

**THIRTY-THIRD DAY'S PROCEEDINGS  
HALL OF THE HOUSE OF REPRESENTATIVES**

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Little Rock, Arkansas  
February 14, 2003

The House was called to order at 10:01 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, 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, 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 .....97

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

Total .....03

A quorum was present.

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

The House stood and was led in prayer by Reverend F. R. Dobbins, Pastor, Mt. Sinai Baptist Church, England, 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

AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS HOUSE BILL NO. 1460 BY REPRESENTATIVE WALTERS	February 14, 2003 JOYCE DEES CHAIRPERSON DO PASS AS AMENDED #1 & #2
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COMMITTEE REPORT

AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT SENATE BILL NO. 227 BY SENATOR STEVE FARIS	February 14, 2003 JIMMY "RED" MILLIGAN CHAIRPERSON DO PASS NON-CONTROVERSIAL
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COMMITTEE REPORT

CITY, COUNTY AND LOCAL AFFAIRS  HOUSE BILL NO. 1385 BY REPRESENTATIVE HATHORN	February 14, 2003 PHILLIP JACOBS CHAIRPERSON DO PASS AS AMENDED #5
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COMMITTEE REPORT

INSURANCE AND COMMERCE  HOUSE BILL NO. 1213 BY REPRESENTATIVE GILLESPIE	February 14, 2003 PAUL BOOKOUT CHAIRPERSON DO PASS AS AMENDED #3
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COMMITTEE REPORT

STATE AGENCIES AND GOVERNMENTAL AFFAIRS HOUSE BILL NO. 1341 BY REPRESENTATIVE JONES	February 14, 2003 SARAH AGEE CHAIRPERSON DO PASS
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Upon motion of Representative C. Johnson, **HOUSE BILL NO. 1457** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1457**

Amend **HOUSE BILL NO. 1457** as originally introduced:  
Add Senator Wilkins as a cosponsor of the bill.

/s/ Calvin Johnson

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Dangeau, **HOUSE BILL NO. 1023** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 3 TO HOUSE BILL NO. 1023**

Amend **HOUSE BILL NO. 1023** as engrossed, H2/12/03:  
Add Senator Wilkinson as a cosponsor of the bill.

/s/ LeRoy Dangeau

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Ormond, **HOUSE BILL NO. 1389** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1389**

Amend **HOUSE BILL NO. 1389** as originally introduced:

Delete Sections 1 and 2 and substitute the following:

"SECTION 1. (a) "Water system" means any entity that provides, distributes, transmits, treats, pumps, or stores raw or potable water to or for the benefit of members of the general public and commercial, industrial, and other users, including, without limitation, the following entities that perform such activities:

- (1) Municipalities;
- (2) Counties;
- (3) Public facilities boards;
- (4) Public water authorities;
- (5) Central Arkansas Water; and
- (6) Regional water distribution districts.

(b) Any person who is delinquent on the payment for water provided by a water system may be held liable, at the court's discretion, for attorney's fees and costs incurred in the collection of the delinquency.

SECTION 2. When a person who is delinquent on the payment of an undisputed bill for water service provided by a water system within this state, moves into another area of this state, and that person applies for or receives water from another water system, if the person's former water system establishes that there is no dispute that the delinquent amount is properly due and owed by that particular individual in that amount, the new water system shall refuse to provide water service to the delinquent person until the person provides proof of curing the delinquency.

SECTION 3. No provision of this act shall apply to a water system that is regulated by the Arkansas Public Service Commission as a "public utility" as provided in Arkansas Code § 23-1-101(9)."

/s/ Charles L. Ormond

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Mahony, **HOUSE BILL NO. 1325** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1325**

Amend **HOUSE BILL NO. 1325** as originally introduced:

Page 1, line 29, delete "~~seven (7)~~ five (5)" and substitute "seven (7)"

AND

Page 2, line 1, delete "~~Services, and~~" and substitute "~~Services,~~ two (2) architects, registered and licensed within the state, who shall be appointed by the Governor, and"

AND

Page 2, line 17, delete "bid in" and substitute "bid provided, for projects undertaken by public institutions of higher education exempt from review and approval of Arkansas State Building Services, the chief executive officer of the institution of higher education or his or her designee has the authority to relieve the bidder from responsibility under his or her bond and may reject his or her bid in"

AND

Page 2, line 30, delete "Building Authority" and substitute "State Building Services or the chief executive officer or his or her designee of a public institution of higher education exempt from review and approval of Arkansas State Building Services"

AND

Page 2, line 36, "Building Authority" and substitute "State Building Services or the chief executive officer or his or her designee of a public institution of higher education exempt from review and approval of Arkansas State Building Services"

AND

Page 3, delete lines 4 through 7

AND

Page 7, line 15, delete "improvements, suspension" and substitute "improvements, and suspension"

AND

Page 7, line 16, delete "or design professionals"

AND

Page 7, line 17, delete "Building Authority" and substitute "State Building Services"

AND

Page 7, lines 29 and 30, delete "on lands or of structures or within buildings or facilities"

AND

Page 7, lines 30 and 31, delete "on properties owned by private or public entities"

AND

Page 8, line 3, delete "Building Authority" and substitute "State Building Services"

AND

Page 8, line 5, delete "Building Authority" and substitute "State Building Services"

AND

Page 9, line 15, delete "Justice Building ~~Commission~~ Authority" and substitute "~~Justice Building Commission~~ State Building Services"

AND

Page 9, line 21, delete "Justice Building ~~Commission~~ Authority" and substitute "~~Justice Building Commission~~ State Building Services"

AND

Page 10, line 1, delete "Justice Building ~~Commission~~ Authority" and substitute "~~Justice Building Commission~~ State Building Services"

AND

Page 10, line 5, delete "Justice Building ~~Commission~~ Authority" and substitute "~~Justice Building Commission~~ State Building Services"

AND

Page 11, lines 3 and 4, delete "Justice Building ~~Commission~~ Authority" and substitute "~~Justice Building Commission~~ State Building Services"

AND

Page 11, line 9, delete "Building Authority" and substitute "State Building Services"

AND

Page 12, line 1, delete "Building Authority" and substitute "State Building Services"

AND

Add a new section immediately following Section 18 to read as follows:

SECTION 19. Arkansas Code 19-4-1405(d) is amended to read as follows:

"(d)(1)(A) Every bid submitted on state agency construction contracts shall be void unless accompanied by a cashier's check drawn upon a bank or trust company doing business in this state or by a corporate bid bond and the agent's power of attorney as his authority for projects over the amount of twenty thousand dollars (\$20,000).

(B) No bid bond shall be required for projects under or equal to the amount of twenty thousand dollars (\$20,000).

(2) Such bid security shall indemnify the public against failure of the contractor to execute and deliver the contract and necessary bonds for faithful performance of the contract.

(3) The bid security shall provide that the contractor or surety must pay the damage, loss, cost, and expense subject to the amount of the bid security directly arising out of the contractor's default in failing to execute and deliver the contract and bonds.

(4) Liability under this bid security shall be limited to five percent (5%) of the amount of the bid.”

/s/ Jodie Mahony

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. 1267** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1267**

Amend **HOUSE BILL NO. 1267** as originally introduced:

Page 1, line 23 delete “or chemical”

AND

Page 1, line 24 delete “substance”

AND

Page 1, delete lines 26 through 32

AND

Page 1, line 33 delete “(2)” and substitute “(1)”

AND

Page 1, line 33 delete “under the age of eighteen (18)” and substitute “twelve (12) years of age and under”

AND

Page 1, line 34 delete “years”

AND

Page 1, delete lines 35 and 36 and substitute “(2) “Controlled substance” means a drug or substance listed in Schedules I and II as authorized in §§ 5-64-203 and 5-64-205; and”

AND

Page 2, line 1 delete “(4)” and substitute “(3)”

AND

Page 2, line 6 delete "or chemical substance"

AND

Page 2, delete lines 12 through 15

/s/ Jeremy Hutchinson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative R. Smith, **HOUSE BILL NO. 1244** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1244**

Amend **HOUSE BILL NO. 1244** as originally introduced:

Page 1, line 11, delete "POLIE" and substitute "POLICE"

AND

Page 1, delete lines 12 and 13, and substitute "SYSTEM; TO REARRANGE AND CLARIFY EXISTING LAWS RELATING TO THE ALLOCATION OF INSURANCE PREMIUM TAX FUNDS; AND FOR OTHER PURPOSES."

AND

Page 1, line 20, delete "POLIE" and substitute "POLICE"

AND

Page 1, delete line 26, and substitute "to add additional sections to read as follow:"

AND

Page 2, line 29, delete "(B)" and substitute "(2)"

AND

Page 3, line 1, delete "24-11-214(g)" and substitute "24-11-214(h)"

AND

Page 3, line 5, delete "24-11-214(g)" and substitute "24-11-214(h)"

AND

Page 4, delete line 10, and substitute the following:

portion and the police portion.

24-11-214. Allocation of insurance premium tax - Division among localities.

(a) An actuary certified by the Society of Actuaries shall evaluate the information submitted under §§ 24-11-213 through 24-11-215 to determine the amount of the premium tax revenues to be directed to each city, town, or fire protection district.

(b)(1) It is the intent of the General Assembly that the allocation of revenues to the Firemen's and Police Officers' Pension and Relief Fund be directed to a city, town, or fire protection district based on the actuarial cost of their retirement programs.

(2) The actuarial cost shall be:

(A)(i) The actuarial cost for a calendar year for a group that is a member of the Arkansas Local Police and Fire Retirement System shall equal that group's calculated contribution rate as of the beginning of that calendar year, multiplied by that group's estimated annual payroll as of the beginning of that calendar year.

(ii) However, for volunteer fire fighters, the actuarial cost shall equal the group's per person cost as of the beginning of that calendar year, multiplied by the number of volunteer fire fighters in that group as of the beginning of that calendar year.

(B) The actuarial cost for a calendar year for the group that is covered by a local pension and relief fund shall be the dollar cost calculated by the actuary for the Arkansas Fire and Police Pension Review Board for the preceding calendar year.

(c) The amount of revenues to be directed to cities, towns, and fire protection districts shall equal:

(1) The amount in the Firemen's and Police Officers' Pension and Relief Fund;

(2) Less the payment for the administrative and actuarial expenses of the Arkansas Fire and Police Pension Review Board under subsection (k) of this section and under § 24-11-203(k)(5); and

(3) Less the amount described in subsection (g) of this section.

(d)(1) In general, the revenues shall be allocated in each calendar year to each city, town, or fire protection district so that each city, town, or fire protection district receives the same percentage of their total cost as they received in 2002, but not more than one hundred percent (100%) of their cost.

(2) Any remaining revenues are to be allocated to those receiving less than one hundred percent (100%) of their cost.

(e) This allocation of keeping the fire portion and the police portion separate shall be accomplished by the following steps:

(1) The actuarial cost for calendar year 2002 for each local pension and relief fund shall be determined;

(2) The actual dollar amount of contributions for calendar year 2002 for each group covered by Arkansas Local Police and Fire Retirement System shall be determined;

(3) The total of subdivisions (e)(1) and (e)(2) of this section shall be determined for each city, town, and fire protection district and this total shall be determined separately for the fire portion and for the police portion and a combined total of the fire portion and the police portion shall also be determined;

(4) The amount of premium tax revenue allocated to each city, town, and fire protection district in calendar year 2002 shall be determined and this amount shall be determined separately for the fire portion and for the police portion and a combined total of the fire portion and the police portion shall also be determined;

(5) A percentage, called the "calendar year 2002 percentage of costs covered by premium tax" shall be determined as the ratio of subdivision (e)(4) of this section divided by subdivision (e)(3) of this section and the percentage shall be determined separately for the fire portion, for the police portion, and for the combined total;

(6)(A) A percentage, called the "minimum percentage covered" shall be determined as the lesser of:

(i) The "calendar year 2002 percentage of costs covered by premium tax"; or

(ii) One hundred percent (100%).

(B) This "minimum percentage covered" shall be determined separately for the fire portion, for the police portion, and for the combined total.

(C) The "minimum percentage covered" shall be a fixed percentage, and shall not change over time;

(7) The actuarial cost for the calendar year of allocation for each local pension and relief fund shall be determined;

(8) The actuarial cost for the calendar year of allocation for each group covered by Arkansas Local Police and Fire Retirement System shall be determined;

(9) The total of subdivision (e)(7) of this section and subdivision (e)(8) of this section shall be determined for each city, town, and fire protection district and this total shall be determined separately for the fire portion and for the police portion and a combined total of the fire portion and the police portion shall also be determined;

(10)(A) The “first allocation” for each city, town, and fire protection district shall be equal to the result of the “minimum percentage covered” from subdivision (e)(6) of this section multiplied by subdivision (e)(9) of this section.

(B) This “first allocation” shall be the greater of:

(i) The “first allocation” for the fire portion, plus the “first allocation” for the police portion; or

(ii) The “first allocation” for the combined total.

(11) The results of subdivision (e)(10) of this section shall be reduced, but not below zero, by the amount in the subsidy account of the city, town, or fire protection district at the beginning of the calendar year under subsection (f) of this section.

(12)(A) If the total premium tax revenue, as determined under subsection (c) is less than the total allocated under subdivision (e)(11) of this section, the total premium tax revenue shall be allocated prorata on the amounts under subdivision (e)(10) of this section, so that the total through subdivision (e)(11) of this section equals the amount determined under subsection (c) of this section.

(B) If the total premium tax revenue, as determined under subsection (c) is more than the total allocated through subdivision (e)(11) of this section, the excess, not to exceed the total of amounts under subdivision (e)(9) minus the amounts under (e)(10) of this section, shall be allocated prorata on the excess, if any, of the amounts under subdivision (e)(9) over the amounts under (e)(10) of this section.

(C) If the total premium tax revenue, as determined under subsection (c) is more than the total allocated through subdivision (e)(11) of this section, plus the amount allocated under subdivision (e)(12)(B) of this section, the excess shall be allocated to the Future Supplement Fund-Police or Future Supplement Fund-Fire under § 24-11-212.

(13) The total amount allocated to a city, town, or fire protection district shall be the sum of amounts under subdivision (e)(11) and subdivision (e)(12).

(14) However, a city covered under § 24-11-435 shall receive the same dollar amount as it received in calendar year 2002.

(f)(1) The allocation in subdivision (e)(10) of this section is reduced under subdivision (e)(11) of this section by the subsidy account for each city, town, or fire protection district.

(2) The subsidy account for a city, town, or fire protection district as of January 1, 2003 shall be determined by the Arkansas Fire and Police Pension Review Board to be the excess, if any, of the total premium tax for fire and police

pension and relief funds allocated to the city, town, or fire protection district in the calendar years 1997 through 2002, over the sum of:

(A) The contributions paid to the Arkansas Local Police and Fire Retirement System for calendar years 1997 through 2002; plus

(B) The amount of premium tax allocated to the local pension and relief funds for 1997 through 2002; plus

(C) Any transfers from the "LOPFI subsidy account" to the local pension and relief funds from 1997 through 2002.

(3) Beginning January 1, 2004 and each January 1 after, the subsidy account for a city, town, or fire protection district shall be determined by the Arkansas Fire and Police Pension Review Board to be:

(A) The subsidy account at the prior January 1st; plus

(B) The premium tax allocated in the prior calendar year; minus

(C) The contributions paid to the Arkansas Local Police and Fire Retirement System for the prior calendar year; minus

(D) The actuarial cost of the local pension and relief funds for the prior calendar year but not less than zero.

(g)(1) There shall be allocated amounts to the Future Supplement Fund-Fire and the Future Supplement Fund-Police under § 24-11-212 determined as the amount under subsection (c) multiplied by the number as determined in subdivision (g)(1)(A) of this section to the number as determined in subdivision (g)(1)(B) of this section as follows:

(A) The total number of active, retiree, and beneficiary members of all of the fire or police pension and relief funds as of December 31, 2000, minus the total number of active, retiree, and beneficiary members of all of the fire or police pension and relief funds as of the most recent December 31; and

(B) The number of active, retiree, and beneficiary fire or police members of the Arkansas Local Police and Fire Retirement System plus the total number of active, retiree, and beneficiary members of all of the fire or police pension and relief funds as of December 31, 2000.

(2) In the case of multiple beneficiaries of a single deceased member, those beneficiaries shall be counted as one (1) for the purposes of this subsection (g):

(3) In the case of paid service and volunteer service members in one location, one (1) paid service member shall be equal to five (5) volunteer service members for the purposes of this subsection (g).

(h)(1)(A) All cities, towns, and fire protection districts having fire departments organized under §§ 24-11-801 – 24-11-807, 24-11-809, 24-11-813 –24-11-815, and

24-11-818 – 24-11-821, and all cities and towns have police departments organized under §§ 24-11-101 – 24-11-830 that have provided the information required under § 24-11-213(d) and § 24-11-206 to the Arkansas Fire and Police Pension Review Board and to the Arkansas Local Police and Fire Retirement System shall qualify for participation in the revenues distributed.

(B) Those cities, towns, and fire protection districts that have not provided the required information shall not qualify for participation in the revenues distributed.

(2) On or before June 15 of each calendar year after 2002, the Arkansas Fire and Police Pension Review Board shall certify to the Department of Finance and Administration the exact amount of tax revenues each city, town, or fire protection district is entitled to receive for the calendar year under this section.

(3)(A) The eligibility of the city, town, or fire protection district shall be continuous for a ten-year period without recertification unless otherwise directed by the board.

(B) The first year of implementation shall require a nine-year cycle from June 15, 2001.

(C) Thereafter, each city, town, or fire protection district shall resubmit the information required in subdivisions (a)(2) and (3) of this section every ten (10) years beginning on December 15, 2010.

(i) All nonprofit corporations formed for fire protection purposes and which participate in the Arkansas Local Police and Fire Retirement System shall participate in the distribution of insurance premium tax revenues to the same extent as other fire protection organizations under this section, §§ 24-10-401 –24-10-409, 24-11-809, and 26-57-610, and any other laws providing for the distribution of insurance premium tax moneys to fire protection organizations.

(j)(1) There shall be no administrative fees charged to these entities by the Arkansas Fire and Police Pension Review Board upon qualification.

(2) The board shall incur all administrative and actuarial costs associated with obtaining the information required under this section.

(k)(1) The Arkansas Fire and Police Pension Review Board shall establish a certain percentage of the insurance tax revenues to use to meet its proper actuarial expenses and administrative costs incurred in obtaining and evaluating the population information required § 24-11-213, but in no event shall the board be entitled to more than one percent (1%) of the Firemen's and Police Officers' Pension and Relief Fund as defined in § 24-11-809(a)(2).

(2) This assessment shall be collected in addition to the assessment provided in § 24-11-203(k)(5).

(3) This revenue shall also be used to provide the administrative costs incurred in obtaining and evaluating the population information for unqualified cities, towns, and fire protection districts.

24-11-215. Allocation of insurance premium tax – Special Provisions.

(a) Revenues distributed to the State of Arkansas as general revenue are subject to the allocations in this section.

(b)(1) All taxes that are levied on insurers that are allocated to general revenues under § 24-11-213 may be allocated to the Fire Protection Premium Tax Fund and the Arkansas Fire and Police Pension Guarantee Fund and then to general revenues.

(2)(A) For the 1999-2000 state fiscal year, six hundred thousand dollars (\$600,000) of the fire portion of funds transferred to general revenues under this section and § 24-11-213 shall be transferred to the Fire Protection Premium Tax Fund.

(B) In all subsequent years fifty percent (50%) of the percentage increase in the amount allocated to general revenues under this section and § 24-11-213, using the dollar amount allocated in fiscal year 1999-2000 as the baseline, shall be transferred to the Fire Protection Premium Tax Fund in addition to the six hundred thousand dollars (\$600,000) per year, until the time that a cap of two million dollars (\$2,000,000) annually is transferred to the Fire Protection Premium Tax Fund.

(C) Thereafter, the annual transfer shall be set at two million dollars (\$2,000,000).

(3) Funds shall be distributed by the Chief Fiscal Officer of the State to the Arkansas Fire and Police Pension Guarantee Fund upon the recommendation of the Arkansas Fire and Police Pension Review Board in an amount necessary to fund the priority categories defined by § 24-11-209(e)(3)(A)-(D).

(4) Funds may be distributed by the Chief Fiscal Officer of the State to the Arkansas Fire and Police Pension Guarantee Fund upon the recommendation of the Arkansas Fire and Police Pension Review Board for plans in the priority category defined by § 24-11-209(e)(3)(E).

(c) After transfers are made to cover funds distributed under subsection (b) of this section and the portion of those premium taxes set aside for transfer to the State Police Retirement Fund under § 24-6-209(b), the Director of the Department of Finance and Administration is directed to make annual transfers, from the police portion of the revenues, to the Policemen's Pension Supplement Program Fund on or before July 25, 1999, and each year thereafter as certified by the Arkansas Fire and Police Pension Review Board on July 1 each year as the amount needed to pay

the expenses of and to make payments to the eligible retired police officers and survivors under the Arkansas Policemen's Pension Supplement Program for the coming year of the program.

(d) Fifty percent (50%) of the increase in the amount allocated to general revenues under § 24-11-213, using the dollar amount allocated in fiscal year 1999-2000 as the base amount, shall be transferred to the Future Supplement Fund-Police under § 24-11-212.

SECTION 2. Arkansas Code § 24-11-301 is amended to read as follows:

24-11-301. Appropriation of tax revenues from foreign insurers.

(a)(1) Sixty-six and two-thirds percent (66 2/3%) of the total tax revenues derived from premium taxes paid to the State of Arkansas by alien and foreign insurance companies upon premiums collected by the insurance companies upon insurance contracts written on motor vehicles, the licensed addresses of which are qualified cities or towns wherein the motor vehicles are insured against the perils of physical damage or the owner or operators of the motor vehicles are insured against legal liability arising out of the use, ownership, or operation of the motor vehicles, is appropriated and set aside for the:

- (A) Use and benefit of all duly qualified police officers' pension and relief funds;
- (B) Administrative and actuarial expenses of the Arkansas Fire and Police Pension Review Board;
- (C) Arkansas Fire and Police Pension Guarantee Fund; and
- (D) Arkansas Policemen's Pension Supplement Program.

(2) The premium taxes collected in this subsection shall be placed in a fund combined with the premium taxes collected pursuant to § 24-11-809. The combined fund shall be entitled the "Firemen's and Police Officers' Pension and Relief Fund".

~~(3)(A)(i) The remaining revenues collected pursuant to §§ 23-60-102, 24-11-301, 24-11-302, 24-11-809, 24-11-810, 26-57-601, 26-57-605, and 26-57-607 shall be distributed to the Firemen's and Police Officers' Pension and Relief Fund and to the State of Arkansas as general revenues.~~

~~(ii) Revenues distributed to the State of Arkansas as general revenues are subject to the allocations enumerated in § 24-11-302(f).~~

~~(B) The revenues shall be distributed in such a manner that the Firemen's and Police Officers' Pension and Relief Fund and the general revenue fund will each receive distributions of no less than they received in fiscal year 1999, except that:~~

~~(i) If the revenues to be distributed in a subsequent year are less than the revenues distributed in 1999, then the distributions to each shall be reduced proportionately; and~~

~~(ii) If additional police departments become eligible for distributions from the Firemen's and Police Officers' Pension and Relief Fund, the base amount for the state shall be reduced in proportion to the population in the area served by the police department to the portion of the population of the state not covered by a police department receiving a distribution from the fund.~~

~~(C) Except as provided in subdivision (a)(3)(B) of this section, the portion distributed to the Firemen's and Police Officers' Pension and Relief Fund shall be based on the ratio percentage of the total population of the cities or towns qualified to participate in the fund in comparison to the total population of the State of Arkansas. The remaining percentage shall be distributed to the General Revenue Fund of the State of Arkansas.~~

(b) The amount of the tax revenues attributable to the fire peril of physical damage insurance shall not be included.

~~(c) The payment for the administrative and actuarial expenses of the Arkansas Fire and Police Pension Review Board shall be made prior to the disbursements to the eligible political subdivisions.~~

SECTION 3. Arkansas Code § 24-11-809 is amended to read as follows:

24-11-809. Apportionment of insurance premium tax generally.

(a)(1) There is apportioned and set aside for the use and benefit of duly constituted firemen's relief and pension funds and for the administrative and actuarial expenses of the Arkansas Fire and Police Pension Review Board and the Arkansas Fire and Police Pension Guarantee Fund the annual taxes of two and one-half percent (2.5%) on all foreign and alien premiums collected by all property and casualty insurance companies, corporations, or associations incorporated under the laws of any state or nation and doing business in the State of Arkansas, after all cancellations and dividends to policyholders are deducted as provided by §§ 23-60-102, 24-11-809, 26-57-601 - 26-57-605, and 26-57-607, upon real and personal property insured against the perils of fire and extended coverage, tornado, windstorm, cyclone, and hail, except upon growing crops, and located in or at cities, towns, and fire protection districts in the State of Arkansas coming within the provisions of this act.

(2) The premium taxes collected in this subsection shall be placed in a fund combined with the premium taxes collected pursuant to § 24-11-301. The combined fund shall be entitled the "Firemen's and Police Officers' Pension and Relief Fund".

(b) In the case of multiperil policies with a single premium for both the property and casualty coverages, the portion of the taxable premium shall be as follows:

- (1) In the case of commercial multiperil policies, seventy percent (70%);
- (2) In the case of homeowners' policies, forty-five percent (45%);
- (3) In the case of automobile physical damage policies, nine percent (9%); and
- (4) In the case of inland marine policies, fifteen percent (15%).

~~(c)(1)(A) The Insurance Commissioner is directed, and it shall be the commissioner's duty, to embody in his or her annual statement the names of all cities, towns, and fire protection districts entitled to receive the tax paid by the insurance companies.~~

~~(B) The commissioner shall require the companies to report at the time of making his or her annual statements the amount of premiums received and the amount of taxes paid by the companies during the year ending December 31 upon real and personal property insured against the perils recited in each and all of the several cities, towns, and fire protection districts named in his or her report.~~

~~(2) Thereafter, and by June 30 in each calendar year until the year 2000, the commissioner shall certify to the Auditor of State the names of the towns, cities, and fire protection districts having organized fire departments that qualify for participation in the taxes distributed for firemen's relief and pension funds and the amount of taxes paid in the preceding year by the companies described in this section upon the premiums described in this section. As of December 15, 2000, the provisions of subdivisions (c)(1) and (2) of this section shall be superseded by the provisions of § 24-11-810(a) and (b).~~

~~(3)(A) All taxes that are levied on insurers that are allocated to general revenues under this section may be allocated to the Fire Protection Premium Tax Fund and the Arkansas Fire and Police Pension Guarantee Fund and then to general revenues.~~

~~(B) For the 1999-2000 state fiscal year, six hundred thousand dollars (\$600,000) of the funds transferred to general revenues pursuant to this section and § 24-11-810 shall be transferred to the Fire Protection Premium Tax Fund and in all subsequent years fifty percent (50%) of the percentage increase in the amount allocated to general revenues under this section and § 24-11-810, using the dollar amount allocated in fiscal year 1999-2000 as the baseline, shall be transferred to the Fire Protection Premium Tax Fund in addition to the six hundred thousand dollars (\$600,000) per year, until such time that a cap of two million dollars~~

~~(\$2,000,000) annually is transferred to the Fire Protection Premium Tax Fund. Thereafter, the annual transfer shall be set at two million dollars (\$2,000,000).~~

~~(C) Funds shall be distributed by the Chief Fiscal Officer of the State to the Arkansas Fire and Police Pension Guarantee Fund upon the recommendation of the Arkansas Fire and Police Pension Review Board in an amount necessary to fund the priority categories defined by § 24-11-209(e)(3)(A)-(D).~~

~~(D) Funds may be distributed by the Chief Fiscal Officer of the State to the Arkansas Fire and Police Pension Guarantee Fund upon the recommendation of the Arkansas Fire and Police Pension Review Board for plans in the priority category defined by § 24-11-209(e)(3)(E).~~

~~(4) The payment for the administrative and actuarial expenses of the Arkansas Fire and Police Pension Review Board shall be made prior to the disbursements to the eligible political subdivisions.~~

(c) All additional revenues collected as a result of the levy of the insurance premium tax on domestic insurers, other than for premiums or copayments for life, disability, legal, wet marine, and foreign trade, and health maintenance organization insurance or contracts shall be special revenues and shall be apportioned and remitted to the Firemen's and Police Officers' Pension and Relief Fund.

SECTION 4. Arkansas Code § 24-10-409 is amended to read as follows:

24-10-409. Proration of state revenues between political subdivision and its relief fund.

(a) For each political subdivision with a relief fund in effect, the relief fund has been receiving revenues from the state derived from the taxes levied on foreign and domestic insurers by § 23-60-101 et seq., and §§ 24-11-301, - 24-11-303, 24-11-801 - 24-11-807, 24-11-809, ~~24-11-810~~, 24-11-813 - 24-11-816, and 24-11-818 - 24-11-821, 26-57-601 - 26-57-605, and 26-57-607 or any other state funds designated for support of fire and police retirement programs in political subdivisions.

(b)(1)(A) Those state revenues shall be prorated between the relief fund and the political subdivision, based upon the total number of members, active and retired, and beneficiaries covered by the relief fund and by the Arkansas Local Police and Fire Retirement System.

(B) However, the amount allocated to the political subdivision shall not exceed one hundred percent (100%) of the cost as calculated under § 24-11-214(e)(8).

(2) In the case of multiple beneficiaries of a single deceased member, those individuals shall be counted as one (1) for purposes of this section.

(c) If there is a mixture of employees acquiring paid service and employees acquiring volunteer service, one (1) paid service employee shall be equal to five (5) volunteer service employees for prorating purposes.

(d) Each political subdivision without a relief fund in effect July 1, 1981, which subsequently covers its fire or police department under the system shall also receive insurance revenues.

(e) All moneys so received by the political subdivisions shall be applied to the employer contribution required to support this system. However, if the governing body of any political subdivision determines that the required employer contribution is less than the amount of moneys so received during the year, the governing body may transfer any or all of the excess moneys to their police pension funds or fire pension funds, or both, in whatever amount deemed appropriate.

SECTION 5. Arkansas Code § 24-11-302 is repealed.

~~24-11-302. Cities and towns qualified to participate—Reports.~~

~~(a) Each city or town having a police officers' pension and relief fund that is organized pursuant to any existing statute of this state and each city or town that covers its police department under the Arkansas Local Police and Fire Retirement System shall be qualified to participate in the distribution of the funds described and appropriated by this subchapter.~~

~~(b) The allocation of funds to each qualified city or town pursuant to § 24-11-301 shall be subject to the following conditions:~~

~~(1) Each calendar year the Arkansas Fire and Police Pension Review Board shall review its previous calendar year distribution of funds to each qualified city or town prior to disbursement to each of these qualified areas. This review shall comply with subdivisions (d)(4) and (5) of this section;~~

~~(2) The certification of any new city or town to participate in the Firemen's and Police Officers' Pension and Relief Fund shall be considered in the board's assessment each calendar year of the allocation of the disbursement of the funds pursuant to subdivisions (d)(4) and (5) of this section; and~~

~~(3) Any change in the legal description of any city or town will be considered in the board's assessment each calendar year. Any changes shall be reported to the board by December 15 of each calendar year. The associated population change caused by a change in legal description shall also be considered.~~

~~(c)(1) The revenues collected pursuant to §§ 23-60-102, 24-11-301, 24-11-302, 26-57-601, 26-57-605, and 26-57-607 and distribution in accordance with this section shall be allocated to each qualified city or town in a proportion determined by evaluation of the following factors:~~

~~(A) The legal description of the metes and bounds of the city or town. The legal description shall be based on standard physical features of the area. If the legal description cannot be based on standard physical features, a Global Positioning System survey shall be conducted to determine the boundaries;~~

~~(B) The preferred description of the area will be based on standard physical features. Each local department shall change the department's description of metes and bounds to the standard physical features' description; and~~

~~(C) A census population assessment in the city or town.~~

~~(2)(A) The mayor or other qualified representative of each city or town shall certify to the board the accuracy of the metes and bounds legal description of the area.~~

~~(B) The metes and bounds legal description shall be determined by a surveyor licensed in the State of Arkansas, a preexisting map held by the city, town, or fire protection district or by the Institute for Economic Advancement at the College of Business Administration at the University of Arkansas at Little Rock's Geographic Information Systems Lab.~~

~~(C) The population of the area shall be determined by the Census State Data Center at the Institute for Economic Advancement at the College of Business Administration at the University of Arkansas at Little Rock's Geographic Information Systems Lab.~~

~~(3)(A) An actuary certified by the Society of Actuaries shall evaluate the information submitted pursuant to subsection (c) of this section to determine the amount of turnback funds to be directed to an area based on the following formula:~~

~~(i) The legal description of the metes and bounds shall be considered as forty percent (40%) of the calculation; and~~

~~(ii) The population of the area shall be considered as sixty percent (60%) of the calculation.~~

~~(B) The actuarial assessment shall apply the corresponding ratio of these factors in calculating the exact amount of funds that should be allocated to each city, town, or fire protection district.~~

~~(C) The amount allocated to each location shall be reduced by the amount defined in this subdivision (c)(3)(C) for the Future Supplement Fund-Police under § 24-11-212. The amount allocated to the Future Supplement Fund-Police is the amount allocated to a location in this subsection multiplied by the ratio of the number as determined in subdivision (c)(3)(C)(i) of this section to the number as determined in subdivision (c)(3)(C)(ii) of this section as follows:~~

~~(i) The number of active, retiree, and beneficiary members of the pension and relief fund as of December 31, 2000, minus the number~~

of active, retiree, and beneficiary members of the pension and relief fund as of the most recent December 31; and

~~(ii) The number of active, retiree, and beneficiary members of the Arkansas Local Police and Fire Retirement System plus the number of active, retiree, and beneficiary members of the pension and relief fund as of December 31, 2000;~~

~~(iii) In the case of multiple beneficiaries of a single deceased member, those beneficiaries shall be counted as one (1) for the purposes of this subdivision (c)(3)(C);~~

~~(iv) In the case of paid service and volunteer service members in one location, one (1) paid service member shall be equal to five (5) volunteer service members for the purposes of this subdivision (c)(3)(C).~~

~~(d)(1) All cities, towns, or fire protection districts participating in the Firemen's and Police Officers' Pension and Relief Fund as of April 15, 1999, shall receive at least seventy-five percent (75%) of its current level of premium tax distributions upon conversion to the distribution method prescribed in subsection (c) of this section. This threshold percentage may be used as a phase-in tool by the board to accommodate the conversion of distribution of a period of five (5) years from April 15, 1999. The distribution of these funds shall be subject to subsection (b) of this section.~~

~~(2) All cities and towns having police departments organized pursuant to §§ 24-11-101—24-11-830 that have provided the information required in subsection (c) of this section to the board shall qualify for participation in the distribution of premium taxes for the Firemen's and Police Officers' Pension and Relief Fund under the board.~~

~~(3) On or before December 15, 1985, of each calendar year until the year 2000, the board shall certify to the Insurance Commissioner those cities and towns that have organized police departments qualified to participate in the distribution of premium taxes described by §§ 24-11-301—24-11-830.~~

~~(4) On or before June 15, 2001, the board shall certify to the Department of Finance and Administration those cities and towns that qualify for distribution of premium taxes collected under §§ 23-60-102, 24-11-301, 24-11-302, 26-57-601—26-57-605, and 26-57-607 for the 2000 tax year pursuant to the amended section determining qualification based on metes and bounds and population of the area. Certification shall be provided to the Department of Finance and Administration on all entities participating in the pension plan, including, but not limited to, those entities participating prior to April 15, 1999.~~

~~(5) On or before June 15, 2001, the board shall certify to the department the exact amount of tax revenues each city and town is entitled to receive for the calendar year in which coverage began pursuant to subsection (c) of this section. Such information shall be provided each calendar year thereafter on or before June 15.~~

~~(6) The eligibility of the cities or towns shall be continuous for a ten-year period without recertification unless otherwise directed by the board. The first year of implementation shall require a nine-year cycle from June 15, 2001. Thereafter each city or town shall resubmit the information required in subsection (c) of this section every ten (10) years beginning on December 15, 2010.~~

~~(e) The Arkansas Fire and Police Pension Review Board created by § 24-11-203 is directed, and it shall be its duty, to identify those cities and towns to certify them to the Insurance Commissioner on or before December 15 of each calendar year until the year 2000, indicating that they are qualified to participate in the distribution of those funds described and appropriated by this subchapter. Subsequent to the year 2000, for each political subdivision that covers a police department under the Arkansas Local Police and Fire Retirement System, the board shall certify eligibility for the tax moneys to the department on or before December 15 of the calendar year.~~

~~(f)(1) All taxes that are levied on insurers that are allocated to general revenues under § 24-11-301(a)(3) shall first be allocated to the Arkansas Fire and Police Pension Guarantee Fund and next to the Policemen's Pension Supplement Program Fund as provided for in subdivision (f)(4) of this section and then to general revenues.~~

~~(2) Funds shall be distributed by the Chief Fiscal Officer of the State to the Arkansas Fire and Police Pension Guarantee Fund upon the recommendation of the Arkansas Fire and Police Pension Review Board in an amount necessary to fund the priority categories defined by § 24-11-209(e)(3)(A)-(D).~~

~~(3) Funds may be distributed by the Chief Fiscal Officer of the State to the Arkansas Fire and Police Pension Guarantee Fund upon the recommendation of the Arkansas Fire and Police Pension Review Board for plans in the priority category defined by § 24-11-209(e)(3)(E).~~

~~(4) After transfers are made to cover funds distributed under subdivisions (f)(2) and (3) of this section and the portion of those premium taxes set aside for transfer to the State Police Retirement Fund under § 24-6-209(b), the Director of the Department of Finance and Administration is directed to make annual transfers to the Policemen's Pension Supplement Program Fund on or before July 25, 1999, and each year thereafter as certified by the Arkansas Fire and Police~~

~~Pension Review Board on July 1 each year as the amount needed to pay the expenses of and to make payments to the eligible retired police officers and survivors under the Arkansas Policemen's Pension Supplement Program for the coming year of the program.~~

~~(5) Fifty percent (50%) of the increase in the amount allocated to general revenues under this section, using the dollar amount allocated in fiscal year 1999-2000 as the base amount, shall be transferred to the Future Supplement Fund-Police under § 24-11-212.~~

SECTION 6. Arkansas Code § 24-11-810 is repealed.

~~24-11-810. Allocation of insurance premium tax—Apportionment.~~

~~(a)(1) All additional revenues collected as a result of the levy of the insurance premium tax on domestic insurers, other than for premiums or copayments for life, disability, legal, wet marine, and foreign trade, and health maintenance organization insurance or contracts shall be special revenues and shall be apportioned and remitted to the respective cities, towns, and fire protection districts which maintain a qualified firemen's pension fund or cover fire fighters under the Arkansas Local Police and Fire Retirement System.~~

~~(2)(A) The revenues collected pursuant to §§ 23-60-102, 24-11-809, 24-11-810, 26-57-601—26-57-605, and 26-57-607 shall be distributed to the Firemen's and Police Officers' Relief and Pension Fund and to the State of Arkansas as general revenues.~~

~~(B) The revenues shall be distributed in such a manner that the Firemen's and Police Officers' Relief and Pension Fund and the general revenue fund will each receive distributions of no less than they received in calendar year 1999, except that:~~

~~(i) If the revenues to be distributed in a subsequent year are less than the revenues distributed in 1999, then the distributions to each shall be reduced proportionately; and~~

~~(ii) If additional fire departments become eligible for distributions from the Firemen's and Police Officers' Relief and Pension Fund, the base amount for the state shall be reduced in proportion to the population in the area served by the fire department to the portion of the population of the state not covered by a fire department receiving a distribution from the fund.~~

~~(C) Except as provided in subdivision (a)(2)(B) of this section, the portion distributed to the Firemen's and Police Officers' Relief and Pension Fund shall be based on the ratio percentage of the total population of the cities, towns, or fire protection districts qualified to participate in the fund in comparison to the total~~

population of the State of Arkansas. The remaining percentage shall be distributed to the State of Arkansas' General Revenue Fund.

~~(D) The allocation of funds to each qualified city, town, or fire protection district pursuant to subdivisions (a)(3)-(5) of this section shall be subject to the following conditions:~~

~~(i) Each calendar year the Arkansas Fire and Police Pension Review Board shall review its previous calendar year distribution of funds to each qualified city, town, or fire protection district prior to disbursement to each of these qualified areas. This review shall comply with subdivision (b)(5) of this section;~~

~~(ii) The certification of any new city, town, or fire protection district to participate in the Firemen's and Police Officers' Relief and Pension Fund shall be considered in the board's assessment each calendar year of the allocation of the disbursement of the funds pursuant to subdivision (b)(5) of this section; and~~

~~(iii) Any change in the legal description of any city, town, or fire protection district will be considered in the board's assessment each year. Any changes shall be reported to the board by December 15 of each calendar year. The associated population change caused by the change in legal description shall also be considered.~~

~~(3) The revenues collected pursuant to §§ 23-60-102, 24-11-809, 26-57-601 - 26-57-605, and 26-57-607 and distribution in accordance with subsection (a) of this section shall be allocated to each qualified city, town, or fire protection district in a proportion determined by evaluation of the following factors:~~

~~(A) The legal description of the metes and bounds of the city, town, or fire protection district. The legal description shall be based on standard physical features of the area. If the legal description cannot be based on standard physical features, a Global Positioning System survey shall be conducted to determine the boundaries;~~

~~(B) The preferred description of the area will be based on standard physical features. Each local department shall change the department's description of metes and bounds to the standard physical features' description. If the local chief cannot agree on a standard physical features' description, the county quorum court will make the decision; and~~

~~(C) A census population assessment in the city, town, or fire protection district.~~

~~(4)(A) The mayor or other qualified representative of each city or town or county fire coordinator for a rural fire protection district shall certify to the board the accuracy of the metes and bounds legal description of the area.~~

~~(B) The metes and bounds legal description shall be determined by a surveyor licensed in the State of Arkansas, a preexisting map held by the city, town, or fire protection district, or by the Institute for Economic Advancement at the College of Business Administration at the University of Arkansas at Little Rock's Geographic Information Systems Lab; and~~

~~(C) The population of the area shall be determined by the Census State Data Center at the Institute for Economic Advancement at the College of Business Administration at the University of Arkansas at Little Rock's Geographic Information Systems Lab.~~

~~(5)(A) An actuary certified by the Society of Actuaries shall evaluate the information submitted pursuant to subdivision (a)(3) of this section to determine the amount of turnback funds to be directed to an area based on the following formula:~~

~~(i) The legal description of the metes and bounds shall be considered as forty percent (40%) of the calculation; and~~

~~(ii) The population of the area shall be considered as sixty percent (60%) of the calculation.~~

~~(B) The actuarial assessment shall apply the corresponding ratio of these factors in calculating the exact amount of funds that should be allocated to each city, town, or fire protection district.~~

~~(C) The amount allocated to each location shall be reduced by the amount defined in this subdivision (a)(5)(C) for the Future Supplement Fund Fire under § 24-11-212. The amount allocated to the Future Supplement Fund Fire is the amount allocated to a location in this subsection multiplied by the ratio of the number as determined in subdivision (a)(5)(C)(i) of this section to the number as determined in subdivision (a)(5)(C)(ii) of this section as follows:~~

~~(i) The number of active, retiree, and beneficiary members of the pension and relief fund as of December 31, 2000, minus the number of active, retiree, and beneficiary members of the pension and relief fund as of the most recent December 31; and~~

~~(ii) The number of active, retiree, and beneficiary members of the Arkansas Local Police and Fire Retirement System plus the number of active, retiree, and beneficiary members of the pension and relief fund as of December 31, 2000;~~

~~(iii) In the case of multiple beneficiaries of a single deceased member, those beneficiaries shall be counted as one (1) for the purposes of this subdivision (a)(5)(C);~~

~~(iv) In the case of paid service and volunteer service members in one location, one (1) paid service member shall be equal to five (5) volunteer service members for the purposes of this subdivision (a)(5)(C).~~

~~(b)(1) All cities, towns, and fire protection districts participating in the Firemen's and Police Officers' Relief and Pension Fund as of April 15, 1999, shall receive at least seventy five percent (75%) of its current level of premium tax distributions upon conversion to the distribution method prescribed in subsections (a) and (b) of this section. This threshold percentage may be used as a phase-in tool by the Arkansas Fire and Police Pension Review Board to accommodate the conversion of distribution for a period of five (5) years from April 15, 1999. The distribution of these funds shall be subject to subsection (a) of this section.~~

~~(2) All cities, towns, and fire protection districts having fire departments organized pursuant to §§ 24-11-801, 24-11-807, 24-11-809, 24-11-810, 24-11-813, 24-11-815, and 24-11-818, 24-11-821, that have provided the information required in subdivision (a)(3) of this section to the Arkansas Fire and Police Pension Review Board shall qualify for participation in the taxes distributed for firemen's relief and pension funds under the Arkansas Fire and Police Pension Review Board.~~

~~(3) On or before December 15 of each calendar year until the year 2000, the Arkansas Fire and Police Pension Review Board shall certify to the Insurance Commissioner those cities, towns, and fire protection districts which have organized fire departments qualified to participate in the taxes described by §§ 24-11-801, 24-11-807, 24-11-809, 24-11-810, 24-11-813, 24-11-815, and 24-11-818, 24-11-821.~~

~~(4) On or before June 15, 2001, the Arkansas Fire and Police Pension Review Board shall certify to the Department of Finance and Administration those cities, towns, and fire protection districts that qualify for distribution of premium taxes collected under §§ 23-60-102, 24-11-809, 26-57-601, 26-57-605, and 26-57-607 for the 2000 tax year pursuant to the amended section determining qualification based on metes and bounds and population of the area. Certification shall be provided to the Department of Finance and Administration on all entities participating in the pension plan, including, but not limited to, those entities participating prior to the enactment of this legislation.~~

~~(5) On or before June 15, 2001, the Arkansas Fire and Police Pension Review Board shall certify to the Department of Finance and Administration the exact amount of tax revenues each city, town, or fire protection district is entitled to receive for the calendar year in which coverage began pursuant to subdivisions~~

~~(a)(2), (a)(3), and (b)(1) of this section. Such information shall be provided each calendar year thereafter on or before June 15.~~

~~(6) The eligibility of the city, town, or fire protection district shall be continuous for a ten-year period without recertification unless otherwise directed by the board. The first year of implementation shall require a nine-year cycle from June 15, 2001. Thereafter, each city, town, or fire protection district shall resubmit the information required in subdivisions (a)(2) and (3) of this section every ten (10) years beginning on December 15, 2010.~~

~~(c) Each city, town, and fire protection district having a fire department qualified by either the Arkansas Fire and Police Pension Review Board or the Board of Trustees of the Arkansas Local Police and Fire Retirement System shall be entitled to receive that portion of the tax described and levied by §§ 24-11-801—24-11-807, 24-11-809, 24-11-810, 24-11-813—24-11-815, and 24-11-818—24-11-821 that is collected during the forthcoming calendar year.~~

~~(d)(1) It shall be the duty of the commissioner to keep a separate account of the tax paid by various insurance companies as provided by this act.~~

~~(2) The Treasurer of State shall keep the sums in a fund separate and apart from the general revenue, and the sums shall be used only for the purpose of this act.~~

~~(3) As soon as the commissioner prepares the report showing the amount of tax due each city, town, or fire protection district as provided in this section, he or she shall issue a voucher to the Chief Fiscal Officer of the State in favor of the treasurer of each city, town, or fire protection district for the benefit of the Firemen's and Police Officers' Pension and Relief Fund or the Arkansas Local Police and Fire Retirement System for the amount of the moneys which each city, town, or fire protection district shall be entitled to receive as shown by the report of the commissioner and shall deliver the warrant to the treasurer. These amounts shall be paid from the annual appropriations made to the State Insurance Department for that purpose. As of December 15, 2000, the provisions of this subsection shall be superseded by subdivision (b)(5) of this section.~~

~~(e) All nonprofit corporations formed for fire protection purposes and which participate in the Arkansas Local Police and Fire Retirement System created by § 24-10-101 et seq. shall participate in the distribution of insurance premium tax revenues to the same extent as other fire protection organizations under subsections (a), (b), and (c) of this section, §§ 24-10-401—24-10-409, 24-11-809, and 26-57-610, and any other laws providing for the distribution of insurance premium tax moneys to fire protection organizations.~~

~~(f) There shall be no administrative fees charged to these entities by the Arkansas Fire and Police Pension Review Board upon qualification. The board shall incur all administrative and actuarial costs associated with obtaining the information required pursuant to this section.~~

~~(g) The board shall establish a certain percentage of the insurance tax revenues to use to meet its proper actuarial expenses and administrative costs incurred in obtaining and evaluating the square mileage and population information required in subsections (a) and (b) of this section, but in no event shall the board be entitled to more than one percent (1%) of the Firemen's and Police Officers' Pension and Relief Fund as defined in § 24-11-809(a)(2). This assessment shall be collected in addition to the assessment provided in § 24-11-203(k)(5). This revenue shall also be used to provide the administrative costs incurred in obtaining and evaluating the square mileage and population information for unqualified cities, towns, and fire protection districts.~~

AND

Page 4, line 12, delete "SECTION 2." and substitute "SECTION 7."

AND

Page 4, line 17, delete "f" and substitute "of"

/s/ R. Smith

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative Parks, **HOUSE BILL NO. 1020** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 3 TO HOUSE BILL NO. 1020**

Amend **HOUSE BILL NO. 1020** as engrossed H2/11/03:

Page 3, line 36, delete "adoption;" and substitute "adoption or facilitates the adoption of children who are, or will become, available for adoption;"

AND

Page 4, line 9, delete "and"

AND

Page 4, delete line 10, and substitute the following:

"(8) Will submit to an annual audit of the funds received; and

(9) Will not utilize any of the funds to teach or promote religion."

/s/ Marvin Parks

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

/s/ Ms. Jo Renshaw

Chief Clerk

The House gave Representative R. Smith unanimous leave to withdraw **HOUSE BILL NO. 1238**.

**ENGROSSED BILL REPORTS**

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HERSCHEL W. CLEVELAND, CHAIRMAN

February 14, 2003

The following bill(s) reported correctly engrossed:

**HOUSE BILL NO. 1020 BY REPRESENTATIVE PARKS, ET AL**

**HOUSE BILL NO. 1023 - TITLE - BY REPRESENTATIVE DANGEAU, ET AL**

**HOUSE BILL NO. 1244 - TITLE - BY REPRESENTATIVE SMITH**

**HOUSE BILL NO. 1267 BY REPRESENTATIVE HUTCHINSON**

**HOUSE BILL NO. 1325 BY REPRESENTATIVE MAHONY AND  
SENATOR FARIS**

**HOUSE BILL NO. 1389 BY REPRESENTATIVE ORMOND, ET AL**

**HOUSE BILL NO. 1457 - TITLE - BY REPRESENTATIVE JOHNSON**

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1023

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BY: REPRESENTATIVES DANGEAU, PICKETT, ADAMS, BIGGS, BOLIN, BOYD, CHESTERFIELD, CLEMONS, COWLING, CREEKMORE, DEES, DICKINSON, DOBBINS, EASON, ELLIOTT, L. EVANS, FITE, GILLESPIE, GIPSON, HATHORN, HICKINBOTHAM, HOUSE, JEFFREY, C. JOHNSON, J. JOHNSON, JONES, JUDY, KING, LEDBETTER, LEWELLEN, MACK, MAHONY, MATHIS, MILLIGAN, MOORE, NAPPER, OGLESBY, ORMOND, PETRUS, L. PRATER, RANKIN, ROEBUCK, SCROGGIN, SEAWEL, STOVALL, SULLIVAN, SUMPTER, THOMAS, WALTERS, WEAVER, WHITE, WOOD

BY: SENATORS FARIS, G. JEFFRESS, J. JEFFRESS, WILKINS, J. BOOKOUT, BROADWAY, CRITCHER, GLOVER, MILLER, SALMON, *WILKINSON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REORGANIZE THE STATE BOARD OF EDUCATION; TO REQUIRE THE DIRECTOR OF THE DEPARTMENT OF EDUCATION TO SERVE AT THE PLEASURE OF THE BOARD; TO REQUIRE THE DIRECTOR OF THE DEPARTMENT OF EDUCATION TO MAKE QUARTERLY REPORTS TO THE HOUSE AND SENATE EDUCATION COMMITTEES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1244

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BY: REPRESENTATIVE R. SMITH

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE ALLOCATION OF TURNBACK FUNDS TO THE POLICE AND FIRE PENSION AND RELIEF FUNDS AND THE ARKANSAS LOCAL *POLICE* AND FIRE RETIREMENT *SYSTEM*; *TO REARRANGE AND CLARIFY EXISTING LAWS RELATING TO THE ALLOCATION OF INSURANCE PREMIUM TAX FUNDS*; AND *FOR OTHER PURPOSES*.

HOUSE BILL ENGROSSED AS TITLE AMENDED  
HOUSE BILL NO. 1457

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BY: REPRESENTATIVE C. JOHNSON

BY: *SENATOR WILKINS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE COMPULSORY ATTENDANCE LAW TO REFLECT CHANGES IN THE GENERAL EDUCATION DIPLOMA REQUIREMENTS; AND FOR OTHER PURPOSES.

State of Arkansas  
Office of the Governor

Mike Huckabee  
*Governor*

February 14, 2003

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on February 13, 2003, I approved the following measures from the Regular Session of the Eighty-Fourth General Assembly:

HB 1017, which is now Act 107 of 2003, and  
HB 1034, which is now Act 108 of 2003, and  
HB 1044, which is now Act 109 of 2003, and  
HB 1060, which is now Act 110 of 2003, and  
HB 1157, which is now Act 111 of 2003, and  
HB 1178, which is now Act 112 of 2003, and  
HB 1182, which is now Act 113 of 2003, and  
HB 1186, which is now Act 114 of 2003, and  
HB 1268, which is now Act 115 of 2003, and  
HB 1293, which is now Act 116 of 2003, and  
HB 1296, which is now Act 117 of 2003, and  
HB 1300, which is now Act 118 of 2003, and  
HB 1333, which is now Act 119 of 2003.

Sincerely,

/s/ Mike Huckabee

MH:sm

cc: President of the Senate

HOUSE BILL NO. 1412

BY: REPRESENTATIVE BOYD

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, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, 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, 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, Wood.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Green, C. Johnson, Moore, Walters, White, 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. 1427

BY: REPRESENTATIVE WOOD

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, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, 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, 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 .....96

NEGATIVE:

Total .....0

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

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast .....96

Total number voting in the affirmative .....96

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

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

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1018

Amend HOUSE BILL NO. 1018 as originally introduced:

Page 4 2, line 36, 35, insert the following:

"(3) This subsection (e) does not apply to flat bottomed boats operated on the tail waters of a trout fishery, nor to flat bottomed boats operated for duck hunting purposes during duck season."

/s/ Steve Higginbothom

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, P. 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, 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, 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: Bond, Green, C. Johnson, Moore, Mr. Speaker.	
Total .....	5
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	95
Total number voting in the affirmative .....	95
Necessary to concur in the amendment.....	51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw  
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1018

Amend HOUSE BILL NO. 1018 as originally introduced:

Page 1, line 25, delete “(e)(1)” and substitute “(e)(1)(A)”

AND

Page 1, delete line 29, and substitute the following:

“as appropriate for the specific vessel.

(B) However, if a motorboat equipped with a lanyard-type switch is a house boat, a pontoon boat, or is traveling less than five (5) miles per hour, the lanyard shall not be required to be attached to the operator, the operator’s clothing, or to the operator's personal flotation device.”

/s/ Steve Higginbothom

The Amendment was read and 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, Ferguson, Fite, Gillespie, Gipson, Goss, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, 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, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Green, C. Johnson, Jones, Key, Mathis, Moore, Thomas, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast.....92

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

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw  
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1080

Amend HOUSE BILL NO. 1080 as originally introduced:

Page 1, line 11, delete "HIGHWAYS 378 AND 96" and substitute "HIGHWAY 96"

AND

Page 1, line 20, delete "HIGHWAYS 378 AND 96" and substitute "HIGHWAY 96"

AND

Page 1, delete lines 31 through 33 and substitute the following:

"(48) Beginning at the intersection of State 96 and U. S. 71 west of Mansfield in Sebastian County; then along State 96 westward until reaching"

/s/ Ed Wilkinson

The Amendment was read and 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, Ferguson, Fite, Gipson, Goss, 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, 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 .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Gillespie, Green, C. Johnson, Moore, Napper, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....94

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

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1077

Amend HOUSE BILL NO. 1077 as originally introduced:

Page 1, delete lines 32 through 36 and substitute "(2)(A) After entry of a plea of guilty, nolo contendere, or a finding of guilt, if the sentencing of the defendant is delayed by the defendant, the clerk shall notify the defendant by first class mail to the defendant's last know address that the defendant has fifteen (15) days to appear and show cause for failing to appear for sentencing.

(B) After expiration of the fifteen (15) days, the court may proceed with sentencing even in the absence of the defendant."

/s/ Jim Luker

The Amendment was read and 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, Ferguson, Fite, Gillespie, Gipson, Goss, 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, 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 .....96

NEGATIVE:

Total .....0

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

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast.....96

Total number voting in the affirmative .....96

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

HOUSE BILL NO. 1358

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BY: REPRESENTATIVE BIGGS

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, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, 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, 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 .....96

NEGATIVE:

Total .....0

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

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast .....96

Total number voting in the affirmative .....96

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

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

Upon motion by Representative Judy leave was granted to pull down HOUSE BILL NO. 1432 and leave on the Calendar.

HOUSE BILL NO. 1356

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BY: REPRESENTATIVE SULLIVAN

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, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, 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 .....	94
NEGATIVE: Matayo.	
Total .....	1
ABSENT OR NOT VOTING: Green, C. Johnson, Key, Moore, Mr. Speaker.	
Total .....	5
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	95
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.

Upon motion of Representative Sullivan the Clincher motion prevailed.

HOUSE BILL NO. 1152

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BY: REPRESENTATIVE DEES

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, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, 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, 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 .....96

NEGATIVE:

Total .....0

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

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast .....96

Total number voting in the affirmative .....96

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

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

HOUSE BILL NO. 1180

BY: REPRESENTATIVE KING

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, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Haak, Hardwick, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, 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 .....94

NEGATIVE: Harris, Lamoureux.

Total .....2

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

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast.....96

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

Necessary to the passage of the bill .....67

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

HOUSE BILL NO. 1326

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BY: REPRESENTATIVE MEDLEY

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, P. Bookout, Borhauer, Boyd, Bright, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Kenney, Key, Lamoureux, Mack, Mahony, Matayo, Mathis, Medley, Milligan, Nichols, Norton, Ormond, Pace, Parks, Penix, Petrus, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total .....72

NEGATIVE: Bond, Bradford, Chesterfield, Clemons, Dobbins, Eason, Edwards, Elliott, Goss, Jones, Judy, Ledbetter, Lendall, Lewellen, Napper, Pate, S. Prater.

Total .....17

ABSENT OR NOT VOTING: Biggs, Green, C. Johnson, Moore, L. Prater, White, Mr. Speaker.

Total .....7

VOTING PRESENT: King, Martin, Oglesby, Pickett.

Total .....4

Total number of votes cast.....93

Total number voting in the affirmative .....72

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

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

Upon motion of Representative Medley the Clincher motion prevailed.

Motion was made by Representative Thyer for immediate consideration of HOUSE BILL NO. 1099. Motion carried.

HOUSE BILL NO. 1099

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BY: REPRESENTATIVE NICHOLS

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, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Cowling, Dangeau, Dees, Dickinson, Dobbins, Edwards, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Hardwick, Harris, Hickinbotham, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Kenney, Key, Lamoureux, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total .....76

NEGATIVE: Blair, Chesterfield, Clemons, Creekmore, Eason, Elliott, Haak, Hathorn, House, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Napper, Penix.

Total .....17

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Moore, White, Mr. Speaker.

Total .....6

VOTING PRESENT: Schulte.

Total .....1

Total number of votes cast.....94

Total number voting in the affirmative .....76

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

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

Upon motion of Representative Nichols the Clincher motion prevailed.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1362

Amend HOUSE BILL NO. 1362 as originally introduced:

Page 4, line 11, insert "Determination" between "Disability" and "Program"

AND

Page 4, line 16, insert "Determination" between "Disability" and "Program"

AND

Page 4, line 18, insert "Determination" between "Disability" and "Program"

/s/ David A. Bisbee

The Amendment was read and 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, Ferguson, Fite, Gillespie, Gipson, Haak, Hardwick, Harris, Hathorn, Hickenbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, 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: Goss, Green, C. Johnson, Moore, Nichols, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....94

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

Necessary to concur in the amendment.....75

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

HOUSE BILL NO. 1328

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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, Bolin, Bond, P. 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, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Moore, L. Prater, Thomas, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast.....93

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

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 **HOUSE BILL NO. 1328**, 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, Ferguson, Fite, Gillespie, Gipson, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Moore, L. Prater, Thomas, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast .....93

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

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1364

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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, Bolin, Bond, P. 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, Haak, Hardwick, Harris, Hathorn, House, Hutchinson, Jackson, Jacobs, Jeffrey, 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, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, Hickinbotham, C. Johnson, Moore, Thomas, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast.....93

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

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 **HOUSE BILL NO. 1364**, 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, Ferguson, Fite, Gillespie, Gipson, Haak, Hardwick, Harris, Hathorn, House, Hutchinson, Jackson, Jacobs, Jeffrey, 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, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, Hickinbotham, C. Johnson, Moore, Thomas, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast .....93

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

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1365

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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, Bolin, Bond, P. 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, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, 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, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Lewellen, Moore, Thomas, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast.....93

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

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 **HOUSE BILL NO. 1365**, 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, Ferguson, Fite, Gillespie, Gipson, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, 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, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Lewellen, Moore, Thomas, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast .....93

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

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1382

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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, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, 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.

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Chesterfield, Edwards, Goss, Green, C. Johnson, Moore, Pate, Wood, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast.....91

Total number voting in the affirmative .....91

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. 1382**, 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, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, 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.

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Chesterfield, Edwards, Goss, Green, C. Johnson, Moore, Pate, Wood, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast .....91

Total number voting in the affirmative .....91

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1436

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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, Bolin, Bond, P. Bookout, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, 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, 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.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Borhauer, Elliott, Goss, Green, C. Johnson, Moore, Wood, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast.....92

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 **HOUSE BILL NO. 1436**, 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, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, 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, 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.

Total .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Borhauer, Elliott, Goss, Green, C. Johnson, Moore, Wood, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast .....92

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 Weaver the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 1437

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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, Bolin, Bond, P. 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, 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, 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.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bledsoe, Goss, Green, C. Johnson, Moore, Wood, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast.....93

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

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 **HOUSE BILL NO. 1437**, 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, Bolin, Bond, P. 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, 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, 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.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bledsoe, Goss, Green, C. Johnson, Moore, Wood, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast .....93

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

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1438

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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, Bolin, Bond, P. 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, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, 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: Goss, Green, C. Johnson, Moore, Scroggin, 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 **HOUSE BILL NO. 1438**, 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, Ferguson, Fite, Gillespie, Gipson, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, 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: Goss, Green, C. Johnson, Moore, Scroggin, 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 Weaver the rules were suspended. Considered in the Committee of the Whole. Returned with the recommendation that it "DO PASS".

HOUSE BILL NO. 1440

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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, Bolin, P. 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, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White.

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Moore, Scroggin, J. Taylor, Wood, Mr. Speaker.

Total .....8

VOTING PRESENT: Bond.

Total .....1

Total number of votes cast.....92

Total number voting in the affirmative .....91

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 **HOUSE BILL NO. 1440**, 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, P. 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, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White.

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Goss, Green, C. Johnson, Moore, Scroggin, J. Taylor, Wood, Mr. Speaker.

Total .....8

VOTING PRESENT: Bond.

Total .....1

Total number of votes cast .....92

Total number voting in the affirmative .....91

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1441

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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, Bolin, Bond, P. Bookout, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Gillespie, Gipson, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Borhauer, Fite, Goss, Green, C. Johnson, Moore, Parks, J. Taylor, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast.....91

Total number voting in the affirmative .....91

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 **HOUSE BILL NO. 1441**, 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, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Gillespie, Gipson, 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, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total .....91

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Borhauer, Fite, Goss, Green, C. Johnson, Moore, Parks, J. Taylor, Mr. Speaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast .....91

Total number voting in the affirmative .....91

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1442

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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, Bolin, Bond, P. Bookout, Borhauer, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, 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, 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.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Boyd, Goss, Green, C. Johnson, Moore, Wood, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast.....93

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

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 **HOUSE BILL NO. 1442**, 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, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, 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, 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.

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Boyd, Goss, Green, C. Johnson, Moore, Wood, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast .....93

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

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

So the Emergency Clause was adopted.

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

**HOUSE BILL NO. 1443**

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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, Bolin, Bond, P. Bookout, Borhauer, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Haak, Hardwick, Harris, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, 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 .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Boyd, Elliott, Goss, Green, Hathorn, C. Johnson, Moore, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast.....92

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 **HOUSE BILL NO. 1443**, 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, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Haak, Hardwick, Harris, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, 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 .....92

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Boyd, Elliott, Goss, Green, Hathorn, C. Johnson, Moore, Mr. Speaker.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast .....92

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

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

So the Emergency Clause was adopted.

SENATE BILL NO. 215 was referred back to the Committee on PUBLIC HEALTH, WELFARE AND LABOR

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

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HOUSE BILL NO. 1099 BY REPRESENTATIVE NICHOLS  
 HOUSE BILL NO. 1152 BY REPRESENTATIVE DEES  
 HOUSE BILL NO. 1180 BY REPRESENTATIVE KING  
 HOUSE BILL NO. 1261 BY REPRESENTATIVE OGLESBY  
 HOUSE BILL NO. 1326 BY REPRESENTATIVE MEDLEY  
 HOUSE BILL NO. 1328 BY REPRESENTATIVE WALTERS  
 HOUSE BILL NO. 1356 BY REPRESENTATIVE SULLIVAN  
 HOUSE BILL NO. 1358 BY REPRESENTATIVE BIGGS  
 HOUSE BILL NO. 1364 BY REPRESENTATIVE WALTERS  
 HOUSE BILL NO. 1365 BY REPRESENTATIVE WALTERS  
 HOUSE BILL NO. 1382 BY REPRESENTATIVE C. TAYLOR  
 HOUSE BILL NO. 1436 BY REPRESENTATIVE LAMOUREUX  
 HOUSE BILL NO. 1437 BY REPRESENTATIVE LAMOUREUX  
 HOUSE BILL NO. 1438 BY REPRESENTATIVE LAMOUREUX  
 HOUSE BILL NO. 1440 BY REPRESENTATIVE BOLIN  
 HOUSE BILL NO. 1441 BY REPRESENTATIVE BOLIN  
 HOUSE BILL NO. 1442 BY REPRESENTATIVE BOLIN  
 HOUSE BILL NO. 1443 BY REPRESENTATIVE BOLIN

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

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SENATE BILL NO. 127 BY SENATOR LAVERTY

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

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Little Rock, Arkansas

February 14, 2003

MR. SPEAKER:

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

HOUSE BILL NO. 1084 BY REPRESENTATIVES CLEMONS, STOVALL

HOUSE BILL NO. 1184 BY REPRESENTATIVES JACOBS, VERKAMP

HOUSE BILL NO. 1194 BY REPRESENTATIVE MEDLEY, ET AL

HOUSE BILL NO. 1283 BY REPRESENTATIVE KEY, ET AL

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 10:18 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Herschel W. Cleveland

Chairman

RECEIPT FROM THE GOVERNOR

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RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1084 BY REPRESENTATIVES CLEMONS, STOVALL

HOUSE BILL NO. 1184 BY REPRESENTATIVES JACOBS, VERKAMP

HOUSE BILL NO. 1194 BY REPRESENTATIVE MEDLEY, ET AL

HOUSE BILL NO. 1283 BY REPRESENTATIVE KEY, ET AL

/s/ Mike Huckabee - Governor

TIME: 10:18 a.m.

By: Cory Cox

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

---

Little Rock, Arkansas

February 14, 2003

MR. SPEAKER:

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

HOUSE BILL NO. 1077 BY REPRESENTATIVE VERKAMP

HOUSE BILL NO. 1018 BY REPRESENTATIVE BORHAUER

HOUSE BILL NO. 1080 BY REPRESENTATIVES WALTERS, VERKAMP

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 11:01 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Herschel W. Cleveland  
Chairman

RECEIPT FROM THE GOVERNOR

---

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1077 BY REPRESENTATIVE VERKAMP

HOUSE BILL NO. 1018 BY REPRESENTATIVE BORHAUER

HOUSE BILL NO. 1080 BY REPRESENTATIVES WALTERS, VERKAMP

/s/ Mike Huckabee - Governor

TIME: 11:01 a.m.

By: Cory Cox

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

---

Little Rock, Arkansas

February 14, 2003

MR. SPEAKER:

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

**HOUSE BILL NO. 1362 BY JOINT BUDGET COMMITTEE**

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 12:16 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Herschel W. Cleveland

Chairman

RECEIPT FROM THE GOVERNOR

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RECEIVED FROM THE HOUSE:

**HOUSE BILL NO. 1362 BY JOINT BUDGET COMMITTEE**

/s/ Mike Huckabee - Governor

TIME: 12:16 p.m.

By: Sarah Martin

STATE OF ARKANSAS  
HOUSE OF REPRESENTATIVES

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**M E M O R A N D U M**

**TO:** WHOM IT MAY CONCERN  
**FROM:** House Committee on the Journal; Engrossed and Enrolled Bills  
**DATE:** February 14, 2003  
**SUBJECT:** Amendment #1 to House Bill 1244

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The House Committee on the Journal; Engrossed and Enrolled Bills, by this letter, approves the correction of an error in Amendment #1 to HB1244. In the Amendment, the second paragraph should read, Page 1, delete lines 12, 13, and 14, and substitute "SYSTEM: TO REARRANGE AND CLARIFY EXISTING LAWS RELATING TO THE ALLOCATION OF INSURANCE PREMIUM TAX FUNDS; AND FOR OTHER PURPOSES."

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing HB 1244.

/s/ Herschel W. Cleveland  
Speaker of the House

/s/ Jodie Mahony

/s/ Mike Creekmore, Chairman  
House Rules

/s/ Lenville Evans

/s/ Robert J. White, Chairman  
House Management Committee

/s/ Tim Massanelli  
Parliamentarian

cc: Jo Renshaw, Chief Clerk

HOUSE BILL NO. 1526

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BY: REPRESENTATIVE C. TAYLOR

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ADOPT THE FEDERAL INCOME TAX DEDUCTION FOR QUALIFIED TUITION PROGRAMS; 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. 1527

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BY: REPRESENTATIVE PARKS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE CRIMINAL OFFENSE OF THREATENING A JUDICIAL OFFICIAL OR JUROR; 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. 1528

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BY: REPRESENTATIVE LAMOUREUX

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE MIXED DRINK TAX TO PROVIDE GRANTS FOR EMERGENCY MANAGEMENT DEPARTMENTS AND TO FUND A SCHOLARSHIP PROGRAM FOR STUDENTS OF EMERGENCY MANAGEMENT DEPARTMENTS AT STATE SUPPORTED FOUR (4) YEAR UNIVERSITIES; TO CREATE THE EMERGENCY MANAGEMENT HIGHER EDUCATION FUND; TO CREATE A SCHOLARSHIP PROGRAM FOR EMERGENCY MANAGEMENT STUDENTS; 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. 1529

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BY: REPRESENTATIVE HUTCHINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE DEFINITION OF "SECURITY"; TO CLARIFY THE ARKANSAS SECURITIES COMMISSIONER'S POWER TO EXERCISE AUTHORITY OVER PERSONS SELLING VARIABLE ANNUITY CONTRACTS; 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. 1530

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BY: REPRESENTATIVE HUTCHINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE SECURITIES DEPARTMENT WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 39 OF 2003; 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. 1531

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BY: REPRESENTATIVES ROEBUCK, COWLING

BY: SENATOR HORN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE HEALTH INSURERS TO PROVIDE COVERAGE FOR RECONSTRUCTIVE SURGERY; 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. 1532

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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 ARKANSAS TOBACCO CONTROL BOARD 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. 1533

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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 EDUCATION 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. 1534

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND AIDS TO LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE DEPARTMENT OF EDUCATION 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. 1535

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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 COMMUNITY CORRECTION 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. 1536

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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 ARKANSAS STATE POLICE 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. 1537

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BY: REPRESENTATIVE WEAVER

BY: SENATOR MILLER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE CITY OF CALICO ROCK, 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. 1538

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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 SECRETARY OF STATE 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. 1539

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BY: REPRESENTATIVE MAHONY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT LOCAL SCHOOL BOARDS OF EDUCATION FROM ENTERING INTO CONTRACTS, EXCEPT UNDER CERTAIN CONDITIONS, UNTIL JULY 1, 2004; 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. 1540

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BY: REPRESENTATIVE HUTCHINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENHANCE THE PENALTY FOR OFFENSES OF DOMESTIC VIOLENCE COMMITTED ON A PREGNANT WOMAN; 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. 1541

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BY: REPRESENTATIVE ORMOND

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 RURAL AND VOLUNTEER FIRE DEPARTMENTS IN PERRY 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. 1542

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BY: REPRESENTATIVES ORMOND, SCROGGIN

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 VOLUNTEER FIRE DEPARTMENTS IN CONWAY 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. 1543

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BY: REPRESENTATIVE DANGEAU

A BILL FOR AN ACT TO BE ENTITLED AN ACT REQUIRING THAT PROFESSIONAL AND CONSULTANT SERVICES CONTRACTS COMPLY WITH THE ARKANSAS PROCUREMENT LAW AND THE GENERAL ACCOUNTING AND BUDGETARY PROCEDURES LAW; 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. 1544

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BY: REPRESENTATIVE DANGEAU

BY: SENATOR BAKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND VARIOUS PROVISIONS OF THE ARKANSAS PROCUREMENT LAW; 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. 1545

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BY: REPRESENTATIVES WOOD, PARKS, BORHAUER, ROEBUCK, ELLIOTT, CLEMONS, GILLESPIE, JACOBS, L. PRATER, HUTCHINSON, BRIGHT, PATE, SCROGGIN, BOYD, GREEN, BIGGS, LAMOUREUX, C. TAYLOR, MOORE, J. JOHNSON, FITE, WALTERS, MARTIN, HARRIS, S. PRATER, MACK, PENIX, COWLING, ANDERSON

BY: SENATORS ALTES, CAPPS, J. BOOKOUT, SALMON, HORN, TRUSTY, J. JEFFRESS, G. JEFFRESS, HENDREN, FARIS, WHITAKER, GLOVER, WOMACK, HIGGINBOTHOM, WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REVISE TITLE 21, CHAPTER 3, SUBCHAPTER 3 CONCERNING VETERANS PREFERENCES; 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. 1546

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BY: REPRESENTATIVE THYER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE TIME IN WHICH AN ADMINISTRATIVE HEARING MUST TAKE PLACE UNDER THE ARKANSAS CHILD MALTREATMENT ACT; 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. 1547

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BY: REPRESENTATIVE NAPPER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 15-5-103; TO AMEND THE DEFINITION OF HEALTH CARE PROJECT COSTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1548

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BY: REPRESENTATIVE MEDLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR IMPROVEMENTS TO KELLEY PARK IN FORT SMITH, ARKANSAS; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Gillespie, the House adjourned at 11:24 a.m. until 1:30 p.m. Monday, February 17, 2003.

ATTEST:

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

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