

FIFTY-NINTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES

Little Rock, Arkansas
February 4, 2004

The House was called to order at 1:34 p.m. by Mr. Cleveland, the Speaker.
The following members answered to the roll call:

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

Total100

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

Total0

A quorum was present.

The House stood and was led in prayer by Representative Don House.

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

EDUCATION	February 4, 2004
HOUSE BILL NO. 1090	CALVIN JOHNSON
BY REPRESENTATIVE CLEVELAND	DO PASS, TO CONCUR IN
	SENATE AMENDMENT
	#1, 2 & 3
HOUSE BILL NO. 1177	DO PASS
BY REPRESENTATIVE PETRUS	

COMMITTEE REPORT

JOINT BUDGET	February 4, 2004
	PAUL WEAVER
	CHAIRPERSON
HOUSE BILL NO. 1052	DO PASS
BY REPRESENTATIVE HOUSE	AS AMENDED #2
SENATE BILL NO. 79	DO PASS
BY JOINT BUDGET COMMITTEE	

COMMITTEE REPORT

REVENUE AND TAXATION	February 4, 2004
	BOYD HICKINBOTHAM
	CHAIRPERSON
SENATE BILL NO. 80	DO PASS
BY SENATOR SALMON	

COMMITTEE REPORT

INSURANCE AND COMMERCE	February 4, 2004
	PAUL BOOKOUT
	CHAIRPERSON
HOUSE BILL NO. 1158	DO PASS, TO CONCUR IN
BY REPRESENTATIVE R. SMITH	SENATE AMENDMENT #1

ENGROSSED BILL REPORTS

HERSCHEL W. CLEVELAND, CHAIRMAN

February 4, 2004

The following bill(s) reported correctly engrossed:

HOUSE RESOLUTION NO. 1026	BY REPRESENTATIVE ROEBUCK, ET AL
SENATE BILL NO. 7	BY SENATOR BROADWAY
SENATE BILL NO. 80	- TITLE - BY SENATOR SALMON, ET AL

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 80

BY: SENATORS SALMON, HIGGINBOTHOM

BY: *REPRESENTATIVE JONES*

AN ACT TO INCREASE THE CORPORATE FRANCHISE TAX; AND FOR
OTHER PURPOSES.

Upon motion of Representative Roebuck the rules were suspended to consider **HOUSE RESOLUTION NO. 1026**.

HOUSE RESOLUTION NO.1026

BY: **REPRESENTATIVE ROEBUCK**

COMMENDING AND EXPRESSING SINCERE APPRECIATION TO THE
FACULTY MEMBERS IN THE COLLEGES OF EDUCATION AT ALL ARKANSAS
HIGHER EDUCATION INSTITUTIONS.

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

Upon motion of Representative Roebuck, **HOUSE RESOLUTION NO. 1026** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1026

Amend **HOUSE RESOLUTION NO. 1026** as originally introduced:
Page 2, line 5, delete "Proxis" and substitute "Praxis"

/s/ Tommy Roebuck

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

/s/ Ms. Jo Renshaw
Chief Clerk

HOUSE RESOLUTION NO.1027

BY: REPRESENTATIVE BOLIN

RECOGNIZING MR. FREDRICK D. PORTER, ADMINISTRATOR OF THE OFFICE OF MOTOR VEHICLE OF THE REVENUE DIVISION OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION, FOR COMPLETING OVER THIRTY-ONE (31) YEARS OF SERVICE TO THE CITIZENS OF ARKANSAS AND THE ARKANSAS GENERAL ASSEMBLY.

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

Morning Hour Expired.

Upon motion of Representative Mahony the rules were suspended to move **SENATE BILL NO. 80** out of proper order.

Representative Pace moved that the record by which **SENATE BILL NO. 80** failed to pass be expunged from the record. On this motion the vote was as follows:

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Childers, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Hardwick, Harris, Hathorn, 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, Moore, Nichols, Norton, Oglesby, Pace, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood, Mr. Speaker.

Total	89
NEGATIVE: Gillespie, Haak, Napper.	
Total	3
ABSENT OR NOT VOTING: Bright, Clemons, Hutchinson, Parks, Scrimshire.	
Total	5
VOTING PRESENT: Ormond, Penix, Schulte.	
Total	3
Total number of votes cast.....	95
Total number voting in the affirmative	89
Necessary to the adoption of the motion.....	67

So the motion was adopted.

Upon motion of Representative Kenney, **SENATE BILL NO. 80** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 80

Amend **SENATE BILL NO. 80** as engrossed, S1/30/04

(version: 01-30-2004 11:06):

Add Representative Jones as a House sponsor

AND

Page 2, on line 16, delete "two hundred fifty" and substitute "one hundred fifty"

AND

Page 2, on line 17, delete "dollars (\$250)" and substitute "dollars (\$150)"

AND

Page 2, on line 26, delete "two hundred fifty" and substitute "one hundred fifty"

AND

Page 2, on line 27, "dollars (\$250)" and substitute "dollars (\$150)"

/s/ Mike Kenney

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, Chesterfield, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Nichols, Norton, Oglesby, Pace, Pate, Penix, Petrus, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Schulte, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood, Mr. Speaker.

Total93

NEGATIVE: Lendall, Napper.

Total2

ABSENT OR NOT VOTING: Bright, Parks, Pickett, Weaver.

Total4

VOTING PRESENT: Ormond.

Total1

Total number of votes cast.....96

Total number voting in the affirmative93

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

The Amendment was adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1140

Amend HOUSE BILL NO. 1140 as engrossed, H1/26/04

(version: 01-26-2004 08:50):

Add Senators Gullett and Wilkinson as cosponsors of the bill

AND

Page 3, delete lines 11 through 15, and substitute:

"(e) A prosecuting attorney who prosecutes a person whom he or she knows is a school employee in a case in which the school employee has pleaded guilty or nolo contendere to, or has been found guilty of, a fraudulent act shall report the name of the employee and the nature of the crime to the school district in which the person is employed and the State Board of education."

/s/ B. Gullett

The Amendment was read and the vote was as follows:

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

Total93

NEGATIVE: L. Prater.

Total1

ABSENT OR NOT VOTING: Bolin, Bright, Hutchinson, Mr. Speaker.

Total4

VOTING PRESENT: Parks, Schulte.

Total2

Total number of votes cast.....96

Total number voting in the affirmative93

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1140

Amend HOUSE BILL NO. 1140 as engrossed, S1/29/04

(version: 01-29-2004 13:25):

Page 1, delete line 22, and substitute:

"SECTION 1. Arkansas Code Title 6, Chapter 17, Subchapter 4 is amended to add an additional section to read as follows:

6-17-421. Criminal records check for fraudulent acts."

AND

Page 3, line 36, add a blank line immediately before Section 2

/s/ B. Gullett

The Amendment was read and the vote was as follows:

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

Total	97
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Anderson, Bright, Mr. Speaker.	
Total	3
VOTING PRESENT:	
Total	0
Total number of votes cast.....	97
Total number voting in the affirmative	97
Necessary to concur in the amendment.....	51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
 Chief Clerk

HOUSE BILL NO. 1174

BY: REPRESENTATIVE DOBBINS

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

AFFIRMATIVE: Adams, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Dangeau, Dobbins, Eason, Elliott, Gillespie, Goss, Green, Hickinbotham, House, Hutchinson, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Martin, Moore, Pace, Pate, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Stovall, Sullivan, Sumpter, J. Taylor, Thomas, Thomason, Verkamp, White, Wood, Mr. Speaker.

Total51

NEGATIVE: Agee, Anderson, Bennett, Berry, Biggs, Bledsoe, Childers, Cowling, Creekmore, Dickinson, Edwards, D. Evans, Fite, Gipson, Haak, Hardwick, Harris, Key, Mahony, Matayo, Nichols, Norton, Ormond, Pritchard, Rankin, Rosenbaum, Schulte, Scrimshire, Seawel, R. Smith, C. Taylor, Thyer, Walters, Weaver.

Total34

ABSENT OR NOT VOTING: Bright, Dees, L. Evans, Ferguson, Hathorn, Jackson, Jacobs, Mathis, Medley, Napper, Oglesby, Parks, Penix, Scroggin.

Total14

VOTING PRESENT: Milligan.

Total1

Total number of votes cast86

Total number voting in the affirmative51

Necessary to the passage of the bill51

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

The Chair requested the Sounding of the Ballot on **HOUSE BILL NO. 1174** and the call was sustained. The following members votes were successfully challenged:

AYE: HUTCHINSON

Total	1
Total number of votes cast	85
Necessary to the passage of the bill	51
Total number voting in the affirmative	50
Total number voting in the negative	34
Total number absent or not voting.....	15
Total number voting present	1

So the Bill failed to pass.

HOUSE BILL NO. 1174

BY: REPRESENTATIVE DOBBINS

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

AFFIRMATIVE: Adams, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Dangeau, Dobbins, Eason, Elliott, Gillespie, Goss, Green, Hickinbotham, House, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Martin, Moore, Pace, Pate, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Stovall, Sullivan, Sumpter, J. Taylor, Thomas, Thomason, Verkamp, White, Wood, Mr. Speaker.

Total50

NEGATIVE: Agee, Anderson, Bennett, Berry, Biggs, Bledsoe, Childers, Cowling, Creekmore, Dickinson, Edwards, D. Evans, Fite, Gipson, Haak, Hardwick, Harris, Key, Mahony, Matayo, Nichols, Norton, Ormond, Pritchard, Rankin, Rosenbaum, Schulte, Scrimshire, Seawel, R. Smith, C. Taylor, Thyer, Walters, Weaver.

Total34

ABSENT OR NOT VOTING: Bright, Dees, L. Evans, Ferguson, Hathorn, Hutchinson, Jackson, Jacobs, Mathis, Medley, Napper, Oglesby, Parks, Penix, Scroggin.

Total15

VOTING PRESENT: Milligan.

Total1

Total number of votes cast85

Total number voting in the affirmative50

Necessary to the passage of the bill51

So the Bill failed.

Motion was made by Representative Wood to refer **HOUSE BILL NO. 1175** back to the Committee on EDUCATION.

On this motion the vote was as follows:

AFFIRMATIVE: Agee, Anderson, Biggs, Blair, Bledsoe, Bond, Edwards, Elliott, Fite, Green, Hardwick, Harris, Jeffrey, J. Johnson, Key, Lewellen, Mahony, Matayo, Mathis, Nichols, Norton, Pace, Parks, Pickett, S. Prater, Pritchard, Roebuck, Rosenbaum, Scroggin, Seawel, R. Smith, Thyer, Verkamp, Wood.

Total34

NEGATIVE: Adams, Bennett, Berry, Bolin, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dees, Dickinson, Dobbins, Eason, D. Evans, Ferguson, Gillespie, Goss, Haak, Hathorn, Hickinbotham, House, Jackson, Jones, Judy, Kenney, Lamoureux, Ledbetter, Lendall, Mack, Medley, Milligan, Moore, Napper, Oglesby, Ormond, Pate, Penix, Petrus, L. Prater, Rankin, Scrimshire, Stovall, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Walters, Weaver.

Total51

ABSENT OR NOT VOTING: P. Bookout, Bright, Childers, Dangeau, L. Evans, Hutchinson, Jacobs, C. Johnson, Martin, Sullivan, White, Mr. Speaker.

Total12

VOTING PRESENT: Gipson, King, Schulte.

Total3

Total number of votes cast88

Total number voting in the affirmative34

Necessary to the adoption of the motion51

So the motion failed of adoption.

Motion was made by Representative Prater that action be delayed on **HOUSE BILL NO. 1175** for a fiscal impact statement.

On this motion the vote was as follows:

AFFIRMATIVE: Agee, Anderson, Berry, Biggs, Blair, Bledsoe, Bond, Borhauer, Bradford, Creekmore, Dangeau, Dees, Edwards, Elliott, D. Evans, Ferguson, Green, Haak, Hardwick, Harris, Hathorn, J. Johnson, Kenney, Key, King, Ledbetter, Lewellen, Mack, Mahony, Matayo, Mathis, Moore, Nichols, Norton, Ormond, Pace, Pate, Pickett, S. Prater, Roebuck, Rosenbaum, Schulte, Scroggin, Stovall, Sullivan, C. Taylor, Thomason, Thyer, Verkamp, Wood.

Total50

NEGATIVE: Adams, Bennett, Bolin, Chesterfield, Clemons, Cowling, Dickinson, Dobbins, Eason, Fite, Gillespie, Gipson, Goss, Hickinbotham, House, Jackson, Jeffrey, Judy, Lamoureux, Medley, Milligan, Napper, Oglesby, Penix, Petrus, Pritchard, Rankin, Scrimshire, Seawel, J. Taylor, Walters, Weaver, White.

Total33

ABSENT OR NOT VOTING: P. Bookout, Boyd, Bright, Childers, L. Evans, Hutchinson, Jacobs, C. Johnson, Jones, Lendall, Martin, Parks, L. Prater, R. Smith, Sumpter, Thomas, Mr. Speaker.

Total17

VOTING PRESENT:

Total0

Total number of votes cast83

Total number voting in the affirmative50

Necessary to the adoption of the motion51

So the motion failed of adoption.

Motion was made by Representative Mahony for immediate consideration of **HOUSE BILL NO. 1175**. Motion carried.

HOUSE BILL NO. 1175

BY: REPRESENTATIVE CHESTERFIELD

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

AFFIRMATIVE: Adams, Bennett, Bolin, Boyd, Bright, Chesterfield, Dobbins, Eason, Gillespie, Hickinbotham, House, Lendall, Milligan, Napper, Oglesby, Petrus, L. Prater, Rosenbaum, Scrimshire, Stovall, Walters, Weaver.

Total22

NEGATIVE: Agee, Anderson, Berry, Biggs, Blair, Bledsoe, Bond, Borhauer, Bradford, Childers, Clemons, Cowling, Creekmore, Dangeau, Dees, Edwards, Elliott, L. Evans, Ferguson, Gipson, Green, Haak, Hardwick, Jackson, Jeffrey, C. Johnson, Jones, Kenney, Key, King, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Matayo, Mathis, Medley, Moore, Nichols, Norton, Ormond, Pace, Pate, Penix, Pickett, S. Prater, Pritchard, Roebuck, Schulte, R. Smith, Sullivan, C. Taylor, Thomas, Thomason, Thyer, Verkamp, White, Wood.

Total59

ABSENT OR NOT VOTING: P. Bookout, D. Evans, Harris, Jacobs, Martin, Parks, Rankin, Scroggin, Seawel, Mr. Speaker.

Total10

VOTING PRESENT: Dickinson, Fite, Goss, Hathorn, Hutchinson, J. Johnson, Judy, Sumpter, J. Taylor.

Total9

Total number of votes cast.....90

Total number voting in the affirmative22

Necessary to the passage of the bill51

So the Bill failed.

Upon motion of Representative Jones the rules were suspended to allow the Committee on REVENUE AND TAXATION to meet.

The House recessed at 2:27 p.m. until 3:00 p.m.

The House reconvened at 3:06 p.m.

Upon motion of Representative Jones the rules were suspended for immediate consideration of **SENATE BILL NO. 80**.

SENATE BILL NO. 80

BY: SENATOR SALMON

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, Berry, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Hardwick, Hathorn, Hickinbotham, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Mathis, Medley, Moore, Nichols, Oglesby, Pace, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, Thomas, Thomason, Thyer, Verkamp, Walters, White, Mr. Speaker.

Total77

NEGATIVE: Bennett, Bledsoe, Bright, Childers, Gillespie, Haak, Harris, Hutchinson, Key, Matayo, Napper, Norton, Ormond, Parks, Penix, Rosenbaum, C. Taylor, Weaver, Wood.

Total19

ABSENT OR NOT VOTING: Green, Schulte, J. Taylor.

Total3

VOTING PRESENT: Milligan.

Total1

Total number of votes cast.....97

Total number voting in the affirmative77

Necessary to the passage of the bill75

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

Upon motion of Representative Jones the Clincher motion prevailed.

There being an Emergency Clause attached to **SENATE BILL NO. 80**, 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, Berry, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Hardwick, Hathorn, Hickinbotham, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Mathis, Medley, Moore, Nichols, Oglesby, Pace, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Scrimshire, Scroggin, Seawel, R. Smith, Stovall, Sullivan, Sumpter, Thomas, Thomason, Thyer, Verkamp, Walters, White, Mr. Speaker.

Total77

NEGATIVE: Bennett, Bledsoe, Bright, Childers, Gillespie, Haak, Harris, Hutchinson, Key, Matayo, Napper, Norton, Ormond, Parks, Penix, Rosenbaum, C. Taylor, Weaver, Wood.

Total19

ABSENT OR NOT VOTING: Green, Schulte, J. Taylor.

Total3

VOTING PRESENT: Milligan.

Total1

Total number of votes cast97

Total number voting in the affirmative77

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

So the Emergency Clause was adopted.

Upon motion of Representative Jones the Clincher motion prevailed.

The Chair requested the Sounding of the Ballot on **SENATE BILL NO. 80** and the call was sustained. The following members votes were successfully challenged:

AYE: NONE

Total	0
Total number of votes cast	97
Necessary to the passage of the bill	75
Total number voting in the affirmative	77
Total number voting in the negative	19
Total number absent or not voting.....	3
Total number voting present	1

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

SENATE BILL NO. 53

BY: SENATOR BROADWAY

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

AFFIRMATIVE: Adams, Agee, Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, 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, Green, Haak, Hardwick, Harris, Hathorn, Hickinbotham, House, Hutchinson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, Key, King, Lamoureux, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Moore, Napper, Norton, Oglesby, Pace, Parks, Pate, Penix, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Rosenbaum, Seawel, R. Smith, Sullivan, Sumpter, C. Taylor, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood.

Total86

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bond, Childers, Jackson, Nichols, Ormond, Pritchard, Rankin, Stovall, Mr. Speaker.

Total9

VOTING PRESENT: Milligan, Schulte, Scrimshire, Scroggin, Weaver.

Total5

Total number of votes cast91

Total number voting in the affirmative86

Necessary to the passage of the bill51

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

Motion was made by Representative Mack for immediate consideration of **HOUSE BILL NO. 1030**. Motion passed.

HOUSE BILL NO. 1030

BY: REPRESENTATIVE HICKINBOTHAM

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, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Cowling, Dangeau, Dobbins, Edwards, D. Evans, L. Evans, Ferguson, Gipson, Goss, Hardwick, Hathorn, Hickinbotham, House, Jackson, Judy, Kenney, King, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Medley, Pate, L. Prater, Pritchard, Rankin, Roebuck, Seawel, R. Smith, Stovall, Sullivan, Thomason, Thyer, Verkamp, Mr. Speaker.

Total44

NEGATIVE: Adams, Agee, Anderson, Bennett, Blair, Bledsoe, Bolin, Bright, Childers, Clemons, Creekmore, Dees, Dickinson, Eason, Elliott, Fite, Gillespie, Green, Haak, Harris, Hutchinson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Key, Lendall, Martin, Matayo, Mathis, Milligan, Moore, Napper, Nichols, Norton, Oglesby, Ormond, Pace, Parks, Penix, Petrus, Pickett, S. Prater, Rosenbaum, Scroggin, Sumpter, C. Taylor, J. Taylor, Thomas, Walters, Weaver, White, Wood.

Total54

ABSENT OR NOT VOTING: Scrimshire.

Total1

VOTING PRESENT: Schulte.

Total1

Total number of votes cast.....99

Total number voting in the affirmative44

Necessary to the passage of the bill51

So the Bill failed.

Upon motion of Representative Napper, **SENATE BILL NO. 7** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 7

Amend **SENATE BILL NO. 7** as engrossed, S1/15/04

(version: 01-15-2004 13:37):

Delete Section 2 of the bill in its entirety

AND

Renumber the subsequent sections of the bill.

/s/ Paul Weaver

The Amendment was read and the vote was as follows:

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

Total81

NEGATIVE: Lamoureux, Ormond.

Total2

ABSENT OR NOT VOTING: Agee, Bright, Childers, Dangeau, Fite, Goss, Hutchinson, Jackson, Nichols, Pritchard, Rosenbaum, Seawel, Thomas, White, Mr. Speaker.

Total15

VOTING PRESENT: Key, Schulte.

Total2

Total number of votes cast85

Total number voting in the affirmative81

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

The Amendment was adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

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. 1031

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: Bennett, Biggs, Blair, Bolin, Bond, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Hathorn, Hickinbotham, House, Jacobs, Jeffrey, C. Johnson, J. Johnson, Judy, Kenney, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Medley, Milligan, Moore, Napper, Oglesby, Pickett, L. Prater, Roebuck, R. Smith, Stovall, Sullivan, Sumpter, Thomason, Thyer, Verkamp, Walters, Weaver, Mr. Speaker.

Total58

NEGATIVE: Adams, Berry, Bledsoe, Dees, Haak, Key, Lamoureux, Norton, Parks, Penix, Pritchard, J. Taylor, Wood.

Total 13

ABSENT OR NOT VOTING: Agee, Anderson, P. Bookout, Bright, Childers, Creekmore, Dangeau, Green, Hardwick, Hutchinson, Jackson, Jones, Mathis, Nichols, Pace, Pate, Petrus, S. Prater, Rankin, Rosenbaum, Scrimshire, Scroggin, Seawel, C. Taylor, Thomas, White.

Total26

VOTING PRESENT: Harris, Ormond, Schulte.

Total3

Total number of votes cast74

Total number voting in the affirmative58

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1031**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Anderson, Bennett, Berry, Biggs, Blair, Bolin, 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, Hardwick, Harris, Hathorn, Hickinbotham, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Judy, Kenney, King, Lamoureux, Ledbetter, Lendall, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Norton, Oglesby, Pate, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Scrimshire, R. Smith, Stovall, Sullivan, Sumpter, J. Taylor, Thomason, Thyer, Verkamp, Walters, Weaver, White, Wood, Mr. Speaker.

Total79

NEGATIVE: Adams, Bledsoe, Haak, Parks, Penix.

Total5

ABSENT OR NOT VOTING: Agee, Bright, Creekmore, Green, Hutchinson, Jones, Lewellen, Nichols, Pace, Schulte, Scroggin, Seawel, C. Taylor, Thomas.

Total14

VOTING PRESENT: Key, Ormond.

Total2

Total number of votes cast86

Total number voting in the affirmative79

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1061

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Blair, Bolin, Bond, P. Bookout, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dobbins, Eason, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Hathorn, House, Jacobs, C. Johnson, J. Johnson, Judy, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Milligan, Moore, Napper, Oglesby, Pickett, L. Prater, Roebuck, Scrimshire, Seawel, Stovall, Thomason, Walters, Weaver, Wood, Mr. Speaker.

Total49

NEGATIVE: Adams, Anderson, Bennett, Berry, Bledsoe, Borhauer, Childers, Green, Haak, Hardwick, Harris, Jackson, Jeffrey, Key, Lamoureux, Medley, Nichols, Norton, Ormond, Pace, Parks, Penix, Pritchard, Rankin, Rosenbaum, C. Taylor, J. Taylor, Thyer, Verkamp, White.

Total30

ABSENT OR NOT VOTING: Agee, Biggs, Bright, Dees, Dickinson, Edwards, Hickinbotham, Hutchinson, Jones, Kenney, Mathis, Pate, Petrus, S. Prater, Scroggin, R. Smith, Sullivan, Sumpter.

Total18

VOTING PRESENT: Matayo, Schulte, Thomas.

Total3

Total number of votes cast82

Total number voting in the affirmative49

Necessary to the passage of the bill51

So the Bill failed.

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. 1084

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: Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Dees, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Harris, Hathorn, Hickinbotham, House, Jacobs, C. Johnson, Judy, Key, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Milligan, Moore, Napper, Pickett, L. Prater, S. Prater, Roebuck, Scrimshire, Seawel, R. Smith, Sumpter, Thomason, Weaver, White, Mr. Speaker.

Total54

NEGATIVE: Adams, Anderson, Bennett, Berry, Cowling, Creekmore, Hardwick, Jackson, Jeffrey, Lamoureux, Medley, Nichols, Norton, Oglesby, Ormond, Parks, Penix, Petrus, Rankin, Rosenbaum, Scroggin, C. Taylor, J. Taylor, Thyer, Verkamp, Walters, Wood.

Total27

ABSENT OR NOT VOTING: Agee, Biggs, Blair, Bledsoe, Bright, Childers, Dangeau, Dickinson, Hutchinson, J. Johnson, Jones, Kenney, Pace, Pate, Stovall, Sullivan.

Total16

VOTING PRESENT: Pritchard, Schulte, Thomas.

Total3

Total number of votes cast84

Total number voting in the affirmative54

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1084**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Dees, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gillespie, Gipson, Goss, Green, Haak, Harris, Hathorn, House, Jacobs, C. Johnson, J. Johnson, Judy, Key, King, Lamoureux, Ledbetter, Lendall, Mack, Mahony, Martin, Matayo, Mathis, Milligan, Moore, Napper, Norton, Oglesby, Pickett, L. Prater, S. Prater, Roebuck, Scrimshire, Seawel, R. Smith, Stovall, Sullivan, Sumpter, Thomason, Thyer, Walters, Weaver, White, Wood, Mr. Speaker.

Total62

NEGATIVE: Adams, Bennett, Berry, Hardwick, Jeffrey, Medley, Ormond, Parks, Penix, C. Taylor, Verkamp.

Total11

ABSENT OR NOT VOTING: Agee, Anderson, Biggs, Bledsoe, Bright, Childers, Cowling, Creekmore, Dangeau, Dickinson, Hickinbotham, Hutchinson, Jackson, Jones, Kenney, Lewellen, Nichols, Pace, Pate, Petrus, Pritchard, Rankin, Rosenbaum, Schulte, Scroggin, J. Taylor, Thomas.

Total27

VOTING PRESENT:

Total0

Total number of votes cast.....73

Total number voting in the affirmative62

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

So the Emergency Clause was not adopted.

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

HOUSE BILL NO. 1128

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

Total81

NEGATIVE: Adams, Lamoureux, Ormond.

Total3

ABSENT OR NOT VOTING: Agee, Bright, Hickinbotham, Hutchinson, Jones, Oglesby, Pace, Pate, Petrus, Schulte, Scroggin, Stovall, J. Taylor, Thomas, Verkamp, Mr. Speaker.

Total16

VOTING PRESENT:

Total0

Total number of votes cast84

Total number voting in the affirmative81

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. 1128**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Anderson, Bennett, Berry, Biggs, Blair, Bledsoe, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, 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, House, Jackson, Jacobs, Jeffrey, C. Johnson, J. Johnson, Judy, Kenney, Key, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Mathis, Medley, Milligan, Moore, Napper, Nichols, Norton, Parks, Penix, Pickett, L. Prater, S. Prater, Pritchard, Rankin, Roebuck, Rosenbaum, Scrimshire, Seawel, R. Smith, Sullivan, Sumpter, C. Taylor, Thomason, Thyer, Walters, Weaver, White, Wood.

Total81

NEGATIVE: Adams, Lamoureux, Ormond.

Total3

ABSENT OR NOT VOTING: Agee, Bright, Hickinbotham, Hutchinson, Jones, Oglesby, Pace, Pate, Petrus, Schulte, Scroggin, Stovall, J. Taylor, Thomas, Verkamp, Mr. Speaker.

Total16

VOTING PRESENT:

Total0

Total number of votes cast84

Total number voting in the affirmative81

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

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1138

BY: JOINT BUDGET COMMITTEE

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

AFFIRMATIVE: Agee, Blair, Bolin, P. Bookout, Borhauer, Chesterfield, Clemons, Cowling, Dees, Eason, Edwards, Elliott, L. Evans, Fite, Gipson, Goss, Green, Hickinbotham, House, C. Johnson, J. Johnson, Jones, Judy, Key, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Medley, Moore, Napper, Penix, Pickett, Roebuck, Scrimshire, Seawel, R. Smith, Walters, White, Mr. Speaker.

Total42

NEGATIVE: Adams, Bennett, Berry, Bledsoe, Childers, Creekmore, Dangeau, Dickinson, Gillespie, Haak, Harris, Jackson, Jeffrey, Lamoureux, Nichols, Norton, Oglesby, Ormond, Parks, Petrus, Pritchard, Rankin, Scroggin, C. Taylor, J. Taylor, Thyer, Weaver, Wood.

Total28

ABSENT OR NOT VOTING: Anderson, Biggs, Bond, Boyd, Bradford, Bright, Dobbins, D. Evans, Ferguson, Hardwick, Hathorn, Hutchinson, Jacobs, Kenney, King, Ledbetter, Mathis, Milligan, Pace, Pate, L. Prater, S. Prater, Rosenbaum, Schulte, Stovall, Sullivan, Sumpter, Thomas, Thomason, Verkamp.

Total30

VOTING PRESENT:

Total0

Total number of votes cast70

Total number voting in the affirmative42

Necessary to the passage of the bill75

So the Bill failed.

Motion was made by Representative Napper to refer **SENATE BILL NO. 55** back to the Committee on JOINT BUDGET. Motion passed.

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. 84

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, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Green, Hathorn, Hickinbotham, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Medley, Milligan, Moore, Norton, Oglesby, Petrus, Pickett, L. Prater, S. Prater, Roebuck, Scroggin, Seawel, R. Smith, Sullivan, Sumpter, J. Taylor, Thomas, Thomason, Walters, Wood, Mr. Speaker.

Total64

NEGATIVE: Bennett, Berry, Bledsoe, Childers, Gillespie, Haak, Hardwick, Harris, Key, Lamoureux, Napper, Nichols, Ormond, Parks, Pritchard, Rosenbaum, C. Taylor, Thyer, Verkamp.

Total19

ABSENT OR NOT VOTING: Adams, Anderson, Bright, House, Hutchinson, Jackson, Matayo, Mathis, Pace, Pate, Penix, Rankin, Schulte, Scrimshire, Stovall, Weaver, White.

Total17

VOTING PRESENT:

Total0

Total number of votes cast83

Total number voting in the affirmative64

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 84**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Anderson, Biggs, Blair, Bolin, Bond, P. Bookout, Borhauer, Boyd, Bradford, Chesterfield, Clemons, Cowling, Creekmore, Dangeau, Dees, Dickinson, Dobbins, Eason, Edwards, Elliott, D. Evans, L. Evans, Ferguson, Fite, Gipson, Goss, Hathorn, Hickinbotham, Jacobs, Jeffrey, C. Johnson, J. Johnson, Jones, Judy, Kenney, King, Ledbetter, Lendall, Lewellen, Mack, Mahony, Martin, Matayo, Medley, Milligan, Moore, Oglesby, Ormond, Pace, Petrus, Pickett, L. Prater, S. Prater, Pritchard, Roebuck, Scrimshire, Scroggin, Seawel, R. Smith, Sullivan, Sumpter, J. Taylor, Thomas, Thomason, Thyer, Verkamp, Walters, White, Wood, Mr. Speaker.

Total70

NEGATIVE: Bennett, Bledsoe, Gillespie, Haak, Hardwick, Harris, Key, Lamoureux, Napper, Nichols, Parks, Rosenbaum, C. Taylor.

Total13

ABSENT OR NOT VOTING: Adams, Agee, Berry, Bright, Childers, Green, House, Hutchinson, Jackson, Mathis, Norton, Pate, Penix, Rankin, Schulte, Stovall, Weaver.

Total17

VOTING PRESENT:

Total0

Total number of votes cast83

Total number voting in the affirmative70

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

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1031 BY REPRESENTATIVE CLEVELAND
 HOUSE BILL NO. 1084 BY REPRESENTATIVE LENDALL
 EMERGENCY CLAUSE FAILED OF ADOPTION
 HOUSE BILL NO. 1128 BY REPRESENTATIVE MAHONY

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 53 BY SENATOR BROADWAY
 SENATE BILL NO. 80 BY SENATOR SALMON
 AS AMENDED #2
 SENATE BILL NO. 84 BY SENATOR BROADWAY

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1009 BY REPRESENTATIVE PICKETT
 AS AMENDED #3
 HOUSE BILL NO. 1135 BY REPRESENTATIVE MAHONY
 HOUSE BILL NO. 1148 BY REPRESENTATIVE STOVALL
 HOUSE BILL NO. 1161 BY REPRESENTATIVE HATHORN

ARKANSAS SENATE

SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 85 BY SENATOR HIGGINBOTHOM
 SENATE BILL NO. 89 BY SENATOR STEELE
 SENATE BILL NO. 93 BY SENATOR BROADWAY
 SENATE BILL NO. 94 BY SENATOR BROADWAY

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

February 4, 2004

MR. SPEAKER:

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

HOUSE BILL NO. 1140 BY REPRESENTATIVE WALTERS, ET AL

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 2:30 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. 1140 BY REPRESENTATIVE WALTERS, ET AL

/s/ Mike Huckabee - Governor

TIME: 2:30 p.m.

By: Stacy DeJarnett

The House recessed at 4:18 p.m. until 4:40 p.m. for the reading of the bills.

HOUSE BILL NO. 1184

BY: REPRESENTATIVES STOVALL, MATHIS, ADAMS, AGEE, BIGGS, BLAIR, P. BOOKOUT, BOYD, BRADFORD, CHILDERS, CLEMONS, COWLING, DEES, DICKINSON, EASON, EDWARDS, L. EVANS, GILLESPIE, GIPSON, GOSS, GREEN, HARRIS, HICKINBOTHAM, JACKSON, JEFFREY, J. JOHNSON, JONES, KING, LEWELLEN, MILLIGAN, NICHOLS, NORTON, OGLESBY, ORMOND, PARKS, PENIX, PETRUS, S. PRATER, ROEBUCK, ROSENBAUM, SCRIMSHIRE, SCROGGIN, R. SMITH, SULLIVAN, C. TAYLOR, THYER, VERKAMP, WEAVER

BY: SENATORS T. SMITH, ALTES, CRITCHER, J. JEFFRESS, WHITAKER, WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL REVENUE TO FUND PUBLIC SCHOOLS AND TO CREATE THE EDUCATIONAL ADEQUACY TRUST FUND; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE MEMORIAL RESOLUTION NO. 1012

BY: REPRESENTATIVE SULLIVAN, THOMASON

IN RESPECTFUL MEMORY OF MS. LUCILLE WESTBROOK AND IN RECOGNITION OF HER MANY CONTRIBUTIONS TO THE STATE OF ARKANSAS AND HER LOCAL COMMUNITY.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 85

BY: SENATOR HIGGINBOTHOM

AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES TO IMPLEMENT THE CORPORATE FRANCHISE TAX INCREASE FOR THE SECRETARY OF STATE WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1314 OF 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 89

BY: SENATORS STEELE, WILKINS, BRYLES, BROWN, HIGGINBOTHOM, BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE EXTRAORDINARY INCENTIVES FOR TEACHER RECRUITMENT AND RETENTION IN HIGH-PRIORITY DISTRICTS WITH AN AVERAGE DAILY MEMBERSHIP OF ONE THOUSAND (1,000) OR FEWER; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 93

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE EDUCATIONAL ADEQUACY FUND; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 94

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES AND OTHER EXPENSES FOR THE BUREAU OF LEGISLATIVE RESEARCH DISBURSING OFFICER - JOINT COMMITTEE ON EDUCATIONAL FACILITIES WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1284 OF 2003; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

Upon motion of Representative Gillespie, the House adjourned at 4:45 p.m. until 1:30 p.m. Thursday, February 5, 2004.

ATTEST:

Herschel W. Cleveland
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk