

**SEVENTY-EIGHTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas

March 31, 2003

The House was called to order at 1:06 p.m. by Mr. Cleveland, the Speaker.
The following members answered to the roll call:

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

Total100

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

Total0

A quorum was present.

The House stood and was led in prayer by Reverend Don Phillips, Calvary Baptist Church, Camden, Arkansas.

The House stood and gave the Pledge of Allegiance to the Flag.

The reading of the Journal of yesterday's proceedings was dispensed with.

COMMITTEE REPORT

	March 31, 2003
JOINT COMMITTEE ON PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS	ROGER SMITH CHAIRPERSON
HOUSE BILL NO. 1196	DO PASS
BY REPRESENTATIVE R. SMITH	

COMMITTEE REPORT

	March 31, 2003
EDUCATION	CALVIN JOHNSON CHAIRPERSON
HOUSE BILL NO. 1105	DO PASS, TO CONCUR IN SENATE AMENDMENT #1
BY REPRESENTATIVE SEAWEL	
HOUSE BILL NO. 2062	DO PASS
BY REPRESENTATIVE C. JOHNSON	AS AMENDED #2
HOUSE BILL NO. 2187	DO PASS
BY REPRESENTATIVE C. JOHNSON	AS AMENDED #1
HOUSE BILL NO. 2374	DO PASS
BY REPRESENTATIVE WHITE	AS AMENDED #1
HOUSE BILL NO. 2376	DO PASS
BY REPRESENTATIVE WHITE	
HOUSE BILL NO. 2450	DO PASS
BY REPRESENTATIVE BRIGHT	
HOUSE BILL NO. 2459	DO PASS
BY REPRESENTATIVE HARRIS	
HOUSE BILL NO. 2792	DO PASS
BY REPRESENTATIVE R. SMITH	
HOUSE BILL NO. 2802	DO PASS
BY REPRESENTATIVE J. JOHNSON	
HOUSE BILL NO. 2887	DO PASS
BY REPRESENTATIVE J. JOHNSON	
HOUSE RESOLUTION NO. 1035	DO PASS
BY REPRESENTATIVE CHESTERFIELD	
SENATE BILL NO. 845	DO PASS
BY SENATOR BROADWAY	
SENATE CONCURRENT RESOLUTION NO. 22	DO PASS
BY SENATOR ARGUE	

COMMITTEE REPORT

	March 31, 2003
ADVANCED COMMUNICATIONS AND	JIM LENDALL
INFORMATION TECHNOLOGY	CHAIRPERSON
HOUSE BILL NO. 2502	DO PASS
BY REPRESENTATIVE ADAMS	AS AMENDED #1
HOUSE BILL NO. 2503	DO PASS
BY REPRESENTATIVE SULLIVAN	AS AMENDED #1
SENATE BILL NO. 767	DO PASS
BY SENATOR GULLETT	
SENATE BILL NO. 832	DO PASS
BY SENATOR BROADWAY	

Upon motion of Representative Hathorn, **HOUSE BILL NO. 2829** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2829

Amend **HOUSE BILL NO. 2829** as engrossed, 3/19/03:

Page 1, delete lines 29 through 32 and substitute:

“(A)(i) One (1) time a week for four (4) consecutive weeks prior to the date of sale in at least two (2) newspapers: one (1) of general circulation in the county in which the property is situated and one (1) of general statewide daily publication;”

AND

Page 2, delete line 36

AND

Page 3, delete lines 1 through 3 and substitute:

“(1)(A) One (1) time a week for four (4) consecutive weeks prior to the date of sale in at least two (2) newspapers: one (1) of general circulation in the county in which the property is situated and one (1) of general statewide daily publication; and”

AND

Page 3 delete lines 12 through 16 and substitute:

~~“(1) In a newspaper of general circulation in the county in which the trust property is situated or in a newspaper of general statewide daily publication one (1) time a week for four (4) consecutive weeks prior to the date of sale. The final~~

~~publication shall be no more than ten (10) days prior to the sale~~ One (1) time a week for four (4) consecutive weeks prior to the date of sale in at least two (2) newspapers: one (1) of general circulation in the county in which the property is situated and one (1) of general statewide daily publication;

/s/ Mike Hathorn

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Ledbetter, **HOUSE BILL NO. 2598** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2598

Amend **HOUSE BILL NO. 2598** as engrossed, H3/20/03:

Page 4, line 9, delete "directly by" and substitute "directly or indirectly by"

AND

Page 4, line 13 delete "; and" and substitute "but only if the prepayment fees or penalties exceed three percent (3%) of the principal loan amount remaining on the date of the prepayment, if the prepayment is made within the first twelve-month period immediately following the date the loan was made; or two percent (2%) of the principal loan amount remaining on the date of the prepayment, if the prepayment is made within the second twelve-month period immediately following the date the loan was made; or one percent (1%) of the principal loan amount remaining on the date of the prepayment, if the prepayment is made within the third twelve-month period following the date the loan was made;"

AND

Page 5, line 2, delete "met." and substitute "met;"

AND

Page 5, line 3, delete "(7)" and substitute "(7)(A)"

AND

Page 5, line 7, delete "2003, the" and substitute the following:

2003:

(i) The"

AND

Page 5, line 12, delete "2003:" and substitute "2003; or"

AND

Page 5, delete lines 13 through 18 and substitute the following:

"(ii) The total points and fees payable by the borrower at or before the closing exceed five percent (5%) of the total loan amount if the loan amount is seventy-five thousand dollars (\$75,000) or more; or exceed six percent (6%) of the total loan amount if the total loan amount is more than twenty thousand dollars (\$20,000), but less than seventy-five thousand dollars (\$75,000); or exceed 8% of the total loan amount if the total loan amount is twenty thousand dollars (\$20,000) or less."

AND

Page 5, line 19, delete "(ii)" and substitute "(B)"

AND

Page 5, line 22, delete "(a)" and substitute "(i)"

AND

Page 5, line 28, delete "greater;" and substitute "greater; and"

AND

Page 5, line 29, delete "(b)" and substitute "(ii)"

AND

Page 5, delete line 36

AND

Page 6, delete lines 1 through 4

AND

Page 7, delete lines 23 through 26

AND

Page 7, line 27, delete "(g)(1)" and substitute "(f)(1)"

AND

Page 7, line 36, delete "(h)" and substitute "(g)"

AND

Page 8, line 4, delete "(i)(1)" and substitute "(h)(1)"

AND

Page 8, line 11, delete "(j)" and substitute "(i)"

AND

Page 8, line 15, delete "(k)" and substitute "(j)"

AND

Page 8, line 20, delete "(l)" and substitute "(k)"

AND

Page 8, line 26, delete "(m)" and substitute "(l)"

AND

Page 8, line 34, delete “(n)” and substitute “(m)”

AND

Page 9, line 3, delete “(o)” and substitute “(n)”

AND

Page 9, line 13, delete “(p)” and substitute “(o)”

/s/ Sam Ledbetter

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Matayo, **HOUSE BILL NO. 2906** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2906

Amend **HOUSE BILL NO. 2906** as engrossed, H3/18/03:

Page 2, line 7, after “with” and before “the”, insert “and approved by”

AND

Page 2, line 11, delete “of the validity of the coverages thereunder.” and substitute “that the language of the policy is not contrary to the Arkansas Insurance Code.”

AND

Page 3, line 24, delete “insurer.” and substitute “insured.”

AND

Page 3, line 24, delete “agent, creditor, or broker.”

AND

Page 5, line delete lines 12 and 13 and substitute the following:

“refunds for reducing term credit life insurance or reducing credit disability insurance on which the insurance charges to the debtor are paid in a single sum.”

AND

Page 5, line 17, after “approve” and before “refunds”, insert “methods of computing”

/s/ Doug Matayo

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Nichols, **HOUSE BILL NO. 1199** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1199

Amend **HOUSE BILL NO. 1199** as originally introduced:

Delete Representative Boyd from the list of cosponsors of the bill

AND

Add Representatives Kenney, Bolin, and Harris as cosponsors of the bill.

/s/ Wayne Nichols

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Biggs, **HOUSE BILL NO. 2812** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2812

Amend **HOUSE BILL NO. 2812** as originally introduced:

Page 1, delete line 27 and substitute the following:

“(c)(1) No merger or consolidation or exchange of stock shall be”

AND

Page 2, delete lines 1 through 12 and substitute the following:

“shall also be accomplished within the same sixty-day period.

(2) The commissioner shall give such approval within a reasonable time after the filing unless he or she finds ~~such a~~ that the plan or agreement:

~~(1)~~(A) Is contrary to law;

~~(2)~~(B) Is inequitable to the stockholders of any domestic insurer involved; or

~~(3)~~(C) Would substantially reduce the security of and service to be rendered to policyholders of the domestic insurer in this state or elsewhere.

(3) In reviewing any plan or agreement, the commissioner may consider whether any proposed owner, purchaser, director, or officer of the acquiring party was subject to:

(A) Any conviction for any felony or misdemeanor, other than

minor traffic violations, during the past twenty (20) years:

(B) A misconduct order by a regulatory agency or a court of competent jurisdiction or was found to be in violation of any insurance laws by a misconduct order of the commissioner or of another state's insurance commissioner;

(C) An order by a regulatory agency or a court of competent jurisdiction and was found to have committed any unfair insurance trade practice or fraud; or

(D) Having an insurance producer license, or its equivalent, denied, suspended, or revoked in any other state, province, district, or territory for foreign or alien country.”

/s/ Gary Biggs

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Thyer, **HOUSE BILL NO. 2722** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2722

Amend **HOUSE BILL NO. 2722** as originally introduced:

Page 1, line 26 after “parties.” and before “other” insert “or”

AND

Page 1, delete lines 27 through 28 and substitute the following:
“approved political action committees.”

/s/ Chris Thyer

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Adams, HOUSE BILL NO. 1934 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1934

Amend HOUSE BILL NO. 1934 as originally introduced:

Page 2 delete lines 7 and 8 and substitute:

“(c) It is an affirmative defense to prosecution under subdivision (a)(3) of this section that the person was not more than three (3) years older than the victim.”

AND

Page 2, line 9 delete “~~(d)(c)~~” and substitute “(d)”

/s/ Bob Adams

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

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED***** 04/02/03*****

Upon motion of Representative King, HOUSE BILL NO. 1015 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1015

Amend HOUSE BILL NO. 1015 as engrossed, H3/20/03:

Page 1, line 9 delete “TO AMEND ARKANSAS CODE § 7-6-102,”

AND

Page 1, line 15 delete “TO AMEND ARKANSAS CODE § 7-6-102,”

AND

Page 1, delete line 22 and substitute the following:

“SECTION 1. Arkansas Code § 7-1-101, concerning definitions used in Title 7 of the Arkansas Code, is amended to add an additional subdivision to read as follows:

(25) “Party certificate” means a written statement or receipt signed by the secretary or chairman of the county committee or of the state committee, as the case may be, of the political party evidencing the name and title proposed to be used by the candidate on the ballot, the position the candidate seeks, payment of the fees, and filing of the party pledge, if any, required by the political party.

SECTION 2. Arkansas Code § 7-6-102(e), regarding political practices”

AND

Page 1, delete line 31 through 36 and substitute the following:

“(e) [As amended by Acts 1989, No. 912, § 3.] (1) ~~The failure of any candidate~~
The name of a candidate who fails to sign and file the pledge shall be justifiable
~~grounds to keep the candidate's name from appearing~~ not appear on the ballot.

(2)(A) However, within five (5) days following the first Tuesday in April before the preferential primary election or within five (5) days from which the pledge is required to be filed, the Secretary of State or the county clerk shall notify, by certified mail which requires a return receipt signed by the candidate, those candidates who have failed to file a signed political practice pledge. Such notice shall include a copy of the written pledge required by this section.

(B) Failure of the state or district candidate to file with the Secretary of State or of the county, municipal, or township candidate to file with the county clerk within twenty (20) days of receipt or refusal of this notice shall prevent the candidate's name from appearing on the ballot.

SECTION 3. Arkansas Code § 7-7-103(a), concerning filing as an independent candidate, is amended to read as follows:

(a) Any person desiring to have his name placed upon the ballot as an independent candidate without political party affiliation for any state, county, township, or district office in any general election in this state shall file as an independent candidate a notice of candidacy stating the name and title the candidate proposes to appear on the ballot and identifying the elective office sought and a nominating petition in the manner provided in this section no later than the date fixed by law as the deadline for filing political practices pledges and party pledges if any are required by the rules of the party to qualify as a candidate of a political party in a primary election.

SECTION 4. Arkansas Code § 7-7-203(c), concerning election dates, is amended to read as follows:

(c)(1) Party pledges, if any, ~~and political practice pledges for primary elections~~ shall be filed and any filing fees of a political party, if any, shall be paid during regular office hours in the period beginning at 12:00 noon on the third Tuesday in March and ending at 12:00 noon on the fourteenth day thereafter before the preferential primary election.

(2) A party certificate and the political practice pledge for primary elections shall be filed with the county clerk or the Secretary of State, as the case may be, during regular office hours in the period beginning at 12:00 noon on the third Tuesday in March and ending at 12:00 noon on the fourteenth day thereafter

before the preferential primary election.

(3) The name of a candidate who fails to file a party certificate by the filing deadline with the Secretary of State or county clerk, as the case may be, shall not appear on the ballot.

~~(2)(4) Party pledges, if any, shall be filed, filing fees, if any, shall be paid and party certificates and political practice pledges shall be filed and filing fees of a political party for special primary elections shall be paid on or before the deadline established by proclamation of the Governor.~~

~~(3)(5) Pledges and filing fees of the political party for a new political party shall be filed and paid as provided in subsection (f) of this section.~~

SECTION 5. Arkansas Code § 7-7-301(c), concerning party pledges and party filing fees, is amended to read as follows:

(c) The county clerk shall not accept for filing the political practices pledge of any candidate for nomination by a political party to any county, township, or partisan municipal office, nor shall the Secretary of State accept for filing the political practices pledge of any candidate for nomination by a political party to any state or district office, unless the candidate first ~~furnishes written evidence of payment of all party filing fees required by the political party for candidates for the office of which the person is seeking nomination and written evidence of the filing of all party pledges required by the political party, if any. "Written evidence" shall mean a written statement or receipt signed by the secretary or chairman of the county committee or of the state committee, as the case may be, of the political party evidencing payment of the fees and filing of the party pledge, if any, required by the political party.~~ files a party certificate.

SECTION 6. Arkansas Code § 7-7-305(c)(2), concerning ballots for primary elections, is amended to read as follows:

(c)(2) The names and titles as proposed to be used by each candidate on the political practice pledge or, if the political practice pledge is not filed by the filing deadline, then the names and titles that appear on the party certificate, shall be reviewed no later than one (1) business day after the filing deadline by the State Board of Election Commissioners for state and district offices and by the county board of election commissioners for county, township, school, and municipal offices.”

/s/ Barbara King

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

/s/ Ms. Jo Renshaw

Chief Clerk

***** EXPUNGED***** 04/02/03 *****

Upon motion of Representative Verkamp, **HOUSE BILL NO. 1074** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1074

Amend **HOUSE BILL NO. 1074** as engrossed, 03/20/03:

Page 5, line 19 delete “or” and substitute “~~or~~”

AND

Page 5, line 20 delete “adjudicated delinquent” and substitute “~~adjudicated delinquent~~”

AND

Page 5, line 24 delete “adjudicated” and substitute “~~adjudicated~~”

AND

Page 5, line 25 delete “delinquent” and substitute “~~delinquent~~”

AND

Page 5, line 30 delete “juvenile detention facility,” and substitute “~~juvenile detention facility,~~”

AND

Page 5, line 35 delete “or adjudicated” and substitute “~~or adjudicated~~”

AND

Page 5, line 36 delete “delinquent” and substitute “~~delinquent~~”

AND

Page 6, line 4 delete “juvenile detention facility,” and substitute “~~juvenile detention facility,~~”

AND

Page 6, line 14 delete “or adjudicated delinquent” and substitute “~~or adjudicated delinquent~~”

AND

Page 6, line 19 delete “or adjudicated delinquent” and substitute “~~or adjudicated delinquent~~”

/s/ J. P. Verkamp

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Thomason, **HOUSE BILL NO. 2498** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2498

Amend **HOUSE BILL NO. 2498** as originally introduced:

Page 1, lines 9 through 18 and substitute the following:

"AN ACT TO MODIFY THE REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS INSTALL AND USE WEIGHT SCALES; TO MODIFY THE REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS REPORT THE WEIGHT OF SOLID WASTE RECEIVED AT THE LANDFILL; TO MODIFY THE REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS CALCULATE DISPOSAL FEES BASED ON WEIGHT OF SOLID WASTE RECEIVED AT THE LANDFILL; AND FOR OTHER PURPOSES."

AND

Page 1, line 21, delete "REPEAL" and substitute "MODIFY"

AND

Delete everything after the Enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 8-6-606(d)(1), concerning landfill disposal fees, is amended to read as follows:

(d)(1)(A) By January 1, 2004, all permitted facilities identified by regulation of the Arkansas Pollution Control and Ecology Commission as Class 1 and Class 3C landfills, except those permitted landfills that shall comply with closure requirements before January 1, 2005, shall install scales and commence weighing all solid waste received at the landfill.

(B) This requirement may be satisfied utilizing an alternative weighing system approved by the Director of the Arkansas Department of Environmental Quality."

/s/ Chris Thomason

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Thomason, **HOUSE BILL NO. 2837** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2837

Amend **HOUSE BILL NO. 2837** as originally introduced:

Page 1, line 26, delete "rank" and substitute "rank or compensation, or suspension"

/s/ Chris Thomason

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Gillespie, **HOUSE BILL NO. 2817** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2817

Amend **HOUSE BILL NO. 2817** as originally introduced:

Page 1, delete line 10 and substitute the following:

“REFORM ACT OF 1997; TO RESTRUCTURE THE ARKANSAS INTRASTATE CARRIER COMMON LINE POOL TO PROMOTE LOWER INTRASTATE TOLL RATES BY STABILIZING THE CARRIER COMMON LINE RATE; AND FOR OTHER PURPOSES.”

AND

Page 1, delete lines 13 and 14 and substitute the following:

“TO RESTRUCTURE THE ARKANSAS INTRASTATE CARRIER COMMON LINE POOL TO PROMOTE LOWER INTRASTATE TOLL RATES.”

AND

Delete everything after the enactment clause and substitute the following:

“SECTION 1. Arkansas Code § 23-17-403(4), concerning the definition of Arkansas Intrastate Carrier Common Line Pool under the Telecommunications Regulatory Reform Act of 1997, is amended to read as follows:

(4) “Arkansas Intrastate Carrier Common Line Pool” or “AICCLP” means the unincorporated organization of the providers of Arkansas telecommunications services, authorized by the commission and by state law, whose purpose is to manage billing, collection, and distribution of the ~~incumbent local exchange carrier's intrastate toll common line service revenue requirements~~ carrier common line revenue requirements;

SECTION 2. Arkansas Code § 23-17-403(16), concerning the definition of incumbent local exchange carrier under the Telecommunications Regulatory Reform Act of 1997, is amended to read as follows:

(16) “Incumbent local exchange carrier” or “ILEC” means, with respect to a local exchange area, a local exchange carrier, including successors and assigns, that is certified by the commission and was providing basic local exchange service on February 8, 1996;

SECTION 3. Arkansas Code § 23-17-403(19), concerning the definition of local exchange carrier under the Telecommunications Regulatory Reform Act of 1997, is amended to read as follows:

(19) “Local exchange carrier” or “LEC” means a telecommunications provider of basic local exchange service and switched access service. The term does not include commercial mobile service providers;

SECTION 4. Arkansas Code § 23-17-403, concerning definitions under the Telecommunications Regulatory Reform Act of 1997, is amended to add additional subdivisions to read as follows:

(28) "Access minute", unless otherwise defined by the Arkansas Public Service Commission, means the measurement of usage to provision communications between:

(A) A customer premises and an interexchange carrier's point of interconnection with a local exchange carrier's network for the completion of end-user calls to the public switched network for the origination and termination of interexchange long distance traffic; and

(B) A customer premises and another LEC's point of termination with a local exchange carrier's network for the completion of end-user calls to the public switched network for the origination and termination of interexchange long distance traffic;

(29) "AICCLP member" means an ILEC that is eligible to be a member of the AICCLP after December 31, 2003, and that has not terminated its membership under § 23-17-414(f)(2);

(30)(A) "AICCLP rate adjustment" means the local service rate adjustment, determined by the AICCLP administrator, that may be charged by each AICCLP member to its customers to recover a portion of its carrier common line net revenue requirement.

(B)(1) For any AICCLP member that is eligible to be a member of the AICCLP as of January 1, 2004, for whom the sum of the residential local exchange rate and extended area service additive is higher than the average residential local exchange rate for all members eligible to be members as of January 1, 2004, the monthly AICCLP rate adjustment shall be the lesser of fifty cents (50 ¢) or an amount that yields the total monthly carrier common line net revenue requirement per access line.

(2) For any AICCLP member that is eligible to be a member of the AICCLP as of January 1, 2004, for whom the sum of its residential local exchange rate and extended area service additive is lower than the average residential local exchange rate for all members eligible to be members as of January 1, 2004, the monthly AICCLP rate adjustment shall be the lesser of seventy-five cents (75¢) or an amount that yields the total monthly carrier common line net revenue requirement per access line;

(31) "Arkansas intrastate telecommunications services revenues" means the revenues of all carriers that are not ILECs, which are derived from end-users for telecommunications within Arkansas and telecommunications services provided

within Arkansas, including messages that are switched or otherwise temporarily transported outside of Arkansas in the process of delivering the message within Arkansas;

(32) "Carrier common line net revenue requirement" means the monthly variable funding requirement of an AICCLP member, which is calculated as the sum of the member's intrastate carrier common line revenue requirement, the member's terminating carrier common line expense, based on its per minute terminations on other ILECs, the member's Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund expense, and the member's share of AICCLP administrative fees, minus the sum of the carrier common line revenue, based on per minute terminations received from other ILECs, carrier common line revenue received from underlying carriers for originating and terminating access minutes, the AICCLP rate adjustment, and the fixed ILEC retail billed minutes of use expense based on the data development period determination of average monthly retail billed minutes of use expense of the member;

(33) "Data development period" means the time period in which the AICCLP members and initial exiting ILECs shall obtain relevant data necessary to:

(A) Calculate the fixed amounts of retail billed minutes-of-use expense and to test and obtain reliability of the billing and reporting systems to be used by the AICCLP; and

(B) Calculate the fixed carrier common line revenue shortfall for members required to exit the pool on December 31, 2003;

(34) "Exiting ILEC" means an ILEC that terminates its membership in the AICCLP under § 23-17-414(f);

(35) "Fixed carrier common line revenue shortfall" means the total annual funding requirement of an ILEC that must exit the AICCLP under § 23-17-414(f)(1), which is calculated as the sum of an ILEC's intrastate carrier common line revenue requirement, the ILEC's terminating carrier common line expense, based on its per minute terminations on other ILECs, the ILECs Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund expense; minus the sum of the carrier common line revenue, based on per minute terminations received from other ILECs, carrier common line revenue received from underlying carriers for originating and terminating access minutes, and the fixed ILEC retail billed minutes of use expense based on the data development period determination of average monthly retail billed minutes of use expense of the ILEC;

(36) "Fixed ILEC retail billed minutes of use expense" means the fixed determination of the average retail billed minutes-of-use expense paid to the AICCLP by the ILEC based upon the ILEC's three (3) month average retail billed

minutes of use expense during its applicable data development period, as determined under § 23-17-414(h), exclusive of any retail billed minutes of use expense associated with retail billed minutes of uses provided by a toll reseller of an underlying carrier that is an ILEC;

(37) "ILEC Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund expense" means the charge assessed against an ILEC in proportion to the AICCLP credits that were eliminated by § 23-17-404(e)(4)(D)(iv)(b);

(38) "ILEC intrastate carrier common line revenue requirement" means the fixed annual payment each ILEC was entitled to receive from the AICCLP, before any offsets or adjustments, as provided in the Arkansas Intrastate Carrier Common Line Pool tariff, as it existed before January 1, 2004;

(39) "Special intrastate ILEC revenue" means the revenue a toll reseller pays to an ILEC when the ILEC provides toll services to the toll reseller;

(40) "Toll reseller" means a carrier that resells intrastate telecommunications services that are provided to the carrier by an underlying carrier;

(41)(A) "Total customer access base" means the total of all ILEC customer access lines within Arkansas of an entity that directly or indirectly owns or controls, is owned or controlled by, or is under common ownership or control with, another entity.

(B) For the purposes of subdivision (41)(A) of this section, "own" means to own an equity interest or the equivalent thereof of more than ten percent (10%); and

(42) Underlying carrier" means a facilities based CLEC or an interexchange carrier, other than an ILEC, that originates and terminates intrastate interexchange calls on the public switched network directly or through resale to a toll reseller or an ILEC that provides the toll services used by a toll reseller.

SECTION 5. Arkansas Code § 23-17-404(e), concerning the Arkansas Universal Services Fund and the Arkansas Intrastate Carrier Common Line Pool, is amended to read as follows:

(e) After reasonable notice and hearing, the commission shall establish rules and procedures necessary to implement the AUSF. The commission shall implement the AUSF and make AUSF funds available to eligible telecommunications carriers no later than ninety (90) days following the later of February 4, 1997, or the effective date of a Federal Communications Commission order pursuant to 47 U.S.C. § 254 that approves, establishes, or modifies interstate universal service funding. Prior to the implementation and availability of funds from the AUSF, the commission shall not require any local exchange carrier to reduce rates for intrastate switched-access

services or require any local exchange carrier to reduce its net revenue received from the Arkansas IntraLATA Toll Pool (AITP). In establishing and implementing the AUSF, the commission shall adhere to the following instructions and guidelines:

(1) AUSF funding shall be provided directly to eligible telecommunications carriers;

(2)(A) After reasonable notice and hearing, the commission may revise the list of universal services, identified in § 23-17-403, that may be supported by the AUSF to establish and maintain end-user rates for universal services that are reasonably comparable between urban and rural areas, or to reflect changes in the type and quality of telecommunications services considered essential by the public, as evidenced, for example, by those telecommunication services that are purchased and used by a majority of single-line urban customers.

(B) The commission shall determine and approve AUSF funding to eligible telecommunications carriers to recover the cost of additions or revisions to the universal service list concurrent with any such revisions to the list of universal services identified in § 23-17-403;

(3) If the commission establishes or utilizes a minimum or threshold universal service rate, threshold rate, for the purpose of determining the amount of AUSF that an eligible telecommunications carrier may receive, the commission shall adhere to the following requirements:

(A) A rate case proceeding or earnings investigation or analysis shall not be required or conducted in connection with the determination or implementation of increases in universal service rates associated with commission use of a threshold rate, and the increases shall not be included in the calculation of the basic local exchange service rate increase limits specified in §§ 23-17-407 and 23-17-412; and

(B) The commission may not require a reduction in universal service rates to a threshold rate unless any associated decrease in revenues is allowed to be concurrently recovered from the AUSF;

(4)(A) In the event of a Federal Communications Commission order, rule, or policy pursuant to 47 U.S.C. § 254(a)(2), the effect of which is to change the federal universal service fund revenues of an incumbent local exchange carrier, the commission shall either increase the rates for basic local exchange service or increase the incumbent local exchange carrier's recovery from the AUSF or a combination thereof to replace the reasonably projected change in revenues. In determining whether to increase basic local exchange service rates or increase the AUSF for a tier one company pursuant to this section, the commission shall take into account that company's rates and consider whether the rates are below the

statewide average.

(B)(i)(a) Through December 31, 2004, Any any rural telephone company, excluding tier one companies, that, as a result of changes caused by new or existing federal or state regulatory or statutory directives, experiences a change in intrastate or interstate switched-access services revenues, or in net revenue received from the intrastate Carrier Common Line Pool interstate access charge pools, or the Arkansas IntraLATA Toll Pool, shall be allowed to recover the reductions from the AUSF or through modifications in rates applicable to basic local exchange service. The recovered amounts shall be limited to the net reduction in revenues from all sources of support listed in subdivision (e)(4)(A) of this section and this subdivision (e)(4)(B).

(b) Beginning January 1, 2004, any rural telephone company, excluding tier one companies, that, as a result of changes caused by new or existing federal or state regulatory or statutory directives, experiences a change in intrastate or interstate switched-access services revenues, or in net revenue received from the intrastate Carrier Common Line Pool prior to January 1, 2004, interstate access charge pools, or the Arkansas IntraLATA Toll Pool, shall be allowed to recover the reductions from the AUSF or through modifications in rates applicable to basic local exchange service. The recovered amounts shall be limited to the net reduction in revenues from all sources of support listed in subdivision (e)(4)(A) of this section and this subdivision (e)(4)(B).

(ii)(a) This subdivision (e)(4)(B)(ii) shall become effective on January 1, 2004.

(b) No ILEC shall receive reimbursement from the AUSF for losses resulting from exiting the AICCLP or for a reduction of its carrier common line net revenue requirement unless:

(1) The ILEC is eligible to be in the AICCLP on January 1, 2004; and

(2)(A) The AICCLP no longer provides a mechanism by which ILECs may recover their carrier common line net revenue requirements.

(B)(i) If any provision of the AICCLP is declared invalid for any reason or preempted by any court or any administrative agency, and the Arkansas Public Service Commission determines that the provision is material, then each AICCLP member shall individually compute and charge a per-access minute carrier common line rate to fund its carrier common line net revenue requirement.

(ii) The AICCLP members

shall charge the rate under subdivision (e)(4)(B)(ii)(b)(2)(B)(i) of this section to underlying carriers.

(iii) The ILECs shall charge a reciprocal rate to other ILECs.

(iv) The commission may review the accuracy of the reciprocal rates and the per-access minute carrier common line rate charged under subdivision (e)(4)(B)(ii)(b)(2)(B) of this section.

(c) If the AICCLP fails to provide an ILEC's carrier common line net revenue requirement, the commission shall provide for concurrent recovery of the revenue loss from the AUSF, basic local exchange rates, or a combination thereof.

(C) In connection with the receipt of AUSF funds for these changes referred to in subdivisions (e)(4)(A) or (B) of this section, such shall not be conditioned upon any rate case or earnings investigation by the commission. The AUSF administrator shall verify the calculations and accuracy of the net revenue reductions, based on a comparison between:

(i) The total annual revenues received from these sources by the eligible telecommunications carrier during the most recent twelve (12) months preceding the required regulatory or statutory changes; and

(ii) The reasonable projection of total test-year annual revenue after the changes are implemented.

(D)(i)(a) Through December 31, 2003, Except except as provided in this subdivision (e)(4)(D), the intrastate Carrier Common Line Pool charges billed to carriers by the Arkansas Intrastate Carrier Common Line Pool (AICCLP) shall be determined as provided in the AICCLP tariff effective on December 31, 2000. Following April 20, 2001, carriers must continue to report RBMOUs associated with the traffic that they reported as of December 2000 except that incumbent local exchange carriers may discontinue reporting RBMOUs associated with their intracompany flat-rated optional plans that exist as of June 1, 2001. The AICCLP charges shall be adjusted to eliminate any credits to the AICCLP or to interexchange carriers that have been previously required.

(b) Beginning January 1, 2004, except as provided in this subdivision (e)(4)(D), the intrastate Carrier Common Line charges billed to ILECs and underlying carriers shall be determined at the rate of one and sixty-five hundredths cents (1.65¢) per intrastate access minute, exclusive of the amounts specified in subdivisions (e)(4)(D)(ii), (iii), and (iv) of this section. However, ILECs that are not AICCLP members may charge at a rate that is less than one and sixty-five hundredths cents (1.65¢), and may recover the difference between the

actual rate charged and one and sixty-five hundredths cents (1.65¢) as allowed under § 23-17-414(b)(3). Following April 20, 2001, carriers must continue to report RBMOUs associated with the traffic that they reported as of December, 2000, and shall continue to report through December 31, 2003, except that incumbent local exchange carriers may discontinue reporting RBMOUs associated with their intracompany flat-rated optional plans that exist as of June 1, 2001. The AICCLP charges shall be adjusted to eliminate any credits to the AICCLP or to interexchange carriers that have been previously required.

(ii)(a) There is hereby created an allocation of AICCLP funds to be known as the "Extension of Telecommunications Facilities Fund".

(b) A maximum of five hundred thousand dollars (\$500,000) per year of AICCLP funds shall be allocated to fund the Extension of Telecommunications Facilities Fund to assist in the extension of telecommunications facilities to citizens not served by the wireline facilities of an eligible telecommunications carrier.

(iii)(a)(1) There is also created an AICCLP allocation to be known as the "Arkansas Calling Plan Fund".

(2) Through December 31, 2003, the Extension of Telecommunications Facilities Fund and the Arkansas Calling Plan Fund will be funded by the AICCLP by assessing one-half (1/2) of the fund to be paid by ILECs and one-half (1/2) of the fund to be paid by all other telecommunications providers reporting intrastate retail billed minutes of use to the AICCLP.

(b) The Arkansas Calling Plan Fund shall receive a maximum of four million five hundred thousand dollars (\$4,500,000) per year to assist in funding the provision of calling plans in telephone exchanges in the state.

(iv)(a) The Through December 31, 2004, the Extension of Telecommunications Facilities Fund and the Arkansas Calling Plan Fund will be funded by the AICCLP assessing one-half (1/2) of the fund to be paid by incumbent local exchange carriers (ILECs) and one-half (1/2) of the fund to be paid by all other telecommunications providers reporting intrastate retail billed minutes of use to the AICCLP. Beginning January 1, 2004, the Extension of Telecommunications Facilities Fund and the Arkansas Calling Plan Fund will be paid by the AICCLP members, exiting ILECs, and underlying carriers as follows:

(1) Each AICCLP member and each exiting ILEC shall remit to the AICCLP administrator on a monthly basis the proportion of the total assessment each was paying before December 31, 2003, for a collective total of one-half (1/2) of those funds;

(2) Underlying carriers shall pay to the administrator a collective total of one-half (1/2) of the cost of the Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund; and

(3) Each underlying carrier shall continue to remit to the administrator on a monthly basis its portion of the underlying carrier funding requirement of the Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund, based upon the underlying carrier's share of Arkansas intrastate telecommunications services revenues and special intrastate ILEC revenues proportionate to the total Arkansas intrastate telecommunications services revenues and special intrastate ILEC revenues of all underlying carriers.

(b) Through December 31, 2003, ILECs shall be individually assessed in accordance with the proportion that the ILEC funds the AICCLP credits that are being eliminated by this section, and each other telecommunications provider shall be assessed based on its portion of the total non-ILEC intrastate retail billed minutes of use.

(c) Amounts paid by ILECs to fund either the Extension of Telecommunications Facilities Fund or the Arkansas Calling Plan Fund created by this section shall not be recoverable from the Arkansas Universal Service Fund (AUSF).

(d)(1) The assessments shall commence upon the first day of the month following April 20, 2001.

(2) The first four million dollars (\$4,000,000) shall be allocated monthly as collected to assure that the AUSF has adequate funds to compensate any retroactive claims that may be made against the AUSF due to the change in the test period resulting from the decision in AT&T Communications of the S.W., Inc. v. Arkansas Pub. Serv. Comm'n, 344 Ark. 188, 40 S.W.3d 273 (2001).

(3) Following the allocation to the AUSF, assessments shall be made with respect to the Extension of Telecommunications Facilities Fund and the Arkansas Calling Plan Fund only to the extent necessary, but not more than the maximum specified in this section, to fund any extensions of facilities or calling plans approved by the Arkansas Public Service Commission in accordance with applicable law and this section.

(v)(a) AICCLP charges determined and billed through December 2000 shall be considered final and not subject to further true up or adjustment.

(b) In addition, if an eligible telecommunications carrier was financially harmed by a court-ordered change in the test period

applicable for the AUSF funding and an alternate test period was used by the eligible telecommunications carrier for more than one (1) year, then the test period for the harmed eligible telecommunications carrier shall remain the test period originally set by the commission.

(c)(1) Unless an audit is requested prior to February 28, 2004, by a two-thirds (2/3) vote of the participating carriers of the AICCLP as it is constituted prior to January 1, 2004, then charges determined and billed through December 2003 shall be considered final and not subject to audit.

(2) The administrator of the AICCLP as it existed prior to January 1, 2004, may supervise any audit that is requested and may further take any action deemed reasonable or necessary to finalize the winding up process of the AICCLP as it existed prior to January 1, 2004;

~~(vi)(a) The commission is authorized to implement, following July 1, 2003, a phase in reduction of intrastate Carrier Common Line Pool charges until each carrier's charges are equivalent to the carrier's interstate Carrier Common Line charges, including all other federal common line recovery mechanisms such as subscriber line charges, presubscribed interexchange carrier charges, and long term support.~~

~~(b) Any reduction of intrastate Carrier Common Line Pool charges of incumbent local exchange carriers ordered by the commission shall provide for concurrent recovery of the revenue loss from the AUSF, basic local exchange rates, or a combination thereof;~~

(5) All eligible telecommunications carriers may request high-cost funding from the AUSF as necessary in the future to maintain rates for universal services that are reasonable, affordable, and comparable between urban and rural areas. Except as otherwise provided in this subchapter, the funding shall be based on all net investment, including embedded investment, and expenses incurred by the eligible telecommunications carriers in the provision of universal service. High-cost funding shall be provided to eligible telecommunications carriers as needed for the following:

(A) Investments and expenses required to provide, maintain, and support universal services;

(B) Infrastructure expenditures in response to facility or service requirements established by any legislative, regulatory, judicial authority, or governmental entity; and

(C) For other purposes deemed necessary by the commission to preserve and advance the public education and welfare;

(6) In identifying and measuring the costs of providing universal

services, exclusively for the purpose of determining high-cost funding levels under this subdivision (e)(6), eligible telecommunications carriers shall have the following options:

(A) The eligible telecommunications carrier may utilize traditional rate case methods and procedures to identify universal service revenue requirements and a residual AUSF funding requirement;

(B) The eligible telecommunications carrier may identify high-cost areas within its local exchange area, the area being no smaller than a single exchange or wire center, and perform a fully distributed allocation of cost and identification of associated revenue in order to quantify funding needs for the areas; or

(C) The commission shall adopt reasonable cost proxies that may be used by an eligible telecommunications carrier for this purpose;

(7) In calculating revenue requirements only for the purpose of establishing high-cost funding needs from the AUSF, the commission shall not fix depreciation rates. However, the commission may make reasonable adjustments to depreciation expense if an eligible telecommunications carrier's composite depreciation annual accrual rate is greater than the weighted average of composite rates for similar plant and equipment of all other telecommunications providers providing comparable services in the state. In that case, the commission may adjust depreciation expenses of the eligible telecommunications carrier to levels that would not exceed fifteen percent (15%) above a composite accrual rate comparable to the statewide weighted average; and

(8)(A)(i) The commission shall establish by regulation a grant program to make grants available to eligible telecommunications carriers for the extension of facilities to citizens unserved by wire line services of an eligible telecommunications carrier. Grants may be requested by an eligible telecommunications carrier, unserved citizens, or both.

(ii) The commission shall delegate to a trustee the administration, collection, and distribution of the Extension of Facilities Fund in accordance with the rules and procedures established by the commission. The trustee shall enforce and implement all rules and directives governing the funding, collection, and eligibility for the fund.

(B)(i) In establishing regulations for the grant program, the commission shall consider demonstrated need, the length of time the citizens have been unserved, the households affected, the best use of the funds, and the overall need for extensions throughout the state.

(ii) The commission may require each potential customer

to be served by the extension of facilities to pay up to two hundred fifty dollars (\$250) of the cost of extending facilities.

(C) The plan shall be funded by customer contributions and by the Arkansas Calling Plan Fund established by subdivision (e)(4)(D) of this section.

(D)(i) The commission shall provide quarterly reports to the Legislative Council. The reports shall include, but shall not be limited to, the number of requests for grants, the number of grants awarded, the amount awarded, and the number of additional customers served.

(ii) The commission shall notify members of the General Assembly of grants made in their districts.

(E) In order to allow time for potential applicants to request grants, no grants shall be awarded for three (3) months after the effective date of the rules establishing the program.

SECTION 6. Arkansas Code, Title 23, Chapter 17, is amended to add new sections to read as follows:

23-17-414. Arkansas Intrastate Carrier Common Line.

(a)(1) Beginning January 1, 2004, except as provided in § 23-17-404(e)(4)(D)(i)(b), intrastate carrier common line charges billed to ILECs and underlying carriers shall be determined at the rate of one and sixty-five hundredths cents (1.65¢) per intrastate access minute.

(2) The carrier common line charge is not a tax and is not affected by state laws governing taxation.

(b)(1) Each underlying carrier's monthly payment to the AICCLP shall include the sum of the underlying carrier's share of the AICCLP's net revenue requirement for the remaining incumbent local exchange carriers, the underlying carrier's portion of the Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund expense, and the AICCLP administrative expenses.

(2) Each underlying carrier's monthly payment to the AICCLP shall be based upon the underlying carrier's proportionate share of Arkansas intrastate telecommunications services revenues and special intrastate ILEC revenues to the total Arkansas intrastate telecommunications services revenue and special intrastate ILEC revenues of all underlying carriers.

(3)(A)(i) An exiting ILEC that experiences a fixed carrier common line revenue shortfall for its carrier common line net revenue requirements may recover the shortfall through increases in local rates based on the total customer access base of the exiting company.

(ii) AICCLP members shall recover their carrier common line net revenue requirement by AICCLP rate adjustment and through the AICCLP.

(iii) If the fixed carrier common line revenue shortfall is distributed throughout the total customer access base, then each independent ILEC within the total customer access base shall receive from the distribution its share of the shortfall.

(B) An exiting ILEC that seeks to recover its carrier common line revenue shortfall is not required to recover equally from each class of customers.

(C)(i) An exiting ILEC may recover its fixed carrier common line revenue shortfall from any intrastate rate other than access charges.

(ii) Any AICCLP member may recover its AICCLP rate adjustment from any intrastate rate other than access charges.

(D) An exiting ILEC that reduces its carrier common line charge of one and sixty-five hundredths cents (1.65¢) may recover the shortfall through increases in local rates.

(4) This section shall not limit a carrier's ability to adjust its rates under §§ 23-17-406, 23-17-407, or 23-17-408.

(5) This section shall not limit a carrier's ability to increase its local rates under § 23-17-412.

(6) Any AICCLP rate adjustment charge shall not limit an AICCLP member's ability to adjust rates under § 23-17-412.

(7)(A) No toll reseller shall be required to pay to an ILEC or to the AICCLP any portion of an underlying carrier's common line net revenue obligation unless the ILEC is the toll reseller's underlying carrier.

(B) If an ILEC is a toll reseller's underlying carrier, then unless agreed otherwise, between the toll reseller and the ILEC, the toll reseller shall report the special intrastate ILEC revenue to the administrator and shall pay all amounts due the AICCLP for the revenue.

(c)(1) The Arkansas Public Service Commission shall adopt all rules relating to the membership, operation, management, and administration of the AICCLP as it will be constituted after December 31, 2003.

(2) The commission may adopt rules under subdivision (c)(1) of this section after it appoints the members of the Arkansas Intrastate Carrier Common Line Pool Advisory Procedural Board and selects an AICCLP administrator.

(d) The commission may terminate a carrier's certificate of convenience and necessity if the carrier fails to comply with AICCLP procedures or fails to make a payment due under this section.

(e)(1) The commission shall choose an AICCLP administrator on or before June 1, 2003.

(2) The administrator shall manage the collection and distribution of the carrier common line net revenue requirements, in accordance with the rules and procedures established by the commission and consistent with this section.

(3) The administrator shall enforce and implement all rules and directives governing the funding, collection, and eligibility for the AICCLP membership.

(4) The administrator shall determine the total monthly amount due to the AICCLP, from AICCLP members, exiting ILECs, and underlying carriers, based upon the sum of the monthly carrier common line net revenue requirement of AICCLP members, funding requirements for the Arkansas Calling Plan Fund and the Extension of Telecommunications Facilities Fund, and the AICCLP administrative fees.

(5) The administrator shall provide monthly and annual reports to the commission concerning the operation of the AICCLP.

(6) Any information considered proprietary by the administrator shall be treated as confidential unless the commission determines that the administrator erred in the determination.

(7) The AICCLP administrator and the Arkansas Universal Services Fund administrator may share confidential information to determine the amounts due or the accuracy of information submitted by ILECs and underlying carriers.

(8)(A) Any ILEC that was designated as a non-tier one ILEC under Act 77 of 1997, as of December 31, 1997, and had fewer than fifty thousand (50,000) access lines as of December 31, 1997, shall be eligible to be a member of the AICCLP beginning January 1, 2004.

(B)(i) The maximum that a non-tier one company under subdivision (e)(8)(A) of this section may draw, based on its total customer access base, shall be one million three hundred thousand dollars (\$1,300,000) annually.

(ii) If a non-tier one company under subdivision (e)(8)(A) of this section is entitled to receive more than one million three hundred thousand dollars (\$1,300,000) annually, then the administrator shall assess a prorated charge to each ILEC associated with the total customer access base that is based upon the ILEC's proportionate share of the total net revenue requirement of all ILECs within the total customer base.

(f)(1) Beginning January 1, 2004, no ILEC that had a total customer access base of more than fifty thousand (50,000) access lines as of December 31, 1997, shall be a member of AICCLP.

(2) An ILEC that had a total customer access base of fifty thousand (50,000) or fewer access lines as of December 31, 1997, may, after sixty (60) days

notice to the commission and the administrator, terminate its membership in the AICCLP, and may not thereafter again become a member of the AICCLP.

(g)(1) If an ILEC terminates its membership in the AICCLP, after January 1, 2004, then its total customer access base must exit the pool as a single unit.

(2) If an ILEC terminates its membership in the AICCLP, after January 1, 2004, then its fixed carrier common line revenue shortfall shall be calculated using relevant data from the data development period identified in subdivision (h)(4)(B)(ii) of this section.

(h)(1) The administrator shall determine the amounts to be paid to AICCLP members on a monthly basis and shall determine any fixed or varying amounts due the pool from AICCLP members, exiting ILECs, and underlying carriers.

(2) The administrator shall provide notice to AICCLP members, other ILECs, and underlying carriers concerning calculations related to each entity and shall bill all carriers for any amounts due the pool.

(3) The administrator shall use the appropriate data development period to determine the calculations for AICCLP members' carrier common line net revenue requirement.

(4)(A) For each ILEC exiting the pool on December 31, 2003, the administrator shall use the appropriate data to determine the payment that the exiting ILECs shall pay the pool to fund their portion of the Arkansas Calling Plan Fund and Extension of Telecommunications Facilities Fund.

(B)(i) The data development period for all ILECs, except for AICCLP members exiting the pool after January 1, 2004, shall be the ILECs' billing months of June, July, and August 2003.

(ii) If an AICCLP member exits the AICCLP after January 1, 2004, its data development period to determine the ILEC's fixed carrier common line revenue shortfall shall be the three-month period immediately preceding its exit.

(i) No later than the twenty-second day or the next business day thereafter of July, 2003, if the twenty-second day falls on a weekend or holiday; and no later than the twenty-second day, or the next business day of each month thereafter, if the twenty-second day falls on a weekend or holiday, each underlying carrier and AICCLP member shall report to the administrator its previous month's data necessary for AICCLP calculations.

(j)(1) On December 31, 2003, and the last business day of each month thereafter, the administrator shall cause notice to be sent to each underlying carrier, AICCLP member, and exiting ILEC the amount due, based on the previous month's data as submitted to the administrator.

(2) Each underlying carrier, AICCLP member, and exiting ILEC shall

remit payment due under subdivision (j)(1) of this section to the administrator by no later than the last business day of the following month.

(3) The administrator shall make all reasonable efforts to ensure that AICCLP members receive payment of their monthly net carrier common line revenue requirement by February 10, 2004, and by the tenth day of each month thereafter.

23-17-415. Arkansas Intrastate Carrier Common Line Pool Advisory Procedural Board.

(a) The Arkansas Intrastate Carrier Common Line Pool Advisory Procedural Board is not a government entity under Arkansas law and shall not be considered a government entity for any purpose.

(b) The Arkansas Public Service Commission shall adopt all rules relating to the operation of the board that are reasonably necessary to implement this section.

(c) The board shall serve in an advisory capacity and may:

(1) Propose tariffs and rules to the commission;

(2) Propose amendments to its procedures for the operation, administration, and audit of the AICCLP;

(3) Advise the commission on other matters reasonably related to the operation of the AICCLP and the board;

(4) Meet by teleconference or by other technological means; and

(5) Provide recommendations and reports to the commission.

(d) The board shall be composed of two (2) representatives of underlying carriers and five (5) representatives of ILECs who are members of the AICCLP as follows:

(1) The two (2) underlying carriers' representatives shall be the first two (2) willing representatives of the largest underlying carriers, as determined by the AICCLP administrator, based upon the carriers' portion of the Arkansas intrastate telecommunications service revenues and special intrastate ILEC revenues;

(2)(A) The commission shall determine the appropriate underlying carrier and ILEC member representatives on or before June 1 of each year.

(B) The commission shall approve any ILEC representative if the proposed representative's name is submitted by a two-thirds (2/3) majority of all ILEC members of the AICCLP for any open ILEC position on the board; and

(3)(A) The five (5) ILEC representatives of AICCLP members shall be willing representatives of ILECs who are members of the AICCLP.

(B)(i) The five (5) ILEC representatives will serve staggered five (5) year terms with the terms to be determined by lot at the first meeting of the board.

(ii) A representative may serve unlimited terms.

(C) No ILEC or underlying carrier may be represented by more than one (1) board member.

(e) The Arkansas Intrastate Carrier Common Line Pool Advisory Procedural Board shall begin operations as of the date the commission appoints the first administrator.

SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas, that lowering and stabilizing the carrier common line rate will promote lower telephone toll rates for Arkansas residents and will encourage economic development; that this act is immediately necessary to implement the administrative changes necessary to reduce the carrier common line rate by January 1, 2004; and that any delay in the effective date of this act could create an undue burden upon Arkansas citizens and could work irreparable harm upon the efficient provision of telecommunications services throughout Arkansas. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.”

/s/ Jeff Gillespie

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Lewellen, **HOUSE BILL NO. 2783** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2783

Amend **HOUSE BILL NO. 2783** as originally introduced:

Delete everything after the Enacting clause and substitute the following:

"SECTION 1. (a) If adequate funds are available, the Department of Human Services shall develop a program to make training available to family members to enable the family members to care for their elderly loved ones in their homes in lieu of placing the elderly loved ones in institutions.

(b) The department shall seek federal funding from the Centers for Medicare and Medicaid Services for some or all of the training costs."

/s/ John Lewellen

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hathorn, **HOUSE BILL NO. 2298** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2298

Amend **HOUSE BILL NO. 2298** as originally introduced:

Delete the title and substitute the following:

"AN ACT TO PROVIDE FOR AN OFFICE OF DEPUTY PROSECUTING ATTORNEY FOR THE TWENTIETH JUDICIAL DISTRICT TO BE LOCATED IN SEARCY COUNTY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle and substitute the following:

"AN ACT TO PROVIDE FOR AN OFFICE OF DEPUTY PROSECUTING ATTORNEY TO BE LOCATED IN SEARCY COUNTY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Pursuant to the direction of the Prosecution Coordination Commission, a part-time Deputy Prosecuting Attorney, from any additional

personnel provided to the Prosecution Coordination Commission by the Eighty-fourth General Assembly, shall be situated in Searcy County, within the Twentieth Judicial District.

SECTION 2. (a) Searcy County shall continue to bear the responsibility and expense of providing, at the county's expense through an annual appropriation, the following, at sufficient levels for operation, but not less than the amounts appropriated by ordinance in effect February 1, 2003, the cost of facilities, equipment, supplies, salaries, and benefits of existing support staff, and other office expenses for the elected prosecuting attorney and deputy prosecuting attorney, and any other line item appropriation as approved in the 2003 county budget except for deputy prosecuting attorney salary and benefits.

(b) The county shall provide compensation of additional expenses within the office of the prosecuting attorney and deputy prosecuting attorney when approved by the quorum court."

/s/ Mike Hathorn

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hathorn, **HOUSE BILL NO. 2395** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2395

Amend **HOUSE BILL NO. 2395** as originally introduced:

Delete SECTION 1 and substitute the following:

"SECTION 1. (a) At any time more than ten (10) days before a civil trial begins, any party may serve upon the adverse party an offer to allow judgment to be taken against him or her for the money or property or to the effect specified in his or her offer, with costs then accrued.

(b) If within ten (10) days after the service of the offer the adverse party serves written notice that the offer is accepted, either party may then file the offer and notice of acceptance together with proof of service thereof and judgment shall be entered.

(c) An offer not accepted shall be deemed withdrawn and evidence thereof is not admissible except in a proceeding to determine costs.

(d) If the judgment exclusive of interest from the date of offer finally obtained by the offeree is not more favorable than the offer, the offeree shall pay the costs incurred after the making of the offer.

(e) The fact that an offer is made but not accepted does not preclude a subsequent offer.

(f) When the liability of one party to another has been determined by verdict or order or judgment, but the amount or extent of liability remains to be determined by further proceedings, the party adjudged liable may make an offer of judgment, which shall have the same effect as an offer made before trial if it is served within a reasonable time not less than ten (10) days prior to the commencement of hearings to determine the amount or extent of liability.

(g) For purposes of this section, the term "costs" is defined as reasonable litigation expenses, excluding attorney's fees."

/s/ Mike Hathorn

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Napper, **HOUSE BILL NO. 2279** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2279

Amend **HOUSE BILL NO. 2279** as originally introduced:

Page 1, delete the Title and substitute the following:

“AN ACT TO EXTEND HEALTH INSURANCE POOL ELIGIBILITY TO INDIVIDUALS WHO ARE ELIGIBLE FOR TAX CREDITS FOR HEALTH INSURANCE COVERAGE UNDER THE TRADE ADJUSTMENT ASSISTANCE REFORM ACT OF 2002; TO MAKE THE POOL ELIGIBLE FOR FEDERAL FUNDS TO OFFSET LOSSES TO THE POOL; AND FOR OTHER PURPOSES.”

AND

Page 1, delete the Subtitle and substitute the following:

“TO EXTEND POOL ELIGIBILITY TO INDIVIDUALS WHO ARE ELIGIBLE FOR CERTAIN FEDERAL TAX CREDITS FOR HEALTH INSURANCE COVERAGE; TO MAKE THE POOL ELIGIBLE FOR FEDERAL FUNDS TO OFFSET LOSSES TO THE POOL.”

AND

Page 1, delete everything after the enacting clause and substitute the following:

“SECTION 1. Arkansas Code § 23-79-501, relating to the purpose of the Act, is amended to read as follows:

23-79-501. Purpose.

(a)(1) Act 1339 of 1995 established the Arkansas Comprehensive Health Insurance Pool as a state program that was intended to provide an alternate market for health insurance for certain uninsurable Arkansas residents, and further this subchapter is intended to provide for the successor entity that will provide the acceptable alternative mechanism as described in the federal Health Insurance Portability and Accountability Act of 1996 for providing portable and accessible individual health insurance coverage for federally eligible individuals as defined in this subchapter.

(2) This subchapter further is intended to provide a health insurance coverage option for persons eligible for a federal income tax credit under section 35 of the Internal Revenue Code, as created by the Trade Adjustment Assistance Reform Act of 2002 or as subsequently amended.

(b) The General Assembly declares that it intends for this program to provide portable and accessible individual health insurance coverage for every federally eligible individual who qualifies for coverage in accordance with § 23-79-509(b) as a federally eligible individual or as a qualified trade adjustment assistance eligible person, but does not intend for every eligible person who qualifies for pool coverage

in accordance with § 23-79-509 to be guaranteed a right to be issued a policy under this pool as a matter of entitlement.

SECTION 2. Arkansas Code § 23-79-503, relating to Definitions, is amended to read as follows:

23-79-503. Definitions.

For the purposes of this subchapter, the following definitions apply:

(1) "Agent" means any person who is licensed to sell health insurance in this state;

(2) "Board" means the Board of Directors of the Arkansas Comprehensive Health Insurance Pool;

(3) "Church plan" has the same meaning given that term in the federal Health Insurance Portability and Accountability Act of 1996;

(4) "Commissioner" means the Insurance Commissioner for the State of Arkansas;

(5) "Continuation coverage" means continuation of coverage under a group health plan or other health insurance coverage for former employees or dependents of former employees that would otherwise have terminated under the terms of that coverage pursuant to any continuation provisions under federal or state law, including the Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA), as amended, § 23-86-114 of the Arkansas Insurance Code, § 23-60-101 et seq., or any other similar requirement in another state;

(6) "Covered person" means a person who is and continues to remain eligible for pool coverage and is covered under one (1) of the plans offered by the pool;

(7)(A) "Creditable coverage" means, with respect to a federally eligible individual or a qualified trade adjustment assistance eligible person, coverage of the individual under any of the following:

(i) A group health plan;

(ii) Health insurance coverage, including group health insurance coverage;

(iii) Medicare;

(iv) Medical assistance;

(v) 10 U.S.C. § 1071 et seq.;

(vi) A medical care program of the Indian Health Service or of a tribal organization;

(vii) A state health benefits risk pool;

(viii) A health plan offered under 5 U.S.C. § 8901 et seq.;

(ix) A public health plan, as defined in regulations

consistent with § 104 of the Health Care Portability and Accountability Act of 1996 that may be promulgated by the Secretary of the Department of Health and Human Services; and

(x) A health benefit plan under § 5(e) of the Peace Corps Act, 22 U.S.C. § 2504(e).

(B) Creditable coverage does not include:

(i) Coverage consisting solely of coverage of excepted benefits as defined in § 2791(C) of Title XXVII of the Public Health Services Act, 42 U.S.C. § 300(gg-91); or

(ii)(a) Any period of coverage under subdivisions (7)(A)(i)-(x) of this section that occurred before a break of more than sixty-three (63) days during all of which the individual was not covered under subdivisions (7)(A)(i)-(x) of this section.

(b) Any period that an individual is in a waiting period for any coverage under a group health plan or for group health insurance coverage or is in an affiliation period under the terms of health insurance coverage offered by a health maintenance organization shall not be taken into account in determining if there has been a break of more than sixty-three (63) days in any creditable coverage;

(8) "Department" means the State Insurance Department;

(9) "Excess or stop-loss coverage" means an arrangement whereby an insurer insures against the risk that any one (1) claim will exceed a specific dollar amount or that the entire loss of a self-insurance plan will exceed a specific amount;

(10) "Federally eligible individual" means an individual resident of Arkansas:

(A)(i) For whom, as of the date on which the individual seeks pool coverage under § 23-79-509, the aggregate of the periods of creditable coverage is eighteen (18) or more months; and

(ii) Whose most recent prior creditable coverage was under group health insurance coverage offered by an insurer, a group health plan, a governmental plan, or a church plan, or health insurance coverage offered in connection with any such plans;

(B) Who is not eligible for coverage under:

(i) A group health plan;

(ii) Part A or Part B of Medicare; or

(iii) Medical assistance and does not have other health insurance coverage;

(C) With respect to whom the most recent coverage within the

coverage period described in subdivision (10)(A)(i) of this section was not terminated based upon a factor related to nonpayment of premiums or fraud;

(D) If the individual has been offered the option of continuation coverage under a Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA) continuation provision or under a similar state program, who elected such coverage; and

(E) Who, if the individual elected such continuation coverage, has exhausted such continuation coverage under such provision or program;

(11) "Group health plan" has the same meaning given that term in the federal Health Insurance Portability and Accountability Act of 1996;

(12) "Governmental plan" has the same meaning given that term in the federal Health Insurance Portability and Accountability Act of 1996;

(13)(A) "Health insurance" means any hospital and medical expense-incurred policy, certificate, or contract provided by an insurer, hospital or medical service corporation, health maintenance organization, or any other health care plan or arrangement that pays for or furnishes medical or health care services whether by insurance or otherwise, and includes any excess or stop-loss coverage.

(B) The term does not include long-term care, disability income, short-term, accident, dental-only, vision-only, fixed indemnity, limited-benefit or credit insurance, coverage issued as a supplement to liability insurance, insurance arising out of workers' compensation or similar law, automobile medical-payment insurance, or insurance under which benefits are payable with or without regard to fault and which is statutorily required to be contained in any liability insurance policy or equivalent self-insurance;

(14) "Health maintenance organization" shall have the same meaning as defined in § 23-76-102;

(15) "Hospital" shall have the same meaning as defined in § 20-9-201;

(16) "Individual health insurance coverage" means health insurance coverage offered to individuals in the individual market, but does not include short-term, limited-duration insurance;

(17) "Insurer" means any entity that provides health insurance, including excess or stop-loss health insurance in the State of Arkansas. For the purposes of this subchapter, "insurer" includes an insurance company, medical services plans, hospital plans, hospital medical service corporations, health maintenance organizations, fraternal benefits society, or any other entity providing a plan of health insurance or health benefits subject to state insurance regulation;

(18) "Medical assistance" means the state medical assistance program provided under Title XIX of the Social Security Act or under any similar

program of health care benefits in a state other than Arkansas;

(19)(A) "Medically necessary" means that a service, drug, supply, or article is necessary and appropriate for the diagnosis or treatment of an illness or injury in accord with generally accepted standards of medical practice at the time the service, drug, or supply is provided. When specifically applied to a confinement it further means the diagnosis or treatment of the covered person's medical symptoms or condition cannot be safely provided to that person as an outpatient.

(B) A service, drug, supply, or article shall not be medically necessary if it:

(i) Is investigational, experimental, or for research purposes;

(ii) Is provided solely for the convenience of the patient, the patient's family, physician, hospital, or any other provider;

(iii) Exceeds in scope, duration, or intensity that level of care that is needed to provide safe, adequate, and appropriate diagnosis or treatment;

(iv) Could have been omitted without adversely affecting the covered person's condition or the quality of medical care; or

(v) Involves the use of a medical device, drug, or substance not formally approved by the United States Food and Drug Administration;

(20) "Medicare" means coverage under Part A and Part B of Title XVII of the Social Security Act, 42 U.S.C. § 1395 et seq.;

(21) "Physician" means a person licensed to practice medicine as duly licensed by the State of Arkansas;

(22) "Plan" means the comprehensive health insurance plan as adopted by the board or by rule;

(23) "Plan administrator" means the insurer designated under § 23-79-508 to carry out the provisions of the plan of operation;

(24) "Plan of operation" means the plan of operation of the pool, including articles, bylaws, and operating rules adopted by the board pursuant to this subchapter;

(25) "Provider" means any hospital, skilled nursing facility, hospice, home health agency, physician, pharmacist, or any other person or entity licensed in Arkansas to furnish medical care, articles and supplies;

(26) "Qualified high risk pool" has the same meaning given that term in the federal Health Insurance Portability and Accountability Act of 1996; and

(27) "qualified trade adjustment assistance eligible person" means a

person who is a trade adjustment assistance eligible person as defined by this section and for whom, on the date an application for the individual is received by the pool under § 23-79-509, has an aggregate of at least three (3) months of creditable coverage without a break in such coverage of sixty-three (63) days or more;

~~(27)~~(28) "Resident eligible person" means a person who:

(A) Has been legally domiciled in the State of Arkansas ~~for:~~

(i) ~~For a period of at least thirty (30) days one (1) year~~
and continues to be domiciled in Arkansas; ~~and or~~

(ii) For a period of at least thirty (30) days, continues to be domiciled in Arkansas, and was covered under a Qualified High Risk Pool in another state up until sixty-three (63) days or less prior to the date that the pool receives his or her application for coverage; and

(B) Is not eligible for coverage under:

(i) A group health plan;

(ii) Part A or Part B of Medicare; or

(iii) Medical assistance as defined in this section and does not have other health insurance coverage as defined in this section; ~~and~~

(29) "Trade adjustment assistance eligible person" means a person who is legally domiciled in the State of Arkansas on the date of application to the pool and is eligible for the tax credit for health insurance coverage premiums under section 35 of the Internal Revenue Code of 1986.

SECTION 3. Arkansas Code § 23-79-507, relating to the funding of the pool, is amended to read as follows:

23-79-507. Funding of pool.

(a) Premiums.

(1) The Arkansas Comprehensive Health Insurance Pool shall establish premium rates for plan coverage as provided in subdivision (a)(2) of this section. Separate schedules of premium rates based on age, sex, and geographical location may apply for individual risks. Premium rates and schedules shall be submitted to the Insurance Commissioner for approval prior to use.

(2)(A) The pool, with the assistance of the commissioner, shall determine a standard risk rate by considering the premium rates charged by other insurers offering health insurance coverage to individuals in Arkansas. The standard risk rate shall be established using reasonable actuarial techniques and shall reflect anticipated experience and expenses for the coverage.

(B) ~~Initial rates~~ Rates for plan coverage shall not ~~be less than~~ exceed one hundred fifty percent (150%) of rates established as applicable for individual standard risks in Arkansas. Subject to the limits provided in this

subdivision (a)(2), subsequent rates shall be established to help provide for the expected costs of claims including recovery of prior losses, expenses of operation, investment income of claim reserves, and any other cost factors subject to the limitations described herein. ~~In no event shall plan rates exceed two hundred percent (200%) of rates applicable to individual standard risks.~~

(b) Sources of Additional Revenue.

(1) In addition to the powers enumerated in § 23-79-506, the pool shall have the authority to assess insurers in accordance with the provisions of this section and to make advance interim assessments as may be reasonable and necessary for the pool's organizational and interim operating expenses. Any such interim assessments ~~are to~~ may be credited as offsets against any regular assessments due following the close of the fiscal year.

(2) Following the close of each fiscal year, the plan administrator shall determine the net premiums, i.e., premiums less administrative expense allowances, the pool expenses of administration and operation and the incurred losses for the year, taking into account investment income and other appropriate gains and losses. The deficit incurred by the pool not otherwise recouped under subdivisions (b)(9) or (e) of this section shall be recouped by assessments apportioned by the Board of Directors of the Arkansas Comprehensive Health Insurance Pool among insurers.

(3) Each insurer's assessment shall be determined by multiplying the total assessment of all insurers as determined in subdivision (b)(2) of this section by a fraction, the numerator of which equals that insurer's premium and subscriber contract charges for health insurance written in the state during the preceding calendar year and the denominator of which equals the total of all health insurance premiums by all insurers.

(4) If assessments or other funds received under subdivisions (b)(9) or (e) of this section or any combination of the assessments and funds exceed the pool's actual losses and administrative expenses, the excess shall be held at interest and used by the board to offset future losses or to reduce future assessments. As used in this subsection, "future losses" includes reserves for incurred but not reported claims.

(5) Each insurer's assessment shall be determined annually by the board based on annual statements and other reports deemed necessary by the board and filed by the insurer with the board or the commissioner.

(6)(A) An insurer may petition the commissioner for an abatement or deferment of all or part of an assessment imposed by the board. The commissioner may abate or defer, in whole or in part, the assessment if, in the opinion of the commissioner, payment of the assessment would endanger the ability of the insurer

to fulfill its contractual obligations.

(B) In the event an assessment against an insurer is abated or deferred in whole or in part, the amount by which the assessment is abated or deferred shall be assessed against the other insurers in a manner consistent with the basis for assessments set forth in this subsection. The insurer receiving the abatement or deferment shall remain liable to the plan for the deficiency for four (4) years.

~~(7) From July 1, 1997, until December 31, 1997, if the board issues an assessment upon insurers, the board will utilize the method of calculating the assessment consistent with the provisions set forth in this subchapter, provided however, for purposes of this interim period assessment, insurers shall be defined as any individual, corporation, association, partnership, fraternal benefits society, or any other entity engaged in the health insurance business, except insurance agents or brokers. This term shall also include medical services plans, hospital plans, health maintenance organizations, and self-insurance arrangements, which shall be designated as engaged in the business of insurance for the purposes of this interim period assessment. For all assessments issued by the board, beginning January 1, 1998, only those individuals, corporations, associations, or other entities defined as an insurer in § 23-79-503(17) shall be subject to assessment.~~

(8) In the event the board fails to act within a reasonable period of time to recoup by assessment any deficit incurred by the pool, the commissioner shall have all the powers and duties of the board under this chapter with respect to assessing insurers.

(9) The General Assembly further intends that the Comprehensive Health Insurance Pool be eligible for, and for the pool, its board, or other officers of state government, as appropriate, to take steps necessary to obtain, federal grant funds to offset losses of the pool, including such funds made available under the Trade Adjustment Assistance Reform Act of 2002.

(c) Assessment Offsets.

(1)(A) Any assessment may be offset in an amount equal to the amount of the assessment paid to the pool against the premium tax payable by that insurer for the year in which the assessment is levied or for the four (4) years subsequent to that year.

(B) No offset shall be allowed for any penalty assessed under subdivision (d)(1) of this section.

(2) Notwithstanding any provisions of this subchapter to the contrary, no insurer may be assessed in any one (1) calendar year an amount greater than the amount which that insurer paid to the state in the previous year as premium tax

on the business to which this tax applies, or one-hundredth of one percent (0.01%) of the total written premiums on the business in this state, whichever is greater.

(d)(1) All assessments and fees shall be due and payable upon receipt and shall be delinquent if not paid within thirty (30) days of the receipt of the notice by the insurer. Failure to timely pay the assessment will automatically subject the insurer to a ten percent (10%) penalty, which will be due and payable within the next thirty-day period. The board and the commissioner shall have the authority to enforce the collection of the assessment and penalty in accordance with the provisions of this subchapter and the Arkansas Insurance Code, § 23-60-101 et seq. The board may waive the penalty authorized by this subsection if it determines that compelling circumstances exist which justify such waiver.

(2) The board and the commissioner shall have the authority to enforce the collection of the assessment and penalty in accordance with the provisions of this subchapter and the Arkansas Insurance Code, § 23-60-101 et seq. The board may waive the penalty authorized by this subsection if it determines that compelling circumstances exist which justify the waiver.

(e) Payment from the State Insurance Department Trust Fund.

(1)(A) Following the close of each fiscal year, the board and the plan administrator shall determine whether the pool has incurred a deficit as calculated under subdivision (b)(2) of this section.

(B) If a deficit under subdivision (b)(2) of this section has been incurred, the State Insurance Department shall, during the next fiscal year, transfer for deposit into the pool, from the State Insurance Department Trust Fund, in equal quarterly installments, a sum equal to the deficit from those funds in the State Insurance Department Trust Fund that are in excess of the amount needed to meet the requirements of the approved annual budget for the applicable fiscal year but not to exceed eight million dollars (\$8,000,000).

(2) For any fiscal year in which the board and the plan administrator determine that the pool did not incur a deficit as calculated under subdivision (b)(2) of this section, the State Insurance Department shall not, during the following fiscal year, transfer any funds to the pool from the State Insurance Department Trust Fund under subdivision (e)(1)(B) of this section.

SECTION 4. Arkansas Code § 23-79-509, relating to the plan eligibility, is amended to read as follows:

23-79-509. Plan eligibility.

(a) ~~Resident Eligible Person~~ General Eligibility Requirements. The following requirements apply to a resident eligible person or a trade adjustment assistance eligible person in order for the person to be eligible for plan coverage:

(1) Except as provided in subdivision (a)(2) or subsection (b) of this section, any individual person who meets the definition of resident eligible person as defined by ~~§ 23-79-503(27)~~ § 23-79-503(28), or a trade adjustment assistance eligible person as defined by § 23-79-503(29), and is either a citizen of the United States or an alien lawfully admitted for permanent residence who continues to be a resident of this state shall be eligible for plan coverage if evidence is provided of:

(A) A notice of rejection or refusal by an insurer to issue substantially similar individual health insurance coverage by reason of the existence or history of a medical condition or upon such other evidence the Board of Directors of the Arkansas Comprehensive Health Insurance Pool deems sufficient in order to verify that the applicant is unable to obtain the coverage from an insurer due to the existence or history of a medical condition; or

(B)(i) A refusal by an insurer to issue individual health insurance coverage, except at a rate which the board determines is substantially in excess of the applicable plan rate.

(ii) A rejection or refusal by a group health plan or insurer offering only stop-loss or excess-of-loss insurance or contracts, agreements, or other arrangements for reinsurance coverage with respect to the applicant shall not be sufficient evidence under this subsection; or

(C) Evidence that the applicant was covered under a Qualified High Risk Pool of another state, provided the coverage terminated no more than sixty-three (63) days prior to the date the pool receives the applicant's application for coverage, and the other state's Qualified High Risk Pool did not terminate the person's coverage for fraud;

(2) A person shall not be eligible for coverage under the plan if:

(A) The person has or obtains health insurance coverage substantially similar to or more comprehensive than a plan policy or would be eligible to have coverage if the person elected to obtain it, except that:

(i) A person may maintain other coverage for the period of time the person is satisfying any waiting period for a preexisting condition under a plan policy; and

(ii) A person may maintain plan coverage for the period of time the person is satisfying a waiting period for a preexisting condition under another health insurance policy intended to replace the plan policy;

(B) The person is determined to be eligible for health care benefits under Title XIX of the Social Security Act;

(C) The person has previously terminated plan coverage unless twelve (12) months have elapsed since termination of coverage;

(D) The person fails to pay the required premium under the covered person's terms of enrollment and participation, in which event the liability of the plan shall be limited to benefits incurred under the plan for the same period for which premiums had been paid and the covered person remained eligible for plan coverage;

(E) The plan has paid a total of one million dollars (\$1,000,000) in benefits on behalf of the covered person;

(F) The person is a resident of a public institution; or

(G) The person's premium is paid for or reimbursed under any government-sponsored program or by any government agency, foundation, health care facility, or health care provider, except as an otherwise qualifying full-time employee or dependent of such an employee of a government agency, foundation, health care facility, or health care provider;

(3) The board or the plan administrator shall require verification of residency and may require any additional information, documentation, or statements under oath whenever necessary to determine plan eligibility or residency;

(4) Coverage shall cease:

(A) On the date a person is no longer a resident of the State of Arkansas;

(B) On the date a person requests coverage to end;

(C) On the death of the covered person;

(D) On the date state law requires cancellation of the policy; or

(E) At the plan's option, thirty (30) days after the plan makes any written inquiry concerning a person's eligibility or place of residence to which the person does not reply; and

(5) Except under the conditions set forth in subdivision (a)(4) of this section, the coverage of any person who ceases to meet the eligibility requirements of this section shall be terminated at the end of the current policy period for which the necessary premiums have been paid.

(b) ~~Federally Eligible Individual~~ Persons eligible for guaranteed issuance of coverage. The following requirements apply to a federally eligible individual or a qualified trade adjustment assistance eligible person in order for such individual to be eligible for plan coverage:

(1) Notwithstanding the requirements of subsection (a) of this section, any federally eligible individual or a qualified trade adjustment assistance eligible person for whom a plan application, and such enclosures and supporting documentation as the board may require, is received by the board within sixty-three (63) days after the termination of prior creditable coverage for reasons other than

nonpayment of premium or fraud that covered the applicant shall qualify to enroll in the plan under the portability provisions of this subsection;

(2) Any ~~federally-eligible~~ individual seeking plan coverage under this subsection must submit with his or her application evidence, including acceptable written certification of previous creditable coverage, that will establish to the board's satisfaction that he or she meets all of the requirements to be a federally eligible individual or a qualified trade adjustment assistance eligible person and is currently and permanently residing in the State of Arkansas as of the date his or her application was received by the board;

(3) A period of creditable coverage shall not be counted, with respect to qualifying an applicant for plan coverage as a ~~federally-eligible~~ individual under this subsection, if after such period and before the application for plan coverage was received by the board, there was at least a sixty-three-day period during all of which the individual was not covered under any creditable coverage;

(4) Any ~~federally-eligible~~ individual who the board determines qualifies for plan coverage under this subsection shall be offered his or her choice of enrolling in one of the alternative portability plans which the board is authorized under this subsection to establish for ~~these federally-eligible~~ such individuals;

(5)(A) The board shall offer a choice of health-care coverages consistent with major medical coverage under the alternative plans authorized by this subsection to every ~~federally-eligible~~ individual qualifying for coverage under this subsection. The coverages to be offered under the plans, the schedule of benefits, deductibles, copayments, coinsurance, exclusions, and other limitations shall be approved by the board.

(B) One (1) optional form of coverage shall be comparable to comprehensive health insurance coverage offered in the individual market in the State of Arkansas or a standard option of coverage available under the individual health insurance laws of the State of Arkansas. The standard plan that is authorized by § 23-79-510 may be used for this purpose.

(C) The board may also offer a preferred provider option and such other options as the board determines may be appropriate for ~~these federally-eligible~~ individuals who qualify for plan coverage pursuant to this subsection;

(6) Notwithstanding the requirements of § 23-79-510(f), any plan coverage that is issued to ~~federally-eligible~~ individuals who qualify for plan coverage pursuant to the portability provisions of this subsection shall not be subject to any preexisting conditions exclusion, waiting period, or other similar limitation on coverage;

(7) ~~Federally-eligible individuals~~ Individuals who qualify and enroll in

the plan pursuant to this subsection shall be required to pay such premium rates as the board shall establish and approve in accordance with the requirements of § 23-79-507(a); and

(8) The total premium, without regard to any subsidy of premium, for individuals who qualify and enroll in the plan pursuant to this subsection shall not be greater than a similarly situated individual qualifying for pool coverage under subsection (a) of this section; and

~~(8)~~(9) A federally eligible individual who qualifies and enrolls in the plan pursuant to this subsection must continue to satisfy all of the other eligibility requirements of this subchapter to the extent not inconsistent with the federal Health Insurance Portability and Accountability Act of 1996 in order to maintain continued eligibility for coverage under the plan.

(c) Any person who was issued a policy pursuant to the provisions of Act 1339 of 1995 shall be deemed continuously covered consistent with the terms of this subchapter and reissued a new policy in accordance with the provisions of this subchapter.

SECTION 5. Arkansas Code § 23-79-510(f), relating to pre-existing conditions, is amended to read as follows:

(f) Preexisting Conditions.

(1) Except for federally eligible individuals or qualified trade adjustment assistance eligible persons qualifying for plan coverage under § 23-79-509(b) or resident eligible persons or trade adjustment assistance eligible persons who qualify for and elect to purchase the waiver authorized in subdivision (f)(2) of this section, plan coverage shall exclude charges or expenses incurred during the first six (6) months following the effective date of coverage as to any condition if:

(A) The condition has manifested itself within the six-month period immediately preceding the effective date of coverage in such a manner as would cause an ordinary prudent person to seek diagnosis, care, or treatment; or

(B) Medical advice, care, or treatment was recommended or received within the six-month period immediately preceding the effective date of the coverage.

(2) Waiver. The preexisting condition exclusions as set forth in subdivision (f)(1) of this section will be waived to the extent to which the resident eligible person or trade adjustment assistance eligible person:

(A) Has satisfied similar exclusions under any prior individual health insurance coverage ~~or group health plan~~ that was involuntarily terminated;

~~(B) Is ineligible for any continuation coverage that would continue or provide substantially similar coverage following that termination; and~~

~~(C)~~(B) Has applied for plan coverage not later than thirty (30) days following the involuntary termination. For each resident eligible person or trade adjustment assistance eligible person who qualifies for and elects this waiver, there shall be added to each payment of premium, on a prorated basis, a surcharge of up to ten percent (10%) of the otherwise applicable annual premium for as long as that individual's coverage under the plan remains in effect or sixty (60) months, whichever is less.

(3)(A) Whenever benefits are due from the plan because of sickness or an injury to a covered person resulting from a third party's wrongful act or negligence and the covered person has recovered or may recover damages from a third party or its insurance carrier or self-insured entity, the plan shall have the right to reduce benefits or to refuse to pay benefits that otherwise may be payable in the amount of damages that the covered person has recovered or may recover regardless of the date of the sickness or injury or the date of any settlement, judgment, or award resulting from that sickness or injury.

(B)(i) During the pendency of any action or claim that is brought by or on behalf of a covered person against a third party or its insurance carrier or self-insured entity, any benefits that would otherwise be payable except for the provisions of this subsection shall be paid if payment by or for the third party has not yet been made and the covered person or, if capable, that person's legal representative agrees in writing to pay back properly the benefits paid as a result of the sickness or injury to the extent of any future payments made by or for the third party for the sickness or injury.

(ii) This agreement is to apply whether or not liability for the payments is established or admitted by the third party or whether those payments are itemized.

(C) Any amounts due the plan to repay benefits may be deducted from other benefits payable by the plan after payments by or for the third party are made.

(4) Benefits due from the plan may be reduced or refused as an offset against any amount otherwise recoverable under this section.

SECTION 6. The Senate and House Interim Committees on Insurance and Commerce shall conduct a study of the Arkansas Comprehensive Insurance Pool for the purpose of determining a permanent, dedicated funding source for the deficits incurred by the Arkansas Comprehensive Insurance Pool."

/s/ Steve Napper

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Ledbetter, **HOUSE BILL NO. 2574** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2574

Amend **HOUSE BILL NO. 2574** as originally introduced:

Immediately after SECTION 1, add the following additional SECTION:

"SECTION 2. Arkansas Code Title 20, Chapter 7 is amended to read as follows:

17-95-701. Definition.

For purposes of this subchapter:

(1) "Applicant" means a person applying for licensure by the Arkansas State Medical Board or the Arkansas State Board of Nursing;

(2) "Board" means the Arkansas State Medical Board;

(3) "Insurer" means malpractice insurance against legal liability of the insured and against loss, damage, or expense incidental to a claim of liability including medical, hospital, and surgical benefits to injured persons, irrespective of legal liability of the insured, arising out of the death, injury, or disablement of any person or arising out of damage to the economic interest of any person, as the result of negligence in rendering expert or professional service; and

(4) "Practitioner" means a person licensed by the Arkansas State Medical Board or the Arkansas State Board of Nursing.

17-95-702. Practitioner profile data base.

(a) The Arkansas State Medical Board shall:

(1) Develop a website format to compile uniformly any information submitted under this subchapter;

(2) Compile information submitted under this subchapter into a practitioner profile of the applicant submitting the information;

(4) Make the practitioner profile available to the public through the World Wide Web and other commonly used means of distribution;

(3) Promulgate rules to implement the provisions of this subchapter;
and

(4) Report to the appropriate licensing board any failure of a practitioner or applicant to provide information required under this subchapter.

(b) The practitioner profile data base shall include, but not be limited to:

(1) A criminal history:

(A)(i) Listing any information required to be reported under § 20-7-403(7);

(ii) Indicating whether the information is or is not corroborated by a criminal history check conducted according to this subchapter;

(iii) Indicating whether the criminal information directly relates to the practitioner's ability to competently practice his or her profession; and

(iv) Including the statement: "The criminal history information, if any exists, may be incomplete; federal criminal history information is not available to the public."

(2)(A) Information relating to liability actions involving the practitioner within the previous ten (10) years reported to the board under § 20-7-404.

(B) The claims information shall be reported in the context of comparing an individual practitioner's claims to the experience of other practitioners within the same specialty, or profession if the practitioner is not a specialist, to the extent the information is available to the State Board of Health.

(C) The claims information shall also include the following statement: "Settlement of a claim may occur for a variety of reasons that do not necessarily reflect negatively on the professional competence or conduct of the practitioner. A payment in settlement of a medical malpractice action or claim should not be construed as creating a presumption that medical malpractice has occurred."

(3)(A) Any other information that is a public record of any governmental entity and that relates to a practitioner's ability to competently practice his or her profession.

(B) However, the board shall consult with the appropriate licensing board before the information is included in his or her profile;

(4) The information required to be included in the data base under § 20-7-404.

(c) The board shall:

(1) Furnish the practitioner who is the subject of the profile a copy of the profile; and

(2) Allow the practitioner thirty (30) days to review the profile and to correct any factual inaccuracies.

(d) The practitioner profile data base may not include disciplinary action taken by a licensed hospital or an ambulatory surgical center.

17-95-703. Practitioner profiles.

(a) Each practitioner and applicant shall, in conjunction with the renewal or initial issuance of his or her license, furnish the following information to the Arkansas State Medical Board:

(1) The name of each professional school the practitioner or applicant has attended, including, but not limited to:

(A) The dates of attendance;

(B) The date of graduation; and

(C) A description of all graduate professional education completed by the practitioner or applicant, excluding any coursework taken to satisfy professional licensure continuing education requirements;

(2) The name of each hospital at which the practitioner or applicant has privileges or is employed;

(3) The address at which the practitioner or applicant will primarily conduct his or her practice;

(4) Any certification that the practitioner or applicant has received from a specialty board that is recognized by the practitioner or applicant's licensing board;

(5) The year that the practitioner began his or her licensed professional practice;

(6) Any appointment to the faculty of a professional school that the practitioner or applicant currently holds and an indication as to whether the practitioner or applicant has had the responsibility for professional education within the most recent ten (10) years; and

(7)(A) A description of any criminal offense for which the practitioner or applicant has been found guilty or has pled guilty or nolo contendere.

(B) A criminal offense committed in another jurisdiction that would have been a felony or misdemeanor if committed in this state shall be reported.

(C) If the practitioner or applicant indicates that a criminal offense is under appeal and submits a copy of the notice of appeal for that criminal offense, the board shall state that the criminal offense is under appeal if the criminal

offense is reported in the practitioner or applicant's profile.

(D) If the practitioner or applicant indicates to the board that a criminal offense is under appeal, the practitioner or applicant shall, upon disposition of the appeal, submit to the board a copy of the final written order of disposition; and

(8)(A)(i) A description of any final disciplinary action taken within the previous ten (10) years against the practitioner or applicant by the agency regulating the profession that the applicant is or has been licensed to practice, whether in this state or in any other jurisdiction, by a specialty board that is recognized by the American Board of Medical Specialties, the American Osteopathic Association, or a similar national organization, or by a licensed hospital, health maintenance organization, prepaid health clinic, ambulatory surgical center, or nursing home.

(ii) However a final disciplinary action shall be reported by a hospital, prepaid health clinic, ambulatory surgical center, or nursing home only if the action resulted in the termination or revocation of a practitioner's hospital staff privileges for a medical disciplinary cause or reason.

(B) If the practitioner or applicant indicates that the disciplinary action is under appeal and submits a copy of the document initiating an appeal of the disciplinary action, the board shall state that the disciplinary action is under appeal if the disciplinary action is reported in the practitioner or applicant's profile.

(b) Each practitioner and applicant may submit additional information, including but not limited to:

(1) Information regarding publications in peer reviewed professional literature within the previous ten (10) years;

(2) Ongoing professional research projects;

(3) Information regarding professional or community service activities or awards; and

(4) Languages, other than English, used by the practitioner or applicant to communicate with patients and identification of any translating service that may be available at the place where the practitioner primarily conducts his or her practice.

(c) Any practitioner or applicant who has been licensed or has sought to become licensed in a healing art in another state shall furnish to the board, for the other state or states, the information required under subsection (a) of this section.

(d)(1) The information required under subsection (a) of this section shall be updated at least annually.

(2) Information regarding a criminal offense for which the practitioner or applicant has been found guilty or has pled guilty or nolo contendere shall be reported to the board within thirty (30) days after the entry of the finding or plea.

17-95-704. Malpractice reports - Data reporting.

(a) Each insurer shall report to the State Insurance Department within thirty (30) days after a final disposition, any claim or action for damages for personal injuries claimed to have been caused by error, omission, or negligence in the performance of a practitioner or applicant's professional services or based on a claimed performance of professional services without consent, if the claim resulted in:

(1) A final judgment in any amount; or

(2) A settlement in any amount.

(b) Any practitioner or applicant who has been licensed or has sought to become licensed in a healing art in another state shall furnish to the State Insurance Department, for the other state or states, any information that would be required under subsection (a) of this section if the practitioner or applicant had been licensed or applied for licensure in this state.

(c) The State Insurance Department shall make available to the Arkansas State Medical Board the reports required under subsection (a) of this section.

(d)(1) The board shall review each report and determine whether any of the incidents that resulted in the claim potentially involved conduct by the practitioner or applicant that is subject to disciplinary action.

(2) If the board determines that disciplinary action may be required, the board shall make the report available to appropriate licensing board.

(e) The board shall include in the data base established by this subchapter statistical analyses of the reports it receives from the State Insurance Department.

(f) The board shall include in the data base established by this subchapter from reports received from the State Insurance Department for each reported claim:

(1) The name, address, and specialty coverage of the insured;

(2) The insured's policy number;

(3) The date of the occurrence which created the claim;

(4) The date the claim was reported to the insurer;

(5) The date of suit, if filed;

(6) The injured person's age and sex;

(7) The total number and names of all defendants involved in the claim;

(8) The date and amount of judgment or settlement, including the itemization of the verdict, together with a copy of the settlement or judgment;

(9) In the case of a settlement, such information as the department may require with regard to the injured person's incurred and anticipated medical expense, wage loss, and other expenses, without identifying the injured person;

(10) The loss adjustment expense paid to defense counsel, and all other allocated loss adjustment expense paid; and

(11) A summary of the occurrence which created the claim, without identifying the patient, including, but not limited to:

(A) The name of the institution, if any, and the location within the institution at which the injury occurred;

(B) The final diagnosis for which treatment was sought or rendered, including the patient's actual condition;

(C) A description of the misdiagnosis made, if any, of the patient's actual condition;

(D) The operation, diagnostic, or treatment procedure causing the injury;

(E) A description of the principal injury giving rise to the claim;

(F) The safety management steps that have been taken by the insured to make similar occurrences or injuries less likely in the future; and

(G) Any other information required by the board to analyze and evaluate the nature, causes, location, cost, and damages involved in professional liability cases.

(g) There shall be no liability on the part of, and no cause of action of any nature shall arise against, any insurer reporting under this section nor its agents or employees for any action taken by them under this section.

(h) There shall be no liability on the part of, and no cause of action shall arise against, the executive director or any other permanent or temporary personnel or professional medical investigators for any act done or proceeding undertaken or performed in good faith and in furtherance of the purposes of this subchapter.

17-95-705. Penalties.

(a) The Arkansas State Medical Board and the Arkansas State Board of Nursing may:

(1) Refuse to issue a license to an applicant who fails to submit the information required under this subchapter;

(2) Suspend the license of any practitioner who fails to update the information required under this subchapter; and

(3) Assess a fine not to exceed fifty dollars (\$50.00) for each day a practitioner fails to submit or update the information required under this subchapter.

(b) The State Insurance Department may impose a fine of two hundred fifty dollars (\$250) per day per case, but not to exceed two thousand dollars (\$2,000) per case, against an insurer that violates the requirements of this section."

/s/ Sam Ledbetter

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. 2367** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 2367

Amend **HOUSE BILL NO. 2367** as engrossed, H3/27/03:

Delete SECTION 1 and substitute the following:

"SECTION 1. Arkansas Code Title 25, Chapter 13, Subchapter 1 is amended to add an additional section to read as follows:

25-13-105. Division for Retirement Relocation.

(a) There is created within the Department of Parks and Tourism a division to be known as the Division for Retirement Relocation.

(b) The primary purpose of the division is to identify and recruit potential retirees to the State of Arkansas.

(c) The division shall use a direct marketing approach in its recruitment efforts and that approach shall include the development of a website which shall showcase local communities.

(d) The Director of the Department of Parks and Tourism shall appoint a person to serve at his or her pleasure as Director of the Division for Retirement Relocation.

(e)(1) There is created on the books of the Auditor of State, Treasurer of State, and Chief Fiscal Officer of the State a fund to be known as the Retirement Relocation Fund.

(2) The Retirement Relocation Fund shall be administered by the Division of Retirement Relocation to accomplish the purposes provided by this section.

(f)(1) On each deed, instrument, or writing by which any lands, tenements, or

other realty sold shall be granted, assigned, transferred, or otherwise conveyed when the consideration for the conveyance exceeds one hundred dollars (\$100), there is levied, in addition to the taxes levied by § 26-60-105, a tax of twenty-five cents (25¢) for each one thousand dollars (\$1,000) or fractional part thereof, to be paid as provided in § 26-60-106.

(2) The revenues generated by five cents (5¢) of the twenty-five cent (25¢) fee levied by subdivision (f)(1) of this section shall be deposited as special revenues into the University of Arkansas Fund to be used for the maintenance and operation of, and improvements to, Garvan Woodland Gardens and the remaining revenues generated by the fee shall be deposited as special revenues into the Retirement Relocation Fund.”

/s/ R. Smith

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

/s/ Ms. Jo Renshaw
Chief Clerk

The House gave Representative Haak unanimous leave to withdraw **HOUSE BILL NO. 2250.**

The House gave Representative Haak unanimous leave to withdraw **HOUSE BILL NO. 2251.**

The House gave Representative Roebuck unanimous leave to withdraw **HOUSE BILL NO. 1531.**

The House gave Representative Roebuck unanimous leave to withdraw **HOUSE BILL NO. 2182.**

ENGROSSED BILL REPORTS

HERSCHEL W. CLEVELAND, CHAIRMAN

March 31, 2003

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1074 BY REPRESENTATIVE VERKAMP
 HOUSE BILL NO. 1934 BY REPRESENTATIVE ADAMS
 HOUSE BILL NO. 2022 - TITLE - BY REPRESENTATIVE JUDY
 HOUSE BILL NO. 2279 - TITLE - BY REPRESENTATIVE NAPPER
 HOUSE BILL NO. 2298 - TITLE - BY REPRESENTATIVE HATHORN
 HOUSE BILL NO. 2367 BY REPRESENTATIVE R. SMITH
 HOUSE BILL NO. 2395 BY REPRESENTATIVE HATHORN
 HOUSE BILL NO. 2498 - TITLE - BY REPRESENTATIVE THOMASON
 HOUSE BILL NO. 2574 BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 2598 BY REPRESENTATIVE LEDBETTER, ET AL
 HOUSE BILL NO. 2722 BY REPRESENTATIVE THYER
 HOUSE BILL NO. 2783 BY REPRESENTATIVE LEWELLEN
 HOUSE BILL NO. 2812 BY REPRESENTATIVE BIGGS
 HOUSE BILL NO. 2817 - TITLE - BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 2829 BY REPRESENTATIVE HATHORN
 HOUSE BILL NO. 2837 BY REPRESENTATIVE THOMASON
 HOUSE BILL NO. 2906 BY REPRESENTATIVE MATAYO, ET AL
 SENATE BILL NO. 620 - TITLE - BY SENATOR BISBEE, ET AL
 SENATE BILL NO. 742 BY SENATOR MADISON

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 2022

BY: REPRESENTATIVES JUDY, *KING*

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING REVISIONS TO THE ABSENTEE VOTING PROCEDURES; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2279

BY: REPRESENTATIVE NAPPER

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO EXTEND HEALTH INSURANCE POOL ELIGIBILITY TO INDIVIDUALS WHO ARE ELIGIBLE FOR TAX CREDITS FOR HEALTH INSURANCE COVERAGE UNDER THE TRADE ADJUSTMENT ASSISTANCE REFORM ACT OF 2002; TO MAKE THE POOL ELIGIBLE FOR FEDERAL FUNDS TO OFFSET LOSSES TO THE POOL; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2298

BY: REPRESENTATIVE HATHORN

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO PROVIDE FOR AN OFFICE OF DEPUTY PROSECUTING ATTORNEY FOR THE TWENTIETH JUDICIAL DISTRICT TO BE LOCATED IN SEARCY COUNTY; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2498

BY: REPRESENTATIVE THOMASON

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO MODIFY THE REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS INSTALL AND USE WEIGHT SCALES; TO MODIFY THE REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS REPORT THE WEIGHT OF SOLID WASTE RECEIVED AT THE LANDFILL; TO MODIFY THE REQUIREMENT THAT CLASS 1 AND CLASS 3C LANDFILLS CALCULATE DISPOSAL FEES BASED ON WEIGHT OF SOLID WASTE RECEIVED AT THE LANDFILL; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2817

BY: REPRESENTATIVE GILLESPIE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE TELECOMMUNICATIONS REGULATORY REFORM ACT OF 1997; TO RESTRUCTURE THE ARKANSAS INTRASTATE CARRIER COMMON LINE POOL TO PROMOTE LOWER INTRASTATE TOLL RATES BY STABILIZING THE CARRIER COMMON LINE RATE; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2906

BY: REPRESENTATIVE MATAYO, GILLESPIE, HOUSE, R. SMITH, P. BOOKOUT
BY: SENATOR T. SMITH

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE MODEL ACT FOR THE REGULATION OF CREDIT LIFE INSURANCE AND CREDIT DISABILITY INSURANCE; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 620

BY: SENATOR BISBEE, J. JEFFRESS

BY: REPRESENTATIVES LEDBETTER, JACKSON, ANDERSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 14, CHAPTER 56, SUBCHAPTER 1 TO ADD AN ADDITIONAL SECTION TO AUTHORIZE THE ASSESSMENT AND COLLECTION OF DEVELOPMENT IMPACT FEES BY MUNICIPALITIES AND MUNICIPAL SERVICE AGENCIES; AND FOR OTHER PURPOSES.

Upon motion of Representative Judy, **HOUSE BILL NO. 2022** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2022

Amend **HOUSE BILL NO. 2022** as originally introduced:

Add Representative King as a cosponsor.

AND

Page 1, delete lines 19 through 35.

AND

Page 2, delete lines 1 through 36.

AND

Page 3, delete lines 1 through 36.

AND

Page 4, delete lines 1 through 9

AND

Page 4, line 11 delete "SECTION 3." and substitute "SECTION 1."

AND

Page 4, delete line 12 and substitute "absentee ballots, is amended to read as follows:"

AND

Page 4, line 19 delete "contents." and substitute "contents."

AND

Page 4, line 34 delete "and shall write on the" and substitute "~~and shall write on the~~"

AND

Page 4, delete line 35 and substitute "~~stub end of the ballot taken from the outer envelope the number of the voter~~"

AND

Page 4, delete line 36 and substitute "~~taken from this list of voters,~~"

AND

Page 5, line 1 delete "~~(C)(F)~~" and substitute "~~(C)(F)(i)~~"

AND

Page 5, line 3 after "application" delete "and" and substitute "~~and~~ with"

AND

Page 5, delete lines 4 through 9 and substitute the following:

"statement and, for first time voters who registered by mail, the first time voter's identification document, unless the voter previously provided identification at the time of mailing the voter registration application.

(ii) If the application and the voter's statement do not

compare as to name, address, date of birth, and signature, or if the first time voter failed to provide the required identification with the ballot or at the time of mailing the voter registration application, the absentee application, absentee ballot envelope, and voter's statement shall be placed in an envelope marked "challenged" "provisional". ~~The election official shall record the reason for the challenge on the envelope, and it shall be referred to the board. The board shall determine whether the voter is qualified and whether or not the vote shall be counted;~~

AND

Page 5, delete line 34 and substitute the following:

"(ii) The voter statements shall be made available"

/s/ Barbara King

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Thyer, **SENATE BILL NO. 742** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 742

Amend **SENATE BILL NO. 742** as engrossed, S3/17/03:

Page 1, lines 31 and 32, delete "records shall" and substitute "records of the Department of Correction and the Department of Community Correction shall"

AND

Page 1, line 35, delete "records shall" and substitute "records of the Department of Correction and the Department of Community Correction shall"

/s/ Chris Thyer

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Jackson, **SENATE BILL NO. 620** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 620

Amend **SENATE BILL NO. 620** as originally introduced:

Page 3, line 34, delete "reasonably attributed" and substitute "necessitated by and attributable"

/s/ Phil Jackson

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Jackson, **SENATE BILL NO. 620** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 620

Amend **SENATE BILL NO. 620** as originally introduced:

Page 1, line 11, delete "54" and substitute "56"

AND

Page 1, line 27, delete "Chapter 54" and substitute "Chapter 56"

AND

Page 1, line 29, delete "14-54-109" and substitute "14-56-102"

/s/ Phil Jackson

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Jackson, **SENATE BILL NO. 620** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO SENATE BILL NO. 620

Amend **SENATE BILL NO. 620** as originally introduced:

Page 2, line 5, delete "new"

AND

Page 2, line 8, delete "new" and substitute "the"

/s/ Phil Jackson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Jackson, **SENATE BILL NO. 620** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 5 TO SENATE BILL NO. 620

Amend **SENATE BILL NO. 620** as originally introduced:

Page 6, delete lines 7 through 12, and substitute the following:

"(i)(1)(A) On and after the effective date of this section, a municipality or municipal service agency shall levy and collect a development impact fee only if levied and collected under ordinances enacted in compliance with this section.

(B) Beginning January 1, 2004, a municipality or municipal service agency shall collect development impact fees under ordinances enacted before the effective date of this section or under ordinances amended after the effective date of this section only if collected in compliance with subsections (f), (g), and (h) of this section.

(2) However, except for the compliance with the collection requirements under subsections (f), (g), and (h) of this section, this section does not invalidate any development impact fee or a similar fee adopted by a municipality or municipal service agency before the effective date of this section, nor does this section apply"

/s/ Phil Jackson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Ledbetter, **SENATE BILL NO. 620** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO SENATE BILL NO. 620

Amend **SENATE BILL NO. 620** as originally introduced:

Page 4, delete lines 29 through 34, and substitute the following:

“(3) At closing, the development impact fee shall be a separate charge.”

AND

Page 4, line 35, delete “(5)” and substitute “(4)”

AND

Page 6, delete line 14, and substitute the following:

“before the effective date of this section.

(3) In addition, a municipality with a park land or green space ordinance that has been in existence for ten (10) years on the effective date of this section, and any amendments to the ordinance, which allows the option to pay a fee or to dedicate green space or park land in lieu of a fee may continue to be administered under the existing ordinance.”

/s/ Sam Ledbetter

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

/s/ Ms. Jo Renshaw
Chief Clerk

SENATE BILL NO. 321

BY: SENATOR WOOLDRIDGE

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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: White, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....98

Total number voting in the affirmative98

Necessary to the passage of the bill51

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

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1687

Amend HOUSE BILL NO. 1687 as engrossed H3/3/03:

Add Senator J. Jeffress as a cosponsor of the bill

/s/ Jimmy Jeffress

The Amendment was read and the vote was as follows:

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

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bledsoe, Chesterfield, Gipson, Hardwick, C. Johnson, Milligan, Moore, Parks, Pritchard, Weaver, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Total number voting in the affirmative89

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1008

Amend HOUSE BILL NO. 1008 as engrossed H2/28/03:

Page 1, line 10, add the following:

“Glover, G. Jeffress, Capps, Holt, Trusty”

/s/ Bobby Glover

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, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mahony, Martin, Matayo, Medley, Milligan, Moore, Napper, 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.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: L. Evans, Mack, Mathis, Nichols, Norton, Thomas, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 2327

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

Total83

NEGATIVE: Bond, Dobbins, Penix, Thomason, Thyer.

Total5

ABSENT OR NOT VOTING: Adams, Bledsoe, Bright, Haak, Milligan, Pickett, Scroggin, Stovall, Thomas, Weaver, Mr. Speaker.

Total11

VOTING PRESENT: Pate.

Total1

Total number of votes cast89

Total number voting in the affirmative83

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2835

BY: REPRESENTATIVE ELLIOTT

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

AFFIRMATIVE: Agee, Berry, Biggs, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Goss, Green, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Mathis, Medley, Milligan, Moore, Napper, Nichols, Oglesby, Ormond, Pace, Pate, Penix, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Seawel, Stovall, Sumpter, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total77

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Adams, Bennett, Blair, Bright, Childers, Parks, Rosenbaum, Scrimshire, Scroggin, R. Smith, Sullivan, J. Taylor, Mr. Speaker.

Total13

VOTING PRESENT: Anderson, Bledsoe, Gipson, Haak, Key, Matayo, Norton, Petrus, Schulte, C. Taylor.

Total10

Total number of votes cast.....87

Total number voting in the affirmative77

Necessary to the passage of the bill51

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

Upon motion of Representative Elliott the Clincher motion prevailed.

HOUSE BILL NO. 2706

BY: REPRESENTATIVE SCHULTE

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

AFFIRMATIVE: Adams, Anderson, Bennett, Berry, Blair, Bledsoe, Borhauer, Bright, Haak, Harris, Hutchinson, Kenney, Key, Lamoureux, Martin, Matayo, Medley, Norton, Ormond, Pace, Parks, S. Prater, Rosenbaum, Schulte, C. Taylor, Walters.

Total26

NEGATIVE: Biggs, Bolin, Bond, P. Bookout, Boyd, Bradford, Chesterfield, Clemons, Cowling, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Hardwick, Hathorn, Hickinbotham, Jacobs, Jeffrey, C. Johnson, J. Johnson, Judy, King, Ledbetter, Lendall, Lewellen, Mahony, Mathis, Milligan, Moore, Napper, Nichols, Oglesby, Pate, Penix, Petrus, Pickett, L. Prater, Rankin, Roebuck, Scrimshire, Scroggin, Seawel, Sumpter, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Weaver, White.

Total59

ABSENT OR NOT VOTING: Agee, Childers, Creekmore, D. Evans, Green, House, Jackson, Jones, Mack, Pritchard, R. Smith, Stovall, Sullivan, Mr. Speaker.

Total14

VOTING PRESENT: Wood.

Total1

Total number of votes cast86

Total number voting in the affirmative26

Necessary to the passage of the bill51

So the Bill failed.

HOUSE BILL NO. 2571

BY: REPRESENTATIVE LEDBETTER

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

AFFIRMATIVE: 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Sullivan, Sumpter, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast.....97

Total number voting in the affirmative97

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2353

BY: REPRESENTATIVE PRITCHARD

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: 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Lendall, Lewellen, Mack, Matayo, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, Pritchard, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total86

NEGATIVE: Adams, Jeffrey, Ledbetter, Mahony, Martin, S. Prater, Thomason.

Total7

ABSENT OR NOT VOTING: Agee, Gillespie, Mathis, Napper, Rankin, R. Smith, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative86

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2353**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Lendall, Lewellen, Mack, Matayo, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, Pritchard, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total86

NEGATIVE: Adams, Jeffrey, Ledbetter, Mahony, Martin, S. Prater, Thomason.

Total7

ABSENT OR NOT VOTING: Agee, Gillespie, Mathis, Napper, Rankin, R. Smith, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative86

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

So the Emergency Clause was adopted.

Leave was granted at 1:35 p.m. for Representative Agee.

HOUSE BILL NO. 2825

BY: REPRESENTATIVE HATHORN

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, 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, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickenbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Gillespie, Gipson, Napper, Pritchard, Rankin, Sumpter, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2825**, 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, 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, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Gillespie, Gipson, Napper, Pritchard, Rankin, Sumpter, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

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

So the Emergency Clause was adopted.

HOUSE BILL NO. 2472

BY: REPRESENTATIVE MARTIN

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

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

Total84

NEGATIVE: Dobbins, L. Evans, Lendall, Sullivan, Thomason, Thyer.

Total6

ABSENT OR NOT VOTING: Adams, Agee, Bolin, Childers, Jackson, Jones, Medley, Pritchard, Rankin, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Total number voting in the affirmative84

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2474

BY: REPRESENTATIVE MARTIN

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

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

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Dangeau, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast.....97

Total number voting in the affirmative97

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2644

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, 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, 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, White, Wood.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Goss, J. Johnson, Napper, Scroggin, Weaver, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

Necessary to the passage of the bill51

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

Motion was made by Representative Judy to expunge the record by which **HOUSE BILL NO. 2541** failed to pass.

On this motion the ayes and nays were called for and the call was sustained. The Clerk called the roll. The vote was as follows:

AFFIRMATIVE: Adams, 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, Ferguson, Fite, Gillespie, Gipson, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, 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.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, L. Evans, Goss, Ormond, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast.....95

Total number voting in the affirmative95

Necessary to the adoption of the motion.....67

So the motion was adopted.

Motion was made by Representative Judy to refer **HOUSE BILL NO. 2541** back to the Committee on PUBLIC HEALTH, WELFARE AND LABOR. Motion carried.

HOUSE BILL NO. 2604

BY: REPRESENTATIVE SCROGGIN

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

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

Total92

NEGATIVE: Lewellen, Scrimshire.

Total2

ABSENT OR NOT VOTING: Agee, Dangeau, Roebuck, Thomas, Mr. Speaker.

Total5

VOTING PRESENT: Pickett.

Total1

Total number of votes cast.....95

Total number voting in the affirmative92

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2643

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

Total90

NEGATIVE: Lewellen, Thomas.

Total2

ABSENT OR NOT VOTING: Agee, Chesterfield, Dangeau, L. Evans, Gipson, J. Johnson, Sumpter, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative90

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2729

BY: REPRESENTATIVE MATAYO

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

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Dangeau, L. Evans, Pickett, Seawel, Sumpter, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2359

BY: REPRESENTATIVE NAPPER

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

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

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Dangeau, Sumpter, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....96

Total number voting in the affirmative96

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2359**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Dangeau, Sumpter, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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

So the Emergency Clause was adopted.

SENATE BILL NO. 659

BY: SENATOR WOOLDRIDGE

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

Total82

NEGATIVE: Creekmore, Dobbins, Eason, Hickinbotham, Lewellen, Ormond, Penix, Scrimshire, Weaver.

Total9

ABSENT OR NOT VOTING: Agee, Chesterfield, Mathis, Milligan, Napper, Mr. Speaker.

Total6

VOTING PRESENT: Edwards, Gipson, King.

Total3

Total number of votes cast.....94

Total number voting in the affirmative82

Necessary to the passage of the bill51

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

Upon motion of Representative Roebuck the Clincher motion prevailed.

There being an Emergency Clause attached to **SENATE BILL NO. 659**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Clemons, Cowling, Dangeau, Dees, Dickinson, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Goss, Green, Haak, Hardwick, Harris, Hathorn, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, Lamoureux, Ledbetter, Lendall, Mack, Mahony, Martin, Matayo, Medley, Moore, Nichols, Norton, Oglesby, Pace, Parks, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood.

Total82

NEGATIVE: Creekmore, Dobbins, Eason, Hickenbotham, Lewellen, Ormond, Penix, Scrimshire, Weaver.

Total9

ABSENT OR NOT VOTING: Agee, Chesterfield, Mathis, Milligan, Napper, Mr. Speaker.

Total6

VOTING PRESENT: Edwards, Gipson, King.

Total3

Total number of votes cast94

Total number voting in the affirmative82

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

So the Emergency Clause was adopted.

Upon motion of Representative Roebuck the Clincher motion prevailed.

SENATE BILL NO. 731

BY: SENATOR WILKINSON

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

AFFIRMATIVE: Adams, 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, S. Prater, Pritchard, Rankin, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpster, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Oglesby, L. Prater, Roebuck, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast.....95

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

SENATE BILL NO. 904

BY: SENATOR T. SMITH

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

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

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bolin, Goss, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....96

Total number voting in the affirmative96

Necessary to the passage of the bill51

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

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

HOUSE BILL NO. 1561

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

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Boyd, Childers, Gillespie, Napper, Pritchard, Rankin, Thyer, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1561**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Bradford, Bright, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, White, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Boyd, Childers, Gillespie, Napper, Pritchard, Rankin, Thyer, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Total number voting in the affirmative91

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 247

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

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bolin, Childers, Dangeau, L. Evans, Gillespie, Hardwick, Jacobs, Napper, Petrus, Pritchard, Rankin, J. Taylor, Thyer, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast85

Total number voting in the affirmative85

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 247**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Clemons, Cowling, Creekmore, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, White, Wood.

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bolin, Childers, Dangeau, L. Evans, Gillespie, Hardwick, Jacobs, Napper, Petrus, Pritchard, Rankin, J. Taylor, Thyer, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast85

Total number voting in the affirmative85

Necessary to the adoption of the emergency clause67

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1641

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bradford, Childers, L. Evans, Gillespie, Jackson, Ledbetter, Napper, Pritchard, Rankin, Thyer, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1641**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bright, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, White, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bradford, Childers, L. Evans, Gillespie, Jackson, Ledbetter, Napper, Pritchard, Rankin, Thyer, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1663

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

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bradford, Clemons, Gillespie, Ledbetter, Lewellen, Napper, Petrus, Pickett, Roebuck, J. Taylor, Thomas, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Total number voting in the affirmative87

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1663**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bright, Chesterfield, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Lendall, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, L. Prater, S. Prater, Pritchard, Rankin, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bradford, Clemons, Gillespie, Ledbetter, Lewellen, Napper, Petrus, Pickett, Roebuck, J. Taylor, Thomas, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Total number voting in the affirmative87

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

So the Emergency Clause was adopted.

Motion was made by Representative Napper to refer **HOUSE BILL NO. 1796** back to the Committee on JOINT BUDGET.

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

HOUSE BILL NO. 1797

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, Jackson, Jacobs, Jeffrey, C. Johnson, 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, C. Taylor, J. Taylor, Thomason, Verkamp, Walters, Weaver, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bright, Gillespie, House, Hutchinson, Moore, Napper, Sumpter, Thomas, Thyer, White, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1797**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, Jackson, Jacobs, Jeffrey, C. Johnson, 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, C. Taylor, J. Taylor, Thomason, Verkamp, Walters, Weaver, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bright, Gillespie, House, Hutchinson, Moore, Napper, Sumpter, Thomas, Thyer, White, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1798

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, 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, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, 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, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, L. Evans, Gillespie, House, Moore, Napper, Sumpter, Thyer, White, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Total number voting in the affirmative90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1798**, 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, 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, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, 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, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, L. Evans, Gillespie, House, Moore, Napper, Sumpter, Thyer, White, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Total number voting in the affirmative90

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1799

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

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Chesterfield, Clemons, Gillespie, Ledbetter, Napper, Petrus, Pritchard, Sumpter, J. Taylor, Thyer, White, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Total number voting in the affirmative87

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1799**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Pickett, L. Prater, S. Prater, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Chesterfield, Clemons, Gillespie, Ledbetter, Napper, Petrus, Pritchard, Sumpter, J. Taylor, Thyer, White, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast87

Total number voting in the affirmative87

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1941

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Cowling, Creekmore, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, 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, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Chesterfield, Clemons, Dangeau, Gillespie, Hardwick, Moore, Napper, Sumpter, Thyer, White, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1941**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Cowling, Creekmore, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, 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, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Chesterfield, Clemons, Dangeau, Gillespie, Hardwick, Moore, Napper, Sumpter, Thyer, White, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

Representative Napper moved that **HOUSE BILL NO. 1992** be referred back to the Committee on JOINT BUDGET. Motion received more than 51 votes.

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

HOUSE BILL NO. 1993

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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, P. Bookout, Borhauer, Bradford, Bright, Chesterfield, Clemons, Cowling, Creekmore, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, Hutchinson, 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, Pickett, L. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total78

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bond, Boyd, Childers, Dangeau, Dees, Gillespie, Hardwick, House, Jackson, C. Johnson, Moore, Napper, Petrus, S. Prater, Pritchard, Rankin, Sumpter, J. Taylor, Thyer, White, Mr. Speaker.

Total22

VOTING PRESENT:

Total0

Total number of votes cast.....78

Total number voting in the affirmative78

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1993**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, P. Bookout, Borhauer, Bradford, Bright, Chesterfield, Clemons, Cowling, Creekmore, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, Hutchinson, 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, Pickett, L. Prater, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total78

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bond, Boyd, Childers, Dangeau, Dees, Gillespie, Hardwick, House, Jackson, C. Johnson, Moore, Napper, Petrus, S. Prater, Pritchard, Rankin, Sumpter, J. Taylor, Thyer, White, Mr. Speaker.

Total22

VOTING PRESENT:

Total0

Total number of votes cast78

Total number voting in the affirmative78

Necessary to the adoption of the emergency clause I67

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1994

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Chesterfield, Gillespie, C. Johnson, Napper, Roebuck, Sumpter, Thyer, White, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Total number voting in the affirmative90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1994**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Chesterfield, Gillespie, C. Johnson, Napper, Roebuck, Sumpter, Thyer, White, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Total number voting in the affirmative90

Necessary to the adoption of the emergency clause67

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1995

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, 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, 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, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Gillespie, C. Johnson, Jones, Lewellen, Moore, Napper, White, Mr. Speaker.

Total9

VOTING PRESENT: Sumpter.

Total1

Total number of votes cast.....91

Total number voting in the affirmative90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1995**, 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, 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, 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, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Gillespie, C. Johnson, Jones, Lewellen, Moore, Napper, White, Mr. Speaker.

Total9

VOTING PRESENT: Sumpter.

Total1

Total number of votes cast91

Total number voting in the affirmative90

Necessary to the adoption of the emergency clause67

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 2010

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

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Clemons, Gillespie, Napper, Pickett, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast94

Total number voting in the affirmative94

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2010**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, 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.

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Clemons, Gillespie, Napper, Pickett, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast94

Total number voting in the affirmative94

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 2048

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, 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, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, 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, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Green, C. Johnson, Parks, Scroggin, J. Taylor, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2048**, 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, 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, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, 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, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Green, C. Johnson, Parks, Scroggin, J. Taylor, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the adoption of the emergency clause67

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 2051

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

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bolin, C. Johnson, Lewellen, Scroggin, J. Taylor, Thomas, White, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2051**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Bolin, C. Johnson, Lewellen, Scroggin, J. Taylor, Thomas, White, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Total number voting in the affirmative91

Necessary to the adoption of the emergency clause67

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 2148

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, P. Bookout, Clemons, C. Johnson, Schulte, C. Taylor, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 2148**, 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, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, P. Bookout, Clemons, C. Johnson, Schulte, C. Taylor, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the adoption of the emergency clause67

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1561 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1641 BY REPRESENTATIVE KENNEY
 HOUSE BILL NO. 1663 BY REPRESENTATIVE KENNEY
 HOUSE BILL NO. 1797 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 1798 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 1799 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 1941 BY REPRESENTATIVE KENNEY
 HOUSE BILL NO. 1993 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 1994 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 1995 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 2010 BY REPRESENTATIVE ELLIOTT
 HOUSE BILL NO. 2048 BY REPRESENTATIVE LENDALL
 HOUSE BILL NO. 2051 BY REPRESENTATIVE LENDALL
 HOUSE BILL NO. 2148 BY REPRESENTATIVE ELLIOTT
 HOUSE BILL NO. 2327 BY REPRESENTATIVE DEES
 HOUSE BILL NO. 2353 BY REPRESENTATIVE PRITCHARD
 HOUSE BILL NO. 2359 BY REPRESENTATIVE NAPPER
 HOUSE BILL NO. 2472 BY REPRESENTATIVE MARTIN
 HOUSE BILL NO. 2474 BY REPRESENTATIVE MARTIN
 HOUSE BILL NO. 2571 BY REPRESENTATIVE LEDBETTER
 HOUSE BILL NO. 2604 BY REPRESENTATIVE SCROGGIN
 HOUSE BILL NO. 2643 BY REPRESENTATIVE KING
 HOUSE BILL NO. 2644 BY REPRESENTATIVE KING
 HOUSE BILL NO. 2729 BY REPRESENTATIVE MATAYO
 HOUSE BILL NO. 2825 BY REPRESENTATIVE HATHORN
 HOUSE BILL NO. 2835 BY REPRESENTATIVE ELLIOTT

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 247 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 321 BY SENATOR WOOLDRIDGE
 AS AMENDED #1
 SENATE BILL NO. 659 BY SENATOR WOOLDRIDGE
 SENATE BILL NO. 731 BY SENATOR WILKINSON
 SENATE BILL NO. 904 BY SENATOR T. SMITH

ARKANSAS SENATE
 HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1255 BY REPRESENTATIVE MAHONY
 HOUSE BILL NO. 1598 BY REPRESENTATIVE BRADFORD
 HOUSE BILL NO. 1723 BY HOUSE MANAGEMENT
 HOUSE BILL NO. 1862 BY REPRESENTATIVE P. BOOKOUT
 HOUSE BILL NO. 2218 BY REPRESENTATIVE JUDY
 AS AMENDED #1 & 2
 HOUSE BILL NO. 2235 BY REPRESENTATIVE DEES
 HOUSE BILL NO. 2241 BY REPRESENTATIVE NAPPER
 HOUSE BILL NO. 2244 BY REPRESENTATIVE BOND
 HOUSE BILL NO. 2253 BY REPRESENTATIVE GILLESPIE
 HOUSE BILL NO. 2255 BY REPRESENTATIVE PARKS
 HOUSE BILL NO. 2262 BY REPRESENTATIVE DEES
 HOUSE BILL NO. 2277 BY REPRESENTATIVE BOLIN
 HOUSE BILL NO. 2288 BY REPRESENTATIVE THYER
 HOUSE BILL NO. 2306 BY REPRESENTATIVE BLEDSOE
 AS AMENDED #1
 HOUSE BILL NO. 2317 BY REPRESENTATIVE C. TAYLOR
 HOUSE BILL NO. 2330 BY REPRESENTATIVE MARTIN
 AS AMENDED #1
 HOUSE BILL NO. 2413 BY REPRESENTATIVE NAPPER
 HOUSE BILL NO. 2480 BY REPRESENTATIVE WOOD
 HOUSE BILL NO. 2579 BY REPRESENTATIVE DEES
 HOUSE BILL NO. 2702 BY REPRESENTATIVE THYER
 HOUSE BILL NO. 2759 BY REPRESENTATIVE KEY

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 242 BY SENATOR ARGUE
 SENATE BILL NO. 320 BY SENATOR WOOLDRIDGE
 SENATE BILL NO. 334 BY SENATOR MILLER
 SENATE BILL NO. 380 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 501 BY SENATOR MALONE
 SENATE BILL NO. 565 BY SENATOR ALTES
 SENATE BILL NO. 713 BY SENATOR BAKER
 SENATE BILL NO. 867 BY SENATOR BROWN

ARKANSAS SENATE
SENATE CONCURRENT RESOLUTIONS ADOPTED AND
TRANSMITTED TO THE HOUSE

SENATE CONCURRENT RESOLUTION NO. 29 BY SENATOR HOLT

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 31, 2003

MR. SPEAKER:

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

HOUSE CONCURRENT RESOLUTION NO. 1010

BY REPRESENTATIVE C. TAYLOR, ET AL

HOUSE BILL NO. 1267 BY REPRESENTATIVE HUTCHINSON

HOUSE BILL NO. 1540 BY REPRESENTATIVES HUTCHINSON, LAMOUREUX

HOUSE BILL NO. 1707 BY REPRESENTATIVE HARDWICK, ET AL

HOUSE BILL NO. 1099 BY REPRESENTATIVE NICHOLS

HOUSE BILL NO. 1100 BY REPRESENTATIVE NICHOLS

HOUSE BILL NO. 1943 BY REPRESENTATIVE CLEVELAND

HOUSE BILL NO. 1959 BY REPRESENTATIVE R. SMITH

HOUSE BILL NO. 2208 BY REPRESENTATIVES MARTIN, DEES

HOUSE BILL NO. 2426 BY REPRESENTATIVE JUDY

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 9:50 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 CONCURRENT RESOLUTION NO. 1010

BY REPRESENTATIVE C. TAYLOR, ET AL

HOUSE BILL NO. 1267 BY REPRESENTATIVE HUTCHINSON

HOUSE BILL NO. 1540 BY REPRESENTATIVES HUTCHINSON, LAMOUREUX

HOUSE BILL NO. 1707 BY REPRESENTATIVE HARDWICK, ET AL

HOUSE BILL NO. 1099 BY REPRESENTATIVE NICHOLS

HOUSE BILL NO. 1100 BY REPRESENTATIVE NICHOLS

HOUSE BILL NO. 1943 BY REPRESENTATIVE CLEVELAND

HOUSE BILL NO. 1959 BY REPRESENTATIVE R. SMITH

HOUSE BILL NO. 2208 BY REPRESENTATIVES MARTIN, DEES

HOUSE BILL NO. 2426 BY REPRESENTATIVE JUDY

/s/ Mike Huckabee - Governor

TIME: 9:50 a.m.

By: Cory Cox

State of Arkansas
Office of the Governor

Mike Huckabee
Governor

March 31, 2003

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on March 31, 2003, I approved the following measures from the Regular Session of the Eighty-Fourth General Assembly:

HB 2215, which is now Act 865 of 2003, and
HB 2425, which is now Act 866 of 2003, and
HB 2463, which is now Act 867 of 2003, and
HB 2514, which is now Act 868 of 2003, and
HB 2619, which is now Act 869 of 2003, and
HB 2286, which is now Act 870 of 2003, and
House Concurrent Resolution 1010.

Sincerely,

/s/ Mike Huckabee

MH:sm

cc: President of the Senate

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

M E M O R A N D U M

TO: Whom It May Concern
FROM: House Committee on the Journal; Engrossed and Enrolled Bills
DATE: March 31, 2003
SUBJECT: Amendment #2 to House Bill 2906

The House Committee on the Journal; Engrossed and Enrolled Bills, by this letter, approves the correction of an error in Amendment #2 to HB 2906. The fourth paragraph of the Amendment should read as follows:

"Page 3, line 25, delete "agent, creditor, or broker,"

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing HB2906.

/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. 2250 was recommended for study in the Interim by the COMMITTEE ON PUBLIC HEALTH, WEALTH, WELFARE AND LABOR.

HOUSE BILL NO. 2251 was recommended for study in the Interim by the COMMITTEE ON PUBLIC HEALTH, WELFARE AND LABOR.

HOUSE BILL NO. 1531 was recommended for study in the Interim by the COMMITTEE ON INSURANCE AND COMMERCE.

HOUSE BILL NO. 2182 was recommended for study in the Interim by the COMMITTEE ON AGRICULTURE, FORESTRY, AND ECONOMIC DEVELOPMENT.

HOUSE RESOLUTION NO. 1037

BY: REPRESENTATIVE HATHORN

TO AMEND THE HOUSE RULES TO PROVIDE THAT BILLS REQUIRING ADDITIONAL INCARCERATION OF CRIMINAL DEFENDANTS SHALL PROVIDE THE REVENUE SOURCE TO BEAR THE COST OF THE ADDITIONAL INCARCERATION OR A COST SAVING MECHANISM TO RESULT IN THE ADDITIONAL INCARCERATION BEING COST NEUTRAL.

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

HOUSE RESOLUTION NO. 1038

BY: REPRESENTATIVES CHESTERFIELD, LEDBETTER, LEWELLEN, ROSENBAUM, ELLIOTT, LENDALL, HUTCHINSON

COMMENDING FULLER JUNIOR HIGH SCHOOL BASKETBALL TEAM ON WINNING THE METRO CONFERENCE CHAMPIONSHIP FOR 2002-2003.

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

SENATE BILL NO. 242

BY: SENATOR ARGUE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE ALL SCHOOL DISTRICTS TO PARTICIPATE IN PUBLIC SCHOOL CHOICE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 320

BY: SENATORS WOOLDRIDGE, MILLER, CRITCHER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE CHILD WELFARE AGENCY ACT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 334

BY: SENATORS MILLER, WOOLDRIDGE, GLOVER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS LAW TO CLARIFY THE DEDUCTION AVAILABLE TO A CORPORATION FOR INTEREST OR INTANGIBLE EXPENSES PAID TO A RELATED PARTY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 501

BY: SENATORS MALONE, ALTES, ARGUE, BISBEE, J. BOOKOUT, BROADWAY, BROWN, CAPPS, CRITCHER, GLOVER, GULLETT, HENDREN, HIGGINBOTHOM, HILL, HORN, G. JEFFRESS, J. JEFFRESS, B. JOHNSON, LAVERTY, LUKER, MADISON, MILLER, SALMON, T. SMITH, STEELE, TRUSTY, WILKINSON, WOMACK

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE MUNICIPALITIES AND COUNTIES TO NEGOTIATE IN LIEU OF TAX PAYMENTS WHEN NEGOTIATING A CONTRACT FOR SALE OF PROPERTY OR LEASE OF PROPERTY TO A PRIVATE, FOR PROFIT ENTITY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 713

BY: SENATORS BAKER, WILKINSON, HENDREN
BY: REPRESENTATIVES SCROGGIN, PARKS, RANKIN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR THE SUSPENSION OF A PERSON'S DRIVER'S LICENSE FOR VIOLATIONS OF THE ARKANSAS HOT CHECK LAW; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 867

BY: SENATOR BROWN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 27, CHAPTER 15 TO ADD AN ADDITIONAL SUBCHAPTER TO PROVIDE FOR THE ISSUANCE OF AN AFRICAN-AMERICAN FRATERNITY AND SORORITY SPECIAL LICENSE PLATE TO PROVIDE DONATIONS TO TRADITIONALLY-BLACK COLLEGES; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Gillespie, the House adjourned at 2:45 p.m. until 1:00 p.m. Tuesday, April 1, 2003.

ATTEST:

Herschel W. Cleveland
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

