

**FOURTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES
FIRST EXTRAORDINARY SESSION**

Little Rock, Arkansas

May 8, 2003

The House was called to order at 11:08 a.m. by Mr. Cleveland, the Speaker. The following members answered to the roll call:

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

Total97

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

Hathorn, Moore, Penix.

Total3

A quorum was present.

Unanimous leave was granted for Representative(s) Hathorn, Moore, Penix.

The House stood and was led in prayer by Reverend Tim Prock, Pastor of First Baptist Church, Paris, Arkansas.

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

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

COMMITTEE REPORT

	May 8, 2003
JOINT BUDGET	PAUL WEAVER
	CHAIRPERSON
HOUSE BILL NO. 1010	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 37	DO PASS
BY JOINT BUDGET COMMITTEE	

COMMITTEE REPORT

	May 8, 2003
REVENUE AND TAXATION	BOYD HICKINBOTHAM
	CHAIRPERSON
HOUSE BILL NO. 1053	DO PASS
BY REPRESENTATIVE MAHONY	

ENGROSSED BILL REPORTS

HERSCHEL W. CLEVELAND, CHAIRMAN	May 8, 2003
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The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1010	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1030	BY REPRESENTATIVE DEES
HOUSE BILL NO. 1040	BY REPRESENTATIVE KING
SENATE BILL NO. 37	BY JOINT BUDGET COMMITTEE

Upon motion of Representative King, **HOUSE BILL NO. 1040** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1040

Amend **HOUSE BILL NO. 1040** as originally introduced:

Page 1, line 23, delete "July 1, 2003" and substitute "June 1, 2003"

AND

Page 1, line 36, delete "July 1, 2003" and substitute "June 1, 2003"

AND

Page 2, delete line 9 and substitute the following:

"June 30, 2005.

SECTION 3. Arkansas Code § 6-5-301(a) is amended to read as follows:

(a)(1) There is hereby established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the "Educational Excellence Trust Fund".

(2) For each of the State's fiscal years, the Chief Fiscal Officer of the State shall determine as an annual allocation for this fund an amount based on the total ~~net general revenues as enumerated in § 19-6-201(1) and (2)~~ state sales and use tax levied pursuant to §§ 26-52-301, 26-52-302(a) and (b), 26-53-106, and 26-53-107 (a) and (b), which were collected in the immediate past year, times a factor of 0.1414."

AND

Page 2, line 11 delete "SECTION 3." and substitute "SECTION 4."

AND

Page 2, line 20, delete "July 1, 2003" and substitute "June 1, 2003"

/s/ Barbara King

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Dees, **HOUSE BILL NO. 1030** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1030

Amend **HOUSE BILL NO. 1030** as originally introduced:

Page 3, line 20, delete "eighteen percent (18%)" and substitute "seventeen percent (17%)"

AND

Page 4, line 13, delete "eighteen percent" and substitute "seventeen percent"

AND

Page 4, line 14, delete "(18%)" and substitute "(17%)"

/s/ Jodie Mahony

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Mahony, **SENATE BILL NO. 1** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 1

Amend **SENATE BILL NO. 1** as originally introduced:

Page 1, line 10, delete "SIXTEEN" and substitute "SEVENTEEN"

AND

Page 1, line 11, delete "(16%)" and substitute "(17%)"

AND

Page 1, line 13, delete "SIXTEEN PERCENT (16%)" and substitute "SEVENTEEN PERCENT (17%)"

AND

Page 1, line 29, delete "sixteen percent (16%)" and substitute "seventeen percent (17%)"

AND

Page 2, line 21, delete "sixteen percent (16%)" and substitute "seventeen percent (17%)"

/s/ Jodie Mahony

The Amendment was read and was not adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

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

AFFIRMATIVE: Blair, Bond, Bradford, Chesterfield, Clemons, Cowling, Dangeau, Dees, Dobbins, Eason, Elliott, D. Evans, L. Evans, Ferguson, Gillespie, Goss, Hickinbotham, Hutchinson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, King, Ledbetter, Lendall, Lewellen, Mahony, Napper, Petrus, Pickett, S. Prater, Roebuck, Sullivan, Thomas, Thyer, Wood, Mr. Speaker.

Total38

NEGATIVE: Adams, Agee, Bennett, Biggs, Bledsoe, Bolin, Borhauer, Boyd, Dickinson, Fite, Gipson, Green, Haak, Hardwick, House, Jackson, Kenney, Key, Lamoureux, Mack, Mathis, Medley, Norton, Ormond, Pace, Parks, Pate, Pritchard, Rosenbaum, Schulte, Scrimshire, Seawel, Sumpter, C. Taylor, J. Taylor, Thomason, Verkamp, Walters, Weaver.

Total39

ABSENT OR NOT VOTING: Anderson, Berry, P. Bookout, Bright, Childers, Creekmore, Harris, Hathorn, Jacobs, Matayo, Milligan, Moore, Nichols, Oglesby, Penix, L. Prater, Rankin, Scroggin, R. Smith, Stovall, White.

Total21

VOTING PRESENT: Edwards, Martin.

Total2

Total number of votes cast79

Total number voting in the affirmative38

Necessary to the adoption of the amendment.....51

So the motion failed.

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1025

Amend **HOUSE BILL NO. 1025** as originally introduced:

Add two new Sections immediately following Section 39 of the bill to read as follows:

"SECTION 40. SPECIAL LANGUAGE. COUNTY JAIL REIMBURSEMENT FUND YEAR-END FUND BALANCE CARRYFORWARD. Notwithstanding any law pertaining to the transfer of year-end fund balances or any law to the contrary, any funds which remain in the County Jail Reimbursement Fund at the end of a fiscal year shall remain in the County Jail Reimbursement Fund and made available to fund appropriations authorized by law payable from the County Jail Reimbursement Fund for the following fiscal year.

SECTION 41 SPECIAL LANGUAGE. COUNTY JAIL REIMBURSEMENT FUND APPROPRIATION CARRYFORWARD. Any unexpended balance of appropriation made payable from the County Jail Reimbursement Fund remaining on June 30th each fiscal year shall be carried forward and made available for the same purpose the following fiscal year."

AND

Renumber the subsequent sections of the bill.

/s/ David A. Bisbee

The Amendment was read and the vote was as follows:

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Moore, Penix, R. Smith, White, Mr. Speaker.

Total6

VOTING PRESENT: Lewellen.

Total1

Total number of votes cast94

Total number voting in the affirmative93

Necessary to concur in the amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

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

HOUSE BILL NO. 1007

BY: JOINT BUDGET COMMITTEE

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

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Moore, Pace, Penix, S. Prater, R. Smith, Sumpter, Weaver, White, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Total number voting in the affirmative90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1007**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Moore, Pace, Penix, S. Prater, R. Smith, Sumpster, Weaver, White, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Total number voting in the affirmative90

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1008

BY: JOINT BUDGET COMMITTEE

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

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Eason, Hathorn, Hutchinson, Moore, Penix, Scroggin, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1008**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Eason, Hathorn, Hutchinson, Moore, Penix, Scroggin, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1012

BY: JOINT BUDGET COMMITTEE

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

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Childers, Green, Hathorn, Hutchinson, Jones, Judy, Moore, Penix, Walters, White, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1012**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Agee, Childers, Green, Hathorn, Hutchinson, Jones, Judy, Moore, Penix, Walters, White, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1014

BY: JOINT BUDGET COMMITTEE

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

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

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Moore, Penix, White, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast.....95

Total number voting in the affirmative95

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1014**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Moore, Penix, White, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

Total number voting in the affirmative95

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1015

BY: JOINT BUDGET COMMITTEE

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

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hathorn, Mathis, Moore, Penix, White, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1015**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hathorn, Mathis, Moore, Penix, White, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Total number voting in the affirmative93

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

So the Emergency Clause was adopted.

Motion by Representative Mathis to delay the vote on **HOUSE BILL NO. 1021**.

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

AFFIRMATIVE: Adams, Anderson, Bennett, Bledsoe, P. Bookout, Childers, Gillespie, Gipson, Hardwick, Harris, Hickenbotham, Jeffrey, Kenney, Key, Matayo, Mathis, Medley, Ormond, Petrus, Rosenbaum, Stovall, Sumpter, C. Taylor, Thyer, Walters.

Total25

NEGATIVE: Bolin, Bond, Borhauer, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Goss, House, Jackson, Jacobs, C. Johnson, J. Johnson, Judy, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mahony, Martin, Milligan, Napper, Norton, Oglesby, Pace, Pate, Pickett, S. Prater, Rankin, Roebuck, Schulte, Scrimshire, Seawel, R. Smith, Sullivan, J. Taylor, Thomas, Thomason, Verkamp, Weaver, Wood.

Total54

ABSENT OR NOT VOTING: Agee, Berry, Biggs, Blair, Boyd, Bright, Green, Haak, Hathorn, Hutchinson, Jones, Mack, Moore, Nichols, Parks, Penix, L. Prater, Pritchard, Scroggin, White, Mr. Speaker.

Total21

VOTING PRESENT:

Total0

Total number of votes cast.....79

Total number voting in the affirmative25

Necessary to the adoption of the motion.....75

So the motion failed.

Motion by Representative Lewellen for immediate consideration of **HOUSE BILL NO. 1021**. Motion passed.

HOUSE BILL NO. 1021

BY: REPRESENTATIVE WEAVER

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

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

Total88

NEGATIVE: Adams, Childers, Gillespie, Mathis, Thyer.

Total5

ABSENT OR NOT VOTING: Hathorn, Moore, Nichols, Parks, Penix, Petrus, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1021**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total88

NEGATIVE: Adams, Childers, Gillespie, Mathis, Thyer.

Total5

ABSENT OR NOT VOTING: Hathorn, Moore, Nichols, Parks, Penix, Petrus, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1028

BY: JOINT BUDGET COMMITTEE

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

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

Total90

NEGATIVE: Fite, Rosenbaum.

Total2

ABSENT OR NOT VOTING: Anderson, Hathorn, Moore, Nichols, Penix, Roebuck, Seawel, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative90

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1028**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total90

NEGATIVE: Fite, Rosenbaum.

Total2

ABSENT OR NOT VOTING: Anderson, Hathorn, Moore, Nichols, Penix, Roebuck, Seawel, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative90

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 3

BY: JOINT BUDGET COMMITTEE

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

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Creekmore, Hathorn, Moore, Nichols, Parks, Penix, Seawel, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 3**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Creekmore, Hathorn, Moore, Nichols, Parks, Penix, Seawel, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 16

BY: JOINT BUDGET COMMITTEE

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

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

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hardwick, Hathorn, Jackson, Moore, Nichols, Penix, Pickett, Rankin, Seawel, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Total number voting in the affirmative89

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 16**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hardwick, Hathorn, Jackson, Moore, Nichols, Penix, Pickett, Rankin, Seawel, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Total number voting in the affirmative89

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 19

BY: JOINT BUDGET COMMITTEE

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

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hardwick, Hathorn, Jackson, Lewellen, Moore, Nichols, Penix, S. Prater, Seawel, Mr. Speaker.

Total11

VOTING PRESENT: Ledbetter.

Total1

Total number of votes cast89

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 19**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hardwick, Hathorn, Jackson, Lewellen, Moore, Nichols, Penix, S. Prater, Seawel, Mr. Speaker.

Total11

VOTING PRESENT: Ledbetter.

Total1

Total number of votes cast.....89

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 21

BY: JOINT BUDGET COMMITTEE

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

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hardwick, Hathorn, Moore, Parks, Penix, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Total number voting in the affirmative93

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 21**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Hardwick, Hathorn, Moore, Parks, Penix, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 33

BY: JOINT BUDGET COMMITTEE

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

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Lewellen, Moore, Nichols, Parks, Penix, Sumpster, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 33**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hathorn, Lewellen, Moore, Nichols, Parks, Penix, Sumpter, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 34

BY: JOINT BUDGET COMMITTEE

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

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

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bennett, Berry, Boyd, Bradford, Green, Haak, Hathorn, Hutchinson, C. Johnson, Moore, Parks, Penix, J. Taylor, White, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast85

Total number voting in the affirmative85

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 34**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bennett, Berry, Boyd, Bradford, Green, Haak, Hathorn, Hutchinson, C. Johnson, Moore, Parks, Penix, J. Taylor, White, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast.....85

Total number voting in the affirmative85

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 35

BY: JOINT BUDGET COMMITTEE

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

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

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Haak, Hathorn, Moore, Parks, Penix, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast94

Total number voting in the affirmative94

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 35**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Haak, Hathorn, Moore, Parks, Penix, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast.....94

Total number voting in the affirmative94

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

So the Emergency Clause was adopted.

Upon motion of Representative Stovall, **SENATE BILL NO. 37** was placed back on second reading for the purpose of amendment. Motion carried.

AMENDMENT NO. 1 TO SENATE BILL NO. 37

Amend **SENATE BILL NO. 37** as originally introduced:

Page 31, line 36, delete "19-5-404(a),(b), and (b-1)" and substitute "19-5-404(a),(b),(b-1), and (b-2)"

AND

Page 41, line 27, add the following:

"(b-2) After making the maximum annual allocations provided for in subsections (a), (b) and (b-1) of this section, the Treasurer of State shall then make allocations from the remaining general revenues available for distribution, as set forth in this subsection, to the funds and fund accounts listed below until there has been transferred a total of six million one hundred fifty thousand dollars (\$6,150,000) or so much thereof that may become available; provided, that the Treasurer of State shall make such monthly allocations in accordance with each fund or fund account's proportionate part of the total of all such allocations set forth in this subsection:

DEPARTMENT OF HUMAN SERVICES FUND

- | | |
|------------------------------------------------------|-------------|
| (1) Department of Human Services Grants Fund Account | \$2,500,000 |
| (2) Mental Health Services Fund Account | \$3,500,000 |

INSTITUTIONS OF HIGHER EDUCATION

- | | |
|------------------------------------------------|-----------|
| (1) University of Arkansas Medical Center Fund | \$150,000 |
| For Medicaid Match for Folic Acid Services". | |

/s/ Bill H. Stovall

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

/s/ Ms. Jo Renshaw
Chief Clerk

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

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

Total86

NEGATIVE: Mahony.

Total1

ABSENT OR NOT VOTING: Anderson, Bennett, Bolin, Bright, Creekmore, Haak, Hathorn, Hutchinson, Moore, Parks, Penix, Rosenbaum, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Total number voting in the affirmative86

Necessary to the adoption of the motion51

So the motion was adopted.

Motion by Representative Napper to suspend the rules to consider **HOUSE BILL NO. 1010**.

Upon motion of Representative Weaver, **HOUSE BILL NO. 1010** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 6 TO HOUSE BILL NO. 1010

Amend **HOUSE BILL NO. 1010** as engrossed 5/7/2003:

Page 40, delete line 2, in its entirety and substitute

“ SECTION 102. APPROPRIATION (Rep. Bradford, Sen. Gullett) – WHITE HALL CITY CENTER. There”

AND

Page 40, delete line 11 in its entirety and substitute

“REQUIREMENTS. The funds appropriated by this Act for the White Hall City Center in Jefferson County, Arkansas, shall be disbursed at the”

AND

Insert additional sections immediately following SECTION 103 to read as follows:

" SECTION 104. APPROPRIATION (Sen. Luker) - CITY OF PATTERSON, ARKANSAS. There is hereby appropriated to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For the City of Patterson, Arkansas, for city hall repairs and reconstruction, the sum of.....\$25,000.

SECTION 105. APPROPRIATION (Rep. Rankin, Rep. Bolin, Sen. J. Jeffress) - GENERAL IMPROVEMENT - BOEUF-TENNAS REGIONAL IRRIGATION DISTRIBUTION DISTRICT. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund, or its successor fund or fund accounts, for state assistance to the Boeuf-Tennas Regional Irrigation Distribution District for the biennial period ending June 30, 2005, the sum of.....\$90,000.

SECTION 106. Section 1 of Act 281 of 2003 is amended to read as follows:

SECTION 1. APPROPRIATIONS (Sen. Glover) - CITY OF STUTTGART, ARKANSAS - ADMINISTRATION BUILDING. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For the City of Stuttgart, Arkansas for the purchase, construction and equipping of an administration building, the sum of.....\$65,000.

SECTION 107. APPROPRIATION (Rep. Gillespie) - ARKANSAS STATE FAIR AND LIVESTOCK SHOW. There is hereby appropriated, to the Department of Finance and Administration - Disbursing Officer, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Arkansas State Fair and Livestock Show Commission for state support and general improvements for the Arkansas State Fair and Livestock Show for the biennial period ending June 30, 2005, the sum of.....\$3,200,000.

SECTION 108. FUNDING TRANSFER (Rep. Gillespie). The Chief Fiscal Officer of the State shall transfer on his books and those of the State Treasurer the unexpended balance of monies remaining on June 30, 2003, less four hundred eighty seven thousand dollars (\$487,000) in the Arkansas Real Property Reappraisal Fund to the General Improvement Fund or its successor fund or fund accounts to provide additional supplemental funds to the General Improvement Fund appropriation for the Arkansas State Fair and Livestock Show appropriation provided herein."

AND appropriately renumber the subsequent sections of the bill.

/s/ Paul Weaver

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

/s/ Ms. Jo Renshaw

Chief Clerk

On this motion the ayes and nays were called for and the call was sustained.

The Clerk called the roll. The vote was as follows:

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

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hardwick, Hathorn, Hutchinson, Moore, Parks, Penix, J. Taylor, Thomas, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Total number voting in the affirmative91

Necessary to the adoption of the motion51

So the motion was adopted.

Upon motion of Representative Weaver, **HOUSE BILL NO. 1010** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 8 TO HOUSE BILL NO. 1010

Amend **HOUSE BILL NO. 1010** as engrossed, 5/07/03:

Page 41, delete SECTION 105 in its entirety and substitute the following:

" SECTION 105. Arkansas Code § 3-5-904 is amended to read as follows:

3-5-904. Eligibility.

(a) Only those wineries actively involved in the sale of wine as an Arkansas bonded winery for five years or have a federal license and are licensed by the State of Arkansas as of January 1, 2003 shall be eligible to receive grants under the provisions of this subchapter.

~~(a)~~(b) Only those wineries located in this state which use not less than seventy-five percent (75%) of Arkansas-grown and produced grapes, fruits, berries, or vegetables for producing wine shall be eligible to receive grants under the provisions of this subchapter.

~~(b)~~(c) However, in any year in which there are losses in production of Arkansas-grown grapes, fruits, berries, or vegetables used in the production of wine resulting from droughts, flood, tornadoes, extreme weather conditions, or other natural causes, the percentage of Arkansas-grown and produced grapes, fruits, berries, or vegetables used in producing wine, as required in this subchapter, shall be reduced in the proportion of the losses in production of such products as determined and set forth in a disaster relief order issued by the Director of the Department of Finance and Administration prepared under the same procedures as set forth in §§ 3-5-405 and 3-5-801 - 3-5-807."

AND

Page 41, delete SECTION 106 in its entirety

AND

Appropriately renumber Section numbers.

/s/ Eric Harris

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Weaver, **HOUSE BILL NO. 1010** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 9 TO HOUSE BILL NO. 1010

Amend **HOUSE BILL NO. 1010** as engrossed, 05/07/03:

Add a new section immediately following Section 109 to read as follows:

" Section 110. Appropriation. (Rep. Rosenbaum, Rep. Lewellen, Sen. Argue)
There is hereby appropriated to the Department of Finance and Administration -
Disbursing Officer, to be payable from the General Improvement Fund or its
successor fund or fund accounts, the following:

(A) For state aid to the Florence Crittenden Home, the sum of
.....\$100,000."

And

Appropriately renumber the subsequent sections of the bill.

/s/ Sid Rosenbaum

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Mahony the rules were suspended.

HOUSE BILL NO. 1053

BY: REPRESENTATIVE MAHONY

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

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

Total84

NEGATIVE: Dobbins, Pickett.

Total2

ABSENT OR NOT VOTING: Creekmore, Green, Hardwick, Hathorn, Lendall, Moore, Parks, Penix, Scroggin, Stovall, Sumpter, J. Taylor, Verkamp, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast86

Total number voting in the affirmative84

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1053**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total84

NEGATIVE: Dobbins, Pickett.

Total2

ABSENT OR NOT VOTING: Creekmore, Green, Hardwick, Hathorn, Lendall, Moore, Parks, Penix, Scroggin, Stovall, Sumpter, J. Taylor, Verkamp, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast86

Total number voting in the affirmative84

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

So the Emergency Clause was adopted.

The House recessed at 12:16 p.m. until 2:30 p.m.

Motion by Representative Ledbetter to disperse into Caucus Meetings to review and discuss **SENATE AMENDMENT #2** to **HOUSE BILL NO. 1039** and report to the Speaker.

House reconvened at 2:39 p.m.

COMMITTEE REPORT

REVENUE AND TAXATION	May 8, 2003
	BOYD HICKINBOTHAM
	CHAIRPERSON
HOUSE BILL NO. 1039	DO PASS, CONCUR IN
BY REPRESENTATIVE FERGUSON	SENATE AMENDMENT #2

SENATE BILL NO. 38

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH THE EIGHTY-FOURTH SESSION PROJECTS ACCOUNT WITHIN THE GENERAL IMPROVEMENT FUND; TO DEFINE THE MONIES TO BE AVAILABLE IN SUCH ACCOUNT; AND TO DEFINE THE PURPOSES FOR WHICH MONIES MAY BE MADE AVAILABLE FROM THE GENERAL IMPROVEMENT FUND SO THAT ADDITIONAL FUNDS CAN BE MADE AVAILABLE FOR THE STATE BUDGET; AND FOR OTHER PURPOSES.

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

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

HOUSE BILL NO. 1010

BY: JOINT BUDGET COMMITTEE

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

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Adams, Anderson, Bennett, Creekmore, Hathorn, House, Moore, Parks, Penix, Rosenbaum, J. Taylor, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast88

Total number voting in the affirmative88

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1010**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Adams, Anderson, Bennett, Creekmore, Hathorn, House, Moore, Parks, Penix, Rosenbaum, J. Taylor, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....88

Total number voting in the affirmative88

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

So the Emergency Clause was adopted.

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

SENATE BILL NO. 37

BY: JOINT BUDGET COMMITTEE

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

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

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Anderson, Cowling, Gipson, Hathorn, House, Mathis, Moore, Parks, Penix, Rosenbaum, J. Taylor.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Total number voting in the affirmative89

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 37**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Anderson, Cowling, Gipson, Hathorn, House, Mathis, Moore, Parks, Penix, Rosenbaum, J. Taylor.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Total number voting in the affirmative89

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

So the Emergency Clause was adopted.

Representative Stovall moved to suspend the rules and call a Revenue and Taxation meeting at 3:30 p.m. Motion carried.

House recessed at 2:45 p.m. until 4:00 p.m.

House reconvened at 4:05 p.m.

Motion by Representative Cowling to suspend the rules and concur in **SENATE AMENDMENT #2** to **HOUSE BILL NO. 1039**.

Representative Ferguson was recognized to present **HOUSE BILL NO. 1039** **SENATE AMENDMENT #2**.

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1039

Amend **HOUSE BILL NO. 1039** as engrossed, H5/6/03:

Page 4, delete lines 11 and 12 and substitute the following:

"(e) This section shall apply to tax years beginning in calendar years 2003 and 2004.

(f)(1) This section shall also continue to apply to tax years beginning on and after January 1, 2005, except as provided in this subsection (f).

(2) When the budget estimates required by § 19-4-202(b) for the fiscal year ending June 30, 2006, reflect projected growth in general revenues available for distribution equal to or in excess of one hundred twenty-one million dollars (\$121,000,000), then the tax rate levied in § 26-51-207 shall be reduced or expire in accordance with this subsection (f).

(3)(A) When the budget estimates required by § 19-4-202(b) for the fiscal year ending June 30, 2006, reflect projected growth in general revenues available for distribution equal to or in excess of one hundred fifty-six million dollars (\$156,000,000), then the tax levied in § 26-51-207 shall expire for tax years beginning on and after January 1, 2005.

(B) When the budget estimates required by § 19-4-202(b) for the fiscal year ending June 30, 2006, reflect projected growth in general revenues available for distribution equal to or in excess of one hundred thirty-nine million dollars (\$139,000,000) but less than one hundred fifty-six million dollars (\$156,000,000), then the tax rate levied in § 26-51-207 shall be reduced to one percent (1%) for tax years beginning in calendar year 2005 and for subsequent years.

(C) When the budget estimates required by § 19-4-202(b) for the fiscal year ending June 30, 2006, reflect projected growth in general revenues available for distribution equal to or in excess of one hundred twenty-one million dollars (\$121,000,000) but less than one hundred thirty-nine million dollars (\$139,000,000), then the tax rate levied in § 26-51-207 shall be reduced to two percent (2%) for tax years beginning in calendar year 2005 and for subsequent years."

/s/ Jim Hill

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Agee, Berry, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Haak, Hathorn, Hickenbotham, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, Thomas, Thomason, Thyer, Walters, Weaver, White, Wood, Mr. Speaker.

Total80

NEGATIVE: Adams, Anderson, Bennett, Bledsoe, Creekmore, Green, Hardwick, Harris, Hutchinson, Kenney, Key, Matayo, Pace, Parks, Rosenbaum, Schulte, J. Taylor, Verkamp.

Total 18

ABSENT OR NOT VOTING: L. Evans, Penix.

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....98

Total number voting in the affirmative80

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Ferguson the Clincher motion prevailed.

House recessed at 4:30 p.m. until 5:00 p.m.

PAIR VOTE
ON
HOUSE BILL NO. 1039
SENATE CONCURRENCE AMENDMENT #2

AYE: REPRESENTATIVE THOMAS MOORE
NAY: REPRESENTATIVE JEREMY HUTCHINSON
WITNESS: REPRESENTATIVE BILL H. STOVALL III

This pair form was signed by Representative Thomas Moore and Representative Jeremy Hutchinson in the presence of each other and witnessed by Representative Bill H. Stovall III.

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

PAIR VOTE
ON
HOUSE BILL NO. 1039
SENATE CONCURRENCE AMENDMENT #2

AYE: REPRESENTATIVE MIKE HATHORN
NAY: REPRESENTATIVE ERIC HARRIS
WITNESS: REPRESENTATIVE DANNY FERGUSON

This pair form was signed by Representative Mike Hathorn and Representative Eric Harris in the presence of each other and witnessed by Representative Danny Ferguson.

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

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1007 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1008 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1010 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1012 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1014 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1015 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1021 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1028 BY JOINT BUDGET COMMITTEE

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1053 BY REPRESENTATIVE MAHONY

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 3 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 16 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 19 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 21 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 33 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 34 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 35 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 37 BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1005 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1006 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1009 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1017 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1020 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1027 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1039 BY REPRESENTATIVE FERGUSON
AS AMENDED #2

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 38 BY JOINT BUDGET COMMITTEE

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

May 8, 2003

MR. SPEAKER:

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

HOUSE BILL NO. 1039 BY REPRESENTATIVE FERGUSON

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 5:00 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Herschel W. Cleveland

Chairman

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1039 BY REPRESENTATIVE FERGUSON

/s/ Mike Huckabee - Governor

TIME: 5:00 p.m.

By: Cory Cox

State of Arkansas
Office of the Governor

Mike Huckabee
Governor

May 8, 2003

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on May 8, 2003, I approved the following measures from the First Extraordinary Session of the Eighty-Fourth General Assembly:

HOUSE BILL NO. 1004, which is now Act 27 of 2003, and
HOUSE BILL NO. 1011, which is now Act 28 of 2003, and
HOUSE BILL NO. 1013, which is now Act 29 of 2003, and
HOUSE BILL NO. 1016, which is now Act 30 of 2003, and
HOUSE BILL NO. 1018, which is now Act 31 of 2003, and
HOUSE BILL NO. 1019, which is now Act 32 of 2003, and
HOUSE BILL NO. 1022, which is now Act 33 of 2003, and
HOUSE BILL NO. 1023, which is now Act 34 of 2003, and
HOUSE BILL NO. 1024, which is now Act 35 of 2003, and
HOUSE BILL NO. 1026, which is now Act 36 of 2003, and
HOUSE BILL NO. 1032, which is now Act 37 of 2003, and
House Concurrent Resolution No. 1001.

Sincerely,

/s/ Mike Huckabee

MH:sm

cc: President of the Senate

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

May 8, 2003

To Whom it May Concern:

I was called away from my seat during the vote on **HOUSE BILL NO. 1039**. My voting machine was locked. Had it been unlocked, I would have voted "yes".

Sincerely,

/s/ Lenville Evans
State Representative

LE:smt

Upon motion of Representative Gillespie, the House adjourned at 5:00 p.m. until 9:00 a.m. Friday, May 9, 2003.

ATTEST:

Herschel W. Cleveland
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk