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**THIRTY-FIRST DAY'S PROCEEDINGS  
SENATE CHAMBER  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION**

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Little Rock, Arkansas

February 12, 2003

The Senate was called to order at 1:30 p.m. o'clock by the President.

The Secretary called the roll, and the following members answered to roll call:

ALTES, ARGUE, BAKER, BISBEE, BOOKOUT, BROADWAY,  
BROWN, BRYLES, CAPPS, CRITCHER, FARIS, GLOVER,  
GULLETT, HENDREN, HIGGINBOTHOM, HILL, HOLT, HORN,  
G.JEFFRESS, J.JEFFRESS, JOHNSON, LAVERTY, LUKER,  
MADISON, MALONE, MILLER, SALMON, SMITH, STEELE,  
TRUSTY, WHITAKER, WILKINS, WILKINSON, WOMACK,  
WOOLDRIDGE.

The Senate was led in prayer by Mr. Bill Wheeler, Director of Families Foundation in Marion, Arkansas.

The Senate was led in the Pledge of Allegiance by the President.

On motion of Senator Baker, the reading of the Journal was dispensed with.

On motion of Senator Faris, **Senate Bill No. 167** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE AND LABOR, and placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 167**

Amend **Senate Bill No. 167** as originally introduced:

Page 1, delete lines 10 through 15 and substitute the following:  
“AN ACT TO PROVIDE ORGAN DONOR EDUCATION; TO PROVIDE”

AND

Page 1, delete line 21 and substitute the following:  
“EDUCATION; AND TO PROVIDE LEAVE TO CERTAIN LIVING DONORS.

AND

Delete Sections 1 though 6 of the bill and substitute the following:

“SECTION 1. Organ Donor Awareness Education.

(a) After receiving approval of materials from the Director of the Department of Education and the Director of the Department of Health, the Arkansas Regional Organ Recovery Agency may provide educational and instructional materials regarding organ and tissue donation to school districts for use in the classroom.

(b)(1) Driver education courses and high school health classes shall include information or instructional materials regarding organ and tissue donation.

(2) Inclusion of an organ donor educational information or instructional materials is mandated beginning with the 2004-2005 school fiscal year.

SECTION 2. Driver's Instruction Manual.

(a) The driver's instruction manual issued by the Department of Arkansas State Police shall include information related to organ and tissue donation education.

(b) The Department of the Arkansas State Police may coordinate with the Department of Health and the Arkansas Regional Organ Recovery Agency in developing information to include in the driver's instruction manual.

(c) Information regarding organ donation education shall be included in the driver's instruction manual in the first and subsequent reprinting of the manual following passage of this act.”

AND

Page 5, line 29 delete “SECTION 7.” and substitute “SECTION 3.”

AND

Page 6, delete lines 31 through 33

AND

Page 6, line 34 delete "(f)" and substitute "(e)"

(SIGNED) STEVE FARIS

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 167** was ordered engrossed.

On motion of Senator Bisbee, **Senate Bill No. 182** was withdrawn from the Committee on STATE AGENCIES, and placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 182**

Amend **Senate Bill No. 182** as originally introduced:

Page 1, delete line 12 and substitute the following:

"ON PERFORMANCE OF A CLAIMANT'S MILITARY DUTY; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 18 and 19 and substitute the following:

"THE ARKANSAS MILITIA BASED ON PERFORMANCE OF A CLAIMANT'S MILITARY DUTY."

AND

Page 2, delete lines 9, 10, and 11, and substitute the following:  
"a claim by a member of the uniformed armed services against the State Military Department, the State Militia, or any subdivision thereof, if the claim arises out of the performance of the claimant's military duty."

(SIGNED) DAVID BISBEE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 182** was ordered engrossed.

On motion of Senator Bisbee, **Senate Bill No. 183** was withdrawn from the Committee on STATE AGENCIES, and placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 183**

Amend **Senate Bill No. 183** as originally introduced:

Page 1, delete lines 11, 12, and 13, and substitute the following:  
"DEPARTMENT OF COMMUNITY CORRECTION FOR ACTS COMMITTED BY PAROLEES AND PERSONS ON PROBATION; TO PRECLUDE SIMILAR CLAIMS AGAINST THE DEPARTMENT OF CORRECTION FOR ACTS COMMITTED BY INMATES WHILE ON AUTHORIZED OR UNAUTHORIZED RELEASE; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 19, 20, and 21, and substitute the following:  
"CORRECTION FOR ACTS COMMITTED BY PAROLEES AND PERSONS ON PROBATION; AND TO PRECLUDE SIMILAR CLAIMS AGAINST THE DEPARTMENT OF CORRECTION FOR ACTS COMMITTED BY INMATES WHILE ON AUTHORIZED OR UNAUTHORIZED RELEASE."

AND

Page 2, line 10, delete "over" and substitute "over:"

AND

Page 2, delete lines 11, 12, and 13, and substitute the following:

"(a) Claims against the Department of Community Correction for acts committed by a person while that person is subject to conditions of parole or probation under Arkansas law; or

(b) Claims against the Department of Correction for acts committed by inmates while on authorized or unauthorized release from the Department of Correction."

(SIGNED) DAVID BISBEE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 183** was ordered engrossed.

On motion of Senator Glover, **Senate Bill No. 146** was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 146**

Amend **Senate Bill No. 146** as originally introduced:

Page 1, lines 10 through 12, delete the words "DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER" and substitute "ARKANSAS SOIL AND WATER CONSERVATION COMMISSION"

AND

Page 1, lines 17 through 19, delete the words "DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER" and substitute "ARKANSAS SOIL AND WATER CONSERVATION COMMISSION"

AND

Page 1, line 30, delete the words "State assistance to" and substitute "administrative costs associated with"

AND

Page 2, add a new subdivision (C) at the end of Section 2 to read as follows:

"(C) The General Assembly recognizes the serious groundwater depletion and aquifer protection problems in the Bayou Meto Basin and the need to maintain irrigated agriculture, provide flood relief, and protect and restore waterfowl habitat. Funds appropriated herein are to be used for general administrative purposes, coordination, and fulfilling the irrigation districts responsibilities. Funds will not be released unless federal funds are available through the Bayou Meto Basin Project."

(SIGNED) BOBBY GLOVER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 146** was ordered engrossed.

On motion of Senator Glover, **Senate Bill No. 147** was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of amendment.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 1 to SENATE BILL NO. 147

Amend **Senate Bill No. 147** as originally introduced:

Page 1, lines 10 through 12, delete the words "DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER" and substitute "ARKANSAS SOIL AND WATER CONSERVATION COMMISSION"

AND

Page 1, lines 17 through 19, delete the words "DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER" and substitute "ARKANSAS SOIL AND WATER CONSERVATION COMMISSION"

AND

Page 1, line 30, delete the words "State assistance to" and substitute "administrative costs associated with"

AND

Page 2, add a new subdivision (C) at the end of Section 2 to read as follows:

"(C) The General Assembly recognizes the serious groundwater depletion and aquifer protection problems in the Grand Prairie area and the need to maintain irrigated agriculture, vital to the economy at a sustainable level. Funds appropriated herein are to be used for general administrative purposes, coordination, and fulfilling the irrigation districts responsibilities. Funds will not be released unless federal funds are available through the Grand Prairie Area Demonstration Project."

(SIGNED) BOBBY GLOVER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 147** was ordered engrossed.

On motion of Senator Bisbee, **Senate Bill No. 216** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 216**

Amend **Senate Bill No. 216** as originally introduced:

Page 1, line 31 delete "except juvenile"

AND

Page 1, line 32 delete "delinquency."

(SIGNED) DAIVD BISBEE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 216** was ordered engrossed.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 146, BY SENATOR GLOVER, ET AL,  
SENATE BILL NO. 147, BY SENATOR GLOVER, ET AL,

beg leave to report that we have carefully compared the engrossed copies with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS, CHAIRMAN

Senate Bill No. 146 was ordered re-referred to the Committee on JOINT BUDGET.

Senate Bill No. 147 was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 167, BY FARIS, ET AL,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS, CHAIRMAN

Senate Bill No. 167 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 182, BY SENATOR BISBEE,  
SENATE BILL NO. 183, BY SENATOR BISBEE,

beg leave to report that we have carefully compared the engrossed copies with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS, CHAIRMAN

Senate Bill No. 182 was ordered re-referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

Senate Bill No. 183 was ordered re-referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

**SENATE BILL NO. 216**, BY SENATOR BISBEE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS, CHAIRMAN

**Senate Bill No. 216** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE AND LABOR, to whom was referred:

**SENATE BILL NO. 31**, BY SENATOR WHITAKER,  
**SENATE BILL NO. 50**, BY SENATOR WOOLDRIDGE,

SENATE BILL NO. 115, BY SENATOR J. JEFFRESS,  
SENATE BILL NO. 215, BY SENATOR S. WOMACK,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) JACK CRITCHER, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE AND LABOR, to whom was referred:

HOUSE BILL NO. 1153, BY REPRESENTATIVE DEES,  
HOUSE BILL NO. 1194, BY REPRESENTATIVE MEDLEY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) JACK CRITCHER, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

FEBRUARY 12, 2003

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE AND LABOR, to whom was referred:

HOUSE BILL NO. 1116, BY REPRESENTATIVE MARTIN,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

Respectfully submitted,

(SIGNED) JACK CRITCHER, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on PUBLIC TRANSPORTATION, to whom was referred:

SENATE BILL NO. 219, BY SENATOR WOOLDRIDGE,  
SENATE BILL NO. 228, BY SENATOR GLOVER,  
SENATE BILL NO. 229, BY SENATOR GLOVER,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) STEVE HIGGINBOTHOM, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on PUBLIC TRANSPORTATION, to whom was referred:

SENATE BILL NO. 218, BY SENATOR BISBEE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

Respectfully submitted,

(SIGNED) STEVE HIGGINBOTHOM, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on PUBLIC TRANSPORTATION, to whom was referred:

HOUSE BILL NO. 1072, BY REPRESENTAIVE VERKAMP,  
HOUSE BILL NO. 1264, BY REPRESENTATIVE MEDLEY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) STEVE HIGGINBOTHOM, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on PUBLIC TRANSPORTATION, to whom was referred:

HOUSE BILL NO. 1036, BY REPRESENTATIVE ROSENBAUM,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

Respectfully submitted,

(SIGNED) STEVE HIGGINBOTHOM, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

**SENATE BILL NO. 176**, BY SENATOR MALONE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

Respectfully submitted,

(SIGNED) ED WILKINSON, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

**HOUSE BILL NO. 1184**, BY REPRESENTATIVE JACOBS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) ED WILKINSON, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

SENATE BILL NO. 213, BY SENATOR MADISON,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) JIM ARGUE, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1283, BY REPRESENTATIVE KEY,  
HOUSE BILL NO. 1284, BY REPRESENTATIVE PICKETT,  
HOUSE BILL NO. 1290, BY REPRESENTATIVE CHILDERS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) JIM ARGUE, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1028, BY REPRESENTATIVE BLEDSOE,  
HOUSE BILL NO. 1040, BY REPRESENTATIVE CHESTERFIELD,  
HOUSE BILL NO. 1042, BY REPRESENTATIVE CREEKMORE,  
HOUSE BILL NO. 1105, BY REPRESENTATIVE SEAWEL,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass as amended.

Respectfully submitted,

(SIGNED) JIM ARGUE, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on REVENUE AND TAXATION, to whom was referred:

SENATE BILL NO. 107, BY SENATOR FARIS,  
SENATE BILL NO. 188, BY SENATOR MILLER,  
SENATE BILL NO. 196, BY SENATOR J. BOOKOUT,  
SENATE BILL NO. 238, BY SENATOR WOOLDRIDGE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) TIM WOOLDRIDGE, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on REVENUE AND TAXATION, to whom was referred:

HOUSE BILL NO. 1030, BY REPRESENTATIVE HOUSE,  
HOUSE BILL NO. 1039, BY REPRESENTATIVE HUTCHINSON,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended.

Respectfully submitted,

(SIGNED) TIM WOOLDRIDGE, CHAIRMAN

On motion of Senator Argue, **Senate Bill No. 231** was placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 231**

Amend **Senate Bill No. 231** as originally introduced:

Page 1, line 27, delete "seven (7)" and substitute "eleven (11)"

AND

Page 1, line 30, delete "seven (7)" and substitute "~~seven (7)~~ eleven (11)"

AND

Page 1, line 33, delete "two (2)" and substitute "~~two (2)~~ three (3)"

AND

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

~~"the jurisdiction of the commission, including government, business or industry, agriculture and livestock, forestry, health, ecology, recreation and tourism, and geology.~~

(2) Of the eleven (11) members of the commission, the Governor shall appoint at least:

(A) One (1) member who is a licensed professional geologist in Arkansas;

(B) One (1) member who is a licensed professional engineer in Arkansas;

(C) One (1) member who is licensed to practice in the field of public health or epidemiology; and

(D) One (1) member with expertise and knowledge in the field of fisheries and wildlife."

AND

Page 2, line 5, delete "~~(D)~~(2)" and substitute "~~(D)~~(3)"

AND

Page 2, delete line 13, and substitute the following:

~~"director or assistant director to serve in lieu of the director.~~

(c) Elected city, county, and state officials shall not serve on the commission after the expiration of any current member's term."

AND

Page 2, line 29, delete "Four (4)" and substitute "Seven (7)"

AND

Page 3, line 3, add additional sections to read as follows:

"SECTION 2. (a) Section 1 of this act is effective July 1, 2003.

(b) The initial four additional (4) members of the Pollution Control and Ecology Commission to be appointed by the Governor shall be appointed for staggered terms to expire each year over a four-year period and the terms shall be designated by the Governor.

(c) After the initial terms, the four (4) members added to the Commission by this act shall serve terms as the other commissioners for four (4) years.

SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the environmental policy for Arkansas is carried out by the Pollution Control and Ecology Commission; that expanding the membership of the Commission with certain professional technical experts will promote a more effective environmental policy for Arkansas; that laws affecting state agencies are more effective if implemented at the beginning of the fiscal year for state government; and it necessary for this act to become effective on that date. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health and safety shall become effective on July 1, 2003."

(SIGNED) JIM ARGUE

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 231** was ordered engrossed.

On motion of Senator Hendren, **Senate Bill No. 76** was placed back on second reading for purpose of amendment.

**ARKANSAS SENATE**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 76**

Amend **Senate Bill No. 76** as originally introduced:

Page 1, line 26 add "after making written certification to the Chief Judge of the U. S. District Court in the Federal Judicial District in which they serve that they have taken a handgun safety training course approved by the Director, Arkansas Commission on Law Enforcement Standards and Training" after "handgun" and before " ."

AND

Page 1, line 35 add "and has made written certification to the Chief Judge of the U. S. District Court in the Federal Judicial District in which they serve that they have taken a handgun safety training course approved by the Director, Arkansas Commission on Law Enforcement Standards and Training" after "Arkansas" and before " ."

AND

Page 2, line 7 add “and has made written certification to the Chief Judge of the U. S. District Court in the Federal Judicial District in which they serve that they have taken a handgun safety training course approved by the Director, Arkansas Commission on Law Enforcement Standards and Training” after “Arkansas” and before “.”

AND

Page 2, line 9 add the following new section:

“SECTION 4. Arkansas Code § 5-73-304, concerning exemptions from the concealed handgun licensing law, is amended by adding the following new subsection:

(d) Those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, Article III Federal Judges, and those persons appointed and serving as United States Bankruptcy Judges or United States Magistrate Judges in and for the Eastern or Western Districts of Arkansas who have made written certification to the Chief Judge of the U. S. District Court in the Federal Judicial District in which they serve that they have taken a handgun safety training course approved by the Director, Arkansas Commission on Law Enforcement Standards and Training shall be exempt from the licensing requirements of this subchapter.”

(SIGNED) KIM HENDREN

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 76 was ordered engrossed.

On motion of Senator Faris, House Bill No. 1009 was placed back on second reading for purpose of amendment.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 1 to HOUSE BILL NO. 1009

Amend House Bill No. 1009 as originally introduced:

Add Senator Faris as a cosponsor of the bill.

(SIGNED) STEVE FARIS

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1009 was ordered engrossed.

On motion of Senator Faris, House Bill No. 1021 was placed back on second reading for purpose of amendment.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 1 to HOUSE BILL NO. 1021

Amend House Bill No. 1021 as originally introduced by:

Add Senator Faris as a cosponsor of the bill.

(SIGNED) STEVE FARIS

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1021 was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Faris, **Senate Bill No. 120** was called up for third reading and final disposition.

**SENATE BILL NO. 120**  
*As Engrossed: S2/11/03*  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: FARIS, J. BOOKOUT**  
**BY: REPRESENTATIVES MAHONY, SMITH**

A Bill for an Act to be Entitled: AN ACT TO PROVIDE A METHOD FOR FILLING VACANCIES ON THE ARKANSAS TEACHER RETIREMENT SYSTEM BOARD OF TRUSTEES THAT MAY OCCUR DURING A TERM OF OFFICE FOR A MEMBER OR RETIREE TRUSTEE; AND FOR OTHER PURPOSES.

**Senate Bill No. 120** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 120** was ordered immediately transmitted to the House.

On motion of Senator Horn, **Senate Bill No. 128** was called up for third reading and final disposition.

**SENATE BILL NO. 128**  
*As Engrossed: S2/11/03*  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR HORN**  
**BY: REPRESENTATIVE BENNETT**

A Bill for an Act to be Entitled: AN ACT CONCERNING LICENSES FOR TATTOO AND PIERCING BUSINESSES; FOR TATTOO AND PIERCING ARTISTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 128** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the passage of the bill.....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 128** was ordered immediately transmitted to the House.

On motion of Senator Glover, **Senate Bill No. 230** was called up for third reading and final disposition.

**SENATE BILL NO. 230**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR GLOVER**

A Bill for an Act to be Entitled: AN ACT TO ALLOW RETIRING STATE POLICE OFFICERS TO PURCHASE THEIR DUTY SHOTGUN; AND FOR OTHER PURPOSES.

**Senate Bill No. 230** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkinson, Womack, Wooldridge.

Total .....31

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Brown, Horn, Luker, Wilkins.

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast .....31

Necessary to the passage of the bill .....18

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 230** was ordered immediately transmitted to the House.

On motion of Senator Faris, **Senate Bill No. 227** was called up for third reading and final disposition.

**SENATE BILL NO. 227**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR FARIS**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE NONVOTING EX OFFICIO MEMBERSHIP OF THE RURAL FIRE DEPARTMENTS STUDY COMMITTEE; AND FOR OTHER PURPOSES.

**Senate Bill No. 227** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the passage of the bill.....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 227** was ordered immediately transmitted to the House.

On motion of Senator Higginbothom, **House Bill No. 1149** was called up for third reading and final disposition.

**HOUSE BILL NO. 1149  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE ANDERSON**

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE REQUIREMENT THAT MEMBERS OF THE BOARD OF DIRECTORS AND THE PRESIDENT OF THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY EXECUTE A SURETY BOND; AND FOR OTHER PURPOSES.

**House Bill No. 1149** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1149** was ordered immediately returned to the House as passed.

Arkansas  
Public Service Commission  
Utilities Division  
1000 Center  
P.O. Box 400  
Little Rock, Arkansas 72203-0400

February 5, 2003

The Honorable Paul Miller  
Chairman  
Senate Insurance and Commerce Committee  
State Capitol Building  
Little Rock, AR 72201

Dear Senator Miller:

Re: House Bill 1114; The Electric Utility Regulatory Reform Act of 2003  
HB 1114, the "Electric Utility Regulatory Reform Act of 2003", is scheduled for consideration by the Senate Insurance and Commerce Committee on Thursday, February 6th. In anticipation of that hearing tomorrow, and in recognition of certain concerns expressed by members of the merchant plant community, I am writing this letter to address one of the sections of the bill.

Section 11 of the bill, specifically 23-18-106, subsection (a), outlines specific commission authority to promulgate rules and regulation that guide utilities in their future resource planning and acquisition strategies. The specific language states that these new rules to be promulgated by the commission will govern the "review and approval of the processes, actions, and plans by which the utilities (1) engage in comprehensive resource planning; (2) acquire electric energy, capacity, and generation assets; or (3) utilize alternative methods to meet their obligations to serve Arkansas retail electric customers." The Commission will open a new docket to develop generic resource planning and acquisition rules no later than September 1, 2003. To the extent that any utility is already engaged in certain resource planning activities, in order to be able to meet its customer demand, the commission will ensure that it utilizes some type of resource planning and acquisition review procedures, prior to the opportunity to implement the newly-envisioned generic rules.

I hope that this letter will serve to clarify any questions that have been raised, and I stand ready to answer any further questions that you or any members of your committee have during the hearing scheduled for tomorrow. Thank you for your consideration of this most important piece of legislation.

Sincerely,

Sandra L. Hochstetter  
Chairman

Cc: Members of the Senate Insurance and Commerce Committee  
The Honorable Mike Huckabee  
The Honorable Mike Beebe

On motion of Senator Johnson, **House Bill No. 1114** was called up for third reading and final disposition.

**HOUSE BILL NO. 1114**  
*As Engrossed: H1/28/03 H1/30/03 S2/11/03*  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES NAPPER, LENDALL**  
**SENATORS B. JOHNSON, GLOVER, FARIS, ET AL**

A Bill for an Act to be Entitled: THE ELECTRIC UTILITY REGULATORY REFORM ACT OF 2003.

**House Bill No. 1114** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1114**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1114** was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, **House Bill No. 1041** was called up for third reading and final disposition.

**HOUSE BILL NO. 1041  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE RANKIN**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE §§ 2-6-103 AND 2-6-107 TO ELIMINATE THE SECURITY AND BONDING REQUIREMENTS FOR CATFISH PROCESSORS THAT ARE PURCHASING CATFISH SOLELY FROM CATFISH PRODUCERS WHO OWN THE PROCESSING FACILITY; AND FOR OTHER PURPOSES.

**House Bill No. 1041** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....31

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Brown, Lavery, Luker, Whitaker.

Total .....4

VOTING PRESENT:

Total .....0

Total number of votes cast .....31

Necessary to the passage of the bill .....18

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1041** was ordered immediately returned to the House as passed.

On motion of Senator Salmon, **House Bill No. 1183** was called up for third reading and final disposition.

**HOUSE BILL NO. 1183**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES JACOBS, VERKAMP**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 8-4-103 TO REQUIRE NOTIFICATION OF MUNICIPAL GOVERNMENTS REGARDING CERTAIN ENVIRONMENTAL VIOLATIONS OCCURING WITHIN THE CORPORATE LIMITS AND CIVIL PENALTIES BEING IMPOSED; AND FOR OTHER PURPOSES.

**House Bill No. 1183** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	34
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING: Altes.	
Total.....	1
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	34
Necessary to the passage of the bill.....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1183** was ordered immediately returned to the House as passed.

On motion of Senator Salmon, **House Bill No. 1185** was called up for third reading and final disposition.

**HOUSE BILL NO. 1185  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES JACOBS, VERKAMP**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 5-5-101 TO ENSURE THAT PROPERTY SEIZED BY MUNICIPAL LAW ENFORCEMENT AGENCIES AND THE MONEYS GAINED THEREFROM ARE DEPOSITED IN THOSE CITY'S AND TOWN'S TREASURIES; AND FOR OTHER PURPOSES.

**House Bill No. 1185** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	18

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1185** was ordered immediately transmitted to the House as passed.

On motion of Senator Bisbee, [Senate Bill No. 204](#) was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of amendment.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
[Amendment No. 1 to SENATE BILL NO. 204](#)

Amend [Senate Bill No. 204](#) as originally introduced:

Page 3, delete Section 5 in its entirety and appropriately renumber the subsequent sections.

(SIGNED) DAVID A. BISBEE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 204](#) was ordered engrossed.

On motion of Senator Bisbee, [House Bill No. 1362](#) was placed back on second reading for purpose of amendment.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
[Amendment No. 1 to HOUSE BILL NO. 1362](#)

Amend [House Bill No. 1362](#) as originally introduced by:

Page 4, line 11, insert "DETERMINATION" between "DISABILITY" and "PROGRAM"

AND

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

AND

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

(SIGNED) DAVID A. BISBEE

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Bisbee, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1362** at this time.

On motion of Senator Bisbee, **House Bill No. 1362** was called up for third reading and final disposition.

**HOUSE BILL NO. 1362  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE DEPARTMENT FOR SOCIAL SECURITY ADMINISTRATION DISABILITY DETERMINATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

**House Bill No. 1362** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the passage of the bill.....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1362**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1362 was ordered engrossed.

On motion of Senator Bisbee, the Senate resolved itself into the Committee of the Whole for the purpose of Joint Budget Bills.

Without objection, the Committee of the Whole was dissolved, and the Senate took up its regular order of business.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 223 at this time.

On motion of Senator Bisbee, Senate Bill No. 223 was called up for third reading and final disposition.

SENATE BILL NO. 223  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF OPTOMETRY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 223 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J.

Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the passage of the bill.....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 223**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 223** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1347** at this time.

On motion of Senator Bisbee, **House Bill No. 1347** was called up for third reading and final disposition.

**HOUSE BILL NO. 1347**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE ATHLETIC COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

**House Bill No. 1347** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1347**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1347** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 206 at this time.

On motion of Senator Bisbee, Senate Bill No. 206 was called up for third reading and final disposition.

SENATE BILL NO. 206  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - ALL DIVISIONS FOR MAINTENANCE/CONSTRUCTION/EQUIPPING; AND FOR OTHER PURPOSES.

Senate Bill No. 206 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 206**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 206** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 207 at this time.

On motion of Senator Bisbee, Senate Bill No. 207 was called up for third reading and final disposition.

SENATE BILL NO. 207  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR CAPITAL PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 207 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 207**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 207** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 209 at this time.

On motion of Senator Bisbee, Senate Bill No. 209 was called up for third reading and final disposition.

SENATE BILL NO. 209  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY FOR WATER QUALITY MONITORING AND ASSESSMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 209 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 209**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 209** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 210 at this time.

On motion of Senator Bisbee, Senate Bill No. 210 was called up for third reading and final disposition.

SENATE BILL NO. 210  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ARKANSAS HERITAGE FOR BUILDING RENOVATION/EXHIBITS AND LAND ACQUISITION; AND FOR OTHER PURPOSES.

Senate Bill No. 210 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 210**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 210** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 221 at this time.

On motion of Senator Bisbee, Senate Bill No. 221 was called up for third reading and final disposition.

SENATE BILL NO. 221  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE BUILDING SERVICES FOR MAINTENANCE, CONSTRUCTION, AND EQUIPPING OF STATE BUILDINGS; AND FOR OTHER PURPOSES.

Senate Bill No. 221 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 221**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 221** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 222 at this time.

On motion of Senator Bisbee, Senate Bill No. 222 was called up for third reading and final disposition.

SENATE BILL NO. 222  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE SECRETARY OF STATE FOR REPAIRS ON THE STATE CAPITOL BUILDING AND STATE CAPITOL GROUNDS; AND FOR OTHER PURPOSES.

Senate Bill No. 222 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 222**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 222** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 225 at this time.

On motion of Senator Bisbee, Senate Bill No. 225 was called up for third reading and final disposition.

SENATE BILL NO. 225  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE STATE MILITARY DEPARTMENT FOR CONSTRUCTION, ADDITIONS, MODIFICATIONS, AND REHABILITATION AT VARIOUS NATIONAL GUARD FACILITIES; AND FOR OTHER PURPOSES.

Senate Bill No. 225 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 225**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 225** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 232 at this time.

On motion of Senator Bisbee, Senate Bill No. 232 was called up for third reading and final disposition.

SENATE BILL NO. 232  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF CORRECTION AND THE DEPARTMENT OF COMMUNITY CORRECTION FOR CONSTRUCTION, RENOVATION, EQUIPMENT REPAIR, LEASE PAYMENTS AND FARM RECEIPTS REPLACEMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 232 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 232**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 232** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 233 at this time.

On motion of Senator Bisbee, Senate Bill No. 233 was called up for third reading and final disposition.

SENATE BILL NO. 233  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF WORKFORCE EDUCATION AND VARIOUS TECHNICAL INSTITUTES FOR CONSTRUCTION, RENOVATION, MAINTENANCE, REPAIR AND EQUIPMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 233 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 233**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 233** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering Senate Bill No. 234 at this time.

On motion of Senator Bisbee, Senate Bill No. 234 was called up for third reading and final disposition.

SENATE BILL NO. 234  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ECONOMIC DEVELOPMENT FOR CAPITAL CONSTRUCTION PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 234 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 234**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 234** was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1205** at this time.

On motion of Senator Bisbee, **House Bill No. 1205** was called up for third reading and final disposition.

**HOUSE BILL NO. 1205  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT FOR THE DEPARTMENT OF WORKFORCE EDUCATION AND THE VARIOUS TECHNICAL INSTITUTES; AND FOR OTHER PURPOSES.

**House Bill No. 1205** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1205**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1205** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1363** at this time.

On motion of Senator Bisbee, **House Bill No. 1363** was called up for third reading and final disposition.

**HOUSE BILL NO. 1363  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES FOR THE ARKANSAS STATE BOARD OF PUBLIC ACCOUNTANCY WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 31 OF 2001; AND FOR OTHER PURPOSES.

**House Bill No. 1363** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1363**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1363** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1274** at this time.

On motion of Senator Bisbee, **House Bill No. 1274** was called up for third reading and final disposition.

**HOUSE BILL NO. 1274**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE NICHOLS**  
**BY: SENATOR BRYLES**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR CONSTRUCTION AND REPAIR OF SIDEWALKS FOR THE CITY OF WEINER, ARKANSAS; AND FOR OTHER PURPOSES.

**House Bill No. 1274** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1274**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1274** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1275** at this time.

On motion of Senator Bisbee, **House Bill No. 1275** was called up for third reading and final disposition.

**HOUSE BILL NO. 1275  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE NICHOLS  
BY: SENATOR BRYLES**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE SUPPORT TO THE POINSETT COUNTY FAIR; AND FOR OTHER PURPOSES.

**House Bill No. 1275** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1275**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1275** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering House Bill No. 1276 at this time.

On motion of Senator Bisbee, House Bill No. 1276 was called up for third reading and final disposition.

HOUSE BILL NO. 1276  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE NICHOLS  
BY: SENATOR BRYLES

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE MARKED TREE DELTA AREA MUSEUM; AND FOR OTHER PURPOSES.

House Bill No. 1276 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1276**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1276** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1277** at this time.

On motion of Senator Bisbee, **House Bill No. 1277** was called up for third reading and final disposition.

**HOUSE BILL NO. 1277  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE NICHOLS  
BY: SENATOR BRYLES**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR PURCHASE OF PROPERTY FOR AND COSTS RELATED TO THE CONSTRUCTION AND EQUIPPING OF THE TYRONZA RECREATION FACILITY IN POINSETT COUNTY, ARKANSAS; AND FOR OTHER PURPOSES.

**House Bill No. 1277** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1277**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1277** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1278** at this time.

On motion of Senator Bisbee, **House Bill No. 1278** was called up for third reading and final disposition.

**HOUSE BILL NO. 1278  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE NICHOLS  
BY: SENATOR BRYLES**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE SUPPORT TO THE WILLIE LAMB POST #26 AMERICAN LEGION AT LEPANTO, ARKANSAS; AND FOR OTHER PURPOSES.

**House Bill No. 1278** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbotham, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1278**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1278** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1279** at this time.

On motion of Senator Bisbee, **House Bill No. 1279** was called up for third reading and final disposition.

**HOUSE BILL NO. 1279  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE NICHOLS  
BY: SENATOR BRYLES**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE DELTA BYWAYS PROMOTION FOR MARKED TREE, LEPANTO AND TYRONZA, ARKANSAS; AND FOR OTHER PURPOSES.

**House Bill No. 1279** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1279**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1279** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering House Bill No. 1329 at this time.

On motion of Senator Bisbee, House Bill No. 1329 was called up for third reading and final disposition.

HOUSE BILL NO. 1329  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE L. PRATER

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO FRANKLIN COUNTY FOR THE FRANKLIN COUNTY COURTHOUSE AT OZARK; AND FOR OTHER PURPOSES.

House Bill No. 1329 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1329**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1329** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1330** at this time.

On motion of Senator Bisbee, **House Bill No. 1330** was called up for third reading and final disposition.

**HOUSE BILL NO. 1330  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE L. PRATER**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE CRAWFORD COUNTY FAIR ASSOCIATION FOR THE CRAWFORD COUNTY FAIRGROUNDS ECONOMIC BUILDING; AND FOR OTHER PURPOSES.

**House Bill No. 1330** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1330**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1330** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1331** at this time.

On motion of Senator Bisbee, **House Bill No. 1331** was called up for third reading and final disposition.

**HOUSE BILL NO. 1331**

*As Engrossed: H2/4/03*

**EIGHTY-FOURTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES P. BOOKOUT, BIGGS, CHILDERS, ET AL**

**BY: SENATORS J. BOOKOUT, BROADWAY, LUKER, ET AL**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY *FOR PHASE II* - CONSTRUCTING AND EQUIPPING A LIBERAL ARTS TEACHING BUILDING; AND FOR OTHER PURPOSES.

**House Bill No. 1331** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1331**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total.....	35
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast .....	35
Necessary to the adoption of the Emergency Clause.....	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1331** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering House Bill No. 1366 at this time.

On motion of Senator Bisbee, House Bill No. 1366 was called up for third reading and final disposition.

HOUSE BILL NO. 1366  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE PETRUS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE GRAND PRAIRIE WAR MEMORIAL ASSOCIATION IN STUTTGART, ARKANSAS; AND FOR OTHER PURPOSES.

House Bill No. 1366 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1366**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1366** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering House Bill No. 1367 at this time.

On motion of Senator Bisbee, House Bill No. 1367 was called up for third reading and final disposition.

HOUSE BILL NO. 1367  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE PETRUS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR PURCHASE OF TANKER TRUCKS FOR THE VOLUNTEER FIRE DEPARTMENTS IN PRAIRIE COUNTY, ARKANSAS; AND FOR OTHER PURPOSES.

House Bill No. 1367 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1367**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1367** was ordered immediately returned to the House as passed.

On motion of Senator Bisbee, the rules were suspended in considering **House Bill No. 1370** at this time.

On motion of Senator Bisbee, **House Bill No. 1370** was called up for third reading and final disposition.

**HOUSE BILL NO. 1370  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE JUDY  
BY: SENATOR MADISON**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS SOIL AND WATER CONSERVATION COMMISSION FOR DEVELOPMENT OF NATURAL RESOURCE GEOGRAPHIC INFORMATION SYSTEM DATA; AND FOR OTHER PURPOSES.

**House Bill No. 1370** was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1370**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, J. Bookout, Broadway, Brown, Bryles, Capps, Critcher, Faris, Glover, Gullett, Hendren, Higginbothom, Hill, Holt, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, Trusty, Whitaker, Wilkins, Wilkinson, Womack, Wooldridge.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast ..... 35

Necessary to the adoption of the Emergency Clause..... 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1370** was ordered immediately returned to the House as passed.

SENATE CONCURRENT RESOLUTION NO. 8  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR ARGUE  
BY: REPRESENTATIVE LEDBETTER

SENATE CONCURRENT RESOLUTION TO SALUTE THE ARKANSAS ADVOCATES FOR CHILDREN & FAMILIES ON ITS 25TH ANNIVERSARY; AND TO THANK IT FOR ATTENDING TO THE NEEDS OF ARKANSAS' CHILDREN AND FOR GIVING CHILDREN A VOICE IN THE DEN OF VOICES THAT CONFRONT THIS BODY.

**Senate Concurrent Resolution No. 8** was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE JOINT RESOLUTION NO. 10  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BISBEE

SENATE JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE 16, SECTION 14 OF THE ARKANSAS CONSTITUTION PERTAINING TO THE TREATMENT OF NEWLY DISCOVERED REAL PROPERTY AND NEW CONSTRUCTION AND IMPROVEMENTS TO REAL PROPERTY WHEN CALCULATING MILLAGE ROLLBACKS UNDER AMENDMENT 59.

**Subtitle**

PROPOSING AN AMENDMENT TO THE  
CONSTITUTION PERTAINING TO THE TREATMENT  
OF NEWLY DISCOVERED REAL PROPERTY AND  
NEW CONSTRUCTION AND IMPROVEMENTS TO  
REAL PROPERTY WHEN CALCULATING MILLAGE  
ROLLBACKS UNDER AMENDMENT 59.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Article 16, Section 14 of the Constitution of the State of Arkansas is amended to read as follows:

§ 14. Procedure for adjustment of taxes after reappraisal or reassessment of property.

(a) Whenever a countywide reappraisal or reassessment of property subject to ad valorem taxes made in accordance with procedures established by the General Assembly shall result in an increase in the aggregate value of taxable real and personal property in any taxing unit in this State of ten percent (10%) or more over the previous year the rate of city or town, county, school district, and community college district taxes levied against the taxable real and personal property of each such taxing unit shall, upon completion of such reappraisal or reassessment, be adjusted or rolled back, by the governing body of the taxing unit, for the year for which levied as provided below. The General Assembly shall, by law, establish the procedures to be followed by a county in making a countywide reappraisal or reassessment of property which will, upon completion, authorize the adjustment or rollback of property tax rates or millage, as authorized hereinabove. The adjustment or rollback of tax rates or millage for the "base year" as hereinafter defined shall be designed to assure that each taxing unit will receive an amount of tax revenue from each tax source no greater than ten percent (10%) above the revenues received during the previous year from each such tax source, adjusted for any lawful tax or millage rate increase or reduction imposed in the manner provided by law for the year for which the tax adjustment or rollback is to be made, and after making the following additional adjustments:

(i) By excluding from such calculation the assessed value of, and taxes derived from, tangible personal property assessed in the taxing unit, and all real and tangible personal property of public utilities and regulated carriers assessed in the taxing unit, and newly discovered real property and new construction and improvements to real property, and

(ii) By computing the adjusted or rollback millage rates on the basis of the reassessed taxable real property for the base year that will produce an amount of revenue no greater than ten percent (10%) above the revenues produced from the assessed value of real property in the taxing unit (after making the aforementioned adjustments for personal properties and properties of public utilities and regulated carriers, and newly discovered real property and new construction and improvements to real property noted above) from millage rates in effect in the taxing unit during the base year in which the millage adjustment or rollback is to be calculated. Provided, further, that in calculating the amount of adjusted or rollback millage necessary to produce tax revenues no greater than ten percent (10%) above the revenues received during the previous year on the reassessed real property, the governing body shall

separate from the assessed value of taxable real property of the taxing unit, newly-discovered real property and new construction and improvements to real property, after making the adjustments for personal property or property of public utilities and regulated carriers noted above, and shall compute the millage necessary to produce an amount of revenues equal to, one hundred and ten percent (110%) of the base year revenues of the taxing unit from each millage source. The new millage would be the greater of this calculated millage or the current millage for each tax source whichever is greater. ~~but no greater than the base year revenues of the taxing unit from each millage source. Such taxing unit may elect either to obtain an increase in revenues equal to the amount of revenues that the computed or adjusted rollback millage will produce from newly-discovered real property and new construction and improvements to real property, or if the same be less than ten percent (10%), the governing body of the taxing unit may recompute the millage rate to be charged to produce an amount no greater than ten percent (10%) above the revenues collected for taxable real property during the base year.~~

Provided, however, that the amount of revenues to be derived from taxable personal property assessed in the taxing unit for the base year, other than personal property taxes to be paid by public utilities and regulated carriers in the manner provided hereinabove, shall be computed at the millage necessary to produce the same dollar amount of revenues derived during the current year in which the base year adjustment or rollback of millage is computed, and the millage necessary to produce the amount of revenues received from personal property taxes received by the taxing unit, for the base year shall be reduced annually as the assessed value of taxable personal property increases until the amount of revenues from personal property taxes, computed on the basis of the current year millage rates will produce an amount of revenues from taxable personal property equal to or greater than received during the base year, and thereafter the millage rates for computing personal property taxes shall be the millage rates levied for the current year.

Provided, however, that the taxes to be paid by public utilities and regulated carriers in the respective taxing units of the several counties of this State during the first five (5) calendar years in which taxes are levied on the taxable real and personal property as reassessed and equalized in each of the respective counties as a part of a statewide reappraisal program, shall be the greater of the following:

- (1) The amount of taxes paid on property owned by such public utilities or regulated carriers in or assigned to such taxing unit, less adjustments for properties disposed of or reductions in the assessed valuation of such properties in the base year as defined below, or
- (2) The amount of taxes due on the assessed valuation of taxable real and tangible personal property belonging to the public utilities or regulated carriers located in or assigned to the taxing unit in each county at millage rates levied for the current year.

As used herein, the term "base year" shall mean the year in which a county completes reassessment and equalization of taxable real and personal property as a part of a statewide reappraisal program, and extends the adjusted or rolled back millage rates for the first time, as provided in subsection (a) of this Section, for the respective taxing units in such county for collection in the following year.

(i) In the event the amount of taxes paid the taxing unit in a county in the base year, as defined herein, is greater than the taxes due to be paid to such taxing unit for the current year of any year of the second (2nd) period of five (5) years after the base year, the difference between the base year taxes and the current year taxes for any year of such five (5) year period shall be adjusted as follows:

Current year of second period of (5) years	Taxes shall be current year taxes to which shall be added the following percentage of the difference between the current year taxes and the base year taxes (if greater than current year taxes)
1st year	80% of difference
2nd year	60% of difference
3rd year	40% of difference
4th year	20% of difference
5th year and thereafter	Current years taxes only.

(ii) If the current year taxes of a public utility or regulated carrier equal or exceed the base years taxes due a taxing unit during any year of the first ten (10) years after the base year, the amount of taxes to be paid to such taxing unit shall thereafter be the current years taxes and the adjustment authorized herein shall no longer apply in computing taxes to be paid to such taxing unit.

Provided, that in the event the aforementioned requirement for payment of taxes by public utilities and regulated carriers, or any class of utilities or carriers for the ten (10) year period noted above, shall be held by court decision to be contrary to the constitution or statutes of this State or of the Federal Government, the General Assembly may provide for other utilities or classes of carriers to receive the same treatment provided or required under the court order, if deemed necessary to promote equity between similar utilities or classes of carriers.

(b) The General Assembly shall, by law, provide for procedures to be followed with respect to adjusting ad valorem taxes or millage pledged for bonded indebtedness purposes, to assure that the adjusted or rolled-back rate of tax or millage levied for bonded indebtedness purposes will, at all times, provide a level of income sufficient to meet the current requirements of all principal, interest, paying agent fees, reserves, and other requirements of the bond indenture.

SECTION 2. This amendment becomes effective on January 1, 2005.

**Senate Joint Resolution No. 10** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE JOINT RESOLUTION NO. 11  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BISBEE

**SENATE CONCURRENT RESOLUTION**

PROPOSING AN AMENDMENT TO AMENDMENT 79 OF THE ARKANSAS CONSTITUTION TO REQUIRE THE ASSESSMENT VALUE OF A HOMESTEAD TO BE ADJUSTED, IF THE HOMESTEAD IS SOLD, ACCORDING TO THE ASSESSED VALUE OF THE MARKET VALUE OF THE HOMESTEAD AT THE TIME OF THE SALE.

**Subtitle**

TO REQUIRE THE ASSESSMENT VALUE OF A  
HOMESTEAD TO BE ADJUSTED, IF THE  
HOMESTEAD IS SOLD, ACCORDING TO THE  
ASSESSED VALUE OF THE MARKET VALUE OF  
THE HOMESTEAD AT THE TIME OF THE SALE.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Subdivision (c) and (d) of Section 1 of Amendment 79 of the Constitution of the State of Arkansas, is amended to read as follows:

(c)(1) Except as provided in subsection (d), if the parcel is a taxpayer's homestead used as the taxpayer's principal place of residence then for the first assessment following reappraisal, any increase in the assessed value of the parcel shall be limited to not more than five percent (5%) of the assessed value of the parcel for the previous year. In each year thereafter the assessed value shall increase by an additional five percent (5%) of the assessed value of the parcel for the year prior to the first assessment that resulted from reappraisal but shall not exceed the assessed value determined by the reappraisal prior to adjustment under this subsection.

(2) This subsection (c) does not apply to newly discovered real property, new construction, or to substantial improvements to real property.

(3) Upon the sale of a homestead assessed under this subsection (c), the assessed value shall be adjusted according to the assessed value of the market value of the homestead at the time of sale.

(d)(1)(A) A homestead used as the taxpayer's principal place of residence purchased or constructed on or after January 1, 2001 by a disabled person or by a person sixty-five (65) years of age or older shall be assessed thereafter based on the lower of the assessed value as of the date of purchase or construction or a later assessed value.

(B) When a person becomes disabled or reaches sixty-five (65) years of age on or after January 1, 2001, that person's homestead used as the taxpayer's principal place of residence shall thereafter be assessed based on the lower of the assessed value on the person's sixty-fifth birthday, on the date the person becomes disabled or a later assessed value.

(C) If a person is disabled or is at least sixty-five (65) years of age and owns a homestead used as the taxpayer's principal place of residence on January 1, 2001, the homestead shall be assessed based on the lower of the assessed value on January 1, 2001 or a later assessed value.

(2) Residing in a nursing home shall not disqualify a person from the benefits of this subsection (d).

(3) In instances of joint ownership, if one of the owners qualifies under this subsection (d), all owners shall receive the benefits of this amendment.

(4) This subsection (d) does not apply to substantial improvements to real property.

(5) For real property that is subject to Section 2 of this Amendment, in lieu of January 1, 2001, the applicable date for this subsection (d) shall be January 1 of the year following the completion of the adjustments to assessed value required by Section 2.

(6) Upon the sale of a homestead that has had its assessed value limited under this subsection (d), the assessed value shall be adjusted according to the assessed value of the market value of the homestead at the time of sale.

SECTION 2. Section 2 of Amendment 79 of the Constitution of the State of Arkansas, is amended to read as follows:

§ 2.

(a)(1) Section 1 of this Amendment shall not be applicable to a county in which there has been no county-wide reappraisal, as defined by law, and resulting assessed value of property between January 1, 1986 and December 31, 2000. Real property in such a county shall be adjusted according to the provisions of this section.

(2) Upon the completion of the adjustments to assessed value required by this section each taxpayer of that county shall be entitled to apply the provision of Section 1 of this Amendment to the real property owned by them.

(b) The county assessor, or other official or officials designated by law, shall compare the assessed value of each parcel of real property to the prior year's assessed value. If assessed value of the parcel increased, then the assessed value of the parcel for the first assessment resulting from reappraisal shall be adjusted by adding one-third (1/3) of the increase to the assessed value of the parcel for the previous year. An additional one-third (1/3) of the increase shall be added in each of the next two (2) years. This adjustment procedure shall not apply to public utility and carrier property. Public utility and carrier property shall be

adjusted pursuant to Section 1.

(c) No adjustment shall be made for newly discovered real property, new construction, or to substantial improvements to real property.

(d) Upon the sale of a homestead that has been assessed under this section, the assessed value shall be adjusted according to the assessed value of the market value of the homestead at the time of sale.

**Senate Joint Resolution No. 11** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**SENATE JOINT RESOLUTION NO. 12  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BISBEE**

**SENATE JOINT RESOLUTION**

PROPOSING TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCLUDE EXCESS DEBT SERVICE MILLAGE IN THE UNIFORM RATE OF AD VALOREM PROPERTY TAX REQUIRED FOR SCHOOL DISTRICTS.

**Subtitle**

PROPOSING TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCLUDE EXCESS DEBT SERVICE MILLAGE IN THE UNIFORM RATE OF AD VALOREM PROPERTY TAX REQUIRED FOR SCHOOL DISTRICTS.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting

thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Amendment 74 of the Arkansas Constitution is amended to read as follows:

Amend. 74. School tax - Budget - Approval of tax rate (Const., Art. 14, § 3, as amended by Const. Amend. 11 and Const. Amend. 40, amended).

(a) The General Assembly shall provide for the support of common schools by general law. In order to provide quality education, it is the goal of this state to provide a fair system for the distribution of funds. It is recognized that, in providing such a system, some funding variations may be necessary. The primary reason for allowing such variations is to allow school districts, to the extent permissible, to raise additional funds to enhance the educational system within the school district. It is further recognized that funding variations or restrictions thereon may be necessary in order to comply with, or due to, other provisions of this Constitution, the United States Constitution, state or federal laws, or court orders.

(b)(1) There is established a uniform rate of ad valorem property tax of twenty-five (25) mills to be levied on the assessed value of all taxable real, personal, and utility property in the state to be ~~used solely for~~ dedicated to maintenance and operation of the schools or excess debt service.

(2) Except as provided in this subsection the uniform rate of tax shall not be an additional levy for maintenance and operation or excess debt service of the schools but shall replace a portion of the existing rate of tax levied by each school district available for maintenance and operation or excess debt service of schools in the school district. The rate of tax available for maintenance and operation or excess debt service levied by each school district on the original effective date of ~~this amendment~~ Amendment 74 shall be reduced to reflect the levy of the uniform rate of tax. If the rate of tax available for maintenance and operation or excess debt service levied by a school district on the original effective date of ~~this amendment~~ Amendment 74 exceeds the uniform rate of tax, the excess rate of tax shall continue to be levied by the school district until changed as provided in subsection (c)(1). If the rate of tax available for maintenance and operation or excess debt service levied by a school district on the original effective date of ~~this amendment~~ Amendment 74 is less than the uniform rate of tax, the uniform rate of tax shall nevertheless be levied in the district.

(3) The uniform rate of tax shall be assessed and collected in the same manner as other school property taxes, but the net revenues from the uniform rate of tax shall be remitted to the State Treasurer and distributed by the state to the school districts as provided by law. No portion of the revenues from the uniform rate of tax shall be retained by the state. The revenues so distributed shall be used by the school districts solely for maintenance and operation of schools.

(4) The General Assembly may by law propose an increase or decrease in the uniform rate of tax and submit the question to the electors of the state at the next general election. If a majority of the electors of the state voting on the issue vote "For" the proposed increase or decrease in the uniform rate of tax, the uniform rate of tax shall be increased or decreased as approved. If a majority of the electors of the state voting on the issue vote

"Against" the proposed increase or decrease in the uniform rate of tax, the uniform rate of tax shall continue to be levied at the rate for the year in which the election is held.

(c)(1) In addition to the uniform rate of tax provided in subsection (b), school districts are authorized to levy, by a vote of the qualified electors respectively thereof, an annual ad valorem property tax on the assessed value of taxable real, personal, and utility property for the maintenance and operation of schools and the retirement of indebtedness. The Board of Directors of each school district shall prepare, approve and make public not less than sixty (60) days in advance of the annual school election a proposed budget of expenditures deemed necessary to provide for the foregoing purposes, together with a rate of tax levy sufficient to provide the funds therefor, including the rate under any continuing levy for the retirement of indebtedness. The Board of Directors shall submit the tax at the annual school election or at such other time as may be provided by law. If a majority of the qualified voters in the school district voting in the school election approve the rate of tax proposed by the Board of Directors, then the tax at the rate approved shall be collected as provided by law. In the event a majority of the qualified electors voting in the school election disapprove the proposed rate of tax, then the tax shall be collected at the rate approved in the last preceding school election. However, if the rate last approved has been modified pursuant to subsection (b) or (c)(2) of this section, then the tax shall be collected at the modified rate until another rate is approved.

(2) The tax levied by a school district pursuant to subsection (c)(1) of this section may be reduced pursuant to procedures provided by law if the tax would cause the state or district to be out of compliance with any other provision of this Constitution, the United States Constitution, state or federal law, or court order.

(3) No tax levied pursuant to subsection (c)(1) of this section shall be appropriated to any other district than that for which it is levied.

(d) For the purposes of this section:

(1) "Debt service millage" means the total number of mills voted by the electors of a school district to be pledged as security for the retirement of bonded indebtedness;

(2) "Debt service millage required" means the calculated millage rate equal to the amount of millage pledged to mandatory callable bonds plus the result of the scheduled calendar year bonded debt payment divided by the total assessed value of real, personal, and utility property in the local school district;

(3) "Excess debt service millage" means the difference between the debt service millage levied and the debt service millage required; and

(4) "maintenance and operation" "Maintenance and operation" means such expenses for the general maintenance and operation of schools, as may be defined by the General Assembly by law.

SECTION 2. This amendment shall be effective upon adoption and shall relate back to the effective date of Amendment 74 to the Arkansas Constitution.

**Senate Joint Resolution No. 12** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE JOINT RESOLUTION NO. 13  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BROADWAY

**SENATE JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO PROVIDE THAT THE STATE SHALL ASSUME THE CAPITAL IMPROVEMENT DEBT OF LOCAL SCHOOL DISTRICTS; TO AUTHORIZE THE STATE TO ISSUE GENERAL OBLIGATION BONDS, AFTER APPROVAL BY A VOTE OF THE PEOPLE, FOR THE PURPOSE OF MAKING CAPITAL IMPROVEMENTS TO LOCAL SCHOOLS; TO PROVIDE THAT THE CURRENT LOCAL PROPERTY TAXES FOR BONDED INDEBTEDNESS OF SCHOOLS SHALL HEREAFTER BE TRANSMITTED TO THE STATE; TO REPEAL AMENDMENT 47 TO THE ARKANSAS CONSTITUTION.

**Subtitle**

PROPOSING AN AMENDMENT TO THE CONSTITUTION TO PROVIDE THAT THE STATE SHALL ASSUME THE CAPITAL IMPROVEMENT DEBT OF LOCAL SCHOOL DISTRICTS AND TO AUTHORIZE THE STATE TO ISSUE GENERAL OBLIGATION BONDS.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. (a) On the effective date of this amendment, the state assumes the liability of all local public school districts for bonded indebtedness and all local school property taxes for bonded indebtedness shall hereafter be transmitted to the Treasurer of State for the purpose of retiring the outstanding bonds and to further provide financing for capital improvements of local school districts.

(b)(1) In addition to all other bonding authority, the state may issue general obligation bonds or specific revenue bonds, after the approval of the people at a special election or the general election.

(2) The proceeds shall be used to provide capital improvements on properties of local school districts.

SECTION 2. Amendment 47 to the Constitution of the State of Arkansas is repealed.

~~§ 1. State ad valorem tax prohibited.~~

~~No ad valorem tax shall be levied upon property by the State.~~

SECTION 3. This amendment becomes effective on January 1, 2005.

Senate Joint Resolution No. 13 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE JOINT RESOLUTION NO. 14  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BROADWAY

**SENATE JOINT RESOLUTION**

PROPOSING A CONSTITUTIONAL AMENDMENT TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCREASE THE UNIFORM RATE OF AD VALOREM PROPERTY TAX FROM TWENTY-FIVE MILLS TO TWENTY-EIGHT MILLS.

**Subtitle**

PROPOSING A CONSTITUTIONAL AMENDMENT TO  
AMEND AMENDMENT 74 TO THE ARKANSAS  
CONSTITUTION TO INCREASE THE UNIFORM  
RATE OF AD VALOREM PROPERTY TAX FROM  
TWENTY-FIVE MILLS TO TWENTY-EIGHT MILLS.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Subdivision (b)(1) of Amendment 74 to the Constitution of the State of Arkansas is amended to read as follows:

(b)(1) There is established a uniform rate of ad valorem property tax of ~~twenty-five (25)~~ twenty-eight (28) mills to be levied on the assessed value of all taxable real, personal, and utility property in the state to be used solely for maintenance and operation of the schools.

SECTION 2. This amendment becomes effective on January 1, 2005.

**Senate Joint Resolution No. 14** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**SENATE JOINT RESOLUTION NO. 15  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BROADWAY**

**SENATE JOINT RESOLUTION**

PROPOSING A CONSTITUTIONAL AMENDMENT TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCREASE THE UNIFORM RATE OF AD VALOREM PROPERTY TAX FROM TWENTY-FIVE MILLS TO THIRTY MILLS.

**Subtitle**

PROPOSING A CONSTITUTIONAL AMENDMENT TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCREASE THE UNIFORM RATE OF AD VALOREM PROPERTY TAX FROM TWENTY-FIVE MILLS TO THIRTY MILLS.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at

the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Subdivision (b)(1) of Amendment 74 to the Constitution of the State of Arkansas is amended to read as follows:

(b)(1) There is established a uniform rate of ad valorem property tax of ~~twenty-five (25)~~ thirty (30) mills to be levied on the assessed value of all taxable real, personal, and utility property in the state to be used solely for maintenance and operation of the schools.

SECTION 2. This amendment becomes effective on January 1, 2005.

**Senate Joint Resolution No. 15** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**SENATE JOINT RESOLUTION NO. 16**  
**EIGHTY-FOURTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR BROADWAY**

**SENATE JOINT RESOLUTION**

PROPOSING A CONSTITUTIONAL AMENDMENT TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCREASE THE UNIFORM RATE OF AD VALOREM PROPERTY TAX FROM TWENTY-FIVE MILLS TO THIRTY-TWO MILLS.

**Subtitle**

PROPOSING A CONSTITUTIONAL AMENDMENT TO AMEND AMENDMENT 74 TO THE ARKANSAS CONSTITUTION TO INCREASE THE UNIFORM RATE OF AD VALOREM PROPERTY TAX FROM TWENTY-FIVE MILLS TO THIRTY-TWO MILLS.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Subdivision (b)(1) of Amendment 74 to the Constitution of the State of Arkansas is amended to read as follows:

(b)(1) There is established a uniform rate of ad valorem property tax of ~~twenty-five (25)~~ thirty-two (32) mills to be levied on the assessed value of all taxable real, personal, and utility property in the state to be used solely for maintenance and operation of the schools.

SECTION 2. This amendment becomes effective on January 1, 2005.

**Senate Joint Resolution No. 16** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**SENATE JOINT RESOLUTION NO. 17  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BISBEE**

**SENATE JOINT RESOLUTION**  
PROPOSING AN AMENDMENT TO ARTICLE 14 OF THE ARKANSAS CONSTITUTION TO ALLOW THE GENERAL ASSEMBLY MORE DISCRETION WITH RESPECT TO PROVIDING A SYSTEM OF PUBLIC EDUCATION IN THE STATE.

**Subtitle**  
PROPOSING AN AMENDMENT TO ARTICLE 14 OF THE ARKANSAS CONSTITUTION TO ALLOW THE GENERAL ASSEMBLY MORE DISCRETION WITH RESPECT TO PROVIDING A SYSTEM OF PUBLIC EDUCATION IN THE STATE.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF

THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Article 14 of the Arkansas Constitution is amended to read as follows:

§ 1. Free school system.

(a) Intelligence and virtue being the safeguards of liberty and the bulwark of a free and good government, the State ~~shall ever maintain a general, suitable and efficient~~ may provide a system of ~~free~~ public schools and shall may adopt ~~all~~ suitable means to secure to the people the advantages and opportunities of education.

(b) The specific intention of this amendment is to authorize that in addition to existing constitutional or statutory provisions the General Assembly ~~and/or~~ and public school districts may spend public funds for the education of persons over twenty-one (21) years of age and under six (6) years of age, as may be provided by law, and no other interpretation shall be given to it.

§ 2. School fund - Use - Purposes.

No money or property belonging to the public school fund, or to this State for the benefit of schools or universities, shall ever be used for any other than for the respective purposes to which it belongs.

§ 3. School district tax - Budget - Approval of tax rate by electors.

The General Assembly shall provide for the support of common schools by general law, ~~including an annual per capita tax of one dollar, to be assessed on every male inhabitant of this State over the age of twenty-one years;~~ and school districts are hereby authorized to levy by a vote of the qualified electors respectively thereof an annual tax for the maintenance of schools, the erection and equipment of school buildings and the retirement of existing indebtedness, the amount of such tax to be determined in the following manner:

The Board of Directors of each school district shall prepare, approve and make public not less than sixty (60) days in advance of the annual school election a proposed budget of expenditures deemed necessary to provide for the foregoing purposes, together with a rate of tax levy sufficient to provide the funds therefor, including the rate under any continuing levy for the retirement of indebtedness. If a majority of the qualified voters in said school district voting in the annual school election shall approve the rate of tax so proposed by the Board of Directors, then the tax at the rate so approved shall be collected as provided by law. In the event a majority of said qualified electors voting in said annual school election shall disapprove the proposed rate of tax, then the tax shall be collected at the rate approved in the last preceding annual school election.

Provided, that no such tax shall be appropriated for any other purpose nor to any other

district than that for which it is levied.

§ 4. Supervision of schools.

(a) The supervision of public schools and the execution of the laws regulating the same shall be vested in and confided to such officers as may be provided for by the General Assembly.

(b) The General Assembly shall have the exclusive authority to determine by law any structure, governance, and costs of any system of public education which may be provided in the state.

SECTION 2. This amendment becomes effective on January 1, 2005.

**Senate Joint Resolution No. 17** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**SENATE JOINT RESOLUTION NO. 18  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR MILLER**

**SENATE JOINT RESOLUTION**

PROPOSING A CONSTITUTIONAL AMENDMENT TO PROVIDE THAT THE AMOUNT AND DISTRIBUTION OF STATE FUNDS FOR SCHOOL DISTRICTS SHALL NOT BE SUBJECT TO REVIEW BY ANY COURT OF THIS STATE.

**Subtitle**

PROPOSING A CONSTITUTIONAL AMENDMENT TO PROVIDE THAT THE AMOUNT AND DISTRIBUTION OF STATE FUNDS FOR SCHOOL DISTRICTS SHALL NOT BE SUBJECT TO REVIEW BY ANY COURT OF THIS STATE.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY

OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Article 14, Section 3(a) of the Arkansas Constitution is amended to read as follows:

(a)(1) The General Assembly shall provide for the support of common schools by general law. In order to provide quality education, it is the goal of this state to provide a fair system for the distribution of funds. It is recognized that, in providing such a system, some funding variations may be necessary. The primary reason for allowing such variations is to allow school districts, to the extent permissible, to raise additional funds to enhance the educational system within the school district. It is further recognized that funding variations or restrictions thereon may be necessary in order to comply with, or due to, ~~other provisions of this Constitution,~~ the United States Constitution, ~~state or~~ federal laws, or federal court orders.

(2) The amount of state funds to be distributed to school districts and funding formula for distributing state funds to the school districts shall be determined by the General Assembly by law, and shall not be subject to review by any court of this state.

SECTION 2. This amendment shall become effective on January 1, 2005.

**Senate Joint Resolution No. 18** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**SENATE JOINT RESOLUTION NO. 19  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BAKER**

**SENATE JOINT RESOLUTION  
PROPOSING A CONSTITUTIONAL AMENDMENT TO PROVIDE THAT THE AMOUNT AND  
DISTRIBUTION OF STATE FUNDS FOR SCHOOL DISTRICTS SHALL NOT BE SUBJECT TO  
REVIEW BY ANY COURT OF THIS STATE.**

**Subtitle**

PROPOSING A CONSTITUTIONAL AMENDMENT  
TOPROVIDE THAT THE AMOUNT AND  
DISTRIBUTION OF STATE FUNDS FOR SCHOOL  
DISTRICTS SHALL NOT BE SUBJECT TO REVIEW  
BY ANDCOURT OF THIS STATE.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a

majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Article 14, Section 3(a) of the Arkansas Constitution is amended to read as follows:

(a)(1) The General Assembly shall provide for the support of common schools by general law. In order to provide quality education, it is the goal of this state to provide a fair system for the distribution of funds. It is recognized that, in providing such a system, some funding variations may be necessary. The primary reason for allowing such variations is to allow school districts, to the extent permissible, to raise additional funds to enhance the educational system within the school district. It is further recognized that funding variations or restrictions thereon may be necessary in order to comply with, or due to, ~~other provisions of this Constitution,~~ the United States Constitution, ~~state or~~ federal laws, or federal court orders.

(2) The amount of state funds to be distributed to school districts and funding formula for distributing state funds to the school districts shall be determined by the General Assembly by law, and shall not be subject to review by any court of this state.

SECTION 2. This amendment shall become effective on January 1, 2005.

**Senate Joint Resolution No. 19** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE JOINT RESOLUTION NO. 20  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR HOLT

**SENATE JOINT RESOLUTION**

PROPOSING AN AMENDMENT TO ARTICLE 14 OF THE ARKANSAS CONSTITUTION TO GIVE LOCAL CONTROL, MAINTENANCE, AND SUPERVISION OF PUBLIC SCHOOLS TO LOCAL BOARDS OF EDUCATION; TO REQUIRE THE SUPPORT OF PUBLIC EDUCATION; AND TO ALLOW THE GENERAL ASSEMBLY TO SPEND PUBLIC FUNDS IN SUPPORT OF EDUCATION.

**Subtitle**

PROPOSING AN AMENDMENT TO ARTICLE 14 OF  
THE ARKANSAS CONSTITUTION TO GIVE LOCAL  
CONTROL, MAINTENANCE, AND SUPERVISION OF  
PUBLIC SCHOOLS TO LOCAL BOARDS OF  
EDUCATION.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Senators and Representatives, if a majority of the electors voting thereon at the election, adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Article 14 of the Arkansas Constitution is amended to read as follows:

§ 1. Free school system.

~~(a) Intelligence and virtue being the safeguards of liberty and the bulwark of a free and good government, the State shall ever maintain a general, suitable and efficient system of free public schools and shall adopt all suitable means to secure to the people the advantages and opportunities of education. A system of free public schools shall be maintained, controlled and supervised by local boards of directors and supported by revenues collected by those residing in each district which shall be no less than the uniform rate of ad valorem property taxes required by Amendment 74.~~

(b) The General Assembly may spend public funds for the support of free public school.

(c) The specific intention of this amendment is to authorize that in addition to existing constitutional or statutory provisions the General Assembly and/or public school districts may spend public funds for the education of persons over twenty-one (21) years of age and under

six (6) years of age, as may be provided by law, and no other interpretation shall be given to it.

§ 2. School fund - Use - Purposes.

No money or property belonging to ~~the public school fund~~ school district, or to this State for the benefit of schools or universities, shall ever be used for any other than for the respective purposes to which it belongs.

§ 3. School district tax - Budget - Approval of tax rate by electors.

The General Assembly shall may provide for the support of common schools by general law, ~~including an annual per capita tax of one dollar, to be assessed on every male inhabitant of this State over the age of twenty-one years;~~ and school districts are hereby authorized to shall levy by a vote of the qualified electors respectively thereof an annual tax for the maintenance of schools, the erection and equipment of school buildings and the retirement of existing indebtedness, the amount of such tax to be determined in the following manner:

The Board of Directors of each school district shall prepare, approve and make public not less than sixty (60) days in advance of the annual school election a proposed budget of expenditures deemed necessary to provide for the foregoing purposes, together with a rate of tax levy sufficient to provide the funds therefor, including the rate under any continuing levy for the retirement of indebtedness. If a majority of the qualified voters in said school district voting in the annual school election shall approve the rate of tax so proposed by the Board of Directors, then the tax at the rate so approved shall be collected as provided by law. In the event a majority of said qualified electors voting in said annual school election shall disapprove the proposed rate of tax, then the tax shall be collected at the rate approved in the last preceding annual school election.

Provided, that no such tax shall be appropriated for any other purpose nor to any other district than that for which it is levied.

§ 4. Supervision of schools.

The supervision of public schools and the execution of the laws regulating the same shall be vested in and confided to ~~such officers as may be provided for by the General Assembly~~ local school boards of directors.

SECTION 2. This amendment becomes effective on January 1, 2005.

**Senate Joint Resolution No. 20** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 269  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATORS HILL, LUKER  
BY: REPRESENTATIVE CLEVELAND

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE CIRCUMSTANCES UNDER WHICH THE STATE WAIVES ITS SOVEREIGN IMMUNITY; AND FOR OTHER PURPOSES.

**Senate Bill No. 269** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 270  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO IMPLEMENT THE FEDERAL HELP AMERICA VOTE ACT; TO REVISE VARIOUS VOTING PROCEDURES; AND FOR OTHER PROCEDURES.

**Senate Bill No. 270** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 271  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS SECTIONS OF AMENDMENT 51 TO THE ARKANSAS CONSTITUTION CONCERNING VOTER REGISTRATION; AND FOR OTHER PURPOSES.

**Senate Bill No. 271** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 272  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF LABOR FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

**Senate Bill No. 272** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 273  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT BATESVILLE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 273 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 274  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR WOMACK

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE TERM "WORKING DAY" AS IT APPLIES TO THE AMOUNT OF SICK LEAVE GRANTED TO MUNICIPAL FIRE FIGHTERS; AND FOR OTHER PURPOSES.

Senate Bill No. 274 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY, AND LOCAL AFFAIRS.

HOUSE BILL NO. 1340  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES MATHIS, HOUSE, RANKIN, ET AL

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 27-16-805 TO AUTHORIZE THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO ISSUE IDENTIFICATION CARDS TO PERSONS WHO ARE FIVE (5) YEARS OF AGE AND OLDER; AND FOR OTHER PURPOSES.

**House Bill No. 1340** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC TRANSPORTATION.

HOUSE BILL NO. 1352  
*As Engrossed: H2/5/03*  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES HAAK, MACK, BENNETT, ET AL  
BY: SENATORS HORN, T. SMITH

A Bill for an Act to be Entitled: AN ACT TO EXEMPT CERTAIN PERSONS EMPLOYED AS A NONPROFIT AGENCY HOUSEPARENT FROM THE ARKANSAS MINIMUM WAGE ACT; AND FOR OTHER PURPOSES.

**House Bill No. 1352** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE, AND LABOR.

HOUSE BILL NO. 1359  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES ROSENBAUM, CREEKMORE, FITE, ET AL  
BY: SENATORS WOMACK, ALTES, HOLT, ET AL

A Bill for an Act to be Entitled: AN ACT TO PERMIT A PERSON TO CARRY A CONCEALED HANDGUN INTO A RESTAURANT OR PUBLIC PARK; AND FOR OTHER PURPOSES.

House Bill No. 1359 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 204, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 76, BY SENATOR HENDREN,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPs, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

HOUSE BILL NO. 1009, BY REPRESENTATIVE SCROGGIN,  
HOUSE BILL NO. 1021, BY REPRESENTATIVE SCROGGIN,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPs, CHAIRMAN

SENATE BILL NO. 275  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR GLOVER  
BY: REPRESENTATIVES SCHULTE, L. EVANS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE UNIFORM MACHINE GUN ACT; AND FOR OTHER PURPOSES.

Senate Bill No. 275 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 231, BY SENATOR ARGUE, ET AL,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPES, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-FOURTH GENERAL ASSEMBLY  
REGULAR SESSION

February 12, 2003

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

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

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,  
(SIGNED) JOHN PAUL CAPPS, CHAIRMAN

**House Bill No. 1362** was returned to the House as passed as amended.

\* \* \* \* \*

SENATE BILLS TRANSMITTED TO THE HOUSE  
AS PASSED

SENATE BILL NO. 120  
SENATE BILL NO. 128  
SENATE BILL NO. 206  
SENATE BILL NO. 207  
SENATE BILL NO. 209  
SENATE BILL NO. 210  
SENATE BILL NO. 221  
SENATE BILL NO. 222  
SENATE BILL NO. 223

SENATE BILL NO. 225  
SENATE BILL NO. 227  
SENATE BILL NO. 230  
SENATE BILL NO. 232  
SENATE BILL NO. 233  
SENATE BILL NO. 234

HOUSE BILLS RETURNED TO THE HOUSE  
AS PASSED

HOUSE BILL NO. 1041  
HOUSE BILL NO. 1149  
HOUSE BILL NO. 1183  
HOUSE BILL NO. 1185  
HOUSE BILL NO. 1205  
HOUSE BILL NO. 1274  
HOUSE BILL NO. 1275  
HOUSE BILL NO. 1276  
HOUSE BILL NO. 1277  
HOUSE BILL NO. 1278  
HOUSE BILL NO. 1279  
HOUSE BILL NO. 1329  
HOUSE BILL NO. 1330  
HOUSE BILL NO. 1331  
HOUSE BILL NO. 1347  
HOUSE BILL NO. 1363  
HOUSE BILL NO. 1366  
HOUSE BILL NO. 1367  
HOUSE BILL NO. 1370

HOUSE BILLS RETURNED TO THE HOUSE  
AS PASSED AS AMENDED

HOUSE BILL NO. 1114  
HOUSE BILL NO. 1362

HOUSE BILLS TRANSMITTED TO THE SENATE  
AS PASSED

HOUSE BILL NO. 1340

HOUSE BILL NO. 1352

HOUSE BILL NO. 1359

On motion of Senator Baker, the Senate adjourned until 11:00 a.m., Feb. 13, 2003.

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PRESIDENT

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SECRETARY

