EXCEPT UPON THE VOTE OF *THREE-FIFTHS (3/5)* OF THE TOTAL MEMBERSHIP OF EACH HOUSE; AND TO PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING A LAW TO DECREASE THE RATE OF ANY TAX OR FEE EXCEPT UPON THE VOTE OF A MAJORITY OF THE TOTAL MEMBERSHIP OF EACH HOUSE.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 66

BY: *SENATOR CRITCHER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 5-64-1101 TO MAKE IT UNLAWFUL TO POSSESS *NINE (9)* GRAMS OR MORE OF PSEUDOEPHEDRINE OR PHENYLPROPANOLAMINE; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 815

BY: SENATORS MAHONY, T. SMITH, HILL, BAKER, FARIS, GULLETT, ARGUE, HORN, WHITAKER, FITCH, J. JEFFRESS, P. MALONE, K. SMITH, RIGGS, TRUSTY, WOOLDRIDGE, WILKINSON, WEBB, B. WALKER, D. MALONE
BY: REPRESENTATIVES LOWERY, COOK, M. SMITH, LEWELLEN, BRADFORD, BOLIN, FITE, HOUSE, MACK, MATHIS, SEAWEL, ORMOND, BOYD, BORHAUER, GREEN, SALMON, T. ROEBUCK, BOND, DANGEAU, W. WALKER, HICKINBOTHAM, PRATER, HAAK, RODGERS, MILUM, MILLIGAN, JACKSON, PARKS, FILES, CLEMONS, RACKLEY, BRIGHT, G. JEFFRESS, RANKIN, GLOVER, CARSON, J. ELLIOTT, LENDALL, SCRIMSHIRE, WHITE, ALLISON, JACOBS, GILLESPIE, WOOD, C. JOHNSON, SCROGGIN, WOMACK, ALTES, EASON, HAUSAM, HOLT, CREEKMORE, ADAMS, BROADWAY, HUTCHINSON, SCHALL, COWLING, PRITCHARD, *LEDBETTER, GIPSON, BLEDSOE, JUDY*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DEFINE THE PARTNERSHIP BETWEEN THE STATE AND COMMUNITIES FOR THE PROVISION OF AN ARRAY OF COMMUNITY-BASED SERVICES FOR INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES; TO DEFINE THE FUNDING MECHANISM FOR THOSE SERVICES; TO *ESTABLISH A THRESHOLD FOR* PRIOR AUTHORIZATION OF SERVICES FOR COMMUNITY-BASED SERVICES; AND FOR OTHER PURPOSES.

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

AMENDMENT NO. 19 TO HOUSE BILL NO. 1520

Amend **HOUSE BILL NO. 1520** as engrossed, 03/29/2001:

Page 17, insert two new sections immediately following Section 41 to read as follows:

" SECTION 42. APPROPRIATION - JUVENILE DETENTION FACILITIES. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Office, to be payable from the Juvenile Detention Facilities Operating Fund, for grants for operating expenses of local juvenile detention facilities 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) JUVENILE DETENTION FACILITIES

OPERATING EXPENSES	<u>\$ 400,000</u>	<u>\$ 400,000</u>
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SECTION 43. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. JUVENILE DETENTION FACILITIES - ALLOCATION. There is hereby allocated to the local juvenile detention facilities, as set out herein, the following amounts as appropriated to the Department of Finance and Administration – Disbursing Officer for grants for operating expenses of local juvenile detention facilities for the biennial period ending June 30, 2003:

Item	Fiscal Years	
<u>No. Juvenile Detention Facility</u>	<u>2001-02</u>	<u>2002-03</u>

<u>(01) Arkansas County Juvenile Detention Center</u>	<u>\$ 28,400</u>	<u>\$ 28,400</u>
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<u>(02) Benton County Juvenile Detention Center</u>	<u>20,122</u>	<u>20,122</u>
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<u>(03) Craighead County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
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<u>(04) Crittenden County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
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<u>(05) Faulkner County Juvenile Detention Center</u>	<u>18,939</u>	<u>18,939</u>
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6500

<u>(06) Garland County Juvenile Detention Center</u>	<u>26,037</u>	<u>26,037</u>
<u>(07) Independence County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>(08) Jefferson County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>(09) Miller County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>(10) Mississippi County Juvenile Detention Center</u>	<u>15,390</u>	<u>15,390</u>
<u>(11) Phillips County Juvenile Detention Center</u>	<u>14,207</u>	<u>14,207</u>
<u>(12) Pulaski County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>(13) Sebastian County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>(14) Tenth Judicial District Juvenile Detention Center</u>	<u>21,305</u>	<u>21,305</u>
<u>(15) Washington County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>(16) Yell County Juvenile Detention Center</u>	<u>28,400</u>	<u>28,400</u>
<u>Total Amount Allocated</u>	<u>\$ 400,000</u>	<u>\$ 400,000</u>

The amount of funds distributed to the local juvenile detention facilities shall be adjusted as necessary on a pro-rata basis depending upon the actual amount of funding provided for this purpose in each fiscal year."

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. 20 TO HOUSE BILL NO. 1520

Amend **HOUSE BILL NO. 1520** as engrossed, 03/29/2001:

Page 17, insert a new section immediately following Section 41 to read as follows:

" SECTION 42. APPROPRIATION - DEPARTMENT OF EDUCATION - GRANT. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund, for a grant to the Department of Education for the expenses and operations of the non-legislative members of the Arkansas Blue Ribbon Commission on Education for the biennial period ending June 30, 2003, the sum of.....\$150,000."

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. 1553** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1553

Amend **HOUSE BILL NO. 1553** as engrossed 4/3/01:

Page 3, line 3, delete the numbers "5,180,000 7,008,000" and substitute therefor "4,890,3285 6,597,615"

AND

Page 3, line 18, delete "500,000 500,000" and substitute therefore "500,000 500,000"

AND

Page 3, line 19, delete in its entirety and substitute therefor:

"(54) HISTORY DAY COMPETITION	25,000	25,000
(55) EXPLOR-NET ARKANSAS	<u>289,615</u>	<u>410,385</u>
TOTAL AMOUNT APPROPRIATED	<u>\$1,779,946,079</u>	<u>\$1,878,476,159</u>

Add a new Section immediately after Section 21 to read as follows:

"SECTION 22. SPECIAL LANGUAGE. EAST FUNDING PROVISION. Of the total amount appropriated for Technology Grants each fiscal year, an amount of not less than one million dollars (\$1,000,000) or eighteen percent (18%), whichever is greater each fiscal year, shall be awarded through a grant or professional services contract for EAST infrastructure personal services and operating expenses. The EAST infrastructure grant or contract for personal services and operating expenses shall be awarded to an entity that has personnel or experience, or both, in implementing the EAST Initiative."

AND

Renumber the subsequent sections of the bill.

/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. 2080** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2080

Amend **HOUSE BILL NO. 2080** as engrossed, 3/01/01:

Page 2, delete line 26 in its entirety and substitute:

"(01) CONTINGENCY FOR IMPLEMENTATION OF
A BUSINESS INFORMATION WAREHOUSE \$1,400,000 \$740,000 "

And

Delete Section 4 in its entirety

And

Page 3, delete lines 3-7 and substitute therefor:

"that additional resources are necessary to address the implementation of a Business Information Warehouse in support of the Arkansas Administrative Statewide Information System (AASIS), the Chief Fiscal Officer of the State may, in accordance"

And

Page 3, line 18 insert immediately following "section.", "Prior to the implementation of the project, the Director of the Department of Finance and Administration shall comply with the review and approval procedures required by the Executive Chief Information Officer."

And

Page 4, line 8 delete "appropriated" and substitute "and appropriations as transferred and as authorized"

And

Page 4, line 19 insert immediately preceding "The", "The certification shall also include the amount of funds, appropriation for personal services and the source of funds needed to support the positions for each year for the remainder of the biennial period. "

And

Page 4, line 27 immediately following "Council." Insert "After approval has been obtained for the utilization of the positions, the Chief Fiscal Officer of the State shall transfer the funds as certified by the state agency, board, commission or institution as required to support the positions to be utilized and from the sources certified to the State Central Services Fund. The amount certified for Personal Services appropriations shall be transferred to the appropriate subclassifications of Personal Services appropriation provided herein.

Determining the amount of funds appropriated to a state agency and

establishing the number of positions is the prerogative of the General Assembly and is usually accomplished by delineating specific line items, authorizing the number and titles of positions and by identifying the appropriation and funding attached to each line item. The General Assembly has determined that the Department of Finance and Administration could be operated more efficiently if some flexibility is given to that agency. That flexibility is being accomplished by providing transfer authority in this section, and since the General Assembly has granted the agency broad powers under the transfer authority concept, it is both necessary and appropriate that the General Assembly maintain oversight of the utilization of the transfer authority by requiring prior approval of the Legislative Council in the utilization of this transfer authority. Therefore, the requirement of approval by the Legislative Council is not a severable part of this section. If the requirement of approval by the Legislative Council is ruled unconstitutional by a court of general jurisdiction, this entire section is void. “

And

Insert the following additional sections immediately following Section 6 to read as follows:

" SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REPORTING REQUIREMENTS. The Director of the Department of Finance and Administration shall provide monthly reports on the status of the AASIS project to the AASIS Project Policy Steering Committee, the members of the General Assembly's Joint Legislative Committee on Advanced Information Technology and Communications, the Chairmen of the Legislative Council, and Arkansas' Chief Information Officer Council. The monthly report shall include a summary of project status, a summary of significant activities and events during the previous month, a summary of major issues requiring action during the coming month, and a summary of the project's budget and expenditures by the Department of Finance and Administration, the Department of Information Systems, and all other State agencies on the AASIS project at the end of the monthly reporting period.

SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CONTINGENCY PLAN. The Department of Finance and Administration shall prepare a business contingency plan to assure that all critical business services associated with and affected by the AASIS project implementation will be provided without interruption to the citizens and employees of the State of Arkansas. The Department of Finance and Administration shall deliver this business

contingency plan to the Legislative Council and the Joint Legislative Committee on Advanced Information Technology and Communications not later than April 15, 2001.

SECTION 9. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STEERING COMMITTEE. There is hereby created for the biennial period ending June 30, 2003, an AASIS Project Policy Steering Committee ("Steering Committee") with the authority and responsibility for establishing the governing policies of the Arkansas Administrative Statewide Information System (AASIS) Project. The members of the AASIS Project Policy Steering Committee shall serve in a voluntary capacity without financial compensation from the State other than that which they might receive as regular salary from employment with the State.

The Members of the Steering Committee, except for the Executive Chief Information Officer, shall be appointed for two-year terms in the following manner:

(1) The Governor shall appoint seven members from Arkansas' Constitutional Officers and directors of State agencies.

(2) The Senate President Pro Tem shall appoint two members from Arkansas' Constitutional Officers and directors of State agencies.

(3) The Senate President Pro Tem shall appoint one member from a private sector or not-for-profit organization in Arkansas.

(4) The Speaker of the House of Representatives shall appoint two members from Arkansas' Constitutional Officers and directors of State agencies.

(5) The Speaker of the House of Representatives shall appoint one member from a private sector or not-for-profit organization in Arkansas.

(6) The Legislative Council Co-Chairmen shall appoint two legislative staff members to attend and participate in the Steering Committee meetings in a non-voting capacity.

(7) The Executive Chief Information Officer.

The Director of the Department of Finance and Administration shall serve as the staff director for the Steering Committee and assign AASIS staff members and consultants to assist the Steering Committee as needed.

The Steering Committee shall meet as needed but not less than monthly in facilities provided by the Department of Finance and Administration. The Steering Committee shall receive reports from the AASIS Project Managers and staff about the status, budget, and operations of the AASIS project. The Steering Committee shall adopt by majority vote the governing policies of the AASIS Project, its major implementation plans, and its budget and expenditure plans.

The Staff of the Steering Committee shall record minutes of all meetings and forward them to the members of the General Assembly's Joint Legislative Committee on Advanced Information Technology and Communications, the Chairmen of the Legislative Council, and Arkansas' Chief Information Officer Council.

The AASIS Project Policy Steering Committee shall begin its operations on July 15, 2001 and shall not in any way take actions or require any resources that in any way interfere with the implementation and deployment of the AASIS project on or before July 1, 2001. "

And

By renumbering all sections of the bill appropriately.

And

Page 5, line 25 delete "Section 4 and 5" and substitute "Section 7"

/s/ George French

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

/s/ Ms. Jo Renshaw
Chief Clerk

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 2572 BY REPRESENTATIVE HATHORN

HOUSE BILL NO. 2615 BY REPRESENTATIVE GOSS

SENATE BILLS ORDERED RETURNED TO THE SENATE AS HAVING FAILED
TO PASS

SENATE BILL NO. 141 BY SENATOR WILKINSON

SENATE CONCURRENT RESOLUTIONS CONCURRED IN
AND RETURNED TO THE SENATE

SENATE CONCURRENT RESOLUTION NO. 22 BY SENATOR K. SMITH

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1308	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1365	BY JOINT BUDGET COMMITTEE, AS AMENDED
HOUSE BILL NO. 1796	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1918	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2015	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2058	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2059	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2060	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2061	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2065	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2066	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 2117	BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 144	BY SENATOR EVERETT
SENATE BILL NO. 156	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 181	BY SENATOR EVERETT
SENATE BILL NO. 215	BY SENATOR BISBEE
SENATE BILL NO. 216	BY SENATOR BISBEE
SENATE BILL NO. 217	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 325	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 416	BY SENATOR MAHONY
SENATE BILL NO. 428	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 552	BY SENATOR GWATNEY
SENATE BILL NO. 539	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 667	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 692	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 693	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 697	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 712	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 758	BY SENATOR MAHONY
SENATE BILL NO. 811	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 932	BY SENATOR BEEBE

ARKANSAS SENATE
HOUSE CONCURRENT RESOLUTIONS CONCURRED IN
AND RETURNED TO THE HOUSE

HOUSE CONCURRENT RESOLUTION NO. 1028
BY REPRESENTATIVE R. SMITH

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas
April 6, 2001

MR. SPEAKER:

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

HOUSE BILL NO. 1472 BY REPRESENTATIVE GLOVER, ET AL
HOUSE BILL NO. 1589 BY REPRESENTATIVE MACK, ET AL
HOUSE BILL NO. 1685 BY REPRESENTATIVE KING
HOUSE BILL NO. 1721 BY REPRESENTATIVE GOSS
HOUSE BILL NO. 1766 BY REPRESENTATIVE DEES, ET AL
HOUSE BILL NO. 1883 BY REPRESENTATIVE BOND, ET AL
HOUSE BILL NO. 2039 BY REPRESENTATIVE HUNT, ET AL
HOUSE BILL NO. 2264 BY REPRESENTATIVE JUDY
HOUSE BILL NO. 2316 BY REPRESENTATIVE LEDBETTER
HOUSE BILL NO. 2341 BY REPRESENTATIVE C. TAYLOR
HOUSE BILL NO. 2446 BY REPRESENTATIVE GOSS
HOUSE BILL NO. 2523 BY REPRESENTATIVE CARSON
HOUSE BILL NO. 2539 BY REPRESENTATIVE HOLT
HOUSE BILL NO. 2653 BY REPRESENTATIVE CLEVELAND
HOUSE CONCURRENT RESOLUTION NO. 1048
BY REPRESENTATIVE SALMON

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 11:20 a.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. 1472 BY REPRESENTATIVE GLOVER, ET AL
HOUSE BILL NO. 1589 BY REPRESENTATIVE MACK, ET AL
HOUSE BILL NO. 1685 BY REPRESENTATIVE KING
HOUSE BILL NO. 1721 BY REPRESENTATIVE GOSS
HOUSE BILL NO. 1766 BY REPRESENTATIVE DEES, ET AL
HOUSE BILL NO. 1883 BY REPRESENTATIVE BOND, ET AL
HOUSE BILL NO. 2039 BY REPRESENTATIVE HUNT, ET AL
HOUSE BILL NO. 2264 BY REPRESENTATIVE JUDY
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HOUSE BILL NO. 2341 BY REPRESENTATIVE C. TAYLOR
HOUSE BILL NO. 2446 BY REPRESENTATIVE GOSS
HOUSE BILL NO. 2523 BY REPRESENTATIVE CARSON
HOUSE BILL NO. 2539 BY REPRESENTATIVE HOLT
HOUSE BILL NO. 2653 BY REPRESENTATIVE CLEVELAND
HOUSE CONCURRENT RESOLUTION NO. 1048
BY REPRESENTATIVE SALMON

/s/ Mike Huckabee - Governor

TIME: 11:20 a.m.

By: Barb Meyer

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

Little Rock, Arkansas

April 5, 2001

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on April 5, 2001, I approved the following measures from the Session of the Eighty-third General Assembly:

House Bill 1073, which is now Act 1377 of 2001,
House Bill 1546, which is now Act 1378 of 2001,
House Bill 1662, which is now Act 1379 of 2001,
House Bill 1829, which is now Act 1380 of 2001,
House Bill 1904, which is now Act 1381 of 2001,
House Bill 1954, which is now Act 1382 of 2001,
House Bill 2002, which is now Act 1383 of 2001,
House Bill 2048, which is now Act 1384 of 2001,
House Bill 2163, which is now Act 1385 of 2001,
House Bill 2169, which is now Act 1386 of 2001,
House Bill 2222, which is now Act 1387 of 2001,
House Bill 2247, which is now Act 1388 of 2001,
House Bill 2252, which is now Act 1389 of 2001, and
House Bill 2283, which is now Act 1390 of 2001.

Sincerely,

/s/ Mike Huckabee

MH:bbm

cc: President of the Senate

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

Little Rock, Arkansas

April 5, 2001

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on April 5, 2001, I approved the following measures from the Session of the Eighty-third General Assembly:

House Bill 2502, which is now Act 1391 of 2001,
House Bill 2544, which is now Act 1392 of 2001,
House Bill 2566, which is now Act 1393 of 2001,
House Bill 2586, which is now Act 1394 of 2001,
House Bill 2602, which is now Act 1395 of 2001,
House Bill 2648, which is now Act 1396 of 2001,
House Concurrent Resolution 1012, and
House Concurrent Resolution 1043.

Sincerely,

/s/ Mike Huckabee

MH:bbm

cc: President of the Senate

SENATE BILL NO. 144

BY: SENATOR EVERETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 24-8-307 TO PROVIDE FOR ELIGIBILITY OF CERTAIN MUNICIPAL JUDGES FOR RETIREMENT BENEFITS UNDER A MUNICIPAL JUDGE'S RETIREMENT SYSTEM; *TO AMEND ARKANSAS CODE TITLE 24, CHAPTER 8, SUBCHAPTER 3 TO ADD AN ADDITIONAL SECTION TO ESTABLISH A RETIREMENT TRANSITION GROUP FOR MUNICIPAL JUDGES AND CLERKS; TO AMEND ARKANSAS CODE 24-8-311 AND 24-8-408 TO PROVIDE FOR SURVIVOR BENEFITS FOR SPOUSES OF MUNICIPAL COURT CLERKS; 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. 156

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE USE OF CERTAIN REVENUES TO SUPPORT THE NURSING PROGRAM AT THE MID-SOUTH COMMUNITY COLLEGE; 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. 181

BY: SENATOR EVERETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 24, CHAPTER 4, SUBCHAPTER 7 TO ADD AN ADDITIONAL SECTION TO ESTABLISH SERVICE CREDIT FOR DUAL FULL-TIME EMPLOYMENT FOR CERTAIN PERSONS WHO WERE MEMBERS OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND A MUNICIPAL POLICE PENSION AND RELIEF FUND; 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. 215

BY: SENATOR BISBEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 24-12-123 CONCERNING THE RETIREMENT BENEFITS FOR MAYORS OF CITIES OF THE FIRST CLASS; 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. 216

BY: SENATOR BISBEE

BY: REPRESENTATIVE HAUSAM

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE 24-4-101, AS AMENDED BY ACT 151 OF 2001, TO CLARIFY THE DEFINITION OF "POLICE OFFICER" AS USED FOR PUBLIC SAFETY CREDIT IN THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM; 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. 217

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR THE PAYMENT OF COURT ORDERED ATTORNEY'S FEES FOR THE ARKANSAS PUBLIC DEFENDER COMMISSION; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 325

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 THE CITY OF PINE BLUFF YOUTH COMMISSION; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 347

BY: SENATORS RIGGS, GWATNEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL THE AFFORDABLE NEIGHBORHOOD HOUSING TAX CREDIT ACT OF 1997; TO AMEND ARKANSAS CODE 26-51-1702 PERTAINING TO LOW INCOME HOUSING TAX CREDITS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 416

BY: SENATORS MAHONY, RIGGS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE PARENTAL NOTIFICATION OF AN ASSIGNMENT OF A NON-CERTIFIED TEACHER TO TEACH A CLASS FOR MORE THAN THIRTY (30) CONSECUTIVE DAYS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 428

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 FOR PUBLIC ACCESS TO AUTOMATED EXTERNAL DEFIBRILLATORS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 539

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO OTHER APPROPRIATIONS MADE BY THE EIGHTY-THIRD GENERAL ASSEMBLY TO PAY THE ARKANSAS STATE CLAIMS COMMISSION - APPROVED CLAIMS AGAINST THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2001; 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. 552

BY: SENATOR GWATNEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH THE CONGRESSIONAL DISTRICTS IN ARKANSAS; 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. 667

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF MENTAL HEALTH SERVICES 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. 692

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY DEPARTMENT FOR THE PURPOSE OF PROVIDING SALARY INCREASES TO TEACHERS IN SPECIAL SETTINGS THAT MAY NOT OTHERWISE BE ELIGIBLE TO RECEIVE THE THREE THOUSAND DOLLAR EXTRAORDINARY SALARY INCREASE DURING THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 693

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR THE PURPOSE OF PROVIDING SALARY INCREASES TO TEACHERS IN SPECIAL SETTINGS THAT MAY NOT OTHERWISE BE ELIGIBLE TO RECEIVE THE THREE THOUSAND DOLLAR EXTRAORDINARY SALARY INCREASE DURING THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 697

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 ADMINISTRATIVE OFFICE OF THE COURTS, DIVISION OF DEPENDENCY-NEGLECT REPRESENTATION FOR ATTORNEYS AD LITEM AND ATTORNEYS FOR INDIGENT PARENTS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 712

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR MAINTENANCE OF FACILITIES FOR THE INSTITUTIONS OF HIGHER EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 758

BY: SENATOR MAHONY

BY: REPRESENTATIVES LEDBETTER, WHITE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT HOME SCHOOLING IF A SEX OFFENDER RESIDES IN THE HOME; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 811

BY: *JOINT BUDGET COMMITTEE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR THE TRANSFER OF TWENTY PERCENT OF THE SPECIAL STATE ASSET FORFEITURE FUND TO THE DEPARTMENT OF COMMUNITY CORRECTION FUND ACCOUNT TO HELP FUND PERSONAL SERVICES AND OPERATING EXPENSES OF THE DRUG COURTS; 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. 932

BY: SENATORS BEEBE, *FITCH, GWATNEY, HILL, D. MALONE, CRITCHER, MILLER, K. SMITH, BRYLES, J. JEFFRESS, T. SMITH, HOOFMAN, WOOLDRIDGE, SIMES, WILKINS, FARIS, CASH, HORN, MAHONY, WILKINSON, RIGGS, B. WALKER, EVERETT, ARGUE, TRUSTY, DELAY, BROWN*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO IMPROVE ACCESS TO AFFORDABLE PRESCRIPTION DRUGS FOR PERSONS OVER AGE 65; 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.

Upon motion of Representative Cook, the House adjourned at 12:12 p.m. until 1:00 p.m., Monday, April 6, 2001.

ATTEST:

Shane Broadway
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

