

**SIXTEENTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas
January 25, 2005

The House was called to order at 1:30 p.m. by Mr. Stovall, the Speaker. The following members answered to the roll call:

Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt, Mr. Speaker.

Total98

The following member(s) was absent and did not answer to the roll call:
Jeffrey, M. Martin.

Total2

A quorum was present.

Unanimous leave was granted for Representative(s) Jeffrey, M. Martin.

The House stood and was led in prayer by House Chaplain,
Reverend Freddie W. Stovall, Heber Springs, 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

EDUCATION
 HOUSE BILL NO. 1154
 BY REPRESENTATIVE SAUNDERS

January 25, 2005
 JOYCE ELLIOTT
 CHAIRPERSON
 DO PASS

COMMITTEE REPORT

JUDICIARY
 HOUSE BILL NO. 1184
 BY REPRESENTATIVE THOMASON
 HOUSE BILL NO. 1191
 BY REPRESENTATIVE J. MARTIN
 HOUSE BILL NO. 1195
 BY REPRESENTATIVE HARRELSON

January 25, 2005
 JOHN PAUL VERKAMP
 CHAIRPERSON
 DO PASS
 DO PASS
 DO PASS

COMMITTEE REPORT

REVENUE AND TAXATION
 HOUSE BILL NO. 1199
 BY REPRESENTATIVE ROGERS
 SENATE BILL NO. 38
 BY SENATOR MALONE

January 25, 2005
 PHILLIP JACKSON
 CHAIRPERSON
 DO PASS
 DO PASS, AS AMENDED #1

Upon motion of Representative T. Hutchinson, **HOUSE BILL NO. 1102** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1102

Amend **HOUSE BILL NO. 1102** as originally introduced:

Page 1, delete line 29, and substitute the following:

“the abused child in a custody or juvenile case;”

AND

Page 2, delete lines 4 through 6, and substitute the following:

"grand jury;

(6) To the Department of Human Services;

(7) To a Court Appointed Special Advocate volunteer with a valid court order; and

(8) Medical records may be released to a person providing medical or psychiatric care or services to the abused child."

AND

Page 2, delete lines 10 through 14, and substitute the following:

“(2) Law enforcement agencies, a prosecuting attorney, the Department of Human Services, or the Attorney General may release reports or information obtained under this section.

(c) Nothing in this section is intended to prevent a defendant in a criminal case from obtaining material and information through discovery as authorized by Rules 17.1, 17.2, and 17.3 of the Arkansas Rules of Criminal Procedure.

(d) A disclosure of information in violation of this section is a Class C misdemeanor."

/s/ Timothy Hutchinson

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Walters, **HOUSE BILL NO. 1169** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1169

Amend **HOUSE BILL NO. 1169** as originally introduced:

Page 1, delete lines 29 through 31 and substitute the following:

“27-15-4802. Design.

(a) The license plates issued under this subchapter shall be the standard color and design as are currently issued by the Department of Finance and Administration, except that in lieu of the legend “The Natural State” or any succeeding legend, the license plates shall have placed across the bottom a permanent decal bearing the words "Operation Iraqi Freedom Veteran”.

(b) The license plates issued under this subchapter shall be numbered consecutively.

27-15-4803. Eligibility.

(a) The Department of Finance and Administration shall require proof of eligibility for a special license plate under this subchapter.

(b) The proof shall be sufficient to establish that the applicant honorably served in Operation Iraqi Freedom.”

AND

Page 1, line 33, delete “27-15-4803.” and substitute “27-15-4804.”

AND

Page 2, delete lines 9 through 11.

AND

If appropriate, renumber the remaining sections of the bill

/s/ Shirley Walters

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

/s/ Ms. Jo Renshaw

Chief Clerk

The House gave Representative Borhauer unanimous leave to withdraw
HOUSE BILL NO. 1069.

The House gave Representative D. Creekmore unanimous leave to
withdraw HOUSE BILL NO. 1030.

ENGROSSED BILL REPORTS

BILL H. STOVALL, III, CHAIRMAN

January 25, 2005

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1102 REPRESENTATIVE T. HUTCHINSON

HOUSE BILL NO. 1169 REPRESENTATIVE WALTERS

Morning Hour Expired.

The House gave Representative Dickinson unanimous leave to withdraw
HOUSE BILL NO. 1104.

HOUSE BILL NO. 1113

BY: REPRESENTATIVE HARRIS

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

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Roebuck, Rogers, Rosenbaum, Sample, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Wills, Wood, Wyatt.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, Cowling, Goss, Jeffrey, Mahony, M. Martin, Ormond, Saunders, Willis, Mr. Speaker.

Total10

VOTING PRESENT: Kidd.

Total1

Total number of votes cast90

Total number voting in the affirmative89

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1140

BY: REPRESENTATIVE VERKAMP

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

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Wills, Wood, Wyatt.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bolin, T. Hutchinson, Jeffrey, Mahony, M. Martin, Willis, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Total number voting in the affirmative93

Necessary to the passage of the bill51

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

***** EXPUNGED*****04/11/05*****

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

SENATE BILL NO. 81

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: Abernathy, Adams, Adcock, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Pickett, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total92

NEGATIVE: Prater.

Total1

ABSENT OR NOT VOTING: Anderson, Jeffrey, Mahony, M. Martin, Petrus, Roebuck, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

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

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adams, Adcock, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Pickett, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total92

NEGATIVE: Prater.

Total1

ABSENT OR NOT VOTING: Anderson, Jeffrey, Mahony, M. Martin, Petrus, Roebuck, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast93

Total number voting in the affirmative92

Necessary to the adoption of the emergency clause75

So the Emergency Clause was adopted.

***** EXPUNGED ***** 04/11/05*****

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

SENATE BILL NO. 83

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: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, Jeffrey, M. Martin, Roebuck, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

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 **SENATE BILL NO. 83**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Childers, Jeffrey, M. Martin, Roebuck, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast.....95

Total number voting in the affirmative95

Necessary to the adoption of the emergency clause.....75

So the Emergency Clause was adopted.

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

SENATE BILL NO. 88

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: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Jeffrey, Mahony, M. Martin, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Roebuck, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Jeffrey, Mahony, M. Martin, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....96

Total number voting in the affirmative96

Necessary to the adoption of the emergency clause.....75

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1047

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: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Willis, Wills, Wood, Wyatt.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Jeffrey, M. Martin, Roebuck, Wells, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

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. 1047**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pace, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Willis, Wills, Wood, Wyatt.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Jeffrey, M. Martin, Roebuck, Wells, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast.....95

Total number voting in the affirmative95

Necessary to the adoption of the emergency clause.....75

So the Emergency Clause was adopted.

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

SENATE BILL NO. 101

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: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Chesterfield, Jeffrey, M. Martin, Pace, Roebuck, 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. 101**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Childers, Clemons, Cook, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pate, Petrus, Pickett, Prater, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Chesterfield, Jeffrey, M. Martin, Pace, Roebuck, 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.....75

So the Emergency Clause was adopted.

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

HOUSE BILL NO. 1036

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: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pate, Petrus, Pickett, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Cook, Glidewell, Jeffrey, Kenney, M. Martin, Pace, Prater, Roebuck, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Total number voting in the affirmative91

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. 1036**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adams, Adcock, Anderson, Berry, Blair, Blount, Bolin, Bond, Borhauer, Boyd, Bradford, Bright, Burris, Chesterfield, Childers, Clemons, Cooper, Cowling, Creekmore, Dangeau, Davenport, Davis, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Goss, Green, Hardwick, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, D. Johnson, J. Johnson, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, Pate, Petrus, Pickett, Pritchard, Pyle, Ragland, Rainey, Rankin, Reep, Rogers, Rosenbaum, Sample, Saunders, Schulte, Scroggin, L. Smith, Sullivan, Sumpter, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Cook, Glidewell, Jeffrey, Kenney, M. Martin, Pace, Prater, Roebuck, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the adoption of the emergency clause.....75

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1036 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1040 BY REPRESENTATIVE VERKAMP
 HOUSE BILL NO. 1047 BY JOINT BUDGET COMMITTEE
 HOUSE BILL NO. 1113 BY REPRESENTATIVE HARRIS

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 81 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 83 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 88 BY JOINT BUDGET COMMITTEE
 SENATE BILL NO. 101 BY SENATOR FARIS

ARKANSAS SENATE
 SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 68 BY SENATOR FARIS
 SENATE BILL NO. 73 BY SENATOR HILL
 SENATE BILL NO. 93 BY SENATOR FARIS

HOUSE BILL NO. 1239

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS CRIME INFORMATION CENTER FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1240

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS AND THE DIVISION OF AGRICULTURE FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS BIOSCIENCES INSTITUTES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1241

BY: REPRESENTATIVES MCDANIEL, MEDLEY, BRADFORD, J. JOHNSON, THYER, DUNN, BORHAUER, DAVIS, EDWARDS, FLOWERS, KIDD, J. MARTIN, RAGLAND, L. SMITH, THOMPSON, WILLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH THE ARKANSAS RX PROGRAM; AND FOR OTHER PURPOSES.

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. 1242

BY: REPRESENTATIVE CHESTERFIELD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR ALL SCHOOL DISTRICT FISCAL OFFICERS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1243

BY: REPRESENTATIVE CHESTERFIELD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE PROCEDURE FOR ELECTING EMPLOYEE REPRESENTATIVES ON THE PERSONNEL POLICY COMMITTEE FOR CLASSIFIED EMPLOYEES; AND FOR OTHER PURPOSES. AN ACT TO AMEND THE PROCEDURE FOR ELECTING EMPLOYEE REPRESENTATIVES ON THE PERSONNEL POLICY COMMITTEE FOR CLASSIFIED EMPLOYEES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1244

BY: REPRESENTATIVES THOMPSON, PETRUS, THYER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY ATTORNEY GENERAL LAWSUITS ON BEHALF OF THE ARKANSAS FAIR HOUSING COMMISSION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1245

BY: REPRESENTATIVES PETRUS, BOYD, BOLIN, CHILDERS, MAHONY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL THE CURRENT LAW REGARDING THE VEHICLE IDENTIFICATION NUMBER VERIFICATION FOR FOREIGN VEHICLES; TO ENACT A LIMITED VEHICLE IDENTIFICATION NUMBER VERIFICATION FOR MOTOR VEHICLES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1246

BY: REPRESENTATIVE HARRIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR AN INTERNET BROADCAST OF THE PROCEEDINGS OF THE HOUSE OF REPRESENTATIVES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1247

BY: REPRESENTATIVE MAHONY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ADOPT THE CURRENT FEDERAL LEGISLATION ON SUBCHAPTER S CORPORATIONS; TO REQUIRE CORPORATIONS TO ELECT SUBCHAPTER S TREATMENT UNDER FEDERAL LAW IN ORDER TO ELECT SUBCHAPTER S FOR ARKANSAS INCOME TAX PURPOSES; AND FOR OTHER PURPOSES.

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

HOUSE CONCURRENT RESOLUTION NO. 1003

BY: REPRESENTATIVES ROEBUCK, WOOD, GEORGE, D. CREEKMORE

BY: SENATORS WILKINSON, J. BOOKOUT, TRUSTY, T. SMITH

A BILL FOR AN ACT TO BE ENTITLED TO ENCOURAGE ALL INSTITUTIONS OF HIGHER EDUCATION TO PARTICIPATE IN THE PARTIAL TUITION WAIVER PROGRAM FOR MEMBERS OF THE ARKANSAS NATIONAL GUARD AND THE RESERVES WHO ARE PURSUING UNDERGRADUATE STUDIES.

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

HOUSE CONCURRENT RESOLUTION NO. 1004

BY: REPRESENTATIVES ROEBUCK, WOOD, GEORGE, D. CREEKMORE

BY: SENATORS WILKINSON, J. BOOKOUT, TRUSTY, T. SMITH

BILL FOR AN ACT TO BE ENTITLED ENCOURAGING EACH AND EVERY CITIZEN OF THE STATE TO DONATE MONEY TO THE ARKANSAS RESERVE COMPONENTS EMERGENCY RELIEF FUND WHICH PROVIDES FINANCIAL ASSISTANCE TO AID THE FAMILIES OF MOBILIZED AND DEPLOYED MEMBERS OF THE ARKANSAS NATIONAL GUARD AND RESERVES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

HOUSE CONCURRENT RESOLUTION NO. 1005

BY: REPRESENTATIVES ROEBUCK, WOOD, GEORGE, D. CREEKMORE

BY: SENATORS WILKINSON, J. BOOKOUT, TRUSTY, T. SMITH

A BILL FOR AN ACT TO BE ENTITLED TO ENCOURAGE ALL PHYSICIANS AND HEALTHCARE PROVIDERS IN ARKANSAS TO ACCEPT TRICARE PATIENTS TO INCREASE THE AVAILABILITY OF MEDICAL SERVICES TO MEMBERS OF THE ARKANSAS NATIONAL GUARD AND RESERVES, ACTIVE-DUTY MILITARY PERSONNEL, MILITARY FAMILIES, AND VETERANS.

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

Upon motion of Representative J. Hutchinson, the House adjourned at 1:56 p.m. until 1:30 p.m., Wednesday, January 26, 2005.

ATTEST:

Bill H. Stovall, III
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

