

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

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Little Rock, Arkansas

February 8, 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, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J Martin, M. 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.

Total .....100

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

Total .....0

A quorum was present.

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

February 8, 2005

## EDUCATION

DWIGHT FITE

VICE-CHAIRPERSON

HOUSE BILL NO. 1106

DO PASS

BY REPRESENTATIVE KEY

HOUSE BILL NO. 1376

DO PASS

BY REPRESENTATIVE ABERNATHY

HOUSE BILL NO. 1396

DO PASS

BY REPRESENTATIVE LAMOUREUX

COMMITTEE REPORT

February 8, 2005

## JUDICIARY

JOHN PAUL VERKAMP

CHAIRPERSON

HOUSE BILL NO. 1184

DO PASS

BY REPRESENTATIVE THOMASON

HOUSE BILL NO. 1194

DO PASS

BY REPRESENTATIVE PRITCHARD

HOUSE BILL NO. 1285

DO PASS

BY REPRESENTATIVE THYER

HOUSE BILL NO. 1317

DO PASS

BY REPRESENTATIVE BOND

HOUSE BILL NO. 1336

DO PASS

BY REPRESENTATIVE J. MARTIN

HOUSE BILL NO. 1353

DO PASS

BY REPRESENTATIVE D. JOHNSON

HOUSE BILL NO. 1407

DO PASS

BY REPRESENTATIVE KEY

COMMITTEE REPORT

	February 8, 2005
PUBLIC HEALTH, WELFARE AND LABOR	JAY BRADFORD
	CHAIRPERSON
HOUSE BILL NO. 1294	DO PASS
BY REPRESENTATIVE CHILDERS	
HOUSE BILL NO. 1418	DO PASS
BY REPRESENTATIVE D. CREEKMORE	
SENATE BILL NO. 109	DO PASS
BY SENATOR MALONE	

COMMITTEE REPORT

	February 8, 2005
REVENUE AND TAXATION	PHILLIP JACKSON
	CHAIRPERSON
HOUSE BILL NO. 1298	DO PASS
BY REPRESENTATIVE CHILDERS	
HOUSE BILL NO. 1299	DO PASS
BY REPRESENTATIVE CHILDERS	
HOUSE BILL NO. 1393	DO PASS
BY REPRESENTATIVE THYER	
HOUSE BILL NO. 1415	DO PASS
BY REPRESENTATIVE DUNN	
SENATE BILL NO. 208	DO PASS
BY SENATOR HILL	

COMMITTEE REPORT

February 8, 2005

JOINT BUDGET

SAM LEDBETTER

CHAIRPERSON

HOUSE BILL NO. 1121

DO PASS, AS AMENDED #1

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1365

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1366

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1368

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1371

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1388

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1389

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1405

DO PASS

BY JOINT BUDGET COMMITTEE

Upon motion of Representative Overbey, **HOUSE BILL NO. 1364** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1364**

Amend **HOUSE BILL NO. 1364** as originally introduced:

Page 1, line 10, delete "FOR CITIES AND" and substitute "FOR COUNTIES, CITIES, AND"

AND

Page 1, line 15, delete "FOR CITIES AND" and substitute "FOR COUNTIES, CITIES, AND"

AND

Page 2, line 6, delete "subchapter, cities" and substitute "subchapter, counties, cities"

AND

Page 2, line 28, delete "However, a" and substitute "However, a county, a"

AND

Page 2, line 32, delete "by a" and substitute "by a county, a"

/s/ George Overbey

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Bradford, **HOUSE BILL NO. 1234** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1234

Amend **HOUSE BILL NO. 1234** as originally introduced:

Page 4, line 24 delete "healthy" and substitute "health"

AND

Page 10, delete lines 25 through 34 and substitute the following:

"(b)(1) Notwithstanding the provisions of subsection (a), the Arkansas Psychology Board may issue a license to any individual who qualifies for a license pursuant to an agreement of reciprocity entered into by the Arkansas Psychology Board with the board of another jurisdiction or with the boards of multiple jurisdictions.

(2) The Arkansas Psychology Board may issue a license to any individual whose credentials have been approved from nationally recognized bodies in psychology, including, but not limited to:

(A) The Association of State and Provincial Psychology Board's through its Agreement of Reciprocity; and

(B) The National Register of Health Service Providers in Psychology through its health service provider credentialing in psychology."

/s/ Jay Bradford

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative J. Hutchinson, **HOUSE BILL NO. 1006** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 4 TO HOUSE BILL NO. 1006**

Amend **HOUSE BILL NO. 1006** as engrossed,

H1/26/05 (version: 01-26-2005 14:09)::

Page 1, delete lines 9 through 11 and substitute the following:

“AN ACT TO AMEND ARKANSAS ELECTION LAWS CONCERNING PRESIDENTIAL PREFERENTIAL PRIMARY ELECTIONS; AND FOR OTHER PURPOSES.”

AND

Page 1, delete lines 13 through 15 and substitute the following:

“AN ACT TO AMEND ARKANSAS ELECTION LAWS CONCERNING PRESIDENTIAL PREFERENTIAL PRIMARY ELECTIONS.”

AND

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 7-8-201 is amended to read as follows:

7-8-201. Preferential elections required - Apportionment of delegates.

(a)(1) Each political party in the state desiring to select delegates to attend a quadrennial national nominating convention of the party to select a nominee for the office of President of the United States shall hold a presidential preferential primary election in the state, and the delegates to the national party convention shall be apportioned to the presidential candidates whose names were on the ballot at the presidential preferential primary or to "uncommitted" in the proportion that the votes cast for each candidate or for "uncommitted" bear to the total votes cast at the election, rounded to the closest whole number.

(2) Presidential preferential primary elections shall be held on the first Saturday in February of the year in which the convention is held.

(3)(A) Any person desiring to have his or her name printed on the presidential preferential primary ballot as a candidate for his or her party's nomination shall file a party certificate with the Secretary of State during regular office hours in the period beginning at 12:00 noon on the first Monday in November and ending at 12:00 noon on the fourteenth day thereafter before the presidential preferential primary election.

(B) Each political party shall:

(i) Be responsible for determining the qualifications of candidates seeking to appear on the presidential preferential primary ballot of each political party;

- (ii) Provide necessary applications for candidacy;
- (iii) Accept and process the applications; and
- (iv) Determine the order that candidates shall appear on

the ballot.

(4) The cost of the presidential preferential primary election shall be borne by the State of Arkansas and shall be paid from an appropriation made to the State Board of Election Commissioners for that purpose.

(5)(i) The State Board of Election Commissioners shall have the primary responsibility for conducting presidential preferential primary elections.

(ii) Within each county, the presidential preferential primary election shall be conducted by the county board of election commissioners under the direction of the State Board of Election Commissioners.

(iii) The State Board of Election Commissioners shall have authority to adopt rules for the administration of presidential preferential primary elections consistent with the election laws of this state.

(iv) The state board may withhold reimbursement of funds to counties for state-funded presidential preferential primary elections for failure to comply with the rules developed by the State Board of Election Commissioners for the administration of primary elections or applicable state election laws until all requirements are met to the satisfaction of the State Board of Election Commissioners.

(b)(1) Presidential preferential primary election procedures not addressed in this section shall be governed by the general election laws of the state, including, but not limited to, laws governing primary elections.

(2) Party rules shall govern presidential preferential primary election procedures not addressed by the general election laws of this state.

SECTION 2. Arkansas Code § 7-8-204 is amended to read as follows:

7-8-204. Rules for selection of delegates and alternates.

Each political party holding a presidential preferential primary election in the state shall adopt appropriate rules for the selection of delegates and alternate delegates to the quadrennial national nominating convention of the party and to otherwise carry out the intent and purposes of this subchapter.

SECTION 3. Arkansas Code § 7-8-302(5)(A), concerning political party candidates for president and vice president is amended to read as follows:

(5)(A) In order to have the name of a political party's candidates for President and Vice President printed on the ballot, a political party ~~shall nominate by~~

hold a presidential preferential primary election. A new political party formed pursuant to the petition process may nominate by convention if the presidential election is the first general election after certification as a party by the Secretary of State."

/s/ Jeremy Hutchinson

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

/s/ Ms. Jo Renshaw

Chief Clerk

ENGROSSED BILL REPORTS

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BILL H. STOVALL, III, CHAIRMAN

February 8, 2005

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1006 - TITLE - BY REPRESENTATIVE J. HUTCHINSON

HOUSE BILL NO. 1234 BY REPRESENTATIVE BRADFORD

HOUSE BILL NO. 1364 - TITLE - BY REPRESENTATIVE OVERBEY, ET AL

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1006

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BY: REPRESENTATIVES J. HUTCHINSON, *SUMPTER, ROSENBAUM, J. JOHNSON, PACE*

FOR AN ACT TO BE ENTITLED AN ACT *TO AMEND ARKANSAS ELECTION LAWS CONCERNING PRESIDENTIAL PREFERENTIAL PRIMARY ELECTIONS; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1364

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BY: REPRESENTATIVES OVERBEY, MEDLEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT *TO CLARIFY PROFESSIONAL SERVICES AND BIDDING REQUIREMENTS FOR COUNTIES, CITIES, AND TOWNS; AND FOR OTHER PURPOSES.*

Morning Hour Expired.

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

**ARKANSAS SENATE**

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1064**

Amend **HOUSE BILL NO. 1064** as engrossed,

H1/14/05 (version:01-14-2005 08:45)::

Add Senators Higginbothom, Trusty, and Salmon as Senate sponsors.

/s/Steve Higginbothom

The Amendment was read and 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, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Lewellen, Mack, Mahony, Maloch, J. Martin, M. 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, L. Smith, Sullivan, Thomason, Thompson, Thyer, Verkamp, Walters, Wells, Willis, Wills, Wood, Wyatt.

Total .....94

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Childers, Ledbetter, Roebuck, Scroggin, Sumpter, Mr. Speaker.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast.....94

Total number voting in the affirmative .....94

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

So the Amendment was concurred in.

/s/Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 1325

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BY: REPRESENTATIVE EDWARDS

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, 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, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, M. 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, Wills, Wood, Wyatt.

Total .....	96
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Pace, Roebuck, Willis, Mr. Speaker.	
Total .....	4
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	96
Total number voting in the affirmative .....	96
Necessary to the passage of the bill .....	51

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

HOUSE BILL NO. 1213

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**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, 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, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, M. Martin, Matayo, Mathis, Maxwell, McDaniel, Medley, Nichols, Norton, Ormond, Overbey, 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.

Total .....97

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Pace, Willis, Mr. Speaker.

Total .....3

VOTING PRESENT:

Total .....0

Total number of votes cast.....97

Total number voting in the affirmative .....97

Necessary to the passage of the bill .....51

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

HOUSE BILL NO. 1148

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BY: REPRESENTATIVE M. MARTIN

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, 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, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, M. 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.

Total .....99

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Mr. Speaker.

Total .....1

VOTING PRESENT:

Total .....0

Total number of votes cast .....99

Total number voting in the affirmative .....99

Necessary to the passage of the bill .....51

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

The House stood in recess at 1:49 p.m. for further reading of the bills.

The House reconvened at 4:00 p.m.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

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HOUSE BILL NO. 1148	BY REPRESENTATIVE M. MARTIN
HOUSE BILL NO. 1213	BY REPRESENTATIVE HARRIS
HOUSE BILL NO. 1325	BY REPRESENTATIVE EDWARDS

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

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HOUSE BILL NO. 1035	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1038	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1039	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1040	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1046	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1063	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1087	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1090	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1095	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1098	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1099	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1212	BY REPRESENTATIVE HARRIS
HOUSE BILL NO. 1233	BY REPRESENTATIVE SULLIVAN
HOUSE BILL NO. 1267	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1269	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1270	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1272	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1273	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1274	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1275	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1277	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1278	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1286	BY REPRESENTATIVE M. MARTIN
HOUSE BILL NO. 1291	BY REPRESENTATIVE WALTERS
HOUSE BILL NO. 1302	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1304	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1327	BY REPRESENTATIVE SCROGGIN
HOUSE BILL NO. 1328	BY REPRESENTATIVE SCROGGIN

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED,  
CONTINUED

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HOUSE BILL NO. 1329	BY REPRESENTATIVE SCROGGIN
HOUSE BILL NO. 1330	BY REPRESENTATIVE SCROGGIN
HOUSE BILL NO. 1337	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1341	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1342	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1347	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1350	BY REPRESENTATIVE ADAMS
HOUSE BILL NO. 1351	BY REPRESENTATIVE BOLIN
HOUSE BILL NO. 1352	BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE  
SENATE BILLS RECEIVED FROM SENATE

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SENATE BILL NO. 64	BY SENATOR J. JEFFRESS
SENATE BILL NO. 65	BY SENATOR J. JEFFRESS
SENATE BILL NO. 87	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 100	BY SENATOR SALMON
SENATE BILL NO. 129	BY SENATOR J. JEFFRESS
SENATE BILL NO. 194	BY SENATOR J. BOOKOUT
SENATE BILL NO. 212	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 213	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 214	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 215	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 216	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 217	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 218	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 219	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 220	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 221	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 222	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 223	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 224	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 231	BY SENATOR J. BOOKOUT
SENATE BILL NO. 232	BY SENATOR J. BOOKOUT
SENATE BILL NO. 239	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 240	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 242	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 244	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 248	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 258	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 260	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 262	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 264	BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE  
HOUSE CONCURRENT RESOLUTIONS CONCURRED IN  
AND RETURNED TO THE HOUSE

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HOUSE CONCURRENT  
RESOLUTION NO. 1005 BY REPRESENTATIVE ROEBUCK

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

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Little Rock, Arkansas  
February 8, 2005

MR. SPEAKER:

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

HOUSE BILL NO. 1064 BY REPRESENTATIVE BOND, 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 2:20 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Bill H. Stovall, III  
Chairman

RECEIPT FROM THE GOVERNOR

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RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1064 BY REPRESENTATIVE BOND, ET AL

/s/ Mike Huckabee - Governor

TIME: 2:20 p.m.

By: Brittini Aldredge

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

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Little Rock, Arkansas

February 8, 2005

MR. SPEAKER:

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

HOUSE CONCURRENT

RESOLUTION NO. 1005 BY REPRESENTATIVE ROEBUCK, 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 4:30 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Bill H. Stovall, III  
Chairman

RECEIPT FROM THE GOVERNOR

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RECEIVED FROM THE HOUSE:

HOUSE CONCURRENT

RESOLUTION NO. 1005 BY REPRESENTATIVE ROEBUCK, ET AL

/s/ Mike Huckabee - Governor

TIME: 4:30 p.m.

By: Brittini Aldridge

STATE OF ARKANSAS  
MIKE HUCKABEE  
GOVERNOR

February 8, 2005

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on February 8, 2005, I approved the following measures from the regular session of the Eight-fifth General Assembly:

HB 1029, which is now Act 80

HB 1140, which is now Act 81

HB 1141, which is now Act 82

HB 1175, which is now Act 83

HB 1192, which is now Act 84

HB 1201, which is now Act 85

HB 1251, which is now Act 86

Sincerely,

Mike Huckabee

MH: ba

cc: President of the Senate

**HOUSE BILL NO. 1449**

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**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 DEPARTMENT OF CORRECTION 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. 1450**

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**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 NORTHEASTERN COLLEGE 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. 1451**

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**BY: REPRESENTATIVE WYATT**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO FIRE DEPARTMENTS IN INDEPENDENCE COUNTY, ARKANSAS; 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. 1452**

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**BY: REPRESENTATIVE ROEBUCK**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENSURE THAT HEALTH BENEFIT PLANS PROVIDE COVERAGE FOR ANESTHESIA AND HOSPITAL CHARGES IN CASES INVOLVING YOUNG CHILDREN AND PERSONS WITH SERIOUS MENTAL OR PHYSICAL CONDITIONS WHERE THE AGE OR CONDITION REQUIRES HOSPITALIZATION OR GENERAL ANESTHESIA IN ORDER TO SAFELY AND EFFECTIVELY PERFORM DENTAL PROCEDURES ON THE PATIENT; 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 BILL NO. 1453**

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**BY: REPRESENTATIVES WOOD, J. MARTIN****BY: SENATOR SALMON**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE SHERWOOD FIRE DEPARTMENT IN SHERWOOD, ARKANSAS; 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. 1454**

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**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 DEPARTMENT OF COMMUNITY CORRECTION 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. 1455**

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**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 PULASKI TECHNICAL COLLEGE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES. AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE PULASKI TECHNICAL COLLEGE 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. 1456**

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**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 PHILLIPS COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS 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. 1457**

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**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 SOUTHERN ARKANSAS UNIVERSITY 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. 1458**

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**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 NORTHWEST ARKANSAS COMMUNITY COLLEGE 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. 1459**

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**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS SOIL AND WATER CONSERVATION COMMISSION FOR CAPITAL IMPROVEMENT PROJECTS; 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. 1460**

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**BY: BY REPRESENTATIVE JEFFREY**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE CITY OF JUNCTION CITY, ARKANSAS; 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. 1461

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BY: REPRESENTATIVES COOPER, PETRUS, WALTERS, DICKINSON, SULLIVAN, EVERETT, JEFFREY, KENNEY, M. MARTIN, DUNN, GEORGE, KEY, MEDLEY, THOMPSON, THYER, WELLS, WILLS, WYATT, BERRY, BOLIN, CHILDERS, COOK, MATHIS, RANKIN

BY: SENATORS MILLER, J. BOOKOUT, GLOVER, HIGGINBOTHOM

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A TEACHER TO EARN UP TO TWELVE (12) HOURS OF PROFESSIONAL DEVELOPMENT CREDIT FOR TIME REQUIRED AT THE BEGINNING OF THE SCHOOL YEAR TO PLAN AND PREPARE A CURRICULUM AND OTHER INSTRUCTIONAL MATERIAL FOR HIS OR HER ASSIGNED CLASSES; 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. 1462

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BY: REPRESENTATIVE WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE WHITE RIVER TRAINING CENTER IN INDEPENDENCE COUNTY, ARKANSAS; 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. 1463

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BY: REPRESENTATIVE WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE OLD INDEPENDENCE REGIONAL MUSEUM IN INDEPENDENCE COUNTY, ARKANSAS; 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. 1464

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BY: REPRESENTATIVES WOOD, J. MARTIN

BY: SENATOR SALMON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR STATE ASSISTANCE TO THE SHERWOOD ROTARY CLUB FOR A VETERAN'S MEMORIAL CENTENNIAL PROJECT; 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. 1465

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BY: REPRESENTATIVE VERKAMP

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THAT A CRIMINAL RECORD MAY BE EXPUNGED WHEN SENTENCING WAS NOT UNDER A STATUTE THAT PROVIDED FOR EXPUNGMENT OF RECORDS; 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. 1466

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BY: REPRESENTATIVE VERKAMP

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE THAT CERTAIN EXPUNGED OFFENSES DO NOT CAUSE DISQUALIFICATION FROM EMPLOYMENT FOR PERSONS CARING FOR THE ELDERLY; TO REDUCE THE PERIOD OF DISQUALIFICATION FOR CERTAIN MISDEMEANOR OFFENSES; 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. 1467

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BY: REPRESENTATIVE MAHONY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR AN INTERIM EDUCATION ADEQUACY REVIEW FOR THE BUREAU OF LEGISLATIVE RESEARCH DISBURSING OFFICER - HOUSE AND SENATE INTERIM COMMITTEES ON EDUCATION 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. 1468

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BY: REPRESENTATIVE DAVENPORT

BY: SENATOR BAKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 15-57-311 TO PROVIDE GENERAL PERMIT AUTHORITY FOR OPEN-CUT MINING OPERATIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1469

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BY: REPRESENTATIVE GEORGE

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY ARKANSAS WEIGHTS AND MEASURES LAW; 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. 1470

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BY: REPRESENTATIVES REEP, RAGLAND

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PRESERVE THE CONFIDENTIALITY OF HEALTH DATA IN ARKANSAS; 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. 1471

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING ITINERANT VENDORS OF ANY DRUG, NOSTRUM, OINTMENT, OR APPLICATION OF ANY KIND INTENDED FOR THE TREATMENT OF DISEASE OR INJURY; 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. 1472**

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**BY: REPRESENTATIVE S. PRATER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DELETE AN OBSOLETE REFERENCE TO THE ARKANSAS TUBERCULOSIS SANATORIUM; 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. 1473**

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**BY: REPRESENTATIVE S. PRATER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING CERTAIN EMPLOYEES OF THE STATE HIGHWAY COMMISSION TO ACCEPT FREE PASSES UPON COMMON CARRIERS; 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. 1474**

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**BY: REPRESENTATIVE S. PRATER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING THE SALE OF IMMORAL OR LEWD ITEMS IN FACILITIES THAT HOUSE A FAIR; 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. 1475

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING STOPPING FOR FRIGHTENED HORSES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1476

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING CARE OF PAUPERS; 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. 1477

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DELETE OBSOLETE LANGUAGE PROHIBITING A FEMALE FROM WORKING IN A MINE; 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. 1478**

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**BY: REPRESENTATIVE S. PRATER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL CERTAIN OBSOLETE LAWS CONCERNING ALCOHOLIC BEVERAGES; 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. 1479**

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**BY: REPRESENTATIVE S. PRATER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW REQUIRING ROPE FIRE ESCAPES IN HOTELS AND INNS; 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. 1480**

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**BY: REPRESENTATIVE S. PRATER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING LEAVING AN ENCLOSURE OPEN; 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. 1481

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL OBSOLETE LAWS CONCERNING DROVERS; 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. 1482

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL OBSOLETE LAWS CONCERNING THE PREVENTION OF PUBLIC OFFENSES; 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. 1483

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DELETE OBSOLETE PROVISIONS RELATED TO EMPLOYMENT CONTRACTS; 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. 1484

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL OBSOLETE LAWS CONCERNING MISCELLANEOUS FEES; 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 BILL NO. 1485

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL AN OBSOLETE LAW CONCERNING BOUNTY ON WOLVES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1486

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL OBSOLETE LAWS CONCERNING DEAD ANIMALS GENERALLY; 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. 1487

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BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL OBSOLETE LAWS CONCERNING STALLIONS, MULES, AND JACKS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1488

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BY: REPRESENTATIVES GLIDEWELL, MEDLEY, ROSENBAUM

BY: SENATOR ALTES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE THE IN GOD WE TRUST LICENSE PLATE; 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. 1489

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BY: REPRESENTATIVE JACKSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THAT THE EXCLUSION OF RAILROAD RETIREMENT BENEFITS AS "GROSS INCOME" FOR INCOME TAX PURPOSES REFERS ONLY TO TIER I RAILROAD RETIREMENT BENEFITS; 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 BILL NO. 1490**

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**BY: REPRESENTATIVE ORMOND**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW THE STATE REPRESENTATIVE OF A SCHOOL DISTRICT OR PORTION OF A SCHOOL DISTRICT TO PETITION FOR A CHANGE IN THE BOUNDARIES OF THE SCHOOL DISTRICT AND THE ADJOINING SCHOOL DISTRICT; 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. 1491**

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**BY: REPRESENTATIVE ORMOND**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO LIMIT LIABILITY IN RAIL INCIDENTS OR ACCIDENTS INVOLVING A FOR-PROFIT PASSENGER EXCURSION TRAIN; TO REQUIRE INSURANCE COVERAGE FOR A FOR-PROFIT PASSENGER EXCURSION TRAIN; 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 BILL NO. 1492**

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**BY: REPRESENTATIVE ORMOND**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO GRANT MEMBERS OF THE GENERAL ASSEMBLY PRIVILEGE FROM CUSTODIAL ARREST FOR MISDEMEANORS AND VIOLATIONS DURING REGULAR AND SPECIAL SESSIONS OF THE GENERAL ASSEMBLY; 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. 1493

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BY: REPRESENTATIVE NORTON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE STATE INCOME TAX EXEMPTION FOR RETIREMENT BENEFITS IN ORDER TO PROVIDE RETIREES WITH ADDITIONAL FUNDS WITH WHICH TO PAY FOR THE RISING COSTS OF PRESCRIPTION DRUGS; 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 BILL NO. 1494

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BY: REPRESENTATIVE GEORGE

BY: SENATOR LAVERTY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE §§ 8-6-901, 8-6-904, AND 8-6-905 TO REVISE THE MEMBERSHIP TERMS AND POWERS OF THE SOLID WASTE LICENSING COMMITTEE; 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. 1495**

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**BY: REPRESENTATIVE GEORGE****BY: SENATOR LAVERTY**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE §§ 8-5-202 and 8-5-208 TO CLARIFY THAT THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY MAY ADMINISTRATIVELY SUSPEND OR REVOKE THE LICENSE OF OPERATORS OF A WASTEWATER TREATMENT FACILITY IN THE STATE OF ARKANSAS; 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. 1496**

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**BY: REPRESENTATIVE JACKSON**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE ARKANSAS ENTERPRISE ZONE ACT OF 1993 TO REQUIRE THAT QUALIFYING EMPLOYEES BE HIRED WITHIN SIXTY (60) MONTHS OF APPROVAL OF THE INCENTIVE AGREEMENT; TO PROVIDE THAT THE INCOME TAX CREDIT MAY BE CARRIED FORWARD FOR NINE (9) YEARS; 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 JOINT RESOLUTION NO. 1006

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**BY: REPRESENTATIVE ORMOND**

A BILL FOR AN ACT TO BE ENTITLED PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO ESTABLISH THE ARKANSAS CORPORATION ON LOTTERIES AND WAGERING AS AN INDEPENDENT PUBLIC CORPORATION; TO LICENSE CHARITABLE BINGO; TO PROVIDE FOR A LOTTERY; TO AUTHORIZE THE CORPORATION TO CONDUCT WAGERING GAMES IN FACILITIES OWNED AND OPERATED BY THE CORPORATION OR MAY ENTER INTO A CONTRACT WITH ANY PERSON TO OPERATE WAGERING GAMES; TO REQUIRE APPROVAL BY THE VOTERS OF A COUNTY BEFORE WAGERING GAMES MAY BE CONDUCTED IN THE COUNTY; TO ESTABLISH WAGERING DISTRICTS CONSISTING OF COUNTIES THAT APPROVE THE CONDUCT OF WAGERING GAMES; TO ESTABLISH WAGERING DISTRICT ADVISORY COMMITTEES; TO PROVIDE THAT A PORTION OF THE PROCEEDS FROM WAGERING GAMES, WAGERING FACILITIES, AND ANCILLARY OPERATIONS SHALL BE USED IN WAGERING DISTRICTS TO PROVIDE SUPPORT TO LOCAL TAXING UNITS, REBATES TO TAXPAYERS FOR A PORTION OF REAL PROPERTY TAXES PAID, AND REIMBURSEMENT TO RESIDENTS FOR A PORTION OF THEIR HEALTH INSURANCE PREMIUMS; TO AMEND SECTION 14 OF ARTICLE 19 OF THE ARKANSAS CONSTITUTION TO CONFORM WITH THIS PROPOSED AMENDMENT; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**HOUSE JOINT RESOLUTION NO. 1007**

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**BY: REPRESENTATIVE SUMPTER**

A BILL FOR AN ACT TO BE ENTITLED PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO PROVIDE FOR ANNUAL SESSIONS OF THE GENERAL ASSEMBLY; TO REQUIRE A MAJORITY VOTE FOR APPROVAL OF APPROPRIATION BILLS; TO PERMIT THE GENERAL APPROPRIATION BILL AND ALL OTHER APPROPRIATION BILLS TO BE EFFECTIVE FOR ONE OR TWO FISCAL YEARS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

**HOUSE JOINT RESOLUTION NO. 1008**

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**BY: REPRESENTATIVE FITE****BY: SENATOR BROADWAY**

A BILL FOR AN ACT TO BE ENTITLED PROPOSING TO AMEND AMENDMENT 79 OF THE ARKANSAS CONSTITUTION TO EQUALIZE REAL PROPERTY VALUES TO 2007 ASSESSED VALUES AND TO PROVIDE FOR FULL ASSESSMENT OF PROPERTY THAT IS SOLD OR FOR WHICH THE USE CHANGES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE JOINT RESOLUTION NO. 1009

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BY: REPRESENTATIVE ROSENBAUM

A BILL FOR AN ACT TO BE ENTITLED PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION PROVIDING THAT THE GENERAL ASSEMBLY HAS THE SOLE POWER TO DETERMINE THE ADEQUACY, SUITABILITY, AND EFFICIENCY OF PUBLIC SCHOOLS AND PROHIBITING A STATE COURT FROM REVIEWING ACTS OF THE GENERAL ASSEMBLY THAT APPROPRIATE PUBLIC SCHOOL FUNDS FOR SCHOOL PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE JOINT RESOLUTION NO. 1010

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BY: REPRESENTATIVES M. MARTIN, WILLS, CLEMONS, FLOWERS, GLIDEWELL, HARRIS, JEFFREY, MATAYO, PACE, ROSENBAUM, WALTERS

A BILL FOR AN ACT TO BE ENTITLED PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO PROHIBIT INCREASES IN STATE GROSS RECEIPTS OR GROSS PROCEEDS TAXES OR STATE COMPENSATING USE TAXES EXCEPT AFTER THE APPROVAL BY A VOTE OF THE PEOPLE OR IN CASE OF EMERGENCY, BY THE VOTES OF THREE-FOURTHS OF THE MEMBERS ELECTED TO EACH HOUSE OF THE GENERAL ASSEMBLY.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE JOINT RESOLUTION NO. 1011

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**BY: REPRESENTATIVE ORMOND**

A BILL FOR AN ACT TO BE ENTITLED PROPOSING A CONSTITUTIONAL AMENDMENT TO CHANGE THE NUMBER OF SIGNATURES REQUIRED ON INITIATIVE AND REFERENDUM PETITIONS; TO CHANGE THE PROCESS FOR REVIEW OF INITIATIVE AND REFERENDUM PETITIONS BY THE ATTORNEY GENERAL, THE SUPREME COURT, AND THE SECRETARY OF STATE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 87

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**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 SUPREME COURT 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.

SENATE BILL NO. 100

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BY: SENATOR SALMON

BY: REPRESENTATIVE S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE MEANING OF NEGLECT UNDER THE ADULT MALTREATMENT ACT; TO REQUIRE THAT REPORTS OF ADULT MALTREATMENT BE MADE WITHIN TWENTY-FOUR (24) HOURS; TO PROVIDE PENALTIES FOR FAILURE TO PROPERLY REPORT ADULT MALTREATMENT; TO AMEND THE ADULT MALTREATMENT ACT; TO ESTABLISH A PENALTY FOR FAILURE TO REPORT DEATHS CAUSED BY ADULT MALTREATMENT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 194

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BY: SENATOR J. BOOKOUT

BY: REPRESENTATIVE DANGEAU

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 12-80-103(b), PERTAINING TO SEISMIC ZONES, TO REFER TO THE ARKANSAS FIRE PREVENTION CODE; 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.

SENATE BILL NO. 203

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BY: SENATOR MALONE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW THE CHIEF FISCAL OFFICER OF THE STATE TO DETERMINE THE PAYMENT DATE OF THE PAY PERIOD AND THE START DATE OF AUTHORIZED POSITIONS UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 204

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BY: SENATORS MALONE, MADISON, BISBEE, HILL, ARGUE, WHITAKER, TRUSTY, J. JEFFRESS, FARIS, WOOLDRIDGE, MILLER, HENDREN, LUKER, ALTES, SALMON, BROWN, J. TAYLOR, B. JOHNSON, STEELE, WILKINS, BROADWAY, HIGGINBOTHOM, BAKER, G. JEFFRESS, J. BOOKOUT, WOMACK, CRITCHER, HORN, T. SMITH, LAVERTY, GLOVER, CAPPS, BRYLES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ELIMINATE PERFORMANCE-BASED BUDGETING FOR STATE AGENCIES; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 212

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER - CAPITAL PROJECTS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 213

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH GENERAL IMPROVEMENT APPROPRIATION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 214

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES - GENERAL IMPROVEMENT APPROPRIATION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 215

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS LIVESTOCK AND POULTRY COMMISSION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 216

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES.

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

**SENATE BILL NO. 217**

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**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

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

**SENATE BILL NO. 218**

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**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF STATE; AND FOR OTHER PURPOSES.

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

**SENATE BILL NO. 219**

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**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE OIL AND GAS COMMISSION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 230

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BY: SENATORS B. JOHNSON, FARIS, G. JEFFRESS, J. JEFFRESS, HORN, T. SMITH, J. BOOKOUT, BISBEE, ALTES, BAKER, BROADWAY, CRITCHER, HENDREN, HOLT, J. TAYLOR, TRUSTY, WHITAKER, WILKINS, WILKINSON, WOMACK, WOOLDRIDGE

BY: REPRESENTATIVE MAHONY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO BE KNOWN AS THE WATER QUALITY PROTECTION ACT OF 2005; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

SENATE BILL NO. 231

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BY: SENATOR J. BOOKOUT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE PETROLEUM STORAGE TANK TRUST FUND ACT; TO INCREASE THE PETROLEUM ENVIRONMENTAL ASSURANCE FEE TO THE RATE OF THREE-TENTHS OF ONE CENT (0.3¢); TO AMEND INTERIM PAYMENT LIMITATIONS; 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.

SENATE BILL NO. 232

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BY: SENATOR J. BOOKOUT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 8-7-802(a) CONCERNING THE ANNUAL REGISTRATION FEE FOR UNDERGROUND AND ABOVEGROUND STORAGE TANKS; 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.

**SENATE BILL NO. 236**

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**BY: SENATOR ALTES**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE INSURERS TO PROVIDE NOTICE OF INTENT TO SETTLE CONTESTED CLAIMS; AND FOR OTHER PURPOSES.

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

**SENATE BILL NO. 239**

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**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE CRIME LABORATORY; AND FOR OTHER PURPOSES.

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

**SENATE BILL NO. 240**

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**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 242

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION OF FUNDS TO ALLEVIATE CONDITIONS ARISING IN PUBLIC EMERGENCIES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2007; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 256

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BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS LAWS CONCERNING THE CONDUCT OF ELECTIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

Upon motion of Representative J. Hutchinson, the House adjourned at 4:13 p.m. until 1:30 p.m. Wednesday, February 09, 2005.

ATTEST:

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

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Jo Renshaw  
Chief Clerk