

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

Little Rock, Arkansas
January 12, 2004

The House was called to order at 1:31 p.m. by Mr. Cleveland, the Speaker.
The following members answered to the roll call:

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

Total3

A quorum was present.

Unanimous leave was granted for Representative(s) Kenney, Oglesby, Schulte.

The House stood and was led in prayer by Representative Tommy Dickinson.

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

January 12, 2004

EDUCATION

CALVIN JOHNSON

CHAIRPERSON

HOUSE BILL NO. 1034

DO PASS, TO CONCUR IN

BY REPRESENTATIVE CLEVELAND

SENATE AMENDMENTS 1, 2

HOUSE BILL NO. 1060

DO PASS, TO CONCUR IN

BY REPRESENTATIVE CHESTERFIELD

SENATE AMENDMENT #1

HOUSE BILL NO. 1077

DO PASS

BY REPRESENTATIVE CLEVELAND

AS AMENDED #1

HOUSE BILL NO. 1094

DO PASS

BY REPRESENTATIVE MAHONY

HOUSE BILL NO. 1095

DO PASS

BY REPRESENTATIVE J. JOHNSON

HOUSE RESOLUTION NO. 1014

DO PASS

BY REPRESENTATIVE C. JOHNSON

Upon motion of Representative Judy, **HOUSE BILL NO. 1091** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1091

Amend **HOUSE BILL NO. 1091** as originally introduced:

Delete everything after the enacting clause and substitute the following:

“SECTION 1. Arkansas Code Title 6, Chapter 18, is amended to add an additional subchapter to read as follows:

6-18-1401. Title.

This subchapter shall be known and may be cited as the “Family Resource Centers Act”.

6-18-1402. Definitions.

For the purpose of this subchapter:

(1) “Board” means the State Child Abuse and Neglect Prevention Board;

(2) “Core component” means one (1) of the activities or services for children and their families provided by a family resource center pursuant to the school district’s grant application;

(3) “Family resource center” means a center in or near a priority elementary school;

(4) “National school lunch students” mean those students from low socioeconomic backgrounds as indicated by eligibility for free or reduced-priced meals under the National School Lunch Act as calculated on October 1 of each year and submitted to the Department of Education;

(5) “Optional component” means one (1) of the activities or services for children or their families provided by a family resource center to satisfy unique community needs;

(6) “Parent” means a parent, legal guardian, or person standing in loco parentis; and

(7) “Priority elementary school” means a public school that meets the following requirements:

(A) Has one (1) or more of grades kindergarten through six (K-6); and

(B)(i) Has fifty percent (50%) or more of the enrolled students that are national school lunch students based on data from the 2002-2003 school year; or

(ii) Has fifty percent (50%) or more of the students that are performing below proficient on any or all benchmark examinations based on

examination results from the 2002-2003 school year.

6-18-1403. Administration.

This subchapter shall be administered by the State Child Abuse and Neglect Prevention Board as created under § 9-30-104.

6-18-1404. Duties.

(a) The State Child Abuse and Neglect Prevention Board shall have the following duties:

(1) To determine which schools are priority elementary schools under this subchapter;

(2) To review grant applications and to award grants to school districts for family resource centers;

(3)(A) To formulate and assist with the implementation of an implementation plan to establish a minimum of ten (10) family resource centers.

(B) The family resource centers shall be designed to meet the following goals:

(i) To remove nonacademic barriers to student success in school;

(ii) To enhance the abilities of students to succeed in school; and

(iii) To meet the needs of children and their families;

(4) To monitor the family resource centers;

(5) To modify the implementation plans as necessary;

(6) To promulgate rules and forms for the administration of this subchapter;

(7) To employ administrative or training staff as needed;

(8) To create local advisory groups; and

(9) Other duties as determined by the board.

(b) This subchapter is the framework for schools to address student poverty issues and to remove nonacademic barriers that hinder student performance. A school district may fund programs or services under this subchapter with monies received from the Public School Fund or its successor fund for poverty index funding, National School Lunch Act student funding, national school lunch students funding, or other funding for students eligible for the free or reduced-price lunch program.

(c) On or before October 1 of each year, the chairperson of the board or his or her designee shall report to the House Interim Committee on Aging, Children and Youth, Legislative and Military Affairs and Senate Interim Committee on Children and Youth regarding the status of the development of the family resource centers

and the outcomes achieved at each operational family resource center.

6-18-1405. Purposes.

(a) Family resource centers shall be designed to remove nonacademic barriers to success and to enhance the abilities of the students to succeed in school.

(b) Students and families who are the most economically disadvantaged shall have priority status for receiving services at the family resource centers.

6-18-1406. Implementation plans.

(a) The implementation plan developed by the State Child Abuse and Neglect Prevention Board with input from the local advisory groups, the local school district, and the priority elementary school shall include an effort to implement a network of family resource centers across the state.

(b) The family resource centers shall be located in or near each priority elementary school.

(c) The implementation plan shall promote identification and coordination of existing resources.

(d) The implementation plan may include the following components for each site:

(1)(A) Information and referral activities for off-site services to assist participants in having their basic needs met.

(B) Information and referral activities provide participants with a point of entry to available support networks.

(C) Examples of off-site service referrals include, but are not limited to, the following:

(i) Child care centers;

(ii) Health care providers;

(iii) Counseling services;

(iv) Legal aid;

(v) Food banks;

(vi) Housing and domestic violence shelters;

and

(vii) Federal agencies, state agencies, or other entities that provide benefits or services that the participants may need;

(2)(A) Parenting education services to promote the sharing of information, strategies, and tools to help parents with the difficult job of being parents.

(B) Examples of parenting activities include, but are not limited to, the following:

(i) Group-based parent education classes;

(ii) Providing credentialed guest speakers; or

(iii) Making materials on parenting issues available to parents through lending libraries or take home materials;

(3)(A) Child development activities to strengthen the parent and child bond and promote optimal development of a child by assisting parents in the utilization, understanding, and application of early child development activities.

(B) Child development activities shall emphasize child development during the earliest years, specifically age zero to three (0-3).

(C) Child development activities shall address the following:

(i) Healthy physical development;

(ii) Cognitive development;

(iii) Social development; or

(iv) Emotional development.

(D) Specific strategies to promote child development within family resource centers may include the following:

(i) Referring or establishing quality childcare or after-school care programs;

(ii) Providing developmental screenings;

(iii) Educating parents about developmental milestones;

(iv) Providing literacy and pre-literacy activities such as story time;

(v) Providing play groups or “make and take” activities for young children; or

(vi) Establishing toy or book lending libraries.

(E) Child development activities may be conducted at the family resource centers or through home visiting programs;

(4) Life skills education to provide an opportunity for participants to strengthen skills and competencies that will help them succeed in everyday tasks to include, but not be limited to, the following:

(A) Developing and maintaining a household budget;

(B) Shopping for and preparing nutritious meals;

(C) Securing and maintaining employment;

(D) Conflict resolution skills;

(E) Goal setting;

(F) Time management;

(G) Decision making; or

(H) Stress management;

(5)(A) Family literacy to connect education for children with literacy

instruction for their parents.

(B) Family literacy activities may include the following:

- (i) Adult literacy instruction for parents;
- (ii) General education diploma instruction for parents;
- (iii) Child literacy programs; or
- (iv) Parent and child literacy activities; and

(6)(A) Informal network building to assist families in developing a network of mutual support to include caring, resource sharing, emotional support, and social support.

(B) The informal network building program shall be designed to promote activities to help parents get to know one another, raise their social capital, and reduce their isolation.

(C) Examples of informal network building programs include the following:

- (i) Support groups;
- (ii) Social activities;
- (iii) Family celebrations;
- (iv) Recreational activities;
- (v) Holiday gatherings; or
- (vi) Newsletters.

(e) The board and the local advisory group shall agree which of the components in subsection (d) of this section are core components or optional components based on the individual implementation plan for each priority elementary school's family resource center.

(f)(1) The board shall determine which schools meet the definition of priority elementary schools under this subchapter by July 1, 2004.

(2) The Department of Education and the State Board of Education shall provide all information necessary in the format necessary for the board to meet the deadline under this subsection (f).

(g)(1) The board shall select a minimum of ten (10) eligible priority elementary schools for which an implementation plan shall be completed.

(2) The board shall complete its implementation plan for a minimum of ten (10) priority elementary schools on or before December 1, 2004.

(h) On or before August 1, 2005, family resource centers shall be established in or adjacent to a minimum of ten (10) priority elementary schools.

6-18-1407. Grant program.

(a) A grant program is established to provide financial assistance to school districts with priority elementary schools that establish family resource centers.

(b) Local school districts shall submit to the State Child Abuse and Neglect Prevention Board the grant applications and plans for their family resource centers by March 1, 2005.

(c) Beginning July 1, 2005, the board shall award grants to school districts that establish family resource centers at priority elementary schools in their districts.

(d)(1) The board or its designee shall develop a grant application process that includes the following:

(A) An application for a grant under this subchapter;

(B) Instructions about the grant process; and

(C) Scoring procedures to determine the award of the grants.

(2)(A) The grant application process shall include the preparation of a grant application package that is distributed to each priority elementary school and the superintendent of the school district containing each priority elementary school.

(B) The board shall distribute the grant application package no later than December 15, 2004.

(3) The grant application process shall be straightforward and require a minimum amount of paperwork.

6-18-1408. Local advisory councils.

(a) Each family resource center shall have a local advisory council that has a central role in designing and delivering services.

(b) Members of the local advisory council shall be representative of the diversity of the students in the priority elementary school that is served.

(c)(1) Except for the initial chairperson, the members shall determine annually and by majority vote who shall serve as chairperson.

(2) The superintendent of the priority elementary school shall appoint the initial chairperson for the purpose of calling the first organizational meeting.

(3) The initial chairperson shall call an organizational meeting no fewer than thirty (30) days after all of the members are appointed.

(d)(1) The council shall meet at such times and places that the chairperson deems necessary but no meetings shall be held outside of the county where the priority elementary school is located.

(2) A quorum is not required for the council to transact business.

(3) All actions of the council shall be by a majority vote of all members who are present.

(e) The local school district shall provide meeting facilities for the council.

6-18-1409. Family resource centers.

(a) Each family resource center shall have the following:

(1) A full-time coordinator;
(2) At least fifteen (15) hours a week of social work services; and
(3) Sufficient staff to implement the plan submitted with the grant application.

(b) The services provided at the family resource centers shall take into consideration the schedule of the student and the student's family to provide discreet after-hour services where appropriate.

(c) The family resource centers shall work with the local advisory council to give the members notice of all activities and needs of the family resource centers.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Arkansas Supreme Court in Lake View District No. 25 v. Huckabee, 351 Ark. 31 (2002) declared our current public education system to be unconstitutional because it is both inequitable and inadequate; that the Arkansas Supreme Court has set forth the test for a constitutional system to be one in which the state has an "absolute duty" to provide an "equal opportunity to an adequate education"; that the Arkansas Supreme Court has instructed the General Assembly to correct these constitutional infirmities with our public education system; and that this act is immediately necessary to provide additional resources to the poorest and most disadvantaged students in the state that face countless nonacademic barriers in their quest for academic success. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;
(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or
(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

/s/ Jan Judy

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

/s/ Ms. Jo Renshaw
 Chief Clerk

ENGROSSED BILL REPORTS

HERSCHEL W. CLEVELAND, CHAIRMAN

January 12, 2004

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1091 BY REPRESENTATIVE JUDY

SENATE BILL NO. 27 BY SENATOR BISBEE

State of Arkansas
Office of the Governor

Mike Huckabee
Governor

January 9, 2004

TO THE ARKANSAS HOUSE OF REPRESENTATIVES

Dear Mr. Speaker:

This is to provide notice that pursuant to Article 6, Section 15 of the Arkansas Constitution, on this date I vetoed **HOUSE BILL NO. 1010**, a measure from the Second Special Session of the Eighty-Fourth General Assembly. Also in accordance with Article 6, Section 15, the bill is being returned to this body, the originating house for the bill, and accompanies this letter.

The state Board of Education already has responsibility for the duties outlined in **HOUSE BILL NO. 1010**. At a time when our limited state resources are desperately needed for essential services, this bill creates another commission that will result in unwarranted expenses. The bill also will add without reasonable justification to the duties of and space requirements at the state Department of Education. Due to the current inability to create a more efficient public education system in Arkansas, it is imperative that every resource be dedicated to providing an adequate, equitable education to each child. The expenditure of our resources on a duplicative bureaucracy fails to meet that test.

Sincerely,

/s/ Mike Huckabee

MH:cmf:eh

cc: Honorable Jim Hill
President Pro Tem
Arkansas Senate (w/encl)

RECEIPT FROM THE CHIEF CLERK

RECEIVED FROM THE GOVERNOR'S OFFICE:
HOUSE BILL NO. 1010 BY REPRESENTATIVE DICKINSON
VETOED BILL AND LETTER

TIME: 4:14 p.m.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Anderson, **SENATE BILL NO. 27** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 27

Amend **SENATE BILL NO. 27** as originally introduced:

Page 1, line 25, delete "For" and substitute "(a) For"

AND

Page 1, delete line 27 and substitute the following:

"under § 6-61-217.

(b) However, at the option of the student, Advanced Placement courses may be used to calculate class rank and grade point average."

/s/ Keven Anderson

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, 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, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Ormond, Pace, Parks, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, Wood.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Boyd, Kenney, Oglesby, Penix, Schulte, White, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

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

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Lendall, **SENATE BILL NO. 42** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 42

Amend **SENATE BILL NO. 42** as engrossed, S1/6/04

(version: 01-06-2004 13:21):

Page 9, delete line 5 and substitute the following:

"outlined in rules promulgated by the state board.

(6)(A) School Nurses. For every classroom or specialist teacher funded under this subsection (b), each school district shall receive state funding for no less than the full-time equivalent of one (1) school nurse per seven hundred fifty (750) students or the proportionate ratio thereof.

(B) The state board shall determine the average salary for the full-time equivalent of one (1) school nurse in this state.

(C) Each school nurse shall be paid at least the average salary for a full-time equivalent of one (1) school nurse in this state or the proportionate ratio thereof as determined by the state board."

/s/ Jim Lendall

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Blair, Bolin, Borhauer, Bradford, Chesterfield, Clemons, Dobbins, Eason, Elliott, Fite, Gipson, Goss, House, C. Johnson, J. Johnson, Judy, Ledbetter, Lendall, Lewellen, Martin, Milligan, Napper, Pate, Pickett, L. Prater, S. Prater, Roebuck, Scrimshire, Stovall, Sumpter, Thomas, Thomason, White.

Total33

NEGATIVE: Adams, Agee, Anderson, Bennett, Berry, Bledsoe, Bond, P. Bookout, Boyd, Bright, Childers, Cowling, Creekmore, Dangeau, Edwards, Ferguson, Haak, Hardwick, Harris, Hathorn, Hickinbotham, Hutchinson, Jackson, Jacobs, Jeffrey, Jones, Key, King, Lamoureux, Mack, Mahony, Matayo, Mathis, Moore, Nichols, Norton, Ormond, Pace, Parks, Penix, Petrus, Pritchard, Rankin, Rosenbaum, Scroggin, R. Smith, C. Taylor, J. Taylor, Thyer, Verkamp, Walters, Weaver, Wood.

Total53

ABSENT OR NOT VOTING: Biggs, Dees, Dickinson, D. Evans, L. Evans, Gillespie, Green, Kenney, Medley, Oglesby, Schulte, Seawel, Sullivan, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast86

Total number voting in the affirmative33

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

So the Amendment failed of adoption.

/s/ Ms. Jo Renshaw
Chief Clerk

HOUSE MEMORIAL RESOLUTION NO. 1009

BY: REPRESENTATIVE AGEE

HONORING THE MEMORY OF MR. WILEY B. "JOE" HOLT.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES. RECEIVED UNANIMOUS SUPPORT.

Morning Hour Expired.

HOUSE BILL NO. 1072

BY: REPRESENTATIVE CLEVELAND

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

AFFIRMATIVE: Berry, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Bright, Chesterfield, Clemons, Cowling, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, Ferguson, Fite, Gipson, Goss, Hathorn, Hickinbotham, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Milligan, Moore, Pace, Pate, Pickett, L. Prater, Roebuck, Scrimshire, Seawel, Stovall, Sullivan, Sumpter, Thomas, Thomason, Verkamp, Walters, Weaver, White, Wood, Mr. Speaker.

Total61

NEGATIVE: Adams, Agee, Anderson, Bennett, Bledsoe, Childers, Gillespie, Green, Haak, Hardwick, Harris, Lamoureux, Matayo, Mathis, Napper, Nichols, Norton, Ormond, Parks, Pritchard, Rosenbaum, C. Taylor, Thyer.

Total23

ABSENT OR NOT VOTING: Creekmore, L. Evans, Hutchinson, Kenney, King, Medley, Oglesby, Penix, Petrus, S. Prater, Rankin, Schulte, Scroggin, R. Smith, J. Taylor.

Total15

VOTING PRESENT: Key.

Total1

Total number of votes cast.....85

Total number voting in the affirmative61

Necessary to the passage of the bill51

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

***** EXPUNGED***** 1/22/04*****

HOUSE BILL NO. 1063

BY: REPRESENTATIVE ELLIOTT

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

AFFIRMATIVE: Berry, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, Ferguson, Fite, Gipson, Goss, Hathorn, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Ledbetter, Lendall, Lewellen, Martin, Milligan, Pate, Pickett, L. Prater, S. Prater, Roebuck, Seawel, Sullivan, Sumpter, Thomason, White, Wood, Mr. Speaker.

Total50

NEGATIVE: Adams, Agee, Anderson, Bennett, Bledsoe, Bright, Childers, Creekmore, Gillespie, Green, Haak, Hardwick, Harris, Hickinbotham, Key, Lamoureux, Mack, Matayo, Mathis, Napper, Nichols, Norton, Ormond, Parks, Pritchard, Rosenbaum, C. Taylor, Thyer, Verkamp, Walters.

Total30

ABSENT OR NOT VOTING: Hutchinson, Kenney, King, Mahony, Medley, Oglesby, Pace, Penix, Petrus, Rankin, Schulte, Scrimshire, Scroggin, R. Smith, Stovall, J. Taylor, Thomas, Weaver.

Total18

VOTING PRESENT: L. Evans, Moore.

Total2

Total number of votes cast82

Total number voting in the affirmative50

Necessary to the passage of the bill51

So the Bill failed.

***** EXPUNGED***** 1/22/04*****

Representative Elliott moved that the record by which **HOUSE BILL NO. 1040** failed to pass be expunged from the record. On this motion the vote was as follows:

AFFIRMATIVE: Anderson, Bennett, Berry, Blair, Bledsoe, Bolin, Borhauer, Boyd, Bradford, Bright, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Norton, Pace, Pate, Petrus, Pickett, S. Prater, Rankin, Roebuck, Seawel, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Verkamp, Walters, Weaver, White, Wood, Mr. Speaker.

Total77

NEGATIVE: Agee, Gipson, Nichols, Ormond, Scrimshire.

Total5

ABSENT OR NOT VOTING: Adams, Biggs, Bond, P. Bookout, Jacobs, Kenney, Key, Oglesby, Parks, Penix, L. Prater, Pritchard, Rosenbaum, Schulte, Scroggin, R. Smith, Stovall, Thyer.

Total18

VOTING PRESENT:

Total0

Total number of votes cast.....82

Total number voting in the affirmative77

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

So the motion was adopted.

Motion was made by Representative Elliott to refer **HOUSE BILL NO. 1040** to the House Committee on EDUCATION for the purpose of amendment. Send the Bill back to committee.

The House stood in recess at 2:05 p.m. until 4:00 p.m. for the reading of the bills.

The House reconvened at 4:17 p.m.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1072 BY REPRESENTATIVE CLEVELAND

HOUSE RESOLUTION NO. 1015

BY: REPRESENTATIVE BRADFORD

COMMEMORATING THE FORTIETH ANNIVERSARY OF THE SURGEON GENERAL'S REPORT ON SMOKING AND HEALTH.

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. 1109

BY: REPRESENTATIVES BOND, LEDBETTER, WALTERS, THYER, BRADFORD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ADMINISTRATIVELY REORGANIZE THE EXISTING PUBLIC EDUCATION SYSTEM; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Gillespie, the House adjourned at 4:18 p.m. until 1:30 p.m. Tuesday, January 13, 2004.

ATTEST:

Herschel W. Cleveland
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk