

**TWELFTH DAY'S PROCEEDINGS  
HALL OF THE HOUSE OF REPRESENTATIVES**

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Little Rock, Arkansas  
January 24, 2003

The House was called to order at 10:04 a. m. by Mr. Cleveland, the Speaker.  
The following members answered to the roll call:

Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D.Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C.Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, Smith, Stovall, Sullivan, Sumpter, C.Taylor, J.Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood, Mr. Speaker.

Total .....99

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

Total .....01

A quorum was present.

Unanimous leave was granted for Representative(s) Ferguson.

The House stood and was led in prayer by House Chaplain, Reverend Tim Prock, Pastor, First Baptist Church, Paris, 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

	January 24, 2003
INSURANCE AND COMMERCE	PAUL BOOKOUT
	CHAIRPERSON
HOUSE BILL NO. 1037	DO PASS
BY REPRESENTATIVE NAPPER	NON CONTROVERSIAL
HOUSE BILL NO. 1079	DO PASS
BY REPRESENTATIVE VERKAMP	

COMMITTEE REPORT

	January 24, 2003
STATE AGENCIES AND	SARAH AGEE
GOVERNMENTAL AFFAIRS	CHAIRPERSON
HOUSE BILL NO. 1017	DO PASS
BY REPRESENTATIVE KING	AS AMENDED #1
HOUSE BILL NO. 1002	DO PASS
BY REPRESENTATIVE MEDLEY	

Upon motion of Representative C. Johnson, **HOUSE BILL NO. 1115** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1115**

Amend **HOUSE BILL NO. 1115** as originally introduced:

Add Representative White as a cosponsor of the bill

AND

Page 1, line 31, delete "nine (9)" and substitute "eleven (11)"

AND

Page 1, line 32, delete "Four (4)" and substitute "Five (5)"

AND

Page 2, line 1, delete "One (1) member" and substitute "Two (2) members"

AND

Page 2, line 3, delete "Four (4)" and substitute "Five (5)"

AND

Page 2, line 8, delete "One (1) member" and substitute "Two (2) members"

AND

Page 2, line 18 "Five (5)" and substitute "Six (6)"

/s/ Calvin Johnson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative House, **HOUSE BILL NO. 1030** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1030**

Amend **HOUSE BILL NO. 1030** as originally introduced:

Add Representatives Martin, Bledsoe, Bookout, Bright, Judy, Key, Matayo, Parks, Petrus, Roebuck, Rosenbaum, Sullivan, J. Taylor, Thomas, Walters, Wood, Kenney and Lamoureux as cosponsors to the bill

AND

Add Senators Holt, Whitaker, Womack, Hendren, G. Jeffress, J. Jeffress, Bookout, Bisbee, Trusty, Baker and Wilkinson as cosponsors of the bill

AND

Delete everything after the enacting clause and substitute the following:

SECTION 1. Arkansas Code Title 26, Chapter 52, Subchapter 4 is amended to add an additional section to read as follows:

"26-52-433. Certain classes of trucks or trailers.

(a) For the purpose of this section:

(1) "Legal entity" means a legal entity recognized by the laws of this state that owned, leased, or rented a physical structure within this state at the time of purchasing a truck tractor or semitrailer in this state;

(2) "Person" means a natural person who resided in this state at the time of purchasing a truck tractor or semitrailer in this state;

(3) "Reside" means to be physically present and to maintain a permanent place of business in the State of Arkansas;

(4) "Semitrailer" means every vehicle with or without motive power, including a pole trailer, drawn by a truck tractor and designed for carrying property; and

(5) "Truck tractor" means a motor vehicle:

(A) Designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn; and

(B) Registered as a Class Four, Class Five, Class Six, or Class Seven truck, as defined by § 27-14-601(a)(3).

(b) Except as provided in subsection (d), the gross receipts or gross proceeds in excess of one thousand dollars (\$1,000) derived from the sale of a new or used truck tractor in this state are exempt from the Arkansas gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, as amended, §§ 26-52-101 through 26-52-1006.

(c) Except as provided in subsection (d) the gross receipts or gross proceeds in excess of five hundred dollars (\$500) derived from the sale of a new or used semitrailer in this state are exempt from the Arkansas gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, as amended, §§ 26-52-101 through 26-52-1006.

(d) The exemption in this section does not apply to gross receipts taxes levied by any Arkansas city, town, or county.

(e)(1) It is the intent of the Uniform Motor Vehicle Administration, Certificate of Title, and Antitheft Act, § 27-14-101 et seq., that any reciprocal agreements consummated with the authorized officials or representatives of any one or more states of the United States, whereby residents of a state other than Arkansas who operate commercial motor vehicles may allocate and apportion the registration of the commercial motor vehicles in accordance with any formula mutually agreed upon between the commission and the representatives or officials of the state if residents of this state are granted the same allocation and apportionment privileges for the registration of commercial motor vehicles in the other state, shall be given effect notwithstanding the fact that the other state may have allowed registration in that state using a third party agent.

(2) Accordingly, the State of Arkansas shall not assess or collect from any person or legal entity any gross receipts tax, interest, or penalties on the purchase of a new or used truck tractor or semitrailer in this state if the truck tractor or semitrailer was registered or licensed in another state under a reciprocal agreement contemplated by the Uniform Motor Vehicle Administration, Certificate of Title, and Antitheft Act, § 27-14-101 et seq., notwithstanding the fact that the other state may have allowed registration in that state using a third party agent.

SECTION 2. Arkansas Code Title 26, Chapter 53, Subchapter 1 is amended to add an additional section to read as follows:

26-53-141. Certain classes of trucks or trailers.

(a) For the purpose of this section:

(1) "Legal entity" means a legal entity recognized by the laws of this state that owned, leased, or rented a physical structure within this state at the time of purchasing a truck tractor or semitrailer in another state;

(2) "Person" means a natural person who resided in this state at the time of purchasing a truck tractor or semitrailer in another state;

(3) "Reside" means to be physically present and to maintain a permanent place of business in the State of Arkansas;

(4) "Semitrailer" means every vehicle with or without motive power, including a pole trailer, drawn by a truck tractor and designed for carrying property;

and

(5) "Truck tractor" means a motor vehicle:

(A) Designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn; and

(B) Registered as a Class Four, Class Five, Class Six, or Class Seven truck, as defined by § 27-14-601(a)(3).

(b) Except as provided in subsection (d), the gross receipts or gross proceeds in excess of one thousand dollars (\$1,000) derived from the sale of a new or used truck tractor in another state for use in this state are exempt from the Arkansas compensating use tax levied by the Arkansas Compensating Tax Act of 1949, §§ 26-53-101 et seq.

(c) Except as provided in subsection (d), the gross receipts or gross proceeds in excess of five hundred dollars (\$500) derived from the sale of a new or used semitrailer in another state for use in this state are exempt from the Arkansas compensating use tax levied by the Arkansas Compensating Tax Act of 1949, §§ 26-53-101 et seq.

(d) The exemption in this section does not apply to compensating use taxes levied by any Arkansas city, town, or county.

(e)(1) It is the intent of the Uniform Motor Vehicle Administration, Certificate of Title, and Antitheft Act, § 27-14-101 et seq., that any reciprocal agreements consummated with the authorized officials or representatives of any one or more states of the United States, whereby residents of a state other than Arkansas who operate commercial motor vehicles may allocate and apportion the registration of the commercial motor vehicles in accordance with any formula mutually agreed upon between the commission and the representatives or officials of the state if residents of this state are granted the same allocation and apportionment privileges for the registration of commercial motor vehicles in the other state, shall be given effect notwithstanding the fact that the other state may have allowed registration in that state using a third party agent.

(2) Accordingly, the State of Arkansas shall not assess or collect from any person or legal entity any compensating use tax, interest, or penalties on the purchase of a new or used truck tractor or semitrailer in another state and used in this state if the truck tractor or semitrailer was registered or licensed in another state under a reciprocal agreement contemplated by the Uniform Motor Vehicle Administration, Certificate of Title, and Antitheft Act, § 27-14-101 et seq., notwithstanding the fact that the other state may have allowed registration in that state using a third party agent.

SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that a recent Oklahoma court decision drastically affected the Arkansas trucking industry by preventing Arkansas trucking companies, partnerships, and independent operators from using third party registration agents in Oklahoma to register their equipment; that the Arkansas Department of Finance and Administration has indicated its intent to collect gross receipts and compensating use tax on trucking equipment purchased for at least the past three (3) years by Arkansas trucking businesses that used third party registration agents in Oklahoma to register their equipment; the collection of gross receipts or compensating use tax on trucking equipment purchased for the past three (3) years or longer will have a devastating effect on the trucking industry in Arkansas, including forcing trucking businesses out of business, into bankruptcy, or to relocate outside of Arkansas; that the future collection of gross receipts and compensating use tax on the total sale price of trucking equipment registered in Arkansas will have a similar chilling effect on the trucking industry in the State of Arkansas; that this act is immediately necessary to prevent the severe and sudden economic hardships on the trucking industry in Arkansas. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

- (1) The date of its approval by the Governor;
- (2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or
- (3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

/s/ Don House

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Ferguson, **HOUSE BILL NO. 1038** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1038**

Amend **HOUSE BILL NO. 1038** as originally introduced:

Add Representatives Agee, Anderson, Bennett, Biggs, Bolin, Borhauer, Boyd, Dees, L. Evans, Gibson, Harris, Jacobs, Kenney, Matayo, Petrus, Rosenbaum, Scroggins, J. Taylor, Walters as cosponsors of the bill

AND

Add Senators Baker, Gullet, Horn, J. Jeffress, Miller, Trusty, Whitaker, Womack, Wooldridge as cosponsors of the bill

AND

Page 1, line 34, delete "trier of fact" and substitute "fact finder"

AND

Page 3, line 18, delete "claimant" and substitute "plaintiff"

AND

Page 3, line 25, delete "claimant" and substitute "plaintiff"

AND

Page 3, line 34, delete "claimant" and substitute "plaintiff"

AND

Page 3, delete line 35 and substitute the following:

"plaintiff, then subsection (c) of this section shall not apply."

AND

Page 4, lines 2 and 3, delete "trier of facts" and substitute "fact finder"

AND

Page 4, line 9, delete "trier of facts" and substitute "fact finder"

AND

Page 4, delete lines 14 through 16 and substitute the following:

"(b) Any verdict which includes an award for the costs of any necessary medical care, treatment, or services received shall be reduced by the court in an amount equal to any contractual or legally required reduction off billed charges."

AND

Page 4, lines 24 and 25, delete ", or another county within the same judicial district"

AND

Page 4, lines 27 and 28, delete ", or another county within the same judicial district"

AND

Page 4, lines 33 and 34, delete ", or another county within the same judicial district"

AND

Page 5, delete line 34 and substitute the following:

"(e) Any action for medical injury brought under Arkansas Code §§ 16-114-201 through § 16-114-209 against a medical care provider, as defined in Arkansas Code § 16-114-201(2), shall be filed in the"

AND

Page 7, delete lines 2 through 4 and substitute the following:

"(B) Any verdict which includes an award for the costs of any necessary medical care, treatment, or services received shall be reduced by the court in an amount equal to any contractual or legally required reduction off billed charges."

AND

Page 8, line 22, delete "arising" and substitute "accruing"

/s/ Danny Ferguson

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Clemons, **HOUSE BILL NO. 1103** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1103**

Amend **HOUSE BILL NO. 1103** as originally introduced:

Delete the Title and substitute the following:

"AN ACT TO REQUIRE HIGHWAY EMPLOYEES AND CONTRACTORS TO MONITOR BARRICADES AND SIGNS DURING HIGHWAY CONSTRUCTION TO ENSURE THAT TRAFFIC LANES REMAIN CLEAR."

AND

Delete the Subtitle and substitute the following:

"TO REQUIRE HIGHWAY EMPLOYEES AND CONTRACTORS TO MONITOR BARRICADES AND SIGNS DURING HIGHWAY CONSTRUCTION TO ENSURE THAT TRAFFIC LANES REMAIN CLEAR."

AND

Page 1, delete lines 33 through 36 and substitute the following:

"(3)(A) If a state highway or highway lanes are closed during a period of highway construction, the contractor shall provide a telephone number to the sheriff in the county for the purpose of informing the contractor, when the employees of the contractor are not present, of any traffic impediments caused by barricades or signs in the construction or repair zone.

(B) If a state highway or highway lanes are closed due to highway construction performed by the Arkansas State Highway and Transportation Department and department employees are not present, the department shall provide a telephone number to the county sheriff's department in the county for the purpose of informing the department of any traffic impediments caused by barricades or signs in a construction or repair zone."

AND

Page 2, delete lines 1 through 11.

/s/ Booker T. Clemons

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Gillespie, **HOUSE BILL NO. 1130** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1130**

Amend **HOUSE BILL NO. 1130** as originally introduced:

Add Senator Johnson as a cosponsor of the bill

AND

Page 2, delete line 15 and substitute the following:

"proceeds derived from the sale of a new or used trailer or semi-trailer registered as a"

AND

Page 2, delete lines 19 through 21 and substitute the following:

"(c)(1) The gross receipts derived from the sale of trailers registered under § 27-14-601(a)(3)(l)(i)(a)(1) shall continue to be subject to gross receipts tax and shall be paid as provided in § 26-52-510.

(2) The exemption from gross receipts tax provided in subsections (a) and (b) shall not apply to the gross receipts derived from the lease or rental of new or used motor vehicles, trailers or semi-trailers.

SECTION 3. Arkansas Code § 26-52-401(33), pertaining to an exemption from gross receipts tax for truck rentals, is amended to read as follows:

(33) Gross receipts or gross proceeds derived from the long-term lease, thirty (30) days or more, of commercial trucks used for interstate transportation of goods if:

(i) ~~the~~ The trucks are registered under § 27-14-501 et seq. or

(ii) ~~the~~ The trucks are registered under an international registration plan similar to § 27-14-501 et seq. and the plan is administered by another state which offers reciprocal privileges for vehicles registered under § 27-14-501 et seq.;"

AND

Appropriately renumber the subsequent section of the bill.

/s/ Jeff Gillespie

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

/s/ Ms. Jo Renshaw  
Chief Clerk

#### ENGROSSED BILL REPORTS

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HERSCHEL W. CLEVELAND, CHAIRMAN

January 24, 2003

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1030 - TITLE - BY HOUSE, ET AL

HOUSE BILL NO. 1038 - TITLE - BY REPRESENTATIVE FERGUSON, ET AL

HOUSE BILL NO. 1103 - TITLE - BY REPRESENTATIVE CLEMONS

HOUSE BILL NO. 1115 - TITLE - BY REPRESENTATIVE JOHNSON, ET AL

HOUSE BILL NO. 1130 - TITLE - BY REPRESENTATIVE GILLESPIE, ET AL

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1030

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BY: REPRESENTATIVES HOUSE, AGEE, BOLIN, BIGGS, BORHAUER, CLEMONS, COWLING, DICKINSON, EASON, FITE, GREEN, HUTCHINSON, JACKSON, JONES, MACK, MATHIS, ORMOND, L. PRATER, RANKIN, SEAWEL, SULLIVAN, THOMAS, J. WOOD, *MARTIN, BLEDSOE, P.BOOKOUT, BRIGHT, JUDY, KEY, MATAYO, PARKS, PETRUS, ROEBUCK, ROSENBAUM, J.TAYLOR, WALTERS, WOOD, KENNEY, LAMOUREUX*

BY: SENATORS HOLT, WHITAKER, WOMACK, HENDREN, G. JEFFRESS, J. JEFFRESS, *J.BOOKOUT, BISBEE, TRUSTY, BAKER, WILKINSON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXEMPT FROM THE STATE SALES AND USE TAX THE GROSS RECEIPTS IN EXCESS OF ONE THOUSAND DOLLARS (\$1000) DERIVED FROM THE SALE OF A TRUCK TRACTOR AND IN EXCESS OF FIVE HUNDRED DOLLARS (\$500) DERIVED FROM THE SALE OF A SEMITRAILER; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1038

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BY: REPRESENTATIVES FERGUSON, PARKS, AGEE, ANDERSON, BENNETT, BIGGS, BOLIN, BORHAUER, BOYD, DEES, L. EVANS, GIPSON, HARRIS, JACOBS, KENNEY, MATAYO, PETRUS, ROSENBAUM, SCROGGIN, J. TAYLOR, WALTERS

BY: SENATORS B. JOHNSON, BISBEE, BAKER, GULLETT, HORN, J. JEFFRESS, MILLER, TRUSTY, WHITAKER, WOMACK, WOOLDRIDGE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE COMPREHENSIVE AND UNIFORM CIVIL JUSTICE REFORM; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1103

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BY: REPRESENTATIVE CLEMONS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE HIGHWAY EMPLOYEES AND CONTRACTORS TO MONITOR BARRICADES AND SIGNS DURING HIGHWAY CONSTRUCTION TO ENSURE THAT TRAFFIC LANES REMAIN CLEAR.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1115

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BY: REPRESENTATIVES C. JOHNSON, SEAWEL, MAHONY, *WHITE*  
BY: SENATOR ARGUE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE JOINT COMMITTEE ON EDUCATIONAL ADEQUACY; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1130

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BY: REPRESENTATIVES GILLESPIE, STOVALL, HAAK, MILLIGAN, NAPPER  
BY: SENATORS LAVERTY, *B. JOHNSON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXEMPT FROM SALES OR USE TAX CLASS TWO THROUGH CLASS EIGHT COMMERCIAL TRUCKS AND SEMI-TRAILERS; TO IMPOSE AN ADDITIONAL REGISTRATION FEE EQUAL TO TWENTY PERCENT (20%) OF THE EXISTING FEE; AND FOR OTHER PURPOSES.

HOUSE BILL NO. 1106

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BY: REPRESENTATIVE SCROGGIN

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Edwards, Ferguson, Lamoureux, Pickett, R.

Smith, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast.....94

Total number voting in the affirmative .....94

Necessary to the passage of the bill .....51

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

Morning Hour Expired.

HOUSE BILL NO. 1104

BY: REPRESENTATIVE HICKINBOTHAM

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Clemons, Cowling, Ferguson, R. Smith, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast.....95

Total number voting in the affirmative .....95

Necessary to the passage of the bill .....51

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

HOUSE BILL NO. 1044

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BY: REPRESENTATIVE DANGEAU

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickenbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Dangeau, Ferguson, Mahony, Nichols, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast.....94

Total number voting in the affirmative .....94

Necessary to the passage of the bill .....51

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

HOUSE BILL NO. 1034

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**BY: REPRESENTATIVE DOBBINS**

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickenbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Clemons, Ferguson, Mahony, R. Smith, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast.....95

Total number voting in the affirmative .....95

Necessary to the passage of the bill .....51

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

HOUSE BILL NO. 1091

BY: REPRESENTATIVE BENNETT

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....98

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Ferguson, Mr. Speaker.

Total .....2

VOTING PRESENT:

Total .....0

Total number of votes cast.....98

Total number voting in the affirmative .....98

Necessary to the passage of the bill .....51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1091**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....	98
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Ferguson, Mr. Speaker.	
Total .....	2
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	98
Total number voting in the affirmative .....	98
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1116

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BY: REPRESENTATIVE MARTIN

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, Anderson, Bennett, Berry, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scroggin, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood.

Total .....92

NEGATIVE: Lendall.

Total .....1

ABSENT OR NOT VOTING: Ferguson, Seawel, Weaver, Mr. Speaker.

Total .....4

VOTING PRESENT: Biggs, Elliott, Scrimshire.

Total .....3

Total number of votes cast .....96

Total number voting in the affirmative .....92

Necessary to the passage of the bill .....51

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

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

Representative Napper moved that the House concur in the following Senate Amendment:

**ARKANSAS SENATE**  
**AMENDMENT NO. 1 TO HOUSE BILL NO. 1052**

Amend **HOUSE BILL NO. 1052**

Page 2, line 21 delete the number "8,338,800.00" and substitute therefore "8,588,800.00";

AND

Page 3, Line 11 delete the number "217,657,394.00" and substitute therefore "217,907,394.00".

/s/ David A. Bisbee

/s/ Ms. Jo Renshaw

Chief Clerk

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Pate, Penix, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....89

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Childers, Ferguson, Moore, Parks, Petrus, Pritchard, Rankin, Seawel, Mr. Speaker.

Total .....10

VOTING PRESENT: R. Smith.

Total .....1

Total number of votes cast.....90

Total number voting in the affirmative .....89

Necessary to the passage of the bill .....51

So the Amendment was concurred in.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

SENATE BILL NO. 22

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BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Pate, Penix, Petrus, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, R. Smith, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Borhauer, Ferguson, Parks, Pickett, Seawel, Mr. Speaker.

Total .....7

VOTING PRESENT: Stovall.

Total .....1

Total number of votes cast .....93

Total number voting in the affirmative .....92

Necessary to the passage of the bill .....75

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

There being an Emergency Clause attached to **SENATE BILL NO. 22**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Pate, Penix, Petrus, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, R. Smith, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Borhauer, Ferguson, Parks, Pickett, Seawel, Mr. Speaker.

Total .....7

VOTING PRESENT: Stovall.

Total .....1

Total number of votes cast.....93

Total number voting in the affirmative .....92

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS."

SENATE BILL NO. 23

**BY: JOINT BUDGET COMMITTEE**

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Penix, Weaver, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast .....95

Total number voting in the affirmative .....95

Necessary to the passage of the bill .....75

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

There being an Emergency Clause attached to **SENATE BILL NO. 23**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Penix, Weaver, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast.....95

Total number voting in the affirmative .....95

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS."

SENATE BILL NO. 46

**BY: JOINT BUDGET COMMITTEE**

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....	97
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Bolin, Ferguson, Mr. Speaker.	
Total .....	3
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	97
Total number voting in the affirmative .....	97
Necessary to the passage of the bill .....	75

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

There being an Emergency Clause attached to **SENATE BILL NO. 46**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....	97
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Bolin, Ferguson, Mr. Speaker.	
Total .....	3
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	97
Total number voting in the affirmative .....	97
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS."

SENATE BILL NO. 47

**BY: JOINT BUDGET COMMITTEE**

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....97

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Mr. Speaker.

Total .....3

VOTING PRESENT:

Total .....0

Total number of votes cast .....97

Total number voting in the affirmative .....97

Necessary to the passage of the bill .....75

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

There being an Emergency Clause attached to **SENATE BILL NO. 47**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....	97
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Bolin, Ferguson, Mr. Speaker.	
Total .....	3
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	97
Total number voting in the affirmative .....	97
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS."

SENATE BILL NO. 48

**BY: JOINT BUDGET COMMITTEE**

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Weaver, White, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Chesterfield, Ferguson, Mahony, Walters, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....94

Total number voting in the affirmative .....94

Necessary to the passage of the bill .....75

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

There being an Emergency Clause attached to **SENATE BILL NO.48**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Weaver, White, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Chesterfield, Ferguson, Mahony, Walters, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast.....94

Total number voting in the affirmative .....94

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS."

SENATE BILL NO. 21

**BY: JOINT BUDGET COMMITTEE**

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Jacobs, Moore, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast .....95

Total number voting in the affirmative .....95

Necessary to the passage of the bill .....75

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

There being an Emergency Clause attached to **SENATE BILL NO. 21**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....95

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Jacobs, Moore, Mr. Speaker.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast.....95

Total number voting in the affirmative .....95

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

Upon motion of Representative Napper the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS."

SENATE BILL NO. 24

**BY: JOINT BUDGET COMMITTEE**

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Napper, Nichols, Norton, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Jacobs, Moore, Oglesby, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....94

Total number voting in the affirmative .....94

Necessary to the passage of the bill .....75

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

There being an Emergency Clause attached to **SENATE BILL NO. 24**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Napper, Nichols, Norton, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, J. Taylor, C. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bolin, Ferguson, Jacobs, Moore, Oglesby, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast.....94

Total number voting in the affirmative .....94

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

Speaker Cleveland recommended that **HOUSE BILL NO. 1178** be transferred from the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

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HOUSE BILL NO. 1022 BY REPRESENTATIVE L. PRATER  
 HOUSE BILL NO. 1034 BY REPRESENTATIVE DOBBINS  
 HOUSE BILL NO. 1044 BY REPRESENTATIVE DANGEAU  
 HOUSE BILL NO. 1091 BY REPRESENTATIVE BENNETT  
 HOUSE BILL NO. 1104 BY REPRESENTATIVE HICKINBOTHAM  
 HOUSE BILL NO. 1116 BY REPRESENTATIVE MARTIN

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

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SENATE BILL NO. 21 BY JOINT BUDGET COMMITTEE  
 SENATE BILL NO. 22 BY JOINT BUDGET COMMITTEE  
 SENATE BILL NO. 23 BY JOINT BUDGET COMMITTEE  
 SENATE BILL NO. 24 BY JOINT BUDGET COMMITTEE  
 SENATE BILL NO. 46 BY JOINT BUDGET COMMITTEE  
 SENATE BILL NO. 47 BY JOINT BUDGET COMMITTEE  
 SENATE BILL NO. 48 BY JOINT BUDGET COMMITTEE

**HOUSE BILL NO.1182**

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**BY: REPRESENTATIVES JACOBS, VERKAMP**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 14-43-313 TO REMOVE LANGUAGE THAT HAS BEEN SUPERCEDED BY ARKANSAS CODE §§ 14-43-303, 14-43-314, 14-43-315 AND 14-43-316; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

**HOUSE BILL NO.1183**

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**BY: REPRESENTATIVES JACOBS, VERKAMP**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 8-4-103 TO REQUIRE NOTIFICATION OF MUNICIPAL GOVERNMENTS REGARDING CERTAIN ENVIRONMENTAL VIOLATIONS OCCURING WITHIN THE CORPORATE LIMITS AND CIVIL PENALTIES BEING IMPOSED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

**HOUSE BILL NO.1184**

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**BY: REPRESENTATIVES JACOBS, VERKAMP**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL ARKANSAS CODE § 16-92-113 PERTAINING TO THE DISTRIBUTION OF FINES IN DISTRICT AND OTHER LOWER COURTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO.1185

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**BY: REPRESENTATIVES JACOBS, VERKAMP**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 5-5-101 TO ENSURE THAT PROPERTY SEIZED BY MUNICIPAL LAW ENFORCEMENT AGENCIES AND THE MONEYS GAINED THEREFROM ARE DEPOSITED IN THOSE CITY'S AND TOWN'S TREASURIES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO.1186

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**BY: REPRESENTATIVES JACOBS, VERKAMP**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 14-45-106(d), TO ELIMINATE THE EXEMPTION OF CERTAIN COUNTIES FROM THE PROVISIONS GOVERNING THE MAYOR'S COURT IN INCORPORATED TOWNS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO.1187

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**BY: REPRESENTATIVES VERKAMP, JACOBS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 14-43-312 TO CLARIFY THE PROCEDURE FOR STAGGERING THE FOUR-YEAR TERMS FOR ALDERMEN IN CITIES OF THE FIRST CLASS WITH LESS THAN FIFTY THOUSAND (50,000) INHABITANTS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO.1188

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BY: REPRESENTATIVES VERKAMP, JACOBS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR DIRECT DEPOSITS BY THE STATE INTO THE ARKANSAS LOCAL TRUST; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO 1189

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BY: REPRESENTATIVE MAHONY

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 11-10-902 TO INCLUDE INDEPENDENT CONTRACTORS IN THE STATE NEW HIRE REGISTRY; 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.

HOUSE BILL NO.1190

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE PLANT BOARD; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1191

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO.1192

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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 - ADMINISTRATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO.1193

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BY: REPRESENTATIVE CHILDERS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF THE FEDERAL RESERVE RATE AS USED IN THE LOCAL GOVERNMENT BOND ACT OF 1985; AND FOR OTHER PURPOSES.

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

HOUSE RESOLUTION NO.1004

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BY: REPRESENTATIVES PARKS, AGEE, ANDERSON, BENNETT, BERRY, BLEDSOE, P.BOOKOUT, BORHAUER, BRIGHT, CHILDERS, CLEMONS, DEES, DICKINSON, EASON, D. EVANS, L. EVANS, FITE, GILLESPIE, GREEN, HAAK, HARDWICK, HARRIS, HUTCHINSON, JACKSON, JEFFREY, KENNEY, KEY, LAMOUREUX, LEWELLEN, MACK, MATAYO, MATHIS, MEDLEY, NORTON, OGLESBY, ORMOND, PACE, PENIX, PRITCHARD, ROEBUCK, ROSENBAUM, SCHULTE, R.SMITH, SUMPTER, C.TAYLOR, VERKAMP, WALTERS

TO RECOGNIZE FEBRUARY 6 AS "RONALD REAGAN DAY" IN THE STATE OF ARKANSAS.

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

Upon motion of Representative Gillespie, the House adjourned at 10:50 a.m. until 1:30 p.m. Monday, January 27, 2003.

ATTEST:

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Herschel W. Cleveland  
Speaker of the House of Representatives

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Jo Renshaw  
Chief Clerk

