

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

---



---

Little Rock, Arkansas

January 31, 2003

The House was called to order at 10:02 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, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, 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, 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 .....98

The following member(s) was absent and did not answer to the roll call: C. Johnson, Petrus.

Total .....02

A quorum was present.

Unanimous leave was granted for Representative(s) C. Johnson, Petrus.

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 31, 2003
STATE AGENCIES AND GOVERNMENTAL AFFAIRS	SARAH AGEE CHAIRPERSON
HOUSE BILL NO. 1109 BY REPRESENTATIVE SCROGGIN	DO PASS
SENATE BILL NO. 20 BY SENATOR FARIS	DO PASS

COMMITTEE REPORT

	January 31, 2003
AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS	JOYCE DEES CHAIRPERSON
HOUSE BILL NO. 1264 BY REPRESENTATIVE MEDLEY	DO PASS NON-CONTROVERSIAL

COMMITTEE REPORT

	January 31, 2003
INSURANCE AND COMMERCE	LINDBERGH THOMAS VICE CHAIRPERSON
HOUSE BILL NO. 1149 BY REPRESENTATIVE ANDERSON	DO PASS

COMMITTEE REPORT

	January 31, 2003
CITY, COUNTY AND LOCAL AFFAIRS	PHILLIP JACOBS
	CHAIRPERSON
HOUSE BILL NO. 1183	DO PASS
BY REPRESENTATIVE JACOBS	AS AMENDED #1
HOUSE BILL NO. 1185	DO PASS
BY REPRESENTATIVE JACOBS	
HOUSE BILL NO. 1187	DO PASS
BY REPRESENTATIVE VERKAMP	
HOUSE BILL NO. 1234	DO PASS
BY REPRESENTATIVE GIPSON	
HOUSE BILL NO. 1256	DO PASS
BY REPRESENTATIVE GIPSON	
SENATE BILL NO. 12	DO PASS
BY SENATOR J. JEFFRESS	

COMMITTEE REPORT

	January 31, 2003
JOINT BUDGET	PAUL WEAVER
	CHAIRPERSON
HOUSE BILL NO. 1205	DO PASS
BY JOINT BUDGET COMMITTEE	AS AMENDED # 1

Upon motion of Representative Agee, **HOUSE BILL NO. 1112** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1112**

Amend **HOUSE BILL NO. 1112** as originally introduced:

Page 1, delete line 5 and substitute the following:

“By: Representatives Agee, Pritchard, Biggs, Bledsoe, Haak, C. Johnson, ”

AND

Page 1, delete line 23 and substitute the following:

“(a)(1) Early voting shall be available to any qualified elector who”

AND

Page 1, delete line 25 and substitute the following:

“early voting location, beginning fifteen (15) days before an a primary, run-off, or general election and”

AND

Page 1, delete line 30 and substitute the following:

“(2) However, on all other elections, early voting shall be available to any qualified elector who applies to the county clerk during regular office hours, beginning fifteen (15) days before an election and ending on the day before the election day at the time the county clerk's office regularly closes.

(b)(1)(A) ~~In any county containing one hundred fifty thousand~~”

AND

Page 1, delete lines 34 and 35 and substitute the following:

“locations for a maximum of fifteen (15) days but fewer if it so chooses by a majority vote on any of the days and times provided for in § 7-5-418(a), if they so choose.”

/s/ Sarah Agee

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Dobbins, **HOUSE BILL NO. 1033** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1033

Amend **HOUSE BILL NO. 1033** as originally introduced:

Page 2, delete line 7 and substitute the following:

“(ii) Persons nineteen (19) years of age or older but”

AND

Page 2, line 13 insert “full-time” between “as” and “students”

AND

Page 2, delete line 16 and substitute the following:

“(iii) Persons twenty-one (21) years of age or older but less”

AND

Page 2, line 22 insert “full-time” between “as” and “students”

/s/ R. Dwayne Dobbins

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Dobbins, **HOUSE BILL NO. 1033** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1033

Amend **HOUSE BILL NO. 1033** as originally introduced:

Page 1, delete lines 30 through 34 and substitute the following:

“(B) To the extent the Department of Human Services is unable to obtain a Medicaid waiver or waivers from the Health Care Financing Administration necessary to allow the use of matching federal funds, the Department of Human Services shall have no obligation to allow enrollment as required by either subdivision (b)(1)(A)(ii) or subdivision (b)(1)(A)(iii) of this subsection.”

AND

Page 2, delete line 12 and substitute the following:

“guidelines:”

AND

Page 2, delete line 15 and substitute the following:

“institution of higher education located in the state; and

(d) The persons was covered under the ARKids  
First Program as set forth in subdivision (b)(1)(A)(i) on the day prior to becoming age  
nineteen (19); or”

AND

Page 2, delete line 21 and substitute the following:

“guidelines;”

AND

Page 2, delete line 24 and substitute the following:

“institution of higher education located in the state; and

(d) The persons was covered under the ARKids  
First Program as set forth in subdivision (b)(1)(A)(ii) on the day prior to becoming  
age twenty-one (21).”

/s/ R. Dwayne Dobbins

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Dobbins, **HOUSE BILL NO. 1033** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 3 TO HOUSE BILL NO. 1033**

Amend **HOUSE BILL NO. 1033** as originally introduced:

Page 2, delete line 27 and substitute the following:

“federal law;

(C)(i) Subdivisions (b)(1)(A)(ii) and (b)(1)(A)(iii) of this subsection shall only apply to students who enroll as students in a public or private college, university, technical institute, technical college, or other institution of higher education no less than six (6) months after graduation from high school, and who maintain a continuous enrollment each consecutive semester thereafter with no periods of time in which the person is not enrolled as a student, excluding regularly scheduled summer breaks.

(ii) If a person is not enrolled as a students as set forth in subdivision (b)(1)(C)(i) of this subsection, the person shall not be entitled to health care coverage under the ARKids First program and shall not be entitled to later resume coverage following a break in eligibility.”

/s/ R. Dwayne Dobbins

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. 2 TO HOUSE BILL NO. 1130

Amend **HOUSE BILL NO. 1130** as engrossed, H1/24/03:

By Adding Senator Faris as cosponsor of the bill.

/s/ Jeff Gillespie

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Medley, **HOUSE BILL NO. 1194** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1194

Amend **HOUSE BILL NO. 1194** as originally introduced:

Page 1, line 32, delete “(e) The” and substitute “(e) To the extent not prohibited by federal law or regulation, the”

/s/ Jim Medley

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Hutchinson, **HOUSE BILL NO. 1087** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 3 TO HOUSE BILL NO. 1087**

Amend **HOUSE BILL NO. 1087** as engrossed, 1/22/03:

Page 3, line 9 add the following new subsection:

“(e) When a person is ordered by a court of record to pay for the support of his or her children under the age of eighteen (18) years, the court, at the time an order of support is made or any time thereafter, upon a showing of good cause, may order periodic drafts of his or her accounts at a financial institution to deduct moneys due or payable for child support in amounts the court may find to be necessary to comply with its order for the support of the children under the age of eighteen (18) years.”

/s/ Jeremy Hutchinson

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Hutchinson, **HOUSE BILL NO. 1087** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 4 TO HOUSE BILL NO. 1087**

Amend **HOUSE BILL NO. 1087** as engrossed, 1/22/03:

Page 3, lines 7 and 8 delete “unless otherwise ordered by the court”

/s/ Jeremy Hutchinson

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Hutchinson, **HOUSE BILL NO. 1087** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 5 TO HOUSE BILL NO. 1087**

Amend **HOUSE BILL NO. 1087** as engrossed, 1/22/03:

Page 1, delete line 27 and substitute "more than twenty percent (20%) over a six (6) month period since the last court order or more than one hundred dollars (\$100) per"

AND

Page 1, delete lines 36 and substitute "than, twenty percent (20%) or more over a six (6) month period since the last court order or more than one hundred dollars (\$100) per month. If the noncustodial parent knows his or her income will increase that much over the next six (6) months notice shall be given immediately."

AND

Page 2, delete line 13 and substitute "within thirty (30) days.

(D)(i) All income information received by the Office of Child Support Enforcement shall only be used as permitted and required by law.

(ii) All income information received by the custodial parent shall be treated confidentially and used for child support purposes only."

/s/ Jeremy Hutchinson

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

/s/ Ms. Jo Renshaw

Chief Clerk

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

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1011**

Amend **HOUSE BILL NO. 1011** as originally introduced:

Page 2, line 11 delete "(1)"

AND

Page 2, delete lines 14 through 19

AND

Page 2, line 23 add the following new section:

"SECTION 3. (a) It shall be unlawful for a sex offender who is required to register under the Sex Offender Registration Act of 1997, § 12-12-901 et seq. and who has been assessed as a Level 3 or Level 4 offender to reside within two thousand (2,000) feet of the property on which any public or private elementary or secondary school or daycare facility is located.

(b)(1) It shall not be a violation of this section if the property on which the sex offender resides is owned and occupied by the offender and was purchased prior to the date in which the school or daycare center was established.

(2) The exclusion in subsection (b)(1) of this section shall not apply to a sex offender who pleads guilty, nolo contendere, or is found guilty of another sex offense after the school or daycare center is established.

(c)(1) It shall not be a violation of this section if the sex offender resides on property he owns prior to the effective date of this act.

(2) The exclusion in subsection (c)(1) of this section shall not apply to a sex offender who pleads guilty, nolo contendere, or is found guilty of another sex offense after the effective date of this act.

(d) A sex offender who is required to register under the Sex Offender Registration Act of 1997, § 12-12-901 et seq. and who knowingly violates the provisions of this section shall be guilty of a Class D felony."

/s/ Mike Creekmore

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

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 1112 by Representative Agee was referred back to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

ENGROSSED BILL REPORTS

---

HERSCHEL W. CLEVELAND, CHAIRMAN

January 31, 2003

The following bill(s) reported correctly engrossed:

- HOUSE BILL NO. 1011 BY REPRESENTATIVE CREEKMORE
- HOUSE BILL NO. 1033 BY REPRESENTATIVE DOBBINS
- HOUSE BILL NO. 1087 BY REPRESENTATIVE HUTCHINSON
- HOUSE BILL NO. 1112 - TITLE - BY REPRESENTATIVE AGEE, ET AL
- HOUSE BILL NO. 1130 - TITLE - BY REPRESENTATIVE GILLESPIE, ET AL
- HOUSE BILL NO. 1194 BY REPRESENTATIVE MEDLEY, ET AL

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1112

---

*BY: REPRESENTATIVES AGEE, PRITCHARD, BIGGS, BLEDSOE, HAAK, C. JOHNSON*

BY: SENATORS MADISON, WHITAKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REVISE ARKANSAS CODE § 7-5-418 REGARDING THE STATE ELECTION REQUIREMENTS FOR EARLY VOTING; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1130

---

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

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. 1184

---

BY: REPRESENTATIVE JACOBS

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

AFFIRMATIVE: Adams, Agee, 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, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Ormond, Pace, Parks, Pate, Penix, 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 .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Dangeau, Hardwick, C. Johnson, Oglesby, Petrus, Mr. Speaker.

Total .....6

VOTING PRESENT: Bolin.

Total .....1

Total number of votes cast.....94

Total number voting in the affirmative .....93

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

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

Morning Hour Expired.

Motion was made by Representative Ormond to limit debate on **HOUSE BILL NO. 1038** to two minutes on the side. Motion failed.

Motion was made by Representative Mathis for immediate consideration of **HOUSE BILL NO. 1038**. Motion failed.

Motion was made by Representative Jackson to refer **HOUSE BILL NO. 1038** back to the Committee on JUDICIARY. Motion failed.

Motion was made by Representative Haak for immediate consideration of motion to refer **HOUSE BILL NO. 1038** back to the Committee on JUDICIARY. The vote was as follows:

AFFIRMATIVE: Berry, Blair, Bond, Bradford, Chesterfield, Dobbins, Eason, Edwards, Elliott, Fite, Gillespie, Goss, Hathorn, Hickinbotham, Jackson, Jeffrey, J. Johnson, Jones, Judy, Lamoureux, Ledbetter, Lendall, Lewellen, Mahony, Milligan, Moore, Napper, Oglesby, Pate, Pickett, L. Prater, S. Prater, Scrimshire, Stovall, Sullivan, C. Taylor, Thomas, Thomason, Thyer, Verkamp, Weaver, White, Wood, Mr. Speaker.

Total .....44

NEGATIVE: Adams, Agee, Anderson, Bennett, Biggs, Bledsoe, Bolin, P. Bookout, Borhauer, Boyd, Bright, Childers, Clemons, Cowling, Creekmore, Dees, Dickinson, D. Evans, L. Evans, Ferguson, Gipson, Green, Haak, Harris, House, Hutchinson, Jacobs, Kenney, Key, King, Mack, Martin, Matayo, Mathis, Medley, Nichols, Norton, Ormond, Pace, Parks, Penix, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scroggin, Seawel, R. Smith, Sumpter, J. Taylor, Walters.

Total .....52

ABSENT OR NOT VOTING: Dangeau, Hardwick, C. Johnson, Petrus.

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast.....96

Total number voting in the affirmative .....44

Necessary to the passage of the motion .....51

So the motion failed of adoption.

Motion was made by Representative Mahony to limit debate on **HOUSE BILL NO. 1038** to five minutes on the side. Motion passed.

Motion was made by Representative Napper for immediate consideration of **HOUSE BILL NO. 1038** which superceded Representative Mahony's motion. Motion passed.

**HOUSE BILL NO. 1038**

---

**BY: REPRESENTATIVE FERGUSON**

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, Bledsoe, Bolin, P. Bookout, Borhauer, Boyd, Bradford, Bright, Clemons, Cowling, Creekmore, [Dangeau], Dees, Dickinson, Dobbins, Eason, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Green, Haak, [Hardwick], Harris, Hickinbotham, House, Hutchinson, Jackson, Jacobs, J. Johnson, Jones, Kenney, Key, King, Lewellen, Mack, Mahony, Matayo, Mathis, Medley, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, [Penix], [Petrus], L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, R. Smith, Sullivan, Sumpter, C. Taylor, J. Taylor, Walters.

Total .....71

NEGATIVE: Blair, Bond, Chesterfield, [Childers], Edwards, Elliott, Goss, [Hathorn], Jeffrey, [C. Johnson], Judy, Lamoureux, Ledbetter, Lendall, Martin, Milligan, Napper, Pate, Pickett, Seawel, Stovall, Thomas, Thomason, [Thyer], Verkamp, Weaver, White, Wood.

Total .....28

ABSENT OR NOT VOTING: Mr. Speaker.

Total .....1

VOTING PRESENT:

Total .....0

Total number of votes cast .....99

Total number voting in the affirmative .....71

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

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

Upon motion of Representative Parks the Clincher motion prevailed.

**PAIR VOTE**  
ON  
HOUSE BILL NO. 1038

---

AYE: REPRESENTATIVE BENNY C. PETRUS  
NAY: REPRESENTATIVE CHRIS THYER  
WITNESS: REPRESENTATIVE SCOTT SULLIVAN

This pair form was signed by Representative Benny C. Petrus and Representative Chris Thyer in the presence of each other and witnessed by Representative Scott Sullivan.

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

**PAIR VOTE**  
ON  
HOUSE BILL NO. 1038

---

AYE: REPRESENTATIVE HORACE HARDWICK  
NAY: REPRESENTATIVE MIKE HATHORN  
WITNESS: REPRESENTATIVE TRAVIS BOYD

This pair form was signed by Representative Horace Hardwick and Representative Mike Hathorn in the presence of each other and witnessed by Representative Travis Boyd.

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

**PAIR VOTE**  
ON  
HOUSE BILL NO. 1038

---

AYE: REPRESENTATIVE LeROY DANGEAU  
NAY: REPRESENTATIVE MARVIN CHILDERS  
WITNESS: REPRESENTATIVE BILL PRITCHARD

This pair form was signed by Representative LeRoy Dangeau and Representative Marvin Childers in the presence of each other and witnessed by Representative Bill Pritchard.

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

Leave was granted to change the votes of Representative Kevin Penix and Representative Calvin Johnson.

**PAIR VOTE**  
ON  
HOUSE BILL NO. 1038

---

AYE: REPRESENTATIVE KEVIN PENIX  
NAY: REPRESENTATIVE CALVIN JOHNSON  
WITNESS: REPRESENTATIVE MARY BETH GREEN

This pair form was signed by Representative Kevin Penix and Representative Calvin Johnson in the presence of each other and witnessed by Representative Mary Beth Green.

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

Motion was made by Representative Gillespie to refer **HOUSE BILL NO. 1130** back to the Committee on REVENUE AND TAXATION. Motion passed.

**HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED**

---

HOUSE BILL NO. 1038 BY REPRESENTATIVE FERGUSON  
 HOUSE BILL NO. 1084 BY REPRESENTATIVE CLEMONS  
 HOUSE BILL NO. 1182 BY REPRESENTATIVE JACOBS  
 HOUSE BILL NO. 1186 BY REPRESENTATIVE JACOBS

**HOUSE BILL NO. 1307**

---

**BY: REPRESENTATIVES LENDALL, SCHULTE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE THE TEACHING OF AMERICAN SIGN LANGUAGE AS A FOREIGN LANGUAGE IN PUBLIC SCHOOLS IN ARKANSAS; AND FOR OTHER PURPOSES.

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

**HOUSE BILL NO. 1308**

---

**BY: REPRESENTATIVES LENDALL, BIGGS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REVISE THE PROVISIONS REGARDING CONTRIBUTIONS TO CANDIDATES FOR PUBLIC OFFICE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1309

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REDUCE THE INCIDENCE OF MERCURY POISONING IN ARKANSAS; 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. 1310

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT HEALTH MAINTENANCE ORGANIZATIONS FROM PLACING CERTAIN CONDITIONS ON CONTRACTS OR ON PHYSICIAN'S COMMUNICATIONS WITH PATIENTS; 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. 1311

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH A LIVING WAGE FOR EMPLOYEES OF THE STATE OF ARKANSAS; 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. 1312

---

BY: REPRESENTATIVES LENDALL, BLAIR, PACE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXPAND THE DEFINITION OF PUBLIC EMPLOYER FOR PURPOSES OF THE WHISTLE-BLOWER ACT; 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. 1313

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND VARIOUS SECTIONS OF THE CRIMINAL CODE TO PROVIDE THAT DEFENDANTS LESS THAN EIGHTEEN YEARS OF AGE AT THE TIME OF COMMITTING A CAPITAL OFFENSE SHALL NOT BE SUBJECT TO THE DEATH PENALTY; 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. 1314

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE AN INSTANT BACKGROUND CHECK BEFORE THE TRANSFER OF ANY FIREARM AT AN ORGANIZED GUN SHOW; 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. 1315

---

BY: REPRESENTATIVES LENDALL, BLAIR

A BILL FOR AN ACT TO BE ENTITLED THE CHILD BICYCLE SAFETY ACT.

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. 1316

---

BY: REPRESENTATIVES LENDALL, BLAIR

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT HEALTH CARE FACILITIES FROM REQUIRING EMPLOYEES TO PERFORM OVERTIME WORK; TO PRESCRIBE PENALTIES; 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. 1317

---

BY: REPRESENTATIVES LENDALL, BLAIR

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL ARKANSAS CODE § 26-52-401(13) TO ELIMINATE THE GROSS RECEIPTS TAX EXEMPTION FOR ADVERTISING SPACE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1318

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO IMPOSE A TEN PERCENT (10%) INCOME TAX SURCHARGE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1319

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 26-58-111 TO REVISE THE RATES FOR SEVERANCE TAX ON NATURAL GAS PRODUCED IN THIS STATE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1320

---

BY: REPRESENTATIVE LENDALL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DIRECT THE DEPARTMENT OF ARKANSAS STATE POLICE TO ESTABLISH A BALLISTICS IDENTIFIER PROGRAM AND DATABASE; TO REQUIRE HANDGUNS AND RIFLES TO BE CERTIFIED PRIOR TO SALE; 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. 1321

---

BY: REPRESENTATIVES LENDALL, BLAIR

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PERMIT THE MEDICAL USE OF MARIJUANA; 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. 1322

---

BY: REPRESENTATIVES LENDALL, ELLIOTT, WALTERS, JUDY,  
CHESTERFIELD, J. JOHNSON, DEES, S. PRATER

BY: SENATORS GULLETT, MADISON

A BILL FOR AN ACT TO BE ENTITLED THE EQUITY IN PRESCRIPTION INSURANCE AND CONTRACEPTIVE COVERAGE ACT.

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

HOUSE BILL NO. 1323

---

BY: REPRESENTATIVE STOVALL

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR MEDICAID RELIEF EXPANSION PROGRAMS FOR THE DEPARTMENT OF HUMAN SERVICES 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. 1324

---

BY: REPRESENTATIVES DANGEAU, NICHOLS

BY: SENATORS LUKER, BRYLES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE SUPPORT TO THE BAY VILLAGE FIRE DEPARTMENT IN CROSS COUNTY, ARKANSAS; 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. 1325

---

BY: REPRESENTATIVE MAHONY

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REVISE VARIOUS CODE PROVISIONS PERTAINING TO STATE BUILDING SERVICES OVERSIGHT, AUTHORITY, AND RESPONSIBILITY OF CAPITAL IMPROVEMENTS 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.

HOUSE BILL NO. 1326

---

BY: REPRESENTATIVES MEDLEY, BERRY, CREEKMORE, GILLESPIE, HARRIS, HATHORN, HOUSE, JACOBS, KENNEY, KEY, MATAYO, NICHOLS, ORMOND, PACE, PARKS, PENIX, ROSENBAUM, VERKAMP, WALTERS  
BY: SENATORS LAVERTY, ALTES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE THAT FIREARM AND AMMUNITION MANUFACTURERS SHALL NOT BE LIABLE FOR INJURIES CAUSED FROM THE INHERENT CAPABILITY OF FIREARMS AND AMMUNITION TO CAUSE INJURY; 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. 1327

---

BY: REPRESENTATIVES DEES, CLEVELAND

BY: SENATOR J. BOOKOUT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE ALTERNATIVE FUELS COMMISSION; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the JOINT COMMITTEE ON ENERGY.

HOUSE BILL NO. 1328

---

BY: REPRESENTATIVE WALTERS

BY: SENATOR WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR HARTFORD SENIOR CITIZEN CENTER IN HARTFORD, ARKANSAS; 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. 1329

---

BY: REPRESENTATIVE L. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO FRANKLIN COUNTY FOR THE FRANKLIN COUNTY COURTHOUSE AT OZARK; 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. 1330

---

BY: REPRESENTATIVE L. PRATER

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 CRAWFORD COUNTY FAIR ASSOCIATION FOR THE CRAWFORD COUNTY FAIRGROUNDS ECONOMIC BUILDING; 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. 1331

---

BY: REPRESENTATIVES P. BOOKOUT, BIGGS, CHILDERS, DANGEAU, JONES, GIPSON, NICHOLS, THYER

BY: SENATORS J. BOOKOUT, BROADWAY, LUKER, WOOLDRIDGE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY FOR CONSTRUCTING AND EQUIPPING A LIBERAL ARTS TEACHING BUILDING; 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. 1332

---

BY: REPRESENTATIVE L. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A HOMESTEAD OWNER TO REDEEM HIS OR HER LAND IF HE OR SHE DID NOT RECEIVE ACTUAL NOTICE OF THE SALE; TO INCREASE THE LENGTH OF TIME THAT THE OWNERS OF RECORD HAVE TO REDEEM HIS OR HER LAND; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1333

---

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF PUBLIC ACCOUNTANCY 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. 1334

---

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS WATERWAYS COMMISSION 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. 1335

---

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS COURT OF APPEALS 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. 1336

---

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT 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. 1337

---

BY: REPRESENTATIVES ADAMS, BENNETT, BLEDSOE, CHILDERS, CREEKMORE, DICKINSON, HICKINBOTHAM, NICHOLS, PARKS, RANKIN, SCROGGIN, J. TAYLOR, VERKAMP, WEAVER

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE QUESTIONING OF A JUVENILE WHO MAY BE CHARGED AS AN ADULT; 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. 1338

---

BY: REPRESENTATIVES SCROGGIN, L. EVANS, PATE, STOVALL, S. PRATER  
BY: SENATORS BAKER, GLOVER, CAPPS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS SOIL AND WATER CONSERVATION COMMISSION FOR THE LONOKE/WHITE COUNTY WATER DISTRICT CAPITAL IMPROVEMENT PROJECT 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. 1339

---

BY: REPRESENTATIVE PENIX

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO RENAME THE ARKANSAS STATE BUILDING SERVICES, THE STATE BUILDING SERVICES COUNCIL, AND THE STATE BUILDING SERVICES FUNDS; 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.

HOUSE BILL NO. 1340

---

BY: REPRESENTATIVES MATHIS, HOUSE, RANKIN, COWLING, BOLIN, CHILDERS, PETRUS, VERKAMP, ADAMS, HICKINBOTHAM, BRADFORD, SUMPTER, JACOBS, GIPSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 27-16-805 TO AUTHORIZE THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO ISSUE IDENTIFICATION CARDS TO PERSONS WHO ARE FIVE (5) YEARS OF AGE AND OLDER; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1341

---

BY: REPRESENTATIVE JONES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REVISE THE MEMBERSHIP OF THE MARTIN LUTHER KING JR. COMMISSION; 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.

HOUSE BILL NO. 1342

---

BY: REPRESENTATIVES ELLIOTT, LENDALL, GOSS, J. JOHNSON,  
SCRIMSHIRE, LEDBETTER, NAPPER, MATHIS, MOORE, WOOD, S. PRATER,  
ROEBUCK, JUDY, HATHORN, MARTIN, PENIX, BLAIR, BRADFORD, PICKETT  
BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE COUNTY AND MUNICIPAL FISCAL LAWS TO REQUIRE COUNTY AND MUNICIPAL GOVERNMENTS TO WITHHOLD MEMBERSHIP DUES FOR EMPLOYEES UPON REQUEST; TO AMEND ARKANSAS CODE § 19-4-1602 PERTAINING TO PAYROLL WITHHOLDING FOR STATE EMPLOYEES; 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. 1343

---

BY: REPRESENTATIVE NAPPER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE SMALL EMPLOYER HEALTH INSURANCE PURCHASING GROUP ACT; 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. 1344

---

BY: REPRESENTATIVE NAPPER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE ARKANSAS HEALTH INSURANCE CONSUMER CHOICE ACT TO ELIMINATE THE REQUIREMENT THAT AN INDIVIDUAL MUST REJECT IN WRITING A STATE MANDATED HEALTH BENEFIT PLAN; TO AUTHORIZE THE INSURANCE COMMISSIONER TO PROMULGATE RULES REGARDING NOTICE AND REJECTION REQUIREMENTS FOR STATE MANDATED HEALTH BENEFITS PLANS; TO ELIMINATE THE COMMISSIONER'S YEARLY REPORTING REQUIREMENT REGARDING THE NUMBER OF INSURANCE POLICIES WITH LIMITED AND FULL MANDATE OPTIONS WRITTEN IN THE STATE OF ARKANSAS; 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. 1345

---

BY: REPRESENTATIVES WOOD, STOVALL, MAHONY, BOYD, THOMAS, ORMOND, ELLIOTT, ROEBUCK, VERKAMP, CHESTERFIELD, ANDERSON, L. EVANS, ROSENBAUM, BOND, SCHULTE, S. PRATER, PICKETT, NORTON, THOMASON, SUMPTER, SULLIVAN, J. JOHNSON, MARTIN, WALTERS, DOBBINS, PATE, KENNEY, LAMOUREUX, EDWARDS, AGEE, BENNETT, BRIGHT, CLEMONS, DEES, FERGUSON, HARDWICK, HARRIS, HUTCHINSON, JEFFREY, LENDALL, MACK, NICHOLS, OGLESBY, PARKS, L. PRATER, PRITCHARD, R. SMITH, DICKINSON, PETRUS, JACKSON, MOORE, SEAWEL, SCROGGIN, C. JOHNSON, HATHORN, BIGGS, GILLESPIE, MATHIS, DANGEAU, CREEKMORE, KING, D. EVANS, THYER, BORHAUER, KEY, FITE, JONES, GREEN, MEDLEY, CHILDERS, BLAIR, JUDY, HOUSE, P. BOOKOUT, COWLING, WEAVER, PENIX, PACE, J. TAYLOR, HICKINBOTHAM, LEDBETTER, BOLIN, NAPPER, BRADFORD, MILLIGAN, JACOBS, EASON, GOSS, BERRY, MATAYO, C. TAYLOR

BY: SENATORS LAVERTY, T. SMITH, WOOLDRIDGE, BAKER, J. BOOKOUT, BROADWAY, BRYLES, HIGGINBOTHOM, G. JEFFRESS, SALMON, WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROTECT VETERANS FROM IDENTITY THEFT BY MAKING MILITARY SERVICE DISCHARGE RECORDS FILED WITH THE COUNTY RECORDER CONFIDENTIAL; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Gillespie, the House adjourned at 12:30 p.m. until 1:30 p.m. Monday, February 3, 2003.

ATTEST:

\_\_\_\_\_  
Herschel W. Cleveland  
Speaker of the House of Representatives

\_\_\_\_\_  
Jo Renshaw  
Chief Clerk