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

Little Rock, Arkansas

January 21, 2003

The Senate was called to order at 1:30 o'clock p.m. 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 Senator Whitaker.

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.

ARKANSAS SENATE
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2003

Mr. President:

We, your Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS, to whom was referred:

SENATE BILL NO. 19, BY SENATOR FARIS,
SENATE BILL NO. 49, BY SENATOR FARIS,

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 FARIS, CHAIRMAN

The President declared the morning hour to have expired.

On motion of Senator J. Jeffress, **Senate Bill No. 11** 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. 11

Amend **Senate Bill No. 11** as originally introduced:

Page 1, line 32 delete "director" and substitute "director or a president of an institution of higher education"

AND

Page 2, line 14 delete "director" and substitute "director or the president of an institution of higher education"

(SIGNED) J. JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 11 was ordered engrossed.

HOUSE BILL NO. 1018
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BORHAUER

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 27-101-203 REGARDING THE REGULATION OF MOTORBOAT EQUIPMENT TO REQUIRE THE USE OF LANYARD-TYPE ENGINE CUTOFF SWITCHES IF THE BOAT IS SO EQUIPPED; AND FOR OTHER PURPOSES.

House Bill No. 1018 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC TRANSPORTATION.

HOUSE BILL NO. 1036
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ROSENBAUM

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 27-101-304 TO AUTHORIZE THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO ISSUE A DUPLICATE OR SUBSTITUTE CERTIFICATE OF NUMBER FOR MOTORBOATS IF THE ORIGINAL CERTIFICATE IS LOST OR BECOMES ILLEGIBLE; AND FOR OTHER PURPOSES.

House Bill No. 1036 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC TRANSPORTATION.

SENATE BILL NO. 60
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR ALTES

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE ESTATE TAX;
AND FOR OTHER PURPOSES.

Senate Bill No. 60 was read the first time, rules suspended, read the second
time and referred to the Committee on REVENUE AND TAXATION.

On motion of Senator Faris, Senate Bill No. 20 was called up for third reading
and final disposition.

SENATE BILL NO. 20
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO REVISE THE FUNDING
PROCEDURES FOR THE EXPENSES OF THE HEARING OFFICER FOR THE
ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION; AND FOR
OTHER PURPOSES.

Senate Bill No. 20 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. 20 was ordered immediately transmitted to the House.

On motion of Senator Bisbee, the rules were suspended in considering House Bill No. 1052 at this time.

House Bill No. 1052 was ordered re-referred to the Committee on JOINT BUDGET.

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR
State Capitol
Little Rock 72201

January 16, 2003

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform your Honorable Body that on January 16, 2003, I approved the following measures from the Regular Session of the Eighty-fourth General Assembly:

Senate Bill No. 1, which is now Act 2 of 2003, and
Senate Concurrent Resolution No. 1.

Sincerely,

MIKE HUCKABEE
Governor

ARKANSAS SENATE
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2003

Mr. President:

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

SENATE BILL NO. 11, BY SENATOR J. JEFFRESS,

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. 61
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS WOMACK, B. JOHNSON, ALTES, ET AL
BY: REPRESENTATIVES KEY, HARRIS, AGEE, ET AL

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE AMOUNT OF THE RETIREMENT OR DISABILITY BENEFITS INCOME TAX EXEMPTION; AND FOR OTHER PURPOSES.

Senate Bill No. 61 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS.

SENATE RESOLUTION NO. 1
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BAKER

SENATE RESOLUTION TO ADOPT THE RULES OF THE SENATE OF THE EIGHTY-FOURTH GENERAL ASSEMBLY.

Senate Resolution No. 1 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE CONCURRENT RESOLUTION NO. 2
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BAKER

SENATE CONCURRENT RESOLUTION TO ADOPT THE JOINT RULES FOR THE SENATE AND THE HOUSE OF REPRESENTATIVES.

Senate Concurrent Resolution No. 2 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 62
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 ARKANSAS TRANSITIONAL EMPLOYMENT BOARD FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 62 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 63
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 ARKANSAS GEOLOGICAL COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 63 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 64
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 ARKANSAS STATE BOARD OF PHYSICAL THERAPY FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 64 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 65
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 EMBALMERS AND FUNERAL DIRECTORS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 65 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 66
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 ARKANSAS CODE REVISION COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 66 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 67
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 CAPITOL ZONING DISTRICT COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 67 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 68
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, OPERATINGG EXPENSES AND GRANTS FOR THE DEPARTMENT OF HIGHER EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 68 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 69
EIGHTY-FOURTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY

A Bill for an Act to be Entitled: AN ACT TO PROVIDE AN EXEMPTION TO THE CONCEALED HANDGUN LICENSE LAW FOR MILITARY PERSONNEL; TO PROVIDE FOR TRANSFERRING CONCEALED HANDGUN LICENSES FROM RECIPROCAL STATES; AND FOR OTHER PURPOSES.

Senate Bill No. 69 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

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SENATE BILL TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 20

HOUSE BILL TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO.1018
HOUSE BILL NO. 1036

On motion of Senator Baker, the Senate adjourned until 1:30 p.m., January 22, 2003.

PRESIDENT

SECRETARY