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**TWENTY-NINTH DAY'S PROCEEDINGS
SENATE CHAMBER
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION**

Little Rock, Arkansas

February 5, 2007

The Senate was called to order at 1:30 o'clock p.m. by the President.

The Secretary called the roll, and the following members answered to roll call:

ALTES, ARGUE, BAKER, BISBEE, BOOKOUT,
BROWN, BRYLES, CAPPS, CRITCHER, CRUMBLY,
FARIS, GLOVER, HENDREN, HILL, HORN,
G.JEFFRESS, J.JEFFRESS, JOHNSON, LAVERTY,
LUKER, MADISON, MALONE, MILLER, PRITCHARD,
SALMON, SMITH, STEELE, TAYLOR, THOMPSON,
TRUSTY, WHITAKER, WILKINS, WILKINSON,
WOMACK.

Leave for Senator Broadway granted.

The Senate was led in prayer by Senator Jimmy Jeffress.

The Senate was led in the Pledge of Allegiance by the President.

On motion of Senator Whitaker, the reading of the Journal was dispensed with.

On motion of Senator Whitaker, **Senate Bill No. 69** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 69

Amend **Senate Bill No. 69** as originally introduced:

Page 2, delete line 10, and substitute the following:

"proceeding.
(4) Neither payment of the deposited amount by the condemning entity nor access to the deposit by the affected property owner or owners shall constitute a waiver of any claims or defenses."

AND

Page 3, line 21, delete "electric or natural gas" and substitute "electric, natural gas, or telephone"

AND

Immediately following section 2, add an additional section to read as follows:

"SECTION 3. This act shall not apply to businesses that receive economic development benefits under the Consolidated Incentive Act of 2003, § 15-4-2701 et seq., or the Nonprofit Incentive Act of 2005, § 15-4-3101."

(SIGNED) SENATOR RUTH WHITAKER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 69 was ordered engrossed.

On motion of Senator Taylor, **Senate Bill No. 2** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 2

Amend **Senate Bill No. 2** as originally introduced:

Add Senators Altes, Baker, Critcher, Faris, Hendren, Laverty, T. Smith, R. Thompson, Whitaker, and Wilkinson as cosponsors of the bill

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-2-607 is amended to read as follows:
5-2-607. Use of deadly physical force in defense of a person.

(a) A person is justified in using deadly physical force upon another person if the person reasonably believes that the other person is:

- (1) Committing or about to commit a felony involving force or violence;
- (2) Using or about to use unlawful deadly physical force; or
- (3)(A) Imminently endangering the person's life or imminently about to victimize the person as described in § 9-15-103 from the continuation of a pattern of domestic abuse.

(B) As used in this section, "domestic abuse" means the same as defined in § 9-15-103.

(b) A person may not use deadly physical force in self-defense if he or she knows that he or she can avoid the necessity of using deadly physical force with complete safety:

- (1)(A) By retreating.
- (B) However, a person is not required to retreat if the person is:
 - (i) In the person's dwelling or on the curtilage surrounding the person's dwelling and was not the original aggressor; or
 - (ii) A law enforcement officer or a person assisting at the direction of a law enforcement officer; or
- (2) By surrendering possession of property to a person claiming a lawful right to possession of the property.

(c) As used in this section, "curtilage" means the land adjoining a dwelling that is convenient for family purposes and habitually used for family purposes, but not necessarily enclosed, and includes an outbuilding that is directly and intimately connected with the dwelling and in close proximity to the dwelling.

(SIGNED) SENATOR J. TAYLOR

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 2 was ordered engrossed.

On motion of Senator Faris, **Senate Bill No. 59** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 59

Amend **Senate Bill No. 59** as engrossed, S1/24/07:

Add Representatives Saunders, Harrelson, Evans, Greenberg, Maloch, Moore, Powers, Reep, Thyer, and Wood as cosponsors of the bill

AND

Page 20, delete line 23 and substitute the following:
"made, and the date the expenditure was made; and,

(2) The information required in subdivision (d)(1)(C)-(F) of this section may be provided in the form of schedules attached to the report."

AND

Page 20, line 25, delete "(2)" and substitute "~~(2)~~(3)"

AND

Page 20, line 29, delete "(3)" and substitute "~~(3)~~(4)"

(SIGNED) SENATOR STEVE FARIS

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 59 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 2, BY SENATOR J. TAYLOR, et al,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Taylor, **Senate Bill No. 2** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 59, BY SENATOR FARIS, et al,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Faris, et al, **Senate Bill No. 59** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 69, BY SENATOR WHITAKER, et al,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Whitaker, **Senate Bill No. 69** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 249
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT TO MAKE THE COMMON LAW DOCTRINE OF NECESSARIES GENDER NEUTRAL BETWEEN A HUSBAND AND A WIFE; TO MAKE A HUSBAND AND A WIFE EQUALLY LIABLE FOR DEBTS ARISING FROM THE COMMON NECESSITIES OF LIFE; AND FOR OTHER PURPOSES.

Senate Bill No. 249 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 250
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
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 OFFICE OF THE GOVERNOR FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 250 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 251
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
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, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 251 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 252
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE TITLE 19, CHAPTER 6, SUBCHAPTERS 2, 3, 4 AND 8 – THE REVENUE CLASSIFICATION LAW OF ARKANSAS; AND FOR OTHER PURPOSES.

Senate Bill No. 252 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 253
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR THE PAYMENT OF A PORTION OF FULL-TIME JUVENILE PROBATION AND INTAKE OFFICERS' SALARIES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 253 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 254
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES, SUBSTITUTE EXPENSES, AND EXPENSE ALLOWANCE OF THE TRIAL COURT ADMINISTRATIVE ASSISTANTS OF THE CIRCUIT COURTS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 254 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 255
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
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 DEPUTY PROSECUTING ATTORNEYS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 255 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 256
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
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 OFFICIAL COURT REPORTERS OF THE CIRCUIT COURTS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 256 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 257
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR MAINTAINING AND OPERATING A CONTINUING EDUCATION PROGRAM FOR THE COUNTY AND CIRCUIT CLERKS, COUNTY TREASURERS, AND COUNTY COLLECTORS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 257 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 258
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR ALLOCATION OF THE FEDERAL BANKHEAD-JONES GRANTS AND FEDERAL TURNBACK FOR ROADS BY THE AUDITOR OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 258 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 259
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
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 AUDITOR OF STATE OPERATIONS AND UNCLAIMED PROPERTY PROGRAM FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 259 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

HOUSE BILL NO. 1018
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ANDERSON

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE §19-5-107, CONCERNING CASH FUND APPROPRIATIONS FOR AGENCIES; AND FOR OTHER PURPOSES.

House Bill No. 1018 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1056
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ARKANSAS STATE POLICE FOR OPERATING EXPENSES WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 2031 OF 2005; AND FOR OTHER PURPOSES.

House Bill No. 1056 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1293
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PICKETT

A Bill for an Act to be Entitled: AN ACT TO ALLOW A CIRCUIT COURT TO EXTEND THE DURATION OF AN ORDER OF PROTECTION; AND FOR OTHER PURPOSES.

House Bill No. 1293 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1304
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WELLS

A Bill for an Act to be Entitled: AN ACT TO UPDATE THE DUTIES OF THE BUREAU OF LEGISLATIVE RESEARCH WITH REGARD TO LIBRARY SERVICES TO RECOGNIZE THAT MANY MATERIALS ARE NOW AVAILABLE AS DIGITAL MEDIA AND THROUGH THE INTERNET; AND FOR OTHER PURPOSES.

House Bill No. 1304 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1309
As Engrossed H2/1/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES D. CREEKMORE, *BOND, T. BRADFORD, E. BROWN, J. BROWN, BURKES, CASH, CHEATHAM, COOK, COOPER, CORNWELL, DAVENPORT, ET AL*

BY: SENATORS R. THOMPSON, *BROADWAY & CAPPS*

A Bill for an Act to be Entitled: AN ACT TO ENHANCE THE PENALTY FOR FINANCIAL IDENTITY FRAUD UNDER CERTAIN CIRCUMSTANCES; TO CREATE THE OFFENSE OF NONFINANCIAL IDENTITY FRAUD; TO AMEND ARKANSAS CODE § 5-37-227 TO INCLUDE PROVISIONS CONCERNING RESTITUTION AND VENUE; AND FOR OTHER PURPOSES.

House Bill No. 1309 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1334
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR OBSTRUCTING GOVERNMENTAL OPERATIONS UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

House Bill No. 1334 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1340
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LOVELL

A Bill for an Act to be Entitled: AN ACT TO AMEND § 25-29-103 TO AUTHORIZE ASSESSMENTS ON COMMERCIAL MOBILE RADIO SERVICE; TO DEFINE COMMERCIAL MOBILE RADIO SERVICE; TO ALLOW CHANGES TO ASSESSMENTS QUARTERLY; AND FOR OTHER PURPOSES.

House Bill No. 1340 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on JOINT RETIREMENT AND SOCIAL SECURITY, to whom was referred:

SENATE BILL NO. 80, BY SENATOR J. JEFFRESS,
SENATE BILL NO. 166, BY SENATOR J. JEFFRESS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR J. JEFFRESS
CO-CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENROLLED BILLS, to whom was referred:

SENATE CONCURRENT RESOLUTION NO. 2, BY SENATOR CRITCHER,
SENATE BILL NO. 38, BY SENATOR J. JEFFRESS,
SENATE BILL NO. 44, BY SENATOR J. JEFFRESS,

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 9:25 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE CONCURRENT RESOLUTION NO. 2
SENATE BILL NO. 38
SENATE BILL NO. 44

RECEIVED the above papers from the Secretary of the Senate this 5th day of February, 2007.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) Angela Tollette
Secretary

SENATE RESOLUTION NO. 6
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS

A Bill for an Act to be Entitled: FOR THE CONFIRMATION OF MR. BILL ABERNATHY OF MENA, ARKANSAS, AS A MEMBER OF THE BOARD OF DIRECTORS OF THE ARKANSAS RURAL ENDOWMENT FUND, INC.

Senate Bill No. 6 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE JOINT RESOLUTION NO. 4
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS OF THE ARKANSAS CONSTITUTION CONCERNING VOTING AND ELECTIONS; PROVIDING THAT ALL PERSONS MAY VOTE WHO ARE CITIZENS OF THE UNITED STATES, RESIDENTS OF THE STATE OF ARKANSAS, AT LEAST EIGHTEEN (18) YEARS OF AGE, AND LAWFULLY REGISTERED TO VOTE; TO REPEAL THE REQUIREMENT THAT THE RIGHT TO VOTE SHALL NOT BE MADE TO DEPEND ON ANY PREVIOUS REGISTRATION OF AN ELECTOR'S NAME; REPEALING ARTICLE 3, SECTION 5 OF THE ARKANSAS CONSTITUTION PROVIDING THAT NO IDIOT OR INSANE PERSON SHALL BE ENTITLED TO THE PRIVILEGES OF AN ELECTOR; AND PERMITTING THE GENERAL ASSEMBLY TO ESTABLISH THE DATE AND TIME OF ELECTIONS AND THE QUALIFICATIONS OF ELECTION OFFICERS.

Senate Joint Resolution No. 4 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator Faris, **Senate Concurrent Resolution No. 4** was called up for third reading.

SENATE CONCURRENT RESOLUTION NO. 4

As Engrossed: S2/1/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

**BY: SENATORS FARIS, HORN, BOOKOUT, BROADWAY, CRUMBLY, B.
JOHNSON, STEELE, J. TAYLOR, LAVERTY & PRITCHARD**

**BY: REPRESENTATIVES COOPER, KEY, BURRIS, COOK, D. CREEKMORE, S.
DOBBINS, EVERETT, FLOWERS, S. PRATER, NORTON, REEP. SAUNDERS,
SUMPTER, L. SMITH, J. ROEBUCK, WEBB, BLOUNT, BERRY, HARDY,
ADCOCK, DAVIS, EDWARDS, W. LEWELLEN, RAGLAND, E. BROWN,
CHESTERFIELD, GEORGE, GASKILL, MALOCH & R. GREEN**

A Bill for an Act to be Entitled: **CONCERNING THE REAUTHORIZATION OF
THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM.**

Senate Concurrent Resolution No. 4 was read the third time and adopted.

Senate Concurrent Resolution No. 4 was ordered immediately transmitted to
the House.

On motion of Senator Smith, **House Bill No. 1022** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1022

Amend **House Bill No. 1022** as engrossed, H1/19/07:

Page 2, line 10, delete "(3)(A)" and substitute "(3)"

AND

Page 2, delete lines 15 through 19

(SIGNED) SENATOR T. SMITH

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1022 was ordered engrossed.

On motion of Senator Madison, **House Bill No. 1037** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 3. Withdraw Amendment No. 2.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 3 to HOUSE BILL NO. 1037

Amend **House Bill No. 1037** as engrossed, S1/22/07:

Page 1, delete lines 31 through 33 entirely

AND

Page 3, line 5, delete "attending physician" and substitute "licensed medical professional"

AND

Page 3, delete lines 7 through 11 and substitute:

"(b) A pregnant inmate may be shackled by only one (1) wrist or only one (1) ankle if the shackles are reasonably necessary for the safety and security of any one (1) or more of the following:

(1) The pregnant inmate;

(2) The medical staff;

(3) The newborn; or

(4) The public."

AND

Page 3, delete lines 14 through 17 and substitute:

"(a)(1) Except as provided under subsection (c) of this section, following childbirth and before discharge, an inmate who is in the hospital or birthing center shall be given a reasonable opportunity to hold her child and follow the orders of the attending physician in regard to mobility.

(2) As used in this section, "reasonable opportunity" means no less than twenty-four (24) hours post-delivery."

AND

Page 3, delete lines 21 through 26 and substitute:

"(c) Following childbirth and before discharge, a pregnant inmate may be shackled by only one (1) wrist or only one (1) ankle if the shackles are reasonably necessary for the safety and security of any one (1) or more of the following:

- (1) The pregnant inmate;
- (2) The medical staff;
- (3) The newborn; or
- (4) The public."

(SIGNED) SENATOR SUE MADISON

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1037 was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Thompson, **Senate Bill No. 16** was called up for third reading and final disposition.

SENATE BILL NO. 16
As Engrossed S1/24/07 S1/29/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS R. THOMPSON, BAKER & WILKINSON
BY: REPRESENTATIVE THYER

A Bill for an Act to be Entitled: AN ACT CONCERNING REGISTRATION AS A LOBBYIST BY A FORMER MEMBER OF THE GENERAL ASSEMBLY; AND FOR OTHER PURPOSES.

Senator Baker spoke for the bill.

Senate Bill No. 16 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bookout, Brown, Capps, Crumbly, Faris, Glover, G. Jeffress, J. Jeffress, B. Johnson, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total26

NEGATIVE: Hendren, Hill.

Total2

ABSENT OR NOT VOTING: Bisbee, Broadway, Bryles, Critcher, Horn, Lavery, Luker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....28

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senator Thompson moved that the vote by which **Senate Bill No. 16** passed be reconsidered and that motion be laid upon the table, which motion prevailed and the motion to reconsider was laid on the table.

Senate Bill No. 16 was ordered immediately transmitted to the House as passed.

On motion of Senator Gene Jeffress, the Senate resolved itself into the Committee of the Whole for the purpose of commending Murphy Oil Corp.

Without objection, the Committee of the Whole was dissolved, and the Senate took up its regular order of business.

On motion of Senator Gene Jeffress, **Senate Resolution No. 5** was called up for third reading and final disposition.

SENATE RESOLUTION NO. 5
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR G. JEFFRESS

SENATE RESOLUTION COMMENDING THE MURPHY OIL CORPORATION ON THE EL DORADO PROMISE, A FIFTY MILLION DOLLAR (\$50,000,000) PLAN TO SEND EL DORADO PUBLIC SCHOOL STUDENTS TO COLLEGE.

Senate Resolution No. 5 was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Malone, the rules were suspended in considering **Senate Bill No. 189** at this time.

On motion of Senator Malone, **Senate Bill No. 189** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 189

Amend **Senate Bill No. 189** as originally introduced:

Add the following Senators as cosponsors of the bill: Crumbly, Hill, Capps, G. Jeffress, J. Jeffress, Thompson, Bryles, Broadway, Argue, Hendren, Trusty, Miller, Pritchard, Critcher, Luker, Salmon, Madison, Wilkinson, Steele, Glover, Brown, Horn, Lavery, Wilkins, Bookout

AND

Add the following Representatives as cosponsors of the bill: J. Roebuck, Saunders, Maloch, Rainey, Reep, Davis, Allen, Bradford, Burris, Cash, Cheatham, Cornwell, Creekmore, Dickinson, Edwards, Everett, Green, Hall, Harris, Hutchinson, Hyde, Jeffrey, J. Johnson, Kidd, Lowery, Pierce, Powers, Prater, Sample, Shelby, Stewart, Thyer, Wagner, Webb, Wyatt

(SIGNED) SENATOR PERCY MALONE

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Malone, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Malone, **Senate Bill No. 189** was called up for third reading and final disposition.

**SENATE BILL NO. 189
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MALONE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS INTERNET PRESCRIPTION CONSUMER PROTECTION ACT TO PROHIBIT INTERNET SALES INTO ARKANSAS OF PRESCRIPTION DRUGS IF THE PATIENT HAS NOT ACTUALLY CONSULTED A PRESCRIBING PRACTITIONER, AND FOR OTHER PURPOSES.

Senate Bill No. 189 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bookout, Bryles, Capps, Critcher, Faris, Glover, Hendren, B. Johnson, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, R. Thompson, Trusty, Whitaker, Wilkinson, Womack.

Total23

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bisbee, Broadway, Brown, Crumbly, Hill, Horn, G. Jeffress, J. Jeffress, Laverty, B. Pritchard, J. Taylor, Wilkins.

Total12

VOTING PRESENT:

Total0

Total number of votes cast23

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

There being an emergency clause attached to **Senate Bill No. 189**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bookout, Bryles, Capps, Critcher, Faris, Glover, Hendren, B. Johnson, Luker, Madison, Malone, Miller, Salmon, T. Smith, Steele, R. Thompson, Trusty, Whitaker, Wilkinson, Womack.

Total23

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bisbee, Broadway, Brown, Crumbly, Hill, Horn, G. Jeffress, J. Jeffress, Laverty, B. Pritchard, J. Taylor, Wilkins.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....23

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause failed of adoption.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **Senate Bill No. 189** failed to pass was expunged, in accordance with a prevailing motion on 02/05/07.

Senator Malone moved that the record pertaining to the vote by which the emergency clause to **Senate Bill No. 189** failed of adoption be expunged, and the motion was duly seconded and prevailed.

Senator Malone moved for immediate consideration on the adoption of the emergency clause to **Senate Bill No. 189**.

There being an emergency clause attached to **Senate Bill No. 189**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bookout, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, G. Jeffress, J. Jeffress, B. Johnson, Luker, Madison, Malone, B. Pritchard, Salmon, T. Smith, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkinson, Womack.

Total27

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bisbee, Broadway, Brown, Horn, Laverty, Miller, Steele, Wilkins.

Total8

VOTING PRESENT:

Total0

Total number of votes cast27

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 189 was ordered engrossed.

On motion of Senator Madison, **Senate Bill No. 27** was called up for third reading and final disposition.

SENATE BILL NO. 27
As Engrossed: S1/24/07 S1/31/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS MADISON AND SALMON
BY: REPRESENTATIVES HARRELSON AND BURRIS

A Bill for an Act to be Entitled: *AN ACT TO REGULATE STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION TEXTBOOK SALES; TO PROHIBIT INDUCEMENTS TO REQUIRE SPECIFIC TEXTBOOKS; AND FOR OTHER PURPOSES.*

Senate Bill No. 27 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 27**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....34

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 27 was ordered immediately transmitted to the House.

On motion of Senator Faris, **Senate Bill No. 198** was called up for third reading and final disposition.

SENATE BILL NO. 198
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS FARIS AND BROADWAY

A Bill for an Act to be Entitled: AN ACT TO RENAME THE ARKANSAS GEOLOGICAL COMMISSION; AND FOR OTHER PURPOSES.

Senate Bill No. 198 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 198 was ordered immediately transmitted to the House as passed.

On motion of Senator Faris, **Senate Bill No. 209** was called up for third reading and final disposition.

**SENATE BILL NO. 209
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS FARIS AND BROADWAY**

A Bill for an Act to be Entitled: AN ACT TO UPDATE EMERGENCY MANAGEMENT SERVICES; AND FOR OTHER PURPOSES.

Senate Bill No. 209 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 209 was ordered immediately transmitted to the House as passed.

On motion of Senator Taylor, **Senate Bill No. 190** was called up for third reading and final disposition.

SENATE BILL NO. 190
As Engrossed: S1/30/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. TAYLOR
BY: REPRESENTATIVE PYLE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE A FOUR-YEAR TERM FOR THE STATE SURVEYOR; TO LIMIT THE STATE SURVEYOR TO A TOTAL OF EIGHT (8) YEARS OF SERVICE; AND FOR OTHER PURPOSES.

Senate Bill No. 190 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 190 was ordered immediately transmitted to the House as passed.

On motion of Senator Altes, **Senate Bill No. 20** was called up for third reading and final disposition.

SENATE BILL NO. 20
As Engrossed S1/16/07 S2/01/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR ALTES
BY: REPRESENTATIVES MEDLEY, WALTERS & WELLS

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A PRESCRIPTION DRUG MONITORING PROGRAM; AND FOR OTHER PURPOSES.

House Bill No. 20 was pulled down at this time.

On motion of Senator Altes **House Bill No. 20** was re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Altes, **Senate Bill No. 204** was called up for third reading and final disposition.

SENATE BILL NO. 204
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR ALTES

A Bill for an Act to be Entitled: AN ACT CONCERNING ELECTIONS FOR DIRECTOR AND MAYOR IN MUNICIPALITIES WITH A CITY ADMINISTRATOR FORM OF GOVERNMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 204 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 204 was ordered immediately transmitted to the House as passed.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 189, BY SENATOR MALONE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

Senate Bill No. 189 was ordered immediately transmitted to the House.

On motion of Senator Brown, **Senate Bill No. 211** was called up for third reading and final disposition.

SENATE BILL NO. 211
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROWN

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE LANGUAGE OF ARKANSAS CODE §§ 14-88-404 AND 14-89-1001; AND FOR OTHER PURPOSES.

Senate Bill No. 211 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 211 was ordered immediately transmitted to the House as passed.

On motion of Senator Brown, **Senate Bill No. 212** was called up for third reading and final disposition.

**SENATE BILL NO. 212
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROWN**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE QUARTERLY FINANCIAL REPORTS BY MUNICIPAL IMPROVEMENT DISTRICTS; AND FOR OTHER PURPOSES.

Senate Bill No. 212 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 212 was ordered immediately transmitted to the House as passed.

On motion of Senator Brown, **House Bill No. 1103** was called up for third reading and final disposition.

HOUSE BILL NO. 1103
As Engrossed: H1/16/07 H1/19/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE E. BROWN

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT CRIMINAL HISTORY INFORMATION SHALL NOT BE DISSEMINATED FOR NONCRIMINAL JUSTICE PURPOSES UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

House Bill No. 1103 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1103 was ordered immediately returned to the House as passed.

On motion of Senator Brown, **House Bill No. 1134** was called up for third reading and final disposition.

**HOUSE BILL NO. 1134
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE E. BROWN**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE LAW ON CHILD SUPPORT ARREARAGES OWED BY A NONBIOLOGICAL FATHER; AND FOR OTHER PURPOSES.

House Bill No. 1134 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Baker, Bookout, Brown, Capps, Crumbly, Faris, Glover, Hill, B. Johnson, Luker, Miller, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson.

Total21

NEGATIVE: Hendren.

Total1

ABSENT OR NOT VOTING: Argue, Bisbee, Broadway, Bryles, Critcher, Horn, G. Jeffress, J. Jeffress, Lavery, Madison, Malone, B. Pritchard, Womack.

Total13

VOTING PRESENT:

Total0

Total number of votes cast22

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1134 was ordered immediately returned to the House as passed.

On motion of Senator Salmon, **House Bill No. 1025** was called up for third reading and final disposition.

HOUSE BILL NO. 1025
As Engrossed: H1/18/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES D. CREEKMORE, ABERNATHY, ADCOCK, ET AL
BY: SENATORS SALMON AND BROADWAY

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT AN AWARD OF CHILD CUSTODY OR VISITATION TO A SEX OFFENDER EXCEPT UNDER LIMITED CIRCUMSTANCES; AND FOR OTHER PURPOSES.

House Bill No. 1025 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1025 was returned to the House as passed.

On motion of Senator Wilkins, **House Bill No. 1104** was called up for third reading and final disposition.

HOUSE BILL NO. 1104
As Engrossed: S1/31/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES THYER, SULLIVAN & WELLS

A Bill for an Act to be Entitled: AN ACT CONCERNING AUTHORIZATION FOR THE LEGISLATIVE COUNCIL AND ITS SUBCOMMITTEES TO MEET AND TRANSACT BUSINESS DURING A SESSION OF THE GENERAL ASSEMBLY; CONCERNING THE EXECUTIVE SUBCOMMITTEE OF LEGISLATIVE COUNCIL; AND FOR OTHER PURPOSES.

House Bill No. 1104 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Baker, Bookout, Brown, Critcher, Crumbly, Faris, Glover, Horn, B. Johnson, Laverty, Miller, B. Pritchard, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Wilkins, Wilkinson, Womack.

Total21

NEGATIVE: Argue, Hendren, J. Jeffress, Madison, Salmon, Whitaker.

Total6

ABSENT OR NOT VOTING: Bisbee, Broadway, Bryles, Capps, Hill, G. Jeffress, Luker, Malone.

Total8

VOTING PRESENT:

Total0

Total number of votes cast27

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

There being an emergency clause attached to **House Bill No. 1104**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Baker, Bookout, Brown, Critcher, Crumbly, Faris, Glover, Horn, B. Johnson, Lavery, Miller, B. Pritchard, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Wilkins, Wilkinson, Womack.

Total21

NEGATIVE: Argue, Hendren, J. Jeffress, Madison, Salmon, Whitaker.

Total6

ABSENT OR NOT VOTING: Bisbee, Broadway, Bryles, Capps, Hill, G. Jeffress, Luker, Malone.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....27

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause failed of adoption.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **House Bill No. 1104** failed to pass was expunged, in accordance with a prevailing motion on February 5, 2007.

Senator Wilkins moved that the record pertaining to the vote by which the emergency clause to **House Bill No. 1104** failed of adoption be expunged and the motion was duly seconded and prevailed.

There being an emergency clause attached to **House Bill No. 1104**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Baker, Bookout, Brown, Critcher, Crumbly, Faris, Glover, Hendren, Horn, B. Johnson, Lavery, Miller, B. Pritchard, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Wilkins, Wilkinson, Womack.

Total22

NEGATIVE: Argue, J. Jeffress, Madison, Malone, Salmon, Whitaker.

Total6

ABSENT OR NOT VOTING: Bisbee, Broadway, Bryles, Capps, Hill, G. Jeffress, Luker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast28

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause failed of adoption.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1104 was held in Chamber on motion of Senator Wilkins.

On motion of Senator Womack, **House Bill No. 1019** was called up for third reading and final disposition.

**HOUSE BILL NO. 1019
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE M. MARTIN**

A Bill for an Act to be Entitled: AN ACT TO REVISE THE BOUNDARIES FOR WASHINGTON COUNTY DISTRICT COURTS; AND FOR OTHER PURPOSES.

House Bill No. 1019 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1019 was ordered immediately returned to the House as passed.

On motion of Senator Madison, **House Bill No. 1175** was called up for third reading and final disposition.

**HOUSE BILL NO. 1175
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION**

BY: REPRESENTATIVES EDWARDS, PATE, PATTERSON, BERRY, ET AL

BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE DOLLAR AMOUNT NECESSARY TO TRIGGER THE COMPETITIVE BIDDING PROCESS FOR RURAL FIRE PROTECTION DISTRICTS; AND FOR OTHER PURPOSES.

House Bill No. 1175 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill27

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1175 was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, **House Bill No. 1011** was called up for third reading and final disposition.

**HOUSE BILL NO. 1011
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PYLE**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE REDACTION OF SCHOOL DISTRICT EMPLOYEE ADDRESSES FROM CONTRACTS PUBLISHED ON THE INTERNET; AND FOR OTHER PURPOSES.

House Bill No. 1011 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1011 was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, **House Bill No. 1032** was called up for third reading and final disposition.

HOUSE BILL NO. 1032
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES WALTERS AND R. GREEN
BY: SENATORS J. JEFFRESS AND WILKINSON

A Bill for an Act to be Entitled: AN ACT CONCERNING SUBSTITUTE TEACHER QUALIFICATIONS; AND FOR OTHER PURPOSES.

House Bill No. 1032 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1032 was ordered immediately returned to the House as passed.

On motion of Senator Trusty, **House Bill No. 1177** was called up for third reading and final disposition.

HOUSE BILL NO. 1177
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES PYLE, OVERBEY & T. BAKER

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 14-44-116 TO ADD TREASURER AND RECORDER-TREASURER TO CLARIFY THE PROCEDURE FOR FILLING A VACANCY IN THE OFFICE IN A CITY OF THE SECOND CLASS; AND FOR OTHER PURPOSES.

House Bill No. 1177 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1177 was ordered immediately returned to the House as passed.

On motion of Senator Trusty, **House Bill No. 1178** was called up for third reading and final disposition.

**HOUSE BILL NO. 1178
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION**

BY: REPRESENTATIVES PYLE, OVERBEY & T. BAKER

A Bill for an Act to be Entitled: AN ACT TO REPEAL ARKANSAS CODE § 14-54-1303 TO GIVE MUNICIPALITIES ANOTHER MECHANISM TO BETTER FUND AND FURNISH PLAYGROUNDS AND RECREATIONAL FACILITIES; AND FOR OTHER PURPOSES.

House Bill No. 1178 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1178 was ordered immediately returned to the House as passed.

On motion of Senator Womack, **Senate Bill No. 52** was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 52

Amend **Senate Bill No. 52** as originally introduced:

Page 2, Line 30, delete "590,509 590,509" and substitute "690,509 690,509"

And

Page 2, Line 34, delete "12,000 12,000" and substitute "24,000 24,000"

And

Page 2, Line 36, delete "\$ 2,225,566 \$ 2,253,769" and substitute "\$ 2,337,566 \$ 2,365,769"

(SIGNED) SENATOR SHAWN A. WOMACK

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 52 was ordered engrossed.

On motion of Senator Womack, **Senate Bill No. 134** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 134

Amend **Senate Bill No. 134** as originally introduced:

Page 2, line 33, between "Council" and "." insert "or Joint Budget Committee"
1

(SIGNED) SENATOR SHAWN A. WOMACK

The Amendment was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Womack, the Senate resolved itself into the Committee of the Whole for the purpose of Joint Budget Bills.

Without objection, the Committee of the Whole was dissolved, and the Senate took up its regular order of business.

On motion of Senator Womack, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Womack, **Senate Bill No. 134** was called up for third reading and final disposition.

SENATE BILL NO. 134
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
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 OFFICE OF THE GOVERNOR WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1030 OF 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 134 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1

VOTING PRESENT:

Total	0
Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 134**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
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NEGATIVE:

Total	0
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ABSENT OR NOT VOTING: Broadway

Total	1
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VOTING PRESENT:

Total	0
Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 134 was ordered engrossed.

On motion of Senator Womack, the rules were suspended in considering **House Bill No. 1054** at this time.

On motion of Senator Womack, **House Bill No. 1054** was called up for third reading and final disposition.

HOUSE BILL NO. 1054
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR THE DEPARTMENT OF CORRECTION - MEDICAL RISK POOL FUND WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 2035 OF 2005; AND FOR OTHER PURPOSES.

House Bill No. 1054 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1054**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1054 was ordered immediately returned to the House as passed.

On motion of Senator Womack, the rules were suspended in considering **House Bill No. 1328** at this time.

On motion of Senator Womack, **House Bill No. 1328** was called up for third reading and final disposition.

HOUSE BILL NO. 1328
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR INVESTMENTS OF CERTAIN TREASURY BALANCES, DEBT SERVICES, AND PREMIUMS AND DISCOUNTS BY THE STATE BOARD OF FINANCE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

House Bill No. 1328 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1328**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1328 was ordered immediately returned to the House as passed.

On motion of Senator Womack, the rules were suspended in considering **House Bill No. 1290** at this time.

On motion of Senator Womack, **House Bill No. 1290** was called up for third reading and final disposition.

HOUSE BILL NO. 1290
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES FOR THE ARKANSAS GOVERNOR'S MANSION COMMISSION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 173 OF 2005; AND FOR OTHER PURPOSES.

House Bill No. 1290 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Broadway	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1290**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, Argue, Baker, Bisbee, Bookout, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Luker, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadway

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....34

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1290 was ordered immediately returned to the House as passed.

Senate Bill No. 85 was returned from the House as passed and ordered enrolled.

Senate Bill No. 120 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

HOUSE BILL NO. 1022 BY REPRESENTATIVE SAMPLE, et al,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

House BILL NO. 1037, BY REPRESENTATIVE S. DOBBINS, et al,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Madison, House Bill No. 1037 was ordered referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1305
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WEBB

A Bill for an Act to be Entitled: AN ACT TO INCLUDE THE DEFINITION OF "IMPAIRED PERSON" IN THE ADULT MALTREATMENT CUSTODY ACT WITHIN THE DEFINITION OF "INCAPACITATED PERSON" IN THE ARKANSAS GUARDIANSHIP LAW; AND FOR OTHER PURPOSES.

House Bill No. 1305 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1336
 EIGHTY-SIXTH GENERAL ASSEMBLY
 REGULAR SESSION

BY: REPRESENTATIVES KEY, PETRUS, ANDERSON, THYER, GARNER,
 HARRIS, D. HUTCHINSON, JEFFREY, KING, LOVELL, NORTON, RAGLAND,
 REYNOLDS, ROSENBAUM, SAMPLE, SAUNDERS & SULLIVAN
 BY: SENATORS WOMACK, CRITCHER, ALTES, BAKER, BROADWAY,
 HENDREN, HORN, B. JOHNSON & TRUSTY

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE AMOUNT OF THE RETIREMENT OR DISABILITY BENEFITS INCOME TAX EXEMPTION; AND FOR OTHER PURPOSES.

House Bill No. 1336 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

HOUSE BILL NO. 1337
As Engrossed: H2/2/07
 EIGHTY-SIXTH GENERAL ASSEMBLY
 REGULAR SESSION

BY: REPRESENTATIVES ANDERSON, SULLIVAN, DUNN, PATTERSON,
 ADCOCK, ALLEN, ET AL

A Bill for an Act to be Entitled: AN ACT TO PROVIDE AN INCOME TAX CREDIT FOR LOW-INCOME TAXPAYERS IN ORDER TO PROVIDE GROCERY TAX RELIEF; AND FOR OTHER PURPOSES.

House Bill No. 1337 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 52, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Womack, **Senate Bill No. 52** was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

February 5, 2007

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 134, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

Senate Bill No. 134 was ordered immediately transmitted to the House.

* * * * *

SENATE BILLS TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 16
SENATE BILL NO. 27
SENATE BILL NO. 134
SENATE BILL NO. 189
SENATE BILL NO. 190
SENATE BILL NO. 198
SENATE BILL NO. 204
SENATE BILL NO. 209
SENATE BILL NO. 211
SENATE BILL NO. 212

SENATE CONCURRENT RESOLUTION TRANSMITTED
TO THE HOUSE AS ADOPTED

SENATE CONCURRENT RESOLUTION NO. 4

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1011
HOUSE BILL NO. 1019
HOUSE BILL NO. 1025
HOUSE BILL NO. 1032
HOUSE BILL NO. 1054
HOUSE BILL NO. 1103

HOUSE BILL NO. 1134
HOUSE BILL NO. 1175
HOUSE BILL NO. 1177
HOUSE BILL NO. 1178
HOUSE BILL NO. 1290
HOUSE BILL NO. 1328

SENATE BILLS RETURNED FROM THE HOUSE

AS PASSED

SENATE BILL NO. 85
SENATE BILL NO. 120

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1018
HOUSE BILL NO. 1056
HOUSE BILL NO. 1293
HOUSE BILL NO. 1304
HOUSE BILL NO. 1305
HOUSE BILL NO. 1309
HOUSE BILL NO. 1334
HOUSE BILL NO. 1336
HOUSE BILL NO. 1337
HOUSE BILL NO. 1340

On motion of Senator Whitaker, the Senate adjourned until 1:30 p.m. Tuesday, February 6, 2007.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE

