

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

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Little Rock, Arkansas  
January 13, 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, 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 .....99

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

Total .....1

A quorum was present.

Unanimous leave was granted for Representative(s) Hardwick.

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

PUBLIC TRANSPORTATION	January 13, 2005
	JOHNNIE BOLIN
	CHAIRPERSON
HOUSE BILL NO. 1020	DO PASS, AS AMENDED # 1
BY REPRESENTATIVE DANGEAU	

SENATE CONCURRENT RESOLUTION NO. 2

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BY: SENATOR BROADWAY

SENATE CONCURRENT RESOLUTION NO. 2 was placed on third reading, the question being shall the Resolution be concurred in. 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, Dickinson, Dobbins, Dunn, Edwards, Elliott, D. Evans, L. Evans, Everett, Fite, Flowers, George, Glidewell, Goss, Green, Hardy, Harrelson, Harris, J. Hutchinson, T. Hutchinson, Jackson, Jeffrey, D. Johnson, J. Johnson, Kenney, Key, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Maloch, J. Martin, M. Martin, Matayo, Mathis, Maxwell, 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, Mr. Speaker.

Total .....96

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Hardwick, Mahony, McDaniel.

Total .....3

VOTING PRESENT: Davis.

Total .....1

Total number of votes cast.....97

Total number voting in the affirmative .....96

Necessary to the concurrence of the resolution .....51

So the Resolution was concurred in.

Morning Hour Expired.

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. 1050**

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**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, 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, Hardy, Harrelson, J. Hutchinson, T. Hutchinson, Jackson, Jeffrey, D. Johnson, J. Johnson, Kenney, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, 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, Mr. Speaker.

Total .....	94
NEGATIVE: Bright, Harris, M. Martin.	
Total .....	3
ABSENT OR NOT VOTING: Hardwick, Matayo.	
Total .....	2
VOTING PRESENT: Key.	
Total .....	1
Total number of votes cast .....	98
Total number voting in the affirmative .....	94
Necessary to the passage of the bill .....	75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1050**, 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, 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, Hardy, Harrelson, J. Hutchinson, T. Hutchinson, Jackson, Jeffrey, D. Johnson, J. Johnson, Kenney, Kidd, Lamoureux, Ledbetter, Lewellen, Mack, Mahony, Maloch, J. Martin, 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, Mr. Speaker.

Total .....	94
NEGATIVE: Bright, Harris, M. Martin.	
Total .....	3
ABSENT OR NOT VOTING: Hardwick, Matayo.	
Total .....	2
VOTING PRESENT: Key.	
Total .....	1
Total number of votes cast .....	98
Total number voting in the affirmative .....	94
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

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HOUSE BILL NO. 1050 BY JOINT BUDGET COMMITTEE

SENATE CONCURRENT RESOLUTIONS CONCURRED IN AND ORDERED  
RETURNED TO THE SENATE

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SENATE CONCURRENT RESOLUTION NO. 2 BY SENATOR BROADWAY

STATE OF ARKANSAS  
MIKE HUCKABEE  
GOVERNOR

January 13, 2005

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform your Honorable Body that on January 13, 2005, I approved the following measures from the regular session of the Eighty-Fifth General Assembly:

HOUSE BILL 1001, which is now ACT 1, and  
SENATE BILL 1, which is now ACT 2, and  
HOUSE CONCURRENT RESOLUTION 1001, and  
SENATE CONCURRENT RESOLUTION 1.

Sincerely,

Mike Huckabee

MH: ba

HOUSE BILL NO. 1104

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BY: REPRESENTATIVE DICKINSON

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE UNCLAIMED PROPERTY ACT; 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 BILL NO. 1105

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BY: REPRESENTATIVES BOND, HARRELSON, D. JOHNSON, THOMPSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND § 4-88-101 CONCERNING DECEPTIVE TRADE PRACTICES; 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. 1106

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BY: REPRESENTATIVES KEY, D. CREEKMORE, MACK, MATAYO, PACE, S. PRATER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT THE USE OF A STUDENT'S SOCIAL SECURITY NUMBER AS A STUDENT IDENTIFICATION NUMBER; 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. 1107**

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**BY: REPRESENTATIVE THOMPSON**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND SUPREME COURT RULE 5-2 PURSUANT TO SECTION 9 OF AMENDMENT 80 TO THE ARKANSAS CONSTITUTION TO PERMIT UNPUBLISHED OPINIONS OF THE COURT OF APPEALS TO BE CITED BY COURTS OR IN MATERIALS PRESENTED TO COURTS; AND FOR OTHER PURPOSE.

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

**HOUSE BILL NO. 1108**

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**BY: REPRESENTATIVE CHILDERS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW CHARITABLE CASH CONTRIBUTIONS FOR TSUNAMI RELIEF TO BE TREATED AS IF MADE IN 2004 FOR PURPOSES OF INCOME TAX DEDUCTIONS; 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. 1109**

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**BY: REPRESENTATIVES D. JOHNSON, CHILDERS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PERMIT THE ACCELERATION OF INCOME TAX BENEFITS FOR CHARITABLE CASH CONTRIBUTIONS FOR RELIEF OF INDIAN OCEAN TSUNAMI VICTIMS; 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. 1110

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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 STATE BOARD OF ARCHITECTS 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. 1111

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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 STATE BOARD OF ELECTION COMMISSIONERS 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. 1112

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BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES FOR THE ARKANSAS HOME INSPECTOR REGISTRATION BOARD 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. 1113

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BY: REPRESENTATIVE HARRIS

A BILL FOR AN ACT TO BE ENTITLED A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE PUBLIC ACCOUNTANCY ACT OF 1975; 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 RESOLUTION NO. 1002

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BY: REPRESENTATIVE J. HUTCHINSON

A BILL FOR AN ACT TO BE ENTITLED REQUESTING THAT THE ARKANSAS STATE GAME AND FISH COMMISSION SUPPORT THE PRACTICE OF DEER HUNTING WITH DOGS.

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

Upon motion of Representative J. Hutchinson, the House adjourned at 1:45 p.m. until 10:00 a.m., Friday, January 14, 2005.

ATTEST:

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

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Jo Renshaw  
Chief Clerk

