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**FIFTY-THIRD DAY'S PROCEEDINGS
SENATE CHAMBER
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION**

Little Rock, Arkansas

March 1, 2007

The Senate was called to order at 11:00 o'clock a.m. by the President.

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

ALTES, ARGUE, BAKER, BISBEE, BOOKOUT,
BROADWAY, 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.

The Senate was led in prayer by Senator Crumbly.

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On motion of Senator J. Jeffress, **Senate Bill No. 196** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, and placed back on second reading for purpose of Amendment No. 4.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 4 to SENATE BILL NO. 196

Amend **Senate Bill No. 196** as engrossed, S2/15/07:

Page 3, delete line 17 and substitute:

"same household as the driver.

(6) A driver with an intermediate driver's license shall not operate a motor vehicle on public streets or highways between the hours of 11:00 p.m. and 5:00 a.m. unless the driver is:

(A) Accompanied by a licensed driver who is twenty-one (21) years of age or older;

(B) Driving to or from a school activity or a job; or

(C) Driving for an emergency."

AND

Page 5, delete line 22 and substitute:

"same household as the applicant; and

(9)(A) An acknowledgment signed by the applicant for an intermediate driver's license that the applicant shall not operate a motor vehicle on public streets or highways between the hours of 11:00 p.m. and 5:00 a.m. unless the applicant is:

(i) Accompanied by a licensed driver who is twenty-one (21) years of age or older;

(ii) Driving to or from a school activity or a job; or

(iii) Driving for an emergency."

AND

Renumber the sections of the bill, if appropriate

(SIGNED) J. JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 196 was ordered engrossed.

On motion of Senator Brown, **Senate Bill No. 637** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.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. 637

Amend **Senate Bill No. 637** as originally introduced:

By adding Representative Lewellen as a cosponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 637 was ordered engrossed.

On motion of Senator Brown, **Senate Bill No. 638** 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. 638

Amend **Senate Bill No. 638** as originally introduced:

By adding Representative Dobbins, Lewellen as cosponsors of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 638 was ordered engrossed.

On motion of Senator Wilkins, [Senate Bill No. 147](#) was withdrawn from the Committee on JOINT RETIREMENT AND SOCIAL SECURITY, 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. 147](#)

Amend [Senate Bill No. 147](#) as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 24-8-212 is amended to read as follows:
 24-8-212. Credited service - Transfer of service as municipal ~~judge~~ officer.

(a) As used in this section, "municipal officer" means:

- (1) A mayor;
- (2) An alderman;
- (3) A city clerk;
- (4) A city attorney; or
- (5) A municipal judge.

(b) Any person who ~~shall have~~ has served as a municipal ~~judge in any municipal court~~ officer in this state and who holds credited service therefor in any retirement system or retirement fund is authorized to transfer his or her credited services in the retirement system or retirement fund to the Arkansas Judicial Retirement System by:

(1) Notifying, in writing, the administrative body of each retirement ~~plan~~ system of his or her intention to transfer his or her tenure;

(2) Authorizing the Board of Trustees of the Arkansas Judicial Retirement System or appropriate administrative body of his the retirement system to transfer to the ~~system~~ Arkansas Judicial Retirement System any sums of money paid for his or her retirement to the retirement fund or retirement system by the municipal ~~judge~~ officer and, at the option of the city council or board of directors, to transfer to the ~~system~~ Arkansas Judicial Retirement System the court costs collected during his or her tenure as a municipal ~~judge~~ officer; and

(3)(A) Paying into the retirement system an amount of money he or she would have paid into the retirement system for an equal amount of tenure as a ~~judge of the court to which he has been elected~~ municipal officer, less the amount of money from his present retirement system as authorized in this section.

(B) Upon transferring the credited service from his or her present retirement fund or retirement system, the person shall be given credited service in the ~~system~~ Arkansas Judicial Retirement System for an equal number of years of credited service for which he or she has qualified under any other ~~plan or system~~ retirement fund or retirement system to which he or she has belonged by reason of his or her service as a municipal ~~judge~~ officer.

SECTION 2. Arkansas Code Title 24, Chapter 8, Subchapter 8 is amended to add an additional section to read as follows:

24-8-825. Credited service - Transfer of service as municipal officer.

(a) As used in this section, "municipal officer" means:

- (1) A mayor;
- (2) An alderman;
- (3) A city clerk;
- (4) A city attorney; or
- (5) A municipal judge.

(b) Any person who has served as a municipal officer in this state and who holds credited service therefor in any retirement system or retirement fund is authorized to transfer his or her credited services in the retirement system or retirement fund to the Arkansas District Judge Retirement System by:

- (1) Notifying, in writing, the administrative body of each retirement system of his or her intention to transfer his or her tenure;
- (2) Authorizing the Board of Trustees of the Arkansas District Judge Retirement System or appropriate administrative body of the retirement system to transfer to the Arkansas District Judge Retirement System any sums of money paid for his or her retirement to the retirement fund or retirement system by the municipal officer and, at the option of the city council or board of directors, to transfer to the Arkansas District Judge Retirement System the court costs collected during his or her tenure as a municipal officer; and
- (3)(A) Paying into the retirement system an amount of money he or she would have paid into the retirement system for an equal amount of tenure as a municipal officer, less the amount of money from his or her present retirement system as authorized in this section.

(B) Upon transferring the credited service from his or her present retirement fund or retirement system, the person shall be given credited service in the Arkansas District Judge Retirement System for an equal number of years of credited service for which he or she has qualified under any other retirement fund or retirement system to which he or she has belonged by reason of his or her service as a municipal officer."

(SIGNED) HENRY "HANK" WILKINS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 147 was ordered engrossed.

On motion of Senator Brown, **Senate Bill No. 373** 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. 373

Amend **Senate Bill No. 373** as originally introduced:

Remove Senator Salmon as a co-sponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 373 was ordered engrossed.

On motion of Senator Brown, [Senate Bill No. 376](#) 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. 376](#)

Amend [Senate Bill No. 376](#) as originally introduced:

Remove Senator Salmon as a co-sponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 376](#) was ordered engrossed.

On motion of Senator Brown, **Senate Bill No. 375** 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. 375

Amend **Senate Bill No. 375** as originally introduced:

Remove Senator Salmon as a co-sponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 375 was ordered engrossed.

On motion of Senator Brown, **Senate Bill No. 374** 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. 374

Amend **Senate Bill No. 374** as originally introduced:

Remove Senator Salmon as a co-sponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 374 was ordered engrossed.

On motion of Senator Brown, **Senate Bill No. 372** 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. 372

Amend **Senate Bill No. 372** as originally introduced:

Remove Senator Salmon as a co-sponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 372 was ordered engrossed.

On motion of Senator Brown, [Senate Bill No. 377](#) 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. 377](#)

Amend [Senate Bill No. 377](#) as originally introduced:

Remove Senator Salmon as a co-sponsor of the bill

(SIGNED) SENATOR IRMA HUNTER BROWN

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

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 377](#) was ordered engrossed.

On motion of Senator Salmon, **Senate Bill No. 380** 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. 380

Amend **Senate Bill No. 380** as engrossed, S2/27/07:

Page 1, line 21, delete “§ 7-5-102” and substitute “§ 7-4-102”

(SIGNED) SENATOR SALMON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 380 was ordered engrossed.

On motion of Senator Steele, **Senate Bill No. 306** 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. 306

Amend **Senate Bill No. 306** as originally introduced:

Page 1, delete lines 10 and 11 in their entirety and substitute the following:

"DEPARTMENT OF EDUCATION FOR VISION SCREENING PROGRAM OPERATING"

And

Page 1, delete lines 17 and 18 in their entirety and substitute the following:

"AN ACT FOR THE DEPARTMENT OF EDUCATION"

And

Page 1, delete lines 27 and 28 in their entirety and substitute the following:

"appropriated, to the Department of Education, to be payable from the School-Age Children Eye and Vision Care Fund,"

(SIGNED) SENATOR TRACY STEELE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 306 was ordered engrossed.

On motion of Senator Whitaker, **Senate Bill No. 760** 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. 760

Amend **Senate Bill No. 760** as originally introduced:

Page 1, insert additional subsections immediately following Section 1, subsection (A) to read as follows:

- " (B) For providing grants to senior citizens centers in Crawford County, Franklin County and Washington County (Winslow and Morrow), the sum of.....
.....\$100,000.
- (C) For providing community grants to the Uniontown area for improvements, additions, lighting, and equipment, the sum of.....\$25,000."

(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. 760 was ordered engrossed.

On motion of Senator Altes, **Senate Bill No. 182** 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. 182

Amend **Senate Bill No. 182** as originally introduced:

Page 1, delete lines 27 through 33, and substitute the following:
"material harmful to minors if:

(i) The material is kept behind devices commonly known as "blinder racks" so that the lower two-thirds (2/3) of the material is not exposed to view; and or

~~(ii) The material is segregated in a manner that physically prohibits access to the material by a minor~~ Material harmful to minors is not contained on the front cover, back cover, or binding of the displayed material;"

(SIGNED) SENATOR ALTES

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 182 was ordered engrossed.

On motion of Senator Glover, **Senate Bill No. 15** was withdrawn from the Committee on REVENUE & TAXATION, and placed back on second reading for purpose of Amendment No. 1, No. 2 and No. 3.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 15

Amend **Senate Bill No. 15** as originally introduced:

Add Senators Trusty, Altes, Faris, and Taylor as cosponsors of the bill

(SIGNED) SENATOR GLOVER

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

(SIGNED) ANN CORNWELL, SECRETARY

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 15

Amend **Senate Bill No. 15** as originally introduced:

Add Representatives Allen, Berry, Cook, Creekmore, Dickinson, Dunn, L. Evans, George, Green, Hardwick, Harris, Hoyt, Jeffrey, Key, Kidd, King, Lamoureux, M. Martin, Maxwell, Medley, Patterson, Prater, Ragland, Reynolds, Rosenbaum, Sumpter, and Wills as cosponsors of the bill

(SIGNED) SENATOR GLOVER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 15 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 3 to SENATE BILL NO. 15

Amend **Senate Bill No. 15** as originally introduced:

Page 1, delete lines 10 through 13 of the TITLE in its entirety and substitute the following:
"AN ACT TO REPLACE THE GROSS RECEIPTS TAX ON MINI-WAREHOUSE AND SELF-STORAGE RENTAL SERVICES WITH A SPECIAL EXCISE TAX TO BE PHASED OUT IN THREE YEARS; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 16 through 19 of the SUBTITLE in its entirety and substitute the following:

"TO REPLACE THE GROSS RECEIPTS TAX ON MINI-WAREHOUSE AND SELF-STORAGE RENTAL SERVICES WITH A SPECIAL EXCISE TAX TO BE PHASED OUT IN THREE YEARS."

AND

Page 1, line 23, add the following new section:

"SECTION 1. Title 26 of the Arkansas Code is amended to add a new chapter to read as follows:

SUBCHAPTER 1 – GENERAL PROVISIONS

26-64-101. Title.

This chapter shall be known and may be cited as “Arkansas Special Excise Tax on Mini-Warehouse and Self-Storage Rental Services”.

26-64-102. Definitions.

As used in this chapter:

(a)(1) “Mini-warehouse and self-storage rental services” means providing a secured area such as a building, a room in a building, locker, compartment, container, or a secured area within a building for the purpose of storing tangible personal property in which the consumer customarily stores and removes the consumer’s tangible personal property on a self-service basis. This term includes, but is not limited to, storage lockers or storage units in apartment complexes (if the locker or unit is utilized at the option of a tenant upon payment of a fee in addition to the apartment rental), amusement parks, water parks, recreational facilities, and other public locations where lockers are rented for self-storage.

(2) “Mini-warehouse and self-storage rental services” shall not include:

(A) General warehousing and storage, where the warehouse is engaged in the operation of receiving, handling, and storing property for others using the warehouse’s staff and equipment, and does not allow the consumer of the service separate access to the storage area used to hold the property; and

(B) Storage incidental to the lease of real property used for purposes other than the storage of tangible personal property.

(b) “Director” means the Director of the Department of Finance and Administration, or any of his or her authorized agents;

(c) “Gross receipts” or “gross proceeds” means the total amount of consideration for the sale of tangible personal property and such services as are provided for in this act, whether the consideration is in money or otherwise, without any deduction on account of the cost of the properties sold, labor service performed, interest paid, losses, or any expenses whatsoever.

26-64-103. Tax additional to other taxes.

The tax levied by this chapter shall be in addition to any other tax except as otherwise provided in this chapter.

26-64-104. Administration - Rules and regulations.

(a) The Director of the Department of Finance and Administration shall administer this chapter.

(b) The director shall prescribe forms and promulgate rules for the proper enforcement of this chapter, including without limitation the manner and time the taxes levied by this chapter shall be collected, reported, and paid, and how a sale will be sourced.

26-64-105. Disposition of taxes, interest, and penalties.

The taxes levied in this chapter, including any associated interest, penalties and costs levied pursuant to Arkansas law, shall be distributed as follows:

(a) Seventy-six and six-tenths percent (76.6%) of the tax, interest, penalties, and costs received by the Director of the Department of Finance and Administration shall be deposited as general revenues;

(b) Eight and one-half percent (8.5%) of the tax, interest, penalties, and costs received by the director shall be deposited into the Property Tax Relief Trust Fund; and

(c) Fourteen and nine-tenths percent (14.9%) of the tax, interest, penalties, and costs received by the director shall be deposited into the Educational Adequacy Fund.

SUBCHAPTER 2 – REGISTRATION – DISCOUNT – EXEMPTION -- PROCEDURES.26-64-201. Registration required.

(a) It is unlawful for any taxpayer to transact business within this state prior to registering with the Director of the Department of Finance and Administration.

(b) The director may promulgate rules to implement this section.

26-64-202. Discount for prompt payment.

A taxpayer filing a report for a tax due under this chapter is eligible for the discount for prompt payment pursuant to § 26-52-503.

26-64-203. Exemptions generally.

A tax levied by this chapter is exempted from taxation in the same manner as the gross receipts tax levied by the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq.

26-64-204. Applicability of tax procedure provisions.

Any proceeding related to the registration, collection, reporting, payment, or protest of the taxes levied under this chapter is governed by the Arkansas Tax Procedure Act, § 26-18-101 et seq.

SUBCHAPTER 3. SPECIAL EXCISE TAX ON MINI-WAREHOUSE AND SELF-STORAGE RENTAL SERVICES.26-64-301. Tax Levied.

(a)(1) Beginning July 1, 2007, there is levied an excise tax on the gross receipts or gross proceeds derived from mini-warehouse and self-storage rental services at the rate of four and one-half percent (4.5%).

(2) Beginning July 1, 2008, the tax levied in subdivision (a)(1) of this section shall be levied at the rate of three percent (3%).

(3) Beginning July 1, 2009, the tax levied in subdivision (a)(1) of this section shall be levied at the rate of one and one-half percent (1.5%).

(4) Beginning July 1, 2010, the tax levied in subdivision (a)(1) of this section shall be levied at the rate of zero percent (0%)."

AND

Page 1, delete lines 24 and 25, and substitute the following:

"SECTION 2. Effective July 1, 2007, Arkansas Code § 26-52-316(a) is amended to read as follows:"

AND

Page 2, line 18, add the following section:

"SECTION 3. EMERGENCY CLAUSE. It is found and determined by the Eighty-Sixth General Assembly that mini-warehouse and self-storage businesses provide the citizens of the State of Arkansas with an affordable, convenient alternative for safely storing family and business records, in effect creating an extension of the family home or apartment; that the gross receipts tax on such services unfairly targets the poor and middle classes of the State who are less able to safely store such items at their residences or at the site of their small businesses; that the gross receipts tax on such services in effect places a recurring tax burden for the storage of items on which the tax was long ago paid by the consumer; and that the rate reduction and eventual elimination provided by this special excise tax are necessary to alleviate this burden. Therefore, an emergency is declared to exist, and this act, being immediately necessary for the preservation of the public peace, health and safety, shall become effective July 1, 2007."

(SIGNED) SENATOR GLOVER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 15 was ordered engrossed.

On motion of Senator Crumbly, [Senate Bill No. 362](#) 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. 362](#)

Amend [Senate Bill No. 362](#) as originally introduced:

Page 1, line 30, delete "\$75,000" and insert therefore "\$50,000".

(SIGNED) SENATOR JACK CRUMBLY

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

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 362](#) was ordered engrossed.

On motion of Senator J. JEFFRESS, [Senate Bill No. 115](#) was withdrawn from the Committee on JOINT RETIREMENT AND SOCIAL SECURITY, and placed back on second reading for purpose of Amendment No. 3.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 3 to SENATE BILL NO. 115](#)

Amend [Senate Bill No. 115](#) as engrossed, S2/28/07:

Page 2, delete line 29 and substitute the following:

“employer and employee contribution.

(C) Contributions to the system under this section shall be nonrefundable.”

AND

Page 3, delete line 9 and substitute the following:

“employer and employee contribution.

(C) Contributions to the system under this section shall be nonrefundable.”

(SIGNED) SENATOR J. JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 115 was ordered engrossed.

On motion of Senator Bookout, **Senate Bill No. 660** was withdrawn from the Committee on EDUCATION, 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. 660

Amend **Senate Bill No. 660** as originally introduced:

Page 1, delete line 26 and substitute:

~~"four hundred dollars (\$400)~~ one thousand five hundred dollars (\$1,500) per month in"

(SIGNED) SENATOR PAUL BOOKOUT

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 660 was ordered engrossed.

On motion of Senator Horn, [Senate Bill No. 361](#) was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, 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. 361](#)

Amend [Senate Bill No. 361](#) as originally introduced:

Delete Senators Crumbly and Madison as cosponsors of the bill

(SIGNED) SENATOR BARBARA HORN

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

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 361](#) was ordered engrossed.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 15, BY SENATOR GLOVER, 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 Glover, **Senate Bill No. 15** was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 115, BY SENATOR J. JEFFRESS,
SENATE BILL NO. 147, BY SENATOR WILKINS,

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

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator J. Jeffress, **Senate Bill No. 115** was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

On motion of Senator Wilkins, **Senate Bill No. 147** was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 182, BY SENATOR ALTES,

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 Altes, **Senate Bill No. 182** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 196, BY SENATOR J. JEFFRESS,

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 J. Jeffress, **Senate Bill No. 196** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 306, BY SENATOR STEELE,
SENATE BILL NO. 362, BY SENATOR CRUMBLY,
SENATE BILL NO. 638, BY SENATOR BROWN,
SENATE BILL NO. 760, BY SENATOR WHITAKER,

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

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Steele, **Senate Bill No. 306** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Crumbly, **Senate Bill No. 362** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Brown, **Senate Bill No. 638** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Whitaker, **Senate Bill No. 760** was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 361, BY SENATOR HORN, 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 Horn, **Senate Bill No. 361** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 372, BY SENATOR BROWN, et al,
SENATE BILL NO. 373, BY SENATOR BROWN, et al,
SENATE BILL NO. 374, BY SENATOR BROWN, et al,
SENATE BILL NO. 375, BY SENATOR BROWN, et al,
SENATE BILL NO. 376, BY SENATOR BROWN, et al,
SENATE BILL NO. 377, BY SENATOR BROWN, et al,
SENATE BILL NO. 637, BY SENATOR BROWN,

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

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

On motion of Senator Brown, [Senate Bill No. 372](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Brown, [Senate Bill No. 373](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Brown, [Senate Bill No. 374](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Brown, [Senate Bill No. 375](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Brown, [Senate Bill No. 376](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Brown, [Senate Bill No. 377](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Brown, [Senate Bill No. 637](#) was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 380, BY SENATOR SALMON,

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 Salmon, **Senate Bill No. 380** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 660, BY SENATOR BOOKOUT,

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 Bookout, **Senate Bill No. 660** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT, to whom was referred:

SENATE BILL NO. 206, BY SENATOR G. JEFFRESS,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 3.

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT, to whom was referred:

HOUSE CONCURRENT RESOLUTION NO. 1012,
BY REPRESENTATIVE RAGLAND,

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

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on JOINT BUDGET, to whom was referred:

SENATE BILL NO. 259, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR SHAWN A. WOMACK
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

SENATE BILL NO. 31, BY SENATOR SUE MADISON,

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

Respectfully submitted,

(SIGNED) SENATOR PAUL MILLER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

HOUSE BILL NO. 1455, BY REPRESENTATIVE BOND,

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

Respectfully submitted,

(SIGNED) SENATOR PAUL MILLER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

SENATE BILL NO. 368, BY SENATOR WILKINSON,
SENATE BILL NO. 588, BY SENATOR T. SMITH,
SENATE BILL NO. 600, BY SENATOR J. TAYLOR,
SENATE BILL NO. 765, BY SENATOR SALMON,
SENATE BILL NO. 767, BY SENATOR SALMON,

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 STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

SENATE BILL NO. 16, BY SENATOR R. THOMPSON,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass to concur in House
Amendment No. 1 and No. 2.

Respectfully submitted,

(SIGNED) SENATOR STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

SENATE BILL NO. 229, BY SENATOR FARIS,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass to concur in House
Amendment No. 1.

Respectfully submitted,

(SIGNED) SENATOR STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

HOUSE BILL NO. 1439, BY REPRESENTATIVE W. LEWELLEN,

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

Respectfully submitted,

(SIGNED) SENATOR STEVE FARIS
CHAIRMAN

SENATE BILL NO. 799
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CRITCHER

A Bill for an Act to be Entitled: AN ACT TO BE KNOWN AS THE "TIRE
SAFETY ACT OF 2007"; AND FOR OTHER PURPOSES.

Senate Bill No. 799 was read the first time, rules suspended, read the second
time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND
LEGISLATIVE AFFAIRS.

SENATE BILL NO. 800
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR WOMACK
BY: REPRESENTATIVE KEY

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE ARKANSAS STATE BOARD OF PHARMACY TO WAIVE PERMIT FEES FOR PHARMACY TECHNICIANS WORKING AS VOLUNTEERS IN CHARITABLE CLINICS; AND FOR OTHER PURPOSES.

Senate Bill No. 800 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 801
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HILL AND CAPPS
BY: REPRESENTATIVES SULLIVAN AND MALOCH

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FUNDING FOR THE ARKANSAS STATE FAIR AND LIVESTOCK SHOW ASSOCIATION; AND FOR OTHER PURPOSES.

Senate Bill No. 801 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT.

On motion of Senator Whitaker, and without objection, the House was requested to return **Senate Concurrent Resolution 11** for further consideration.



STATE OF ARKANSAS
Arkansas Senate

GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS

Ann Cornwell
Secretary of the Senate
Senate Fiscal Officer
State Capitol, Room 320
Little Rock, Arkansas 72201

March 1, 2007

The Honorable Jo Renshaw
Chief Clerk
State Capitol
Little Rock, Arkansas 72201

Dear Ms. Renshaw:

The Senate respectfully requests the return to the Senate, of Senate Concurrent Resolution 11.

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate

Senator Whitaker discussed possible Senate rule changes to the Body.

On motion of Senator Wilkinson, **Senate Concurrent Resolution 13** was called up for third reading and final disposition.

**SENATE CONCURRENT RESOLUTION NO. 13
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR WILKINSON
BY: REPRESENTATIVES BREEDLOVE AND WALTERS**

SENATE CONCURRENT RESOLUTION COMMENDING THE CHARLES E. OSBORN AGENCY, INC., OF GREENWOOD, ARKANSAS, ON CELEBRATING ONE HUNDRED (100) YEARS IN THE INSURANCE BUSINESS.

Senate Concurrent Resolution No. 13 was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Concurrent Resolution No. 13 was ordered immediately transmitted to the House.

On motion of Senator Luker, the rules were suspended in considering **House Concurrent Resolution 1012** at this time.

On motion of Senator Luker, **House Concurrent Resolution No. 1012** was called up for third reading and final disposition.

**HOUSE CONCURRENT RESOLUTION NO. 1012
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES RAGLAND AND NORTON**

HOUSE CONCURRENT RESOLUTION RECOGNIZING THE SEVENTIETH ANNIVERSARY OF CONSERVATION DISTRICTS; URGING RENEWED VIGILANCE IN THE PROTECTION OF PRIVATE PROPERTY RIGHTS; AND URGING FEDERAL AND STATE AGENCIES TO RESPECT THE VALUE AND AUTHORITY OF CONSERVATION DISTRICTS.

House Concurrent Resolution No. 1012 was read the third time and concurred in by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

House Concurrent Resolution No. 1012 was ordered immediately returned to the House as concurred in.

SENATE CONCURRENT MEMORIAL RESOLUTION NO. 4
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS BISBEE AND HENDREN
BY: REPRESENTATIVES PACE, HARDWICK, HARRIS, BURKES, ET AL

SENATE CONCURRENT MEMORIAL RESOLUTION IN RESPECTFUL MEMORY OF JUDGE TERRY CRABTREE AND IN RECOGNITION OF HIS MANY CONTRIBUTIONS TO THE JUDICIARY AND TO THE PEOPLE OF ARKANSAS.

Senate Concurrent Memorial Resolution No. 4 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 802
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR GLOVER

A Bill for an Act to be Entitled: AN ACT TO AMEND PROVISIONS OF THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY ACT TO CLARIFY THE POWERS OF THE AUTHORITY WITH RESPECT TO NONPROFIT ORGANIZATIONS, SCIENTIFIC AND TECHNICAL SERVICES BUSINESSES, TECHNOLOGY-BASED ENTERPRISES, AND TOURISM ENTERPRISES; AND FOR OTHER PURPOSES.

Senate Bill No. 802 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 803
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO PROVIDE VARIOUS ECONOMIC DEVELOPMENT INCENTIVES FOR THE CREATION AND PRESERVATION OF JOBS AND ECONOMIC OPPORTUNITY AND TO RETAIN BUSINESSES; AND FOR OTHER PURPOSES.

Senate Bill No. 803 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 804
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HILL

A Bill for an Act to be Entitled: AN ACT CONCERNING THE DOCUMENTATION REQUIRED FOR A DISABLED VETERAN OR THE SURVIVING SPOUSE OR DEPENDANT MINOR CHILD OF A DISABLED VETERAN TO CLAIM A PROPERTY TAX EXEMPTION; CONCERNING THE DOCUMENTATION REQUIRED FOR CERTAIN OTHER MILITARY RELATED PROPERTY TAX EXEMPTIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 804 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 805
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR T. SMITH

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE PROCEDURES CONCERNING THE NONCONSENSUAL TOWING OF A VEHICLE; AND FOR OTHER PURPOSES.

Senate Bill No. 805 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

SENATE BILL NO. 806
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR SALMON

A Bill for an Act to be Entitled: AN ACT AMENDING ARKANSAS LAW CONCERNING NOTIFICATION OF THE COUNTY CORONER OF CERTAIN DEATHS; AND FOR OTHER PURPOSES.

Senate Bill No. 806 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 807
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY

A Bill for an Act to be Entitled: AN ACT TO CLARIFY SCHOOL FACILITIES LAW FOR HIGH-GROWTH SCHOOL DISTRICTS; AND FOR OTHER PURPOSES.

Senate Bill No. 807 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 808
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY
BY: REPRESENTATIVE REEP

A Bill for an Act to be Entitled: AN ACT TO ALLOW A SCHOOL DISTRICT TO USE NET ATHLETIC EVENT GATE RECEIPTS TO PURCHASE AWARDS FOR STUDENT PARTICIPATION IN SCHOOL ATHLETIC EVENTS; AND FOR OTHER PURPOSES.

Senate Bill No. 808 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 809
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE ACADEMIC FACILITIES EXTRAORDINARY CIRCUMSTANCES PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 809 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE CONCURRENT MEMORIAL RESOLUTION NO. 5
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MADISON
BY: REPRESENTATIVES EDWARDS, L. SMITH & HOUSE

SENATE CONCURRENT MEMORIAL RESOLUTION IN RESPECTFUL MEMORY OF BRITTANEY ANN ALLEN AND HER SERVICE TO THE GREAT STATE OF ARKANSAS; IN RECOGNITION OF THE BRITTANEY ANN FOUNDATION: AND TO ENCOURAGE PARENTS TO EDUCATE THEIR CHILDREN ON SAFETY ISSUES RELATED TO DRIVING.

Senate Concurrent Memorial Resolution No. 5 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 810
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TRUSTY

A Bill for an Act to be Entitled: AN ACT TO INCLUDE EITHER PARENT'S ABILITY TO PROVIDE HEALTH INSURANCE AS A MATERIAL CHANGE OF CIRCUMSTANCES FOR CHILD SUPPORT MODIFICATION PURPOSES; TO REQUIRE THE PAYOR OF LUMP-SUM PAYMENTS OWED TO A PARENT WHO OWES PAST DUE CHILD SUPPORT TO DEDUCT AN AMOUNT TO BE APPLIED TO ACCRUED ARREARAGES; AND FOR OTHER PURPOSES.

Senate Bill No. 810 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 811
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TRUSTY

A Bill for an Act to be Entitled: AN ACT TO REQUIRE REFERRALS FOR THE CRIMINAL PROSECUTION OF CERTAIN CASES OF NONPAYMENT OF CHILD SUPPORT; AND FOR OTHER PURPOSES.

Senate Bill No. 811 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 812
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HORN

A Bill for an Act to be Entitled: AN ACT TO AMEND § 14-233-108 TO INCREASE THE PER DIEM ALLOWANCE FOR A DIRECTOR OF THE BOARD OF A SANITATION AUTHORITY; AND FOR OTHER PURPOSES.

Senate Bill No. 812 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 813
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MILLER

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT DEBT CANCELLATION AGREEMENTS ARE NOT INCLUDED IN THE DEFINITION OF INSURANCE UNDER THE ARKANSAS INSURANCE CODE; AND FOR OTHER PURPOSES.

Senate Bill No. 813 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

SENATE BILL NO. 814
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR T. SMITH
BY: REPRESENTATIVE PETRUS

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT IF FEDERAL LAW AUTHORIZES THE STATE TO COLLECT SALES AND USE TAX FROM SELLERS WHO HAVE NO PHYSICAL PRESENCE IN THE STATE THEN THE TAXES COLLECTED FROM THOSE SELLERS SHALL BE DISTRIBUTED PURSUANT TO THIS ACT; AND FOR OTHER PURPOSES.

Senate Bill No. 814 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 815
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE SPECIAL LICENSE PLATE ACT OF 2005 TO DISTINGUISH PROFESSIONAL FIREFIGHTERS WITH A DISTINCTIVE SPECIAL LICENSE PLATE; AND FOR OTHER PURPOSES.

Senate Bill No. 815 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

SENATE BILL NO. 816
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CAPPS

A Bill for an Act to be Entitled: AN ACT TO ALLOW FOR PERSONAL REIMBURSEMENT TO STATE EMPLOYEES FOR THE PAYMENT OF TIPS WHILE TRAVELING ON OFFICIAL BUSINESS; AND FOR OTHER PURPOSES.

Senate Bill No. 816 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 817
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CAPPS

A Bill for an Act to be Entitled: AN ACT TO ALLOW FEDERAL REIMBURSEMENTS OF EXPENSES PAID IN ADVANCE BY THE STATE ON BEHALF OF THE FEDERAL GOVERNMENT; TO ALLOW REIMBURSEMENTS BY VENDORS OR THEIR AGENTS ON WARRANTIES, PRODUCT REBATES, AND SERVICE ADJUSTMENTS TO BE PROCESSED AS REFUNDS TO EXPENDITURES; AND FOR OTHER PURPOSES.

Senate Bill No. 817 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 818
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT TO REQUIRE CERTAIN DISCLOSURES ON GIFT CARDS AND GIFT CERTIFICATES; TO PROVIDE PENALTIES FOR FAILURE TO MAKE THE REQUIRED DISCLOSURES; TO INCLUDE GIFT CARDS AND GIFT CERTIFICATES UNDER THE UNCLAIMED PROPERTY ACT; TO CREATE A MISCELLANEOUS FUND FOR UNCLAIMED GIFT CARDS AND UNCLAIMED GIFT CERTIFICATES; AND FOR OTHER PURPOSES.

Senate Bill No. 818 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

SENATE BILL NO. 819
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CRITCHER
BY: REPRESENTATIVE COOPER

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MEDICAID FAIRNESS ACT TO CLARIFY CERTAIN PROVISIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 819 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 820
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CRITCHER
BY: REPRESENTATIVE COOPER

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR PUBLIC GUARDIANSHIP OF INCAPACITATED ADULTS WHO OTHERWISE WOULD HAVE NO ONE TO MAKE AND COMMUNICATE DECISIONS NECESSARY FOR THE ADULT'S HEALTH, SAFETY, AND WELFARE; AND FOR OTHER PURPOSES.

Senate Bill No. 820 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 821
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT TO CHANGE THE TIME BY WHICH THE CODE REVISION COMMISSION IS REQUIRED TO FILE DRAFTS OF CORRECTIVE LEGISLATION; AND FOR OTHER PURPOSES.

Senate Bill No. 821 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 822
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS BAKER, ARGUE & BRYLES
BY: REPRESENTATIVES KENNEY, KEY, EVERETT & NORTON

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE SECTION 529 PLAN REVIEW COMMITTEE TO CREATE A PILOT PROGRAM TO BE KNOWN AS THE "ASPIRING SCHOLARS MATCHING GRANT PROGRAM" TO MATCH THE CONTRIBUTION MADE INTO AN ACCOUNT FOR A DESIGNATED BENEFICIARY ESTABLISHED UNDER THE ARKANSAS TAX-DEFERRED TUITION SAVINGS PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 822 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 823
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY

A Bill for an Act to be Entitled: AN ACT TO CHANGE THE MAILING PROCEDURES FOR CERTAIN NOTICES FROM SUBURBAN IMPROVEMENT DISTRICTS; AND FOR OTHER PURPOSES.

Senate Bill No. 823 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

HOUSE CONCURRENT RESOLUTION NO. 1011
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PACE
BY: SENATOR SALMON

HOUSE CONCURRENT RESOLUTION CONCERNING BUREAU OF LEGISLATIVE RESEARCH COMMUNICATION BY ELECTRONIC MAIL WITH MEMBERS OF THE GENERAL ASSEMBLY.

House Concurrent Resolution No. 1011 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

HOUSE BILL NO. 1085
As Engrossed: H2/8/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE OVERBEY

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE §§ 24-12-121, 24-12-123, 24-12-124, AND 24-12-127 TO ALLOW FOR COST OF LIVING ADJUSTMENTS FOR THOSE MAYORS, CITY CLERK-TREASURERS, RECORDER-TREASURERS, AND TREASURERS IN CITIES OF THE FIRST CLASS AND CITIES OF THE SECOND CLASS WHO RETIRE UNDER *STATE-AUTHORIZED LOCAL PLANS UNDER CERTAIN CIRCUMSTANCES*; AND FOR OTHER PURPOSES.

House Bill No. 1085 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1144
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE THYER

A Bill for an Act to be Entitled: AN ACT CONCERNING THE HOUSE MEMBERSHIP OF THE LEGISLATIVE COUNCIL, THE LEGISLATIVE JOINT AUDITING COMMITTEE, AND THE JOINT BUDGET COMMITTEE; TO PROVIDE FOR TEMPORARY APPOINTMENT BY THE SPEAKER OF THE HOUSE IF CERTAIN OFFICERS HAVE NOT BEEN ELECTED WHO WOULD BE EX OFFICIO MEMBERS OF THE COMMITTEES; AND FOR OTHER PURPOSES.

House Bill No. 1144 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1345
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WOOD

A Bill for an Act to be Entitled: AN ACT TO ENSURE THAT THE ORDERS OF CHILD CUSTODY AND VISITATION FOR PARENTS WHO ARE MEMBERS OF THE ARMED FORCES ARE NOT PERMANENTLY MODIFIED FOR THE SOLE REASON OF THE PARENT'S MILITARY MOBILIZATION; TO ALLOW COURTS TO TEMPORARILY MODIFY ORDERS OF CHILD CUSTODY AND VISITATION FOR PARENTS WHO ARE MILITARY MOBILIZED; AND FOR OTHER PURPOSES.

House Bill No. 1345 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1373
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BOND
BY: SENATOR LUKER

A Bill for an Act to be Entitled: AN ACT TO AMEND PROVISIONS OF THE ARKANSAS CODE TO RECONCILE INCONSISTENCIES REGARDING THE MINIMUM AGE TO MARRY; AND FOR OTHER PURPOSES.

House Bill No. 1373 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1529
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE JEFFREY
BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT CONCERNING THE SALARIES OF JUDGES AND OTHER PERSONNEL OF THE VARIOUS DISTRICT COURTS; AND FOR OTHER PURPOSES.

House Bill No. 1529 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1536
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES OVERBEY, WELLS, GEORGE, ET AL
BY: SENATORS WILKINSON, LAVERTY, ALTES, BAKER, BOOKOUT,
BROADWAY, CRITCHER, GLOVER, HENDREN, J. JEFFRESS, G. JEFFRESS,
MILLER, B. PRITCHARD, T. SMITH, J. TAYLOR, TRUSTY & WOMACK

A Bill for an Act to be Entitled: AN ACT TO LIMIT THE LOCATION OF ADULT-ORIENTED BUSINESSES IN PROXIMITY TO LOCATIONS FREQUENTED BY CHILDREN; AND FOR OTHER PURPOSES.

House Bill No. 1536 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1586
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE KING

A Bill for an Act to be Entitled: AN ACT TO MODIFY PROVISIONS RELATED TO THE ADVERTISING AND PROMOTION TAXES LEVIED BY CITIES OF THE FIRST CLASS WITH A POPULATION OF FEWER THAN FIVE THOUSAND (5,000) TO ENSURE THAT THE TAXES ARE LEVIED AND COLLECTED ON ALL ENTITIES THAT PROVIDE LODGING AND TO PROVIDE ADEQUATE REPRESENTATION AND PROCEDURES FOR FILLING THE VACANCIES THAT OCCUR ON THESE CITIES' ADVERTISING AND PROMOTIONS COMMISSION; AND FOR OTHER PURPOSES.

House Bill No. 1586 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

HOUSE BILL NO. 1589
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES PACE, BLOUNT, BERRY, COOK, ET AL
BY: SENATORS BOOKOUT, CAPPS, GLOVER, HENDREN, B. JOHNSON, J.
TAYLOR, TRUSTY & WILKINS

A Bill for an Act to be Entitled: AN ACT TO ENABLE THE USE OF ELECTRIC UTILITY POWER LINES TO DEPLOY BROADBAND NETWORKS; AND FOR OTHER PURPOSES.

House Bill No. 1589 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

HOUSE BILL NO. 1607
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HOYT

A Bill for an Act to be Entitled: AN ACT TO AMEND THE PROCEDURE FOR THE COLLECTION OF DELINQUENT MUNICIPAL, COUNTY, DISTRICT, OR RURAL WATER OR WASTEWATER BILLS; AND FOR OTHER PURPOSES.

House Bill No. 1607 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

HOUSE BILL NO. 1693
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WEBB

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 8-5-208 TO EXTEND THE TIME A WASTEWATER OPERATOR'S LICENSE IS VALID; AND FOR OTHER PURPOSES.

House Bill No. 1693 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

HOUSE BILL NO. 1700
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE DUNN

A Bill for an Act to be Entitled: AN ACT TO GIVE A PARTNER, PROFESSIONAL ASSOCIATION MEMBER, OR LIMITED LIABILITY COMPANY MEMBER THE SAME RIGHT TO WAIVE WORKERS' COMPENSATION COVERAGE AS A SOLE PROPRIETOR AND A CORPORATE OFFICER; AND FOR OTHER PURPOSES.

House Bill No. 1700 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

HOUSE BILL NO. 1707
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE GREENBERG

A Bill for an Act to be Entitled: AN ACT CONCERNING THE FILING OF A STATEMENT OF FINANCIAL INTEREST BY A CANDIDATE FOR ELECTIVE OFFICE; AND FOR OTHER PURPOSES.

House Bill No. 1707 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1718
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES OVERBEY, ABERNATHY, L. COWLING, ET AL

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MOTOR VEHICLE CONSUMER PROTECTION ACT REGARDING FEES CHARGED FOR HANDLING AND PROCESSING THE SALE OR LEASE OF A NEW OR USED MOTOR VEHICLE; AND FOR OTHER PURPOSES.

House Bill No. 1718 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

HOUSE BILL NO. 1931
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 ARKANSAS CRIME INFORMATION CENTER WORKSTATION SOFTWARE UPGRADE AND DB2 CONVERSION; AND FOR OTHER PURPOSES.

House Bill No. 1931 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1732
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES L. EVANS AND WOOD
BY: SENATOR GLOVER

A Bill for an Act to be Entitled: AN ACT CONCERNING PUBLIC WATER SYSTEM VULNERABILITY ASSESSMENTS; TO COMPLY WITH REQUIREMENTS OF THE FEDERAL SAFE DRINKING WATER ACT; AND FOR OTHER PURPOSES.

House Bill No. 1732 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1789
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE EDWARDS AND HOUSE
BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE ADVERTISING AND PROMOTION COMMISSIONS TO PURCHASE AND OWN PROPERTY; AND FOR OTHER PURPOSES.

House Bill No. 1789 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

HOUSE BILL NO. 1869
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MALOCH

A Bill for an Act to be Entitled: AN ACT CONCERNING THE STORAGE OF WARRANTS BY THE AUDITOR OF STATE; AND FOR OTHER PURPOSES.

House Bill No. 1869 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1890
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MEDLEY
BY: SENATOR STEELE

A Bill for an Act to be Entitled: AN ACT TO REQUIRE AN ANNUAL PERFORMANCE EVALUATION FOR STATE EMPLOYEES; TO PROVIDE FOR THE REVIEW AND APPROVAL OF THE ANNUAL EVALUATION PROCESS FOR STATE EMPLOYEES BY THE OFFICE OF PERSONNEL MANAGEMENT OF THE DIVISION OF MANAGEMENT SERVICES OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION; AND FOR OTHER PURPOSES.

House Bill No. 1890 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE CONCURRENT RESOLUTION NO. 16
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR WHITAKER

SENATE CONCURRENT RESOLUTION REQUESTING THAT THE ARKANSAS CONGRESSIONAL DELEGATION SUPPORT THE REPEAL OF THE REAL ID ACT OF 2005.

Senate Concurrent Resolution No. 16 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 824
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR WOMACK
BY: REPRESENTATIVE DUNN

A Bill for an Act to be Entitled: AN ACT TO IMPOSE DUTIES AND RESTRICTIONS ON CHECK-CASHERS AS RELATED TO MILITARY CUSTOMERS AND THEIR SPOUSES; TO IMPOSE PENALTIES FOR ROLLOVERS; TO ENCOURAGE AND PERMIT NO-FEE EXTENDED PAYOUTS; TO RESTRICT COLLECTION PRACTICES; TO OTHERWISE ENSURE FAIRNESS IN CHECK-CASHING; AND FOR OTHER PURPOSES.

Senate Bill No. 824 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

SENATE BILL NO. 825
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS WILKINS AND CRUMBLY
BY: REPRESENTATIVES BLOUNT, E. BROWN, DAVIS, ET AL

A Bill for an Act to be Entitled: AN ACT TO PROVIDE ASSISTANCE WITH FUNERAL COSTS FOR NEEDY ARKANSANS; TO CREATE A BOARD OF DIRECTORS TO STUDY METHODS FOR PROVIDING FUNERAL ASSISTANCE TO NEEDY ARKANSANS; AND FOR OTHER PURPOSES.

Senate Bill No. 825 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

SENATE BILL NO. 826
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BRYLES
BY: REPRESENTATIVE KENNEY

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 6-17-811 CONCERNING INCENTIVES FOR TEACHER RECRUITMENT AND RETENTION IN HIGH-PRIORITY DISTRICTS; AND FOR OTHER PURPOSES.

Senate Bill No. 826 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 827
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HILL

A Bill for an Act to be Entitled: AN ACT TO AMEND PORTIONS OF THE REGIONAL WATER DISTRIBUTION DISTRICT ACT, ACT 114 OF 1957, § 14-116-101 ET SEQ.; TO PROVIDE ECONOMIC DEVELOPMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 827 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT.

SENATE BILL NO. 828
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CRITCHER

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT THE USE OF AUTOMATED TELEPHONE SOLICITATION FOR DEBT COLLECTION PURPOSES; TO PROHIBIT COLLECTION CALLS TO PERSONS OTHER THAN A DEBTOR; AND FOR OTHER PURPOSES.

Senate Bill No. 828 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

On motion of Senator Altes, **Senate Bill No. 20** was placed back on second reading for purpose of Amendment No. 5. Withdraw Amendment No. 4.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 5 to SENATE BILL NO. 20

Amend **Senate Bill No. 20** as engrossed S2/1/07:

Page 2, delete lines 2 and 3 and substitute the following:

"(2)(A) "Dispenser" means a person who delivers Schedule II narcotics or Schedule III narcotics."

AND

Page 2, delete line 6 and substitute the following:

"Schedule II narcotics and Schedule III narcotics:"

AND

Page 2, delete lines 8 and 9 and substitute the following:

"care;

(b) For outpatient services, except for a pharmacy owned by a hospital that has a retail pharmacy permit; and

(c) At the time of discharge from a hospital;"

AND

Page 2, lines 12 through 14 and substitute the following:

"Schedule II narcotics or Schedule III narcotics; or

(iv) A wholesale distributor of Schedule II narcotics and Schedule III narcotics;"

AND

Page 2, delete lines 24 through 28 and substitute the following:

"Schedule II narcotics or Schedule III narcotics for whom a prescription is issued or for whom a drug is dispensed, or both; and

(6) "Schedule II narcotics" means controlled substances that are placed in Schedule II under §5-64-205; and

(7) "Schedule III narcotics" means controlled substances that are placed in Schedule III under §5-64-207."

AND

Page 2, delete line 34 and substitute the following:

"(A) Schedule II narcotics and Schedule III narcotics; and"

AND

Page 3, line 7 delete "State Board of Health" and substitute "Arkansas State Board of Pharmacy"

AND

Page 3, delete lines 12 through 14 and substitute the following:

"(b)(1) Each dispenser shall submit to the division information regarding prescription drugs as specified by the Arkansas State Board of Pharmacy.

(2) The Arkansas State Board of Pharmacy shall define:

(A) The methods, including electronic means, by which information regarding each prescription included under subsection (a) of this section shall be submitted to the division; and

(B) The types of data that shall be submitted to the division.

(3) The data specified by the Arkansas State Board of Pharmacy under subdivision (b)(2)(B) of this section may include:"

AND

Page 3, line 15, delete "(1)" and substitute "(A)"

AND

Page 3, line 16, delete "(2)" and substitute "(B)"

AND

Page 3, line 17, delete "(3)" and substitute "(C)"

AND

Page 3, line 18, delete "(4)" and substitute "(D)"

AND

Page 3, line 19, delete "(5)" and substitute "(E)"

AND

Page 3, line 20, delete "(A)" and substitute "(i)"

AND

Page 3, line 21, delete "(B)" and substitute "(ii)"

AND

Page 3, line 22, delete "(C)" and substitute "(iii)"

AND

Page 3, line 24, delete "(D)" and substitute "(iv)"

AND

Page 3, line 25, delete "(E)" and substitute "(v)"

AND

Page 3, line 26, delete "(6)" and substitute "(F)"

AND

Page 3, line 27, delete "(A)" and substitute "(i)"

AND

Page 3, line 28, delete "(B)" and substitute "(ii)"

AND

Page 3, line 29, delete "(C)" and substitute "(iii)"

AND

Page 3, line 30, delete "(7)" and substitute "(G)"

AND

Page 3, line 31, delete "(8)" and substitute "(H)"

AND

Page 3, line 32, delete "(9)" and substitute "(I)"

AND

Page 3, line 34, delete "(10)" and substitute "(J)"

AND

Page 3, line 35, delete "(11)" and substitute "(K)"

AND

Page 4, delete line 3 and substitute the following:
"the Arkansas State Board of Pharmacy."

AND

Page 4, delete lines 5 and 6 and substitute the following:
"required information at least every thirty (30) days, between the fifteenth and the last days of the month following the month the prescription was"

AND

Page 4, delete lines 16 through 20 and substitute the following:
"(a)(1) The prescription drug monitory program is a noncovered entity under the Health Insurance Portability and Accountability Act of 1996, 42 U.S.C. § 201, as it existed on January 1, 2007.
(2) However, to the extent not inconsistent with this subchapter, the requirements of the Health Insurance Portability and Accountability Act of 1996, 42 U.S.C. § 201, as it existed on January 1, 2007, apply to the prescription drug monitory program."

AND

Page 5, delete lines 11 through 28 and substitute the following:
"(7) If the local, state, and federal law enforcement or prosecutorial official presents a search warrant issued on probable cause by a court of competent jurisdiction, local, state, and federal law enforcement or prosecutorial officials engaged in the administration, investigation, or enforcement of the laws governing controlled substances.

20-7-506. Unlawful acts — Penalties — Exception."

AND

Page 5, delete line 30 and substitute the following:
"under this subchapter who knowingly discloses that information in a manner not authorized under this subchapter shall be"

AND

Page 6, delete line 6 and substitute the following:
"action by the dispenser's licensing board.
(e) Nothing in this section applies to a physician who does not use the program under this subchapter."

AND

Page 6, line 8, delete "20-7-508." and substitute "20-7-507."

AND

Page 6, line 17, delete "including, but not limited to," and substitute "including"

AND

Page 6, delete lines 19 through 22 and substitute the following:

"No. 109-60.

(d) The rules promulgated under this subchapter shall ensure that no costs of the program established under this subchapter are charged to pharmacists or pharmacies.

20-7-508. Fund availability.

This subsection shall take effect only if funds are available as provided in § 20-7-507(c)."

(SIGNED) SENATOR ALTES

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 20 was ordered engrossed.

On motion of Senator Salmon, **Senate Bill No. 300** 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. 300

Amend **Senate Bill No. 300** as originally introduced:

Page 2, line 25, delete "or demeaning"

(SIGNED) SENATOR SALMON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 300 was ordered engrossed.

On motion of Senator Womack, **House Bill No. 1414** 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. 1414

Amend **House Bill No. 1414** as originally introduced:

Page 1, delete line 10 and substitute the following:
"PERSONS CONVICTED OF DRIVING WHILE INTOXICATED; AMENDING
ARKANSAS CODE § 20-64-601 CONCERNING THE NAME OF THE BUREAU OF
ALCOHOL AND DRUG ABUSE PREVENTION;"

AND

Page 1, delete line 16 and substitute the following:

"DRIVING WHILE INTOXICATED AND CHANGING THE NAME OF THE BUREAU OF ALCOHOL AND DRUG ABUSE PREVENTION."

AND

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-65-109(a), concerning presentence screenings and assessment reports, is amended to read as follows:

(a) The court shall immediately request and the ~~Highway Safety Program~~ Office of Alcohol and Drug Abuse Prevention or its designee shall provide a presentence screening and assessment report of the defendant upon a plea of guilty or nolo contendere to or a finding of guilt of violating § 5-65-103 or § 5-65-303.

SECTION 2. Arkansas Code § 5-65-115(a), concerning alcohol treatment or education programs, is amended to read as follows:

(a)(1) Any person whose driving privileges are suspended or revoked for violating § 5-65-103, § 5-65-303, § 5-65-310, or § 3-3-203 is required to complete an alcohol education program ~~or an alcoholism treatment program as approved by the Bureau of~~ provided by a contractor with the Office of Alcohol and Drug Abuse Prevention of the Department of Health and Human Services or a program required under § 5-65-104(b)(1), in addition to any other penalty provided by law an alcoholism treatment program licensed by the Office of Alcohol and Drug Abuse Prevention.

(2)(A) The alcohol education program may collect a program fee of up to one hundred twenty-five dollars (\$125) per enrollee to offset program costs.

(B)(i) A person ordered to complete an alcohol education program ~~or alcoholism treatment program~~ under this section may be required to pay, in addition to the costs collected for education or treatment, a fee of up to twenty-five dollars (\$25.00) to offset the additional costs associated with reporting requirements under this subchapter.

(ii) The alcohol education program shall report ~~semiannually~~ monthly to the ~~bureau~~ office all revenue derived from this fee.

SECTION 3. Arkansas Code § 5-65-307 is amended to read as follows:
5-65-307. Alcohol and driving education program.

(a)(1)(A) Any ~~underage~~ person who has his or her driving privileges suspended, revoked, or denied for violating § 3-3-203, § 5-65-310, or § 5-65-303 is required to complete an alcohol and driving education program for underage drivers as prescribed and approved by the ~~Bureau~~ Office of Alcohol and Drug Abuse Prevention of the Division of Behavioral Health Services of the Department of Health and Human Services or an alcoholism treatment program licensed by the Office of Alcohol and Drug Abuse Prevention, or both, in addition to any other penalty provided in this ~~subchapter~~ chapter.

(B) If during the period of suspension or revocation in subdivision (a)(1)(A) of this section the underage person commits an additional violation of ~~§~~ §§ 3-3-203 or 5-65-303, the underage person is also required to complete an approved alcohol and driving education program or alcoholism treatment program for each additional violation.

(2) The ~~bureau~~ Office of Alcohol and Drug Abuse Prevention shall approve only those programs in alcohol and driving education that are targeted at the underage driving group and are intended to intervene and prevent repeat occurrences of driving under the influence or driving while intoxicated.

(3)(A)(i) The alcohol and driving education program may collect a program fee of up to one hundred twenty-five dollars (\$125) per enrollee to offset program costs.

(ii) An underage person ordered to complete an alcohol and driving education program or an alcoholism treatment program under this section may be required to pay, in addition to the costs collected for the program, a fee of up to twenty-five dollars (\$25.00) to offset the additional costs associated with reporting requirements under this subchapter.

(B) An approved alcohol and driving education program shall report ~~semiannually~~ monthly to the ~~bureau~~ Office of Alcohol and Drug Abuse Prevention all revenue derived from these fees.

(b) Prior to reinstatement of a driver's license suspended or revoked under this subchapter, the driver shall furnish proof of attendance at and completion of the alcohol and driving education program or alcoholism treatment program required under subdivision (a)(1) of this section.

(c) The ~~bureau~~ Office of Alcohol and Drug Abuse Prevention may promulgate rules and ~~regulations~~ reasonably necessary to carry out the purposes of this section regarding the approval and monitoring of the alcohol and driving education programs.

(d)(1)(A) A person whose license is suspended or revoked for violating § 5-65-303 or § 5-65-310 shall:

(i) Both:

(a) Furnish proof of attendance at and completion of the alcohol and driving education program or alcoholism treatment program required under subdivision (a)(1) of this section before reinstatement of his or her suspended or revoked driver's license; and

(b) Pay any fee for reinstatement required under § 5-65-119 or § 5-65-304;
or

(ii) Furnish proof of dismissal or acquittal of the charge on which the suspension or revocation is based.

(B) An application for reinstatement shall be made to the Office of Driver Services.

(2) Even if a person has filed a de novo petition for review pursuant to § 5-65-402, the person is entitled to reinstatement of driving privileges upon complying with this subsection and is not required to postpone reinstatement until the disposition of the de novo review in circuit court has occurred.

(3)(A) A person suspended under this subchapter may enroll in an alcohol education program prior to disposition of the offense by the circuit court, district court, or city court, but is not entitled to any refund of fees paid if the charges are dismissed or if the person is acquitted of the charges.

(B) A person who enrolls in an alcohol education program is not entitled to any refund of fees paid if the person is subsequently acquitted.

(e) Any alcohol and driving education program ~~or alcoholism treatment program~~ shall remit the fees imposed under this section to the ~~bureau~~ Office of Alcohol and Drug Abuse Prevention.

SECTION 4. Arkansas Code § 20-64-601 is amended to read as follows:
20-64-601. ~~Bureau~~ Office of Alcohol and Drug Abuse Prevention - Creation.

(a) There is established within the ~~Department of Health~~ Division of Behavioral Health Services of the Department of Health and Human Services a ~~Bureau~~ an Office of Alcohol and Drug Abuse Prevention to be located under the Office of the Director of the Department of Health and Human Services.

(b) The head of the office shall be appointed by the Director of the Department of Health and Human Services.

(c) Such personnel as are necessary shall be appointed by the office head to carry out the powers, duties, functions, and responsibilities of the bureau, in accordance with the requirements of law within the limits of available appropriations.

SECTION 5. NOT TO BE CODIFIED. The Arkansas Code Revision Commission shall make appropriate name changes in the Arkansas Code to implement the name change under Section 4 of this act."

(SIGNED) SENATOR WOMACK

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1414 was ordered engrossed.

On motion of Senator Thompson, House Bill No. 1360 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. 1360

Amend House Bill No. 1360 as originally introduced:
Add Senators Thompson and Luker as cosponsors of the bill

AND

Page 9 , delete lines 15 and 16 and substitute "decedent who dies more than three years after January 1, 2008, if"

(SIGNED) SENATOR R. THOMPSON

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1360 was ordered engrossed.

On motion of Senator Faris, Senate Bill No. 209 was called up for the purpose of considering Amendment No. 1 thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 209

Amend Senate Bill No. 209 as originally introduced:

Page 9, line 36, delete "private," and substitute "private,"

AND

Page 10, line 1, delete "nonprofit emergency" and substitute "nonprofit emergency"

(SIGNED) REPRESENTATIVE KEY

Amendment No. 1 to Senate Bill No. 209, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

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

SENATE BILL NO. 209
As Engrossed: H2/21/07
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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
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. 209 was ordered enrolled.

On motion of Senator Faris, **Senate Bill No. 268** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 268

Amend **Senate Bill No. 268** as engrossed, S2/12/07:

Add Representative Sample as a cosponsor of the bill

AND

Add an additional section to the bill to read as follows:

"SECTION 3. Arkansas Code § 5-73-402 is amended to read as follows:
5-73-402. Recognition of other states' permits ~~— Acts 1997, No. 1239.~~

(a) Any person in possession of a valid license issued by another state to carry a concealed handgun shall be entitled to the privileges and subject to the restrictions prescribed by Arkansas concealed handgun law, ~~(§ 5-73-301 et seq.)~~, provided that the state that issued the license recognizes concealed handgun licenses issued under § 5-73-301 et seq.

(b) The Director of the Department of State Police shall:

(1) ~~make~~ Make a determination as to which states' permits will be recognized in Arkansas and provide that list to every law enforcement agency within the state. ~~The director shall revise; and~~

(2) Revise the list from time to time and provide the revised list to every law enforcement agency in this state."

(SIGNED) REPRESENTATIVE D. CREEKMORE

Amendment No. 1 to Senate Bill No. 268, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Faris, **Senate Bill No. 268** was called up for third reading and final disposition.

SENATE BILL NO. 268

As Engrossed: S2/12/07 H2/22/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS FARIS, WILKINSON, LAVERTY, GLOVER, & B. PRITCHARD

BY: REPRESENTATIVES D. CREEKMORE, STEWART & SAMPLE

A Bill for an Act to be Entitled: AN ACT CONCERNING RECIPROCITY PROCEDURES ADMINISTERED BY THE ARKANSAS STATE POLICE FOR CONCEALED HANDGUN PERMITS; AND FOR OTHER PURPOSES.

Senate Bill No. 268 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, Broadway, 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35
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. 268 was ordered enrolled.

On motion of Senator Faris, the rules were suspended in considering House Bill No. 1426 at this time.

On motion of Senator Faris, House Bill No. 1426 was withdrawn from the Committee on STATE AGENCIES AND GOVERNMENTAL 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 HOUSE BILL NO. 1426

Amend House Bill No. 1426 as engrossed, H2/15/07:

Delete everything after the ENACTING CLAUSE and substitute the following:

“SECTION 1. Arkansas Code Title 23 is amended to add a new chapter to read as follows:

CHAPTER 114 CHARITABLE BINGO AND RAFFLES

SUBCHAPTER 1 GENERAL PROVISIONS

23-114-101. Short title.

This chapter shall be known and may be cited as the “Charitable Bingo and Raffles Enabling Act”.

23-114-102. Definitions.

As used in this chapter:

(1)(A) "Authorized organization" means an organization eligible for a license to conduct games of bingo and raffles that is a nonprofit tax-exempt religious, educational, veterans, fraternal, service, civic, medical, volunteer rescue service, volunteer firefighters organization, or volunteer police organization that has been in continuing existence as a nonprofit tax-exempt organization in this state for a period of not less than five (5) years immediately prior to conducting the game of bingo or raffles.

(B) A nonprofit tax-exempt instrumentality of the United States Government is a service agency for the purpose of this subdivision (1);

(2)(A) "Bingo equipment" means equipment and supplies used, made, or sold for the purpose of use in bingo.

(B) "Bingo equipment" includes:

(i) A machine or other device from which balls or other items are withdrawn to determine the letters and numbers or other symbols to be called;

(ii) A bingo face;

(iii) A bingo ball;

(iv) Any other device commonly used in the direct operation of a bingo game.

(C) "Bingo equipment" is not intended and shall not be construed to permit the participants to play the game through:

(i) Any electronic device or machine; or

(ii) A pull-tab bingo ticket.

(D) "Bingo equipment" does not include:

(i) A bingo game set commonly manufactured and sold as a child's game for a retail price of twenty dollars (\$20.00) or less, unless the set or a part of the set is used in a game of bingo subject to regulation under this chapter;
or

(ii) A commonly available component part of bingo equipment such as a light bulb or fuse;

(E) "Bingo face" means a disposable flat piece of paper that may be used one (1) time and that cannot be reused after the game, in which the bingo face was used, is ended. The bingo face is marked off into any number of squares in any arrangement of rows, with each square being designated by number, letter, or combination of numbers and letters, and with one (1) or more squares designated as a "free" space with the word "Arkansas" and a facsimile outline of a map of Arkansas on the space;

(3) "Bingo session" means all activities incidental to the conduct of a series of bingo games by a licensed authorized organization, beginning when the first game of bingo of a bingo session is commenced by calling the first bingo ball drawn, such session not to exceed five (5) consecutive hours during any one (1) twenty-four-hour calendar day;

(4) "Charitable purpose" means a purpose described by § 23-114-504;

(5) "Department" means the Department of Finance and Administration;

(6) "Director" means the Director of the Department of Finance and Administration;

(7) "Distributor" means a person or business entity that sells, markets, or otherwise provides bingo equipment to a licensed authorized organization;

(8)(A) "Game of bingo" means a single game of the activity commonly known as "bingo" in which the participants pay a sum of money for the use of one (1) or more bingo faces.

(B) "Game of bingo" includes only a game in which the winner receives a pre-announced, fixed-dollar prize and in which the winner is determined by the matching of letters and numbers on a bingo face imprinted with at least twenty-four (24) numbers, with letters and numbers appearing on objects randomly drawn and announced by a caller, in contemporaneous competition among all players in the game;

(9) "Gross receipts" means the total amount received from the sale of raffle tickets and the sale, rental, transfer, or use of bingo faces and entrance fees charged at premises at which games of bingo or raffles are conducted without any deduction on account of prizes paid, losses, or any other expenses whatsoever;

(10) "Licensed authorized organization" means an authorized organization that holds a license to conduct games of bingo or raffles;

(11) "Manufacturer" means a person or business entity that produces finished bingo equipment from raw materials, supplies, or subparts and that sells, markets, or otherwise provides such equipment to a licensed distributor;

(12) "Person" means any individual, company, partnership, limited liability company, joint venture, joint agreement, association, mutual or otherwise, corporation, estate, trust, business trust, receiver, trustee, syndicate, or any other private entity;

(13) "Premises" means the area subject to the direct control of and actual use by a licensed authorized organization or group of licensed authorized organizations to conduct games of bingo. Premises includes a location or place;

(14) "Primary business office" means the Arkansas location at which all records relating to the primary purpose of a licensed authorized organization are maintained in the ordinary course of business;

(15) "Raffle" means the selling of tickets to win a prize awarded through a random drawing, provided that the term "raffle" shall not include any game played through the use of a machine or electronic device;

(16) "Responsible person" means the person or persons within a licensed authorized organization that is responsible for organizing, conducting and otherwise administering the licensed authorized organization's raffles or bingo sessions; and

(17) "Taxpayer" means a distributor of bingo equipment licensed under this chapter.

23-114-103. General provisions.

(a) The game of bingo or a raffle conducted by a licensed authorized organization shall not be a lottery prohibited by Arkansas Constitution, Article 19, Section 14, if all net receipts over and above the actual cost of conducting the game of bingo or raffle are used only for charitable, religious, or philanthropic purposes.

(b)(1) No net receipts from games of bingo or raffles shall be used to compensate in any manner any person who works for or is in any way affiliated with the licensed authorized organization.

(2)(A) Charitable bingo or raffles shall only be conducted by a licensed authorized organization through its bona fide officers and members who volunteer their time and receive no compensation for their services.

(B) A licensed authorized organization shall not conduct games of bingo or raffles through any agent or third party.

(c) The provisions of this chapter are not intended and shall not be construed to allow the play of games of bingo or raffles through any electronic device or machine.

23-114-104. Penalty.

(a)(1) A violation of this chapter by a licensed authorized organization is an unclassified misdemeanor and shall be punishable by a fine not to exceed five thousand dollars (\$5,000).

(2) A second or subsequent offense is an unclassified misdemeanor and shall be punishable by a fine not to exceed ten thousand dollars (\$10,000).

(b) A person who conducts a game of bingo or a raffle without a license under this chapter shall be subject to the same penalties as provided under § 5-66-118, concerning lotteries.

SUBCHAPTER 2 ADMINISTRATION

23-114-201. Control and supervision of games of bingo and raffles.

(a) The Director of the Department of Finance and Administration shall administer this chapter under the provisions of the Arkansas Tax Procedure Act, § 26-18-101 et. seq.

(b) The director has broad authority and shall exercise strict control and close supervision over all games of bingo and raffles conducted in this state so that bingo and raffles are fairly conducted and the proceeds derived from bingo and raffles are used only for an authorized purpose.

(c) The department may employ any inspectors or other personnel that the director determines are necessary to properly administer this chapter.

23-114-202. Approval of bingo faces and raffle tickets.

(a) The Director of the Department of Finance and Administration by rule shall provide procedures for the approval of bingo faces and raffle tickets.

(b)(1) A licensed authorized organization shall not use or distribute a bingo face unless the bingo face has been approved by the director.

(2)(A) All bingo faces must be purchased by the licensed authorized organization from a distributor licensed under this chapter.

(B) Only one (1) game shall be played on each bingo face.

(c) All bingo faces and raffle tickets must be pre-printed on paper or plastic in a form approved by the director. No electronic devices, machines, or facsimiles may be used as bingo faces, raffle tickets, or otherwise, by participants of games of bingo or raffles conducted under this chapter.

(d) All bingo faces and raffle tickets must be sequentially numbered at the time of printing.

23-114-203. Rulemaking authority.

The Director of the Department of Finance and Administration may adopt rules to aid in the enforcement and administration of this chapter.

SUBCHAPTER 3 LICENSING

23-114-301. Authorized organization license.

The Department of Finance and Administration may license an entity that is an authorized organization.

23-114-302. License fees – Authorized organizations.

(a) An authorized organization license to conduct games of bingo and raffles may be issued to an authorized organization and is subject to renewal on an annual basis. The annual fee for this license shall be one hundred dollars (\$100).

(b) In lieu of the annual license issued under subsection (a) of this section, an authorized organization, at its request, may be issued one (1) or more of the following temporary authorized organization licenses:

(1) A temporary license to conduct one (1) bingo session. The fee for this temporary license is twenty-five dollars (\$25.00);

(2) A temporary license, to be known as a Class I temporary raffle license, to conduct one (1) raffle, other than a raffle under subdivision (b)(3) of this section. The fee for this temporary license is twenty-five dollars (\$25.00); and

(3) A temporary license, to be known as a Class II temporary raffle license, to conduct one (1) raffle in which the total prize package to be given away has been donated and has a total value of less than five hundred dollars (\$500). The fee for this temporary license is ten dollars (\$10.00).

23-114-303 License application – Authorized organizations.

(a) An applicant for an authorized organization license shall file a written, verified application with the Department of Finance and Administration on a form prescribed by the department.

(b) The license application shall include:

(1) The name and address of the applicant;

(2) A designation and address of the premises intended to be used for a raffle or bingo session;

(3) The name and address of the person or persons within the authorized organization who will be responsible for organizing, conducting, and otherwise administering the raffle or bingo sessions;

(4) If the premises upon which a raffle or bingo session will be conducted has been leased by the authorized agent, a copy of the lease agreement; and

(5) A statement that the applicant complies with the conditions for eligibility for the license.

(c) The responsible person within an authorized organization shall meet the following requirements:

(1) The responsible person shall not have been found guilty of or pleaded guilty or no contest to:

(A) Any felony by any court in the State of Arkansas; or

(B) Any similar offense by a court in another state or of any similar offense by a military or federal court;

(2)(A) In order to determine a responsible person's suitability to organize, conduct and administer raffles and bingo sessions, the Director of the Department of Finance and Administration may require that the responsible person be fingerprinted and the fingerprints forwarded for a criminal background check through the Department of Arkansas State Police.

(B) After the completion of the criminal background check through the Department of Arkansas State Police, the fingerprints shall be forwarded by the Department of Arkansas State Police to the Federal Bureau of Investigation for a national criminal history record check; and

(3) The responsible person shall sign a release that allows the Department of Arkansas State Police to release:

(A) An Arkansas noncriminal justice background check to the Department of Finance and Administration; and

(B) A fingerprint card of the applicant to the Federal Bureau of Investigation to allow a federal fingerprint-based background check to be performed.

(d)(1) Before the renewal of an annual license, the authorized organization shall report the following information:

(A) The amount of the total gross receipts derived from games of bingo and raffles;

(B) The net proceeds derived from games of bingo and raffles;

(C) The use to which the proceeds have been or are to be applied; and

(D) If requested by the director, a list of expenses paid or incurred.

(2) A licensed authorized organization shall maintain records to substantiate the contents of the report required by this subsection (d).

23-114-304 License application – Distributors and manufacturers.

(a) An applicant for a distributor license or a manufacturer license shall file a written verified application with the Department of Finance and Administration on a form prescribed by the department.

(b) The license application shall include:

(1) The name, address, and federal employer identification number of the applicant;

(2) The names and positions of the applicant's officers;

(3) The name and address of the person or persons who are responsible for the applicant's sales of bingo equipment; and

(4) A statement that the applicant complies with the conditions for eligibility for the license.

(c) The person or persons who are responsible for the applicant's sales of bingo equipment shall meet the following requirements:

(1) The person or persons shall not have been found guilty of, or pleaded guilty or no contest to:

(A) Any felony by any court in the state of Arkansas; or

(B) Any similar offense by a court in another state or of any similar offense by a military or federal court;

(2)(A) In order to determine the person's or persons' suitability to be involved in the sale of bingo equipment, the Director of the Department of Finance and Administration may require that the person or persons be fingerprinted and the fingerprints forwarded for a criminal background check through the Department of Arkansas State Police.

(B) After the completion of the criminal background check through the Department of Arkansas State Police, the fingerprints shall be forwarded by the Department of Arkansas State Police to the Federal Bureau of Investigation for a national criminal history record check; and

(3) The person or persons responsible for an applicant's sales of bingo equipment shall sign a release that allows the Department of Arkansas State Police to release the following:

(A) An Arkansas noncriminal justice background check to the Department of Finance and Administration; and

(B) A fingerprint card of the applicant to the Federal Bureau of Investigation to allow a federal fingerprint-based background check to be performed.

23-114-305. Denial, suspension, or revocation of licenses.

(a) All proceedings for the suspension and revocation of the license issued to a manufacturer, a distributor, or an authorized organization under this chapter shall be before the Department of Finance and Administration.

(b) The department may deny an application for a license, or for the renewal of a license issued under this chapter, if it determines that issuing the license would violate any provisions of this chapter.

(c) The proceedings shall be conducted in accordance with the Arkansas Tax Procedure Act, § 26-18-101 et seq.

23-114-306. Display of license.

A licensed authorized organization shall conspicuously display a license issued under this chapter at the premises at which a raffle or a game of bingo is conducted at all times during the conduct of the raffle or the game of bingo.

23-114-307. Licenses and fees – Distributors and manufacturers.

(a) A distributor license may be issued to a distributor of bingo equipment and is subject to renewal on an annual basis. The annual fee for this license shall be two thousand five hundred dollars (\$2,500).

(b) A manufacturer license may be issued to a manufacturer of bingo equipment and is subject to renewal on an annual basis. The annual fee for this license shall be two thousand five hundred dollars (\$2,500).

23-114-308. Failure to file excise tax reports.

A distributor of bingo equipment licensed under this chapter shall not be eligible to renew its license unless all excise tax reports required under this chapter have been filed and all reported taxes are paid in full.

SUBCHAPTER 4 OPERATION OF GAMES OF BINGO AND RAFFLES23-114-401. Bingo premises – Sale of raffle tickets.

(a)(1) Games of bingo shall not be conducted at more than one (1) premises on property owned or leased by a licensed authorized organization.

(2) The Department of Finance and Administration shall not license more than one (1) organization to conduct games of bingo at the same premises.

(3) Games of bingo under this chapter shall not be conducted through any system that links the games of bingo or participants at one (1) premises location to any other premises or participants.

(4) All participants in games of bingo shall be physically present in person at the authorized premises in a single facility in order to play a game of bingo under this chapter.

(b)(1) The conduct of raffles is not limited to property owned or leased by a licensed authorized organization, but shall be conducted pursuant to the rules of the Department of Finance and Administration.

(2) Raffle tickets may be sold:

(A) At the authorized premises of the licensed authorized organization; and

(B) Off the authorized premises of the licensed authorized organization, if the tickets are sold by uncompensated volunteers of the licensed authorized organization.

(3) No raffle ticket shall be sold through the mail or through the Internet, email, fax, telephone, or any other electronic means.

23-114-402. Restrictions on premises and equipment providers.

A person shall not lease or otherwise make a premises or equipment available for conducting a raffle or a game of bingo for any direct or indirect consideration in excess of the bona fide reasonable fair market rental value of the premises or equipment, and no portion of the consideration for premises or equipment shall be based upon a percentage or specified portion of the revenue or profit from games of bingo or raffles conducted by a licensed authorized organization.

23-114-403. Compensation prohibited.

No person may be compensated for organizing, promoting, conducting, or otherwise administering a charitable raffle or bingo event. The functions of organizing, promoting, conducting, or otherwise administering a charitable raffle or bingo event shall be performed by volunteers from the charitable organization.

23-114-404. Admission to games of bingo.

(a) A person shall not be denied admission to a raffle or a game of bingo or the opportunity to participate in a raffle or a game of bingo because of race, color, creed, religion, national origin, sex, or disability, or because the person is not a member of the licensed authorized organization conducting the raffle or game of bingo.

(b) No individual under eighteen (18) years of age may play a game of bingo or purchase raffle tickets from a licensed authorized organization.

23-114-405. Raffle and bingo records.

(a) A licensed authorized organization shall provide to the Director of the Department of Finance and Administration at the time of application for license the address of its primary business office. If the licensed authorized organization maintains its raffle and bingo records at a location other than the primary business office, the organization shall provide the address of the location where the records are maintained.

(b) Bingo and raffle records shall be maintained in Arkansas.

(c) The Director of the Department of Finance and Administration may provide by rule for different recordkeeping procedures for licensed authorized organizations based upon the amount of gross receipts of the licensed authorized organization.

23-114-406. Gift certificates.

(a) Nothing in this chapter prohibits a licensed authorized organization from selling or redeeming a gift certificate that entitles the bearer of the certificate to participate in a raffle or play a game of bingo.

(b) A licensed authorized organization that sells or redeems a gift certificate shall keep adequate records relating to the gift certificate.

23-114-407. Bingo sessions and number of raffles.

(a)(1) A bingo session begins when the first game of bingo of the bingo session is commenced by calling the first bingo ball drawn.

(2) A licensed authorized organization may conduct one (1) bingo session per calendar day and shall not exceed two (2) bingo sessions during any one (1) calendar week.

(b) A bingo session shall not exceed five (5) consecutive hours during any one (1) twenty-four-hour calendar day.

23-114-408. Prizes.

(a) A bingo prize shall not have a value of more than five hundred dollars (\$500) for a single game.

(b) For the total prizes of all games of bingo, a licensed authorized organization shall not offer or award during a single bingo session prizes with an aggregate value of more than five thousand dollars (\$5,000.)

(c) A licensed authorized organization shall not award or offer to award a door prize with a value of more than two hundred fifty dollars (\$250) per bingo session. This door prize value shall not accrue against the bingo session prize limitation of five thousand dollars (\$5,000).

(d) A bingo prize, other than cash, may be merchandise with a recognized wholesale cost not to exceed five hundred dollars (\$500). A copy of the receipt for such merchandise shall be maintained in the licensed authorized organization's bingo records.

(e)(1) Except as otherwise provided in subdivision (e)(2) of this section, the total value of raffle prizes in a calendar year shall not exceed fifty thousand dollars (\$50,000).

(2) If the prizes were donated to the licensed authorized organization, there is no total value limit on raffle prizes, except as applicable to a temporary license to conduct a raffle under § 23-114-302(b)(3).

(f) A raffle prize may not exceed five hundred dollars (\$500) in cash. As used in this subsection (f) "cash" means coins, paper currency, or a negotiable instrument that represents and is readily convertible to coins or paper currency.

23-114-409. Purchase of bingo equipment.

Licensed authorized organizations shall purchase bingo equipment only from distributors licensed under this chapter. Distributors that wish to sell bingo equipment to licensed authorized organizations within this state shall purchase bingo equipment only from manufacturers licensed under this chapter.

SUBCHAPTER 5 RAFFLE AND BINGO ACCOUNTS

23-114-501. Bingo and raffle accounts.

(a)(1) A licensed authorized organization with gross receipts from raffles or bingo games in excess of five hundred dollars (\$500) per month shall establish and maintain one (1) regular checking account designated as the bingo and raffle account.

(2) A licensed authorized organization may also maintain an interest-bearing savings account designated as the bingo and raffle savings account.

(b)(1) A licensed authorized organization shall deposit into the bingo and raffle account all funds derived from the conduct of games of bingo and raffles, less the amount awarded as cash prizes. Except as provided by subdivision (b)(2) of this section, a deposit shall be made not later than the next business day after the day of the raffle or bingo session on which the receipts were obtained.

(2) A licensed authorized organization may deposit funds derived from the conduct of a raffle or games of bingo that are paid through a debit card transaction into the bingo fund not later than seventy-two (72) hours after the transaction.

(c) A licensed authorized organization may lend money from its general fund to its bingo and raffle account if the organization requests and receives the prior approval of the Department of Finance and Administration. Except as provided by this section, no other funds may be deposited into the bingo and raffle account.

(d) A licensed authorized organization shall not commingle gross receipts derived from the conduct of games of bingo and raffles with other funds of the organization.

(e) Except as permitted, the licensed authorized organization shall not transfer gross receipts to another account maintained by the licensed authorized organization.

(f) A licensed authorized organization shall maintain all of its savings and checking accounts established under this section in a financial institution in this state.

23-114-502. Withdrawals from a bingo and raffle account.

(a)(1) Funds from the bingo and raffle account shall be withdrawn by preprinted, consecutively numbered checks or withdrawal slips, signed by an authorized representative of the licensed authorized organization and made payable to a person.

(2) A check or withdrawal slip shall not be made payable to "cash," "bearer," or a fictitious payee.

(3) The nature of the payment made shall also be noted on the face of the check or withdrawal slip.

(b) The checks for the bingo and raffle account shall be imprinted with the words "Bingo and Raffle Account" and shall contain the licensed authorized organization's bingo and raffle license number on the face of each check.

(c) A licensed authorized organization shall keep and account for all checks and withdrawal slips, including voided checks and withdrawal slips.

23-114-503. Authorized uses of a bingo and raffle account.

(a) A licensed authorized organization may draw a check on the organization's bingo and raffle account only for:

(1) The payment of necessary and reasonable bona fide bingo and raffle related expenses;

(2) The disbursement of net proceeds derived from the conduct of games of bingo or raffles to charitable purposes; or

(3) The transfer of net proceeds derived from the conduct of games of bingo or raffles to the licensed authorized organization's bingo and raffle savings account pending a disbursement to a charitable purpose.

(b) A licensed authorized organization shall make the disbursement of net proceeds on deposit in the bingo and raffle savings account to a charitable purpose by transferring the intended disbursement back into the licensed authorized organization's bingo and raffle checking account and then withdrawing an amount by a check drawn on the bingo and raffle checking account.

23-114-504. Use of net proceeds for charitable purposes.

(a) A licensed authorized organization shall devote to the charitable purposes of the organization its net proceeds of games of bingo and raffles.

(b) Except as otherwise provided by law, the net proceeds derived from games of bingo and raffles are dedicated to the charitable purposes of the licensed authorized organization only if directed to a cause, need, or activity that is consistent with the federal tax exemption the licensed authorized organization obtained under 26 U.S.C. Section 501, as in existence on January 1, 2007, and under which the organization qualifies as a nonprofit organization as defined by law. If the licensed authorized organization is not required to obtain a federal tax exemption under 26 U.S.C. Section 501, as in existence on January 1, 2007, the licensed authorized organization's net proceeds are dedicated to the charitable purposes of the licensed authorized organization only if directed to a cause, need, or activity that is consistent with the purposes and objectives for which the licensed authorized organization qualifies as a licensed authorized organization.

(c)(1) The licensed authorized organization shall make mandatory annual or more frequent disbursements from the bingo and raffle account to the general fund of the licensed authorized organization after providing for appropriate reserves and funds necessary to pay for reasonable and necessary bingo and raffle expenses.

(2) Once funds are distributed to the licensed authorized organization general fund under subdivision (c)(1) of this section, no funds shall be returned to the bingo and raffle account except by means of a loan from the licensed authorized organization's general fund to the bingo and raffle account as evidenced by a written instrument.

23-114-505. Use of proceeds by a licensed authorized organization.

A licensed authorized organization shall not use the net proceeds from games of bingo or raffles directly or indirectly to:

(1) Support or oppose a candidate or slate of candidates for public office;

(2) Support or oppose a measure submitted to a vote of the people; or

(3) Influence or attempt to influence legislation.

23-114-506. Items of bingo and raffle expense.

(a) Expenses that are reasonable and necessary to lawfully conduct games of bingo or raffles are allowable and include expenses incurred for:

(1) Advertising, including the cost of printing bingo and raffle gift certificates;

(2) Repairs to premises and equipment;

(3) Bingo and raffle supplies and equipment;

(4) Prizes;

(5) Stated rental or mortgage and insurance expenses;

(6) License fees; and

(7) Bookkeeping or accounting services.

(b) No person may be compensated for organizing, promoting, conducting, or otherwise administering a raffle or bingo event. Any such compensation is prohibited under this chapter and is not an allowable expense.

23-114-507. Expenses paid from bingo and raffle account.

The following items of expenses incurred or paid in connection with the conduct of games of bingo or raffles must be paid from a licensed authorized organization's bingo and raffle checking account if the organization is required under § 23-114-501 to maintain such an account:

- (1) Advertising, including the cost of printing bingo and raffle gift certificates;
(2) Repairs to premises and equipment;
(3) Bingo and raffle supplies and equipment;
(4) Prizes;
(5) Stated rental or mortgage and insurance expenses;
(6) Bookkeeping or accounting services; and
(7) License fees.

SUBCHAPTER 6 EXCISE TAX23-114-601. Tax levied.

(a)(1) There is levied an excise tax of one cent (1¢) upon the sale of each bingo face sold by a licensed distributor to a licensed authorized organization in this state.

(2) There is levied an excise tax of ten percent (10%) of the gross receipts derived from the sale of all bingo equipment other than bingo faces by a licensed distributor to a licensed authorized organization in this state.

(b) Items taxed under subsection (a) of this section shall be exempt from the Arkansas Gross Receipts Tax Act of 1941 and the Arkansas Compensating Tax Act of 1949.

23-114-602. Payment and reporting of tax.

(a) The excise tax levied under this subchapter is due and payable by distributors that sold bingo faces and other bingo equipment to licensed authorized organizations in this state. The tax shall be reported and paid to the Department of Finance and Administration monthly on or before the fifteenth (15th) day of the month following the month of sale.

(b) The report shall be filed under oath on forms prescribed by the Director of the Department of Finance and Administration.

(c) The director shall adopt any rules necessary for the proper reporting and payment of the tax.

23-114-603. Information to be reported.

(a) The excise tax report required under § 23-114-602 shall include the following information:

(1) The total number of bingo faces and the gross receipts derived from the sale of other bingo equipment sold to all licensed authorized organizations in this state; and

(2) Any other information that the Director of the Department of Finance and Administration determines is necessary to properly administer the excise tax levied by this subchapter.

(b) A taxpayer shall maintain records to substantiate the contents of each report.

23-114-604. Record of prize winners.

The Director of the Department of Finance and Administration may require a licensed authorized organization to maintain records relating to prizes awarded at a raffle or bingo session.

23-114-605. Collection and disbursement of excise tax and license fees.

The Department of Finance and Administration shall deposit the revenue collected from the license fees levied under § 23-114-302, § 23-114-307, and the excise tax levied in § 23-114-601 to the credit of the General Revenue Fund Account of the State Apportionment Fund.

23-114-606. Non-filer tax assessments.

(a) If a distributor fails to file an excise tax report required under this chapter, the Department of Finance and Administration shall make an excise tax assessment for the period or periods for which the distributor failed to report.

(b) The estimate shall be based on any information covering any period possessed by the department.

(c) On the basis of the department's estimate, the department shall compute and determine the amount of excise tax required to be paid along with any applicable interest and penalties authorized under the Arkansas Tax Procedure Act.

SUBCHAPTER 7 ENFORCEMENT23-114-701. Revocation of License – Licensed authorized organization.

The license issued to an authorized organization is subject to revocation under this chapter if the organization:

(1) Makes a false statement or material omission in an application for a license under this chapter;

(2) Fails to maintain records that fully and accurately record each transaction connected with:

(A) Conducting raffles or games of bingo; and

(B) Leasing of premises to be used for raffles or games of bingo.

(3) Falsifies or makes a false entry in a book or record if the entry relates in any way to the promotion, operation or administration of raffles or games of bingo;

(4) Diverts or pays a portion of the proceeds from a raffle or a game of bingo to a person except in furtherance of one (1) or more of the lawful purposes set forth in this chapter; or

(5) Violates this chapter or a term of a license issued under this chapter in any other way.

23-114-702. Revocation of License – Distributors and manufacturers.

The license issued to a distributor or manufacturer is subject to revocation under this chapter if the licensee:

(1) Makes a false statement or material omission in an application for a license under this chapter;

(2) Fails to maintain records that fully and accurately record all transactions connected with the distribution of bingo equipment;

(3) Falsifies or makes a false entry in a book or record if the entry relates in any way to the distribution of bingo equipment; or

(4) Violates this chapter or a term of a license issued under this chapter in any other way.

23-114-703. Inspection of premises.

The Department of Finance and Administration may enter and inspect the premises where:

(1) A raffle or a game of bingo is being conducted or intended to be conducted; or

(2) Equipment used or intended for use in a raffle or a game of bingo is located.

23-114-704. Injunction.

(a) If the Department of Finance and Administration has reason to believe that this chapter has been or is about to be violated, the Director of the Department of Finance and Administration may petition a court for injunctive relief to restrain the violation.

(b) Venue for an action seeking injunctive relief is in Pulaski County, Arkansas.

(c) If the court finds that this chapter has been violated or is about to be violated, the court shall issue a temporary restraining order and, after due notice and hearing, a temporary injunction, and after a final trial, a permanent injunction to restrain the violation.

23-114-705. Examination of records.

The Department of Finance and Administration is authorized to audit and examine the books, papers, records, equipment, and place of business of a licensed authorized organization, a licensed distributor, or a licensed manufacturer to verify compliance with the provisions of this chapter.

SECTION 2. Arkansas Code § 5-66-118 is amended to read as follows:

5-66-118. Lottery, etc. - Tickets.

(a) ~~¶~~ Except as authorized under § 23-114-101 et seq., it is unlawful for any person to:

- (1) Keep an office, room, or place for the sale or disposition of a lottery, policy, and gift concert ticket or slip or like device;
- (2) Vend, sell, or otherwise dispose of any lottery, policy, or gift concert ticket, slip, or like device;
- (3) Possess any lottery, policy, or gift concert ticket, slip or like device, except a lottery ticket issued in another state where a lottery is legal; or
- (4) Be interested either directly or indirectly in the sale or disposition of any lottery, policy, or gift concert ticket, slip or like device.

(b) In any prosecution or investigation under this section, it is no exemption for a witness that his or her testimony may incriminate himself or herself, but no such testimony given by the witness shall be used against him or her in any prosecution except for perjury, and the witness is discharged from liability for any violation of the law upon his or her part disclosed by his or her testimony.

(c)(1) The General Assembly recognizes that:

- (A) The present laws relating to lotteries are vague in certain areas and, although designed to prohibit the operation of lotteries in the state, may be interpreted to prohibit even the printing of lottery tickets by companies in this state for distribution in other states where lotteries are legal;
- (B) There are companies in this state that print various types of tickets, stamps, tags, coupon books, and similar devices and that may be interested in printing lottery tickets for states where lotteries are lawful; and
- (C) It is the intent and purpose of this subsection to clarify the present law relating to lotteries to specifically permit businesses in Arkansas to print lottery tickets for use in states where lotteries are lawful.

(2)(A) The printing or other production of lottery tickets by a business located in Arkansas for use in a state where a lottery is permitted is declared to be lawful.

(B) Nothing contained in this section and § 5-66-119 or any other law shall be construed to make printing or production of lottery tickets described in subdivision (c)(2)(A) of this section unlawful.

(d)(1) Any person who violates any provision of this section is guilty of a an unclassified misdemeanor and upon conviction shall be fined ~~in any sum not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500)~~ an amount not to exceed ten thousand dollars (\$10,000).

(2) A second or subsequent offense is a Class D felony."

(SIGNED) SENATOR FARIS

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1426 was ordered engrossed.

On motion of Senator Womack, **Senate Bill No. 785** was withdrawn from the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS, and placed on the Calendar.

On motion of Senator Womack, **Senate Bill No. 785** was ordered re-referred to the Committee on JOINT BUDGET.

The President declared the morning hour to have expired.

On motion of Senator Faris, **Senate Bill No. 309** was called up for third reading and final disposition.

**SENATE BILL NO. 309
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS**

A Bill for an Act to be Entitled: AN ACT TO AMEND PROVISIONS OF ARKANSAS LAW CONCERNING PAPER BALLOTS; AND FOR OTHER PURPOSES.

Senate Bill No. 309 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 309 was ordered immediately transmitted to the House as passed.

On motion of Senator Horn, **Senate Bill No. 357** was called up for third reading and final disposition.

SENATE BILL NO. 357
As Engrossed: S2/28/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HORN

A Bill for an Act to be Entitled: AN ACT TO REDUCE THE AMOUNT OF TIME ALLOTTED FOR *PRIVATE* AUDITS UNDER THE SELF-INSURED FIDELITY BOND PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 357 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
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. 357 was ordered immediately transmitted to the House as passed.

On motion of Senator Salmon, **Senate Bill No. 266** was called up for third reading and final disposition.

SENATE BILL NO. 266
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR SALMON
BY: REPRESENTATIVES S. PRATER AND HARDWICK

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ADULT AND LONG-TERM CARE FACILITY RESIDENT MALTREATMENT ACT; TO FURTHER PROTECT ENDANGERED SENIOR CITIZENS BY PROVIDING THE DEPARTMENT OF HEALTH AND HUMAN SERVICES WITH EXPANDED INVESTIGATIVE AUTHORITY; TO PROVIDE COURT PROCEDURES FOR OVERSEEING THE NEW INVESTIGATIVE AUTHORITY; AND FOR OTHER PURPOSES.

Senate Bill No. 266 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 266 was ordered immediately transmitted to the House as passed.

On motion of Senator Miller, **Senate Bill No. 379** was called up for third reading and final disposition.

SENATE BILL NO. 379

As Engrossed: S2/28/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

**BY: SENATORS MILLER, ARGUE, BOOKOUT, CRITCHER, CRUMBLY, HORN,
B. JOHNSON & MALONE**

BY: REPRESENTATIVE ROSENBAUM

A Bill for an Act to be Entitled: AN ACT TO ENACT THE STATE INSURANCE DEPARTMENT GENERAL OMNIBUS BILL; TO UPDATE AND MAKE TECHNICAL CORRECTIONS TO THE ARKANSAS INSURANCE CODE; TO CONFORM THE EXAMINATION OF INSURERS, REINSURANCE REGULATION, CUSTODIED SECURITIES, AND BROKER'S CAPITAL REQUIREMENTS TO CURRENT INSURANCE PRACTICES; TO PROVIDE FOR EMPLOYER STOP-LOSS COVERAGE, WRITTEN MANAGEMENT AND SERVICE AGREEMENTS, AND LOCAL GOVERNMENT CHARITABLE ANNUITY PROGRAMS; AND FOR OTHER PURPOSES.

Senate Bill No. 379 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, Broadway, 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast	35
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. 379**, 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, Broadway, 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	35
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NEGATIVE:

Total	0
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ABSENT OR NOT VOTING:

Total	0
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VOTING PRESENT:

Total	0
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Total number of votes cast	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 379 was ordered immediately transmitted to the House.

On motion of Senator Thompson, **Senate Bill No. 331** was called up for third reading and final disposition.

SENATE BILL NO. 331
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR R. THOMPSON
BY: REPRESENTATIVE E. BROWN

A Bill for an Act to be Entitled: AN ACT TO AMEND GARRETT'S LAW RELATING TO CHILD MALTREATMENT PREVENTION; AND FOR OTHER PURPOSES.

Senate Bill No. 331 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, Bisbee, Bookout, Broadway, Brown, Critcher, Crumbly, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, Lavery, Madison, Miller, B. Pritchard, Salmon, T. Smith, J. Taylor, R. Thompson, Trusty, Wilkins, Wilkinson.

Total26

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Argue, Bryles, Capps, Hill, Luker, Malone, Steele, Whitaker, Womack.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....26

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. 331 was ordered immediately transmitted to the House as passed.

On motion of Senator Bisbee, **Senate Bill No. 609** was called up for third reading and final disposition.

**SENATE BILL NO. 609
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATE EFFICIENCY**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS SENATE - STAFF FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 609 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, Bisbee, Bookout, Broadway, 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: Argue.

Total1

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill27

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. 609**, 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, Bisbee, Bookout, Broadway, 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: Argue.

Total1

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 609 was ordered immediately transmitted to the House.

On motion of Senator Miller, **House Bill No. 1197** was called up for third reading and final disposition.

**HOUSE BILL NO. 1197
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE COOK
BY: SENATOR MILLER**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE OPERATION OF MOTORBOATS ON THE ELEVEN POINT RIVER; AND FOR OTHER PURPOSES.

House Bill No. 1197 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1197 was ordered immediately returned to the House as passed.

On motion of Senator Womack, **House Bill No. 1526** was called up for third reading and final disposition.

**HOUSE BILL NO. 1526
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE NORTON
BY: SENATOR WOMACK**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT PROPERTY TAX PAYMENTS POSTMARKED BY OCTOBER 10 ARE TIMELY RECEIVED; AND FOR OTHER PURPOSES.

House Bill No. 1526 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
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. 1526 was ordered immediately returned to the House as passed.

On motion of Senator Miller, **House Bill No. 1498** was called up for third reading and final disposition.

**HOUSE BILL NO. 1498
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE OVERBEY**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS TAX PROCEDURE ACT TO EXTEND THE TIME ALLOWED TO PROTEST AN ASSESSMENT OF TAX OR DENIAL OF A CLAIM FOR REFUND FROM 30 TO 60 DAYS; TO CLARIFY THE PERIOD OF TIME WITHIN WHICH THE TAXPAYER AND THE STATE MAY REQUEST THAT THE DIRECTOR OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION REVISE THE DECISION OF THE ADMINISTRATIVE HEARING OFFICER; AND FOR OTHER PURPOSES.

House Bill No. 1498 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1498 was ordered immediately returned to the House as passed.

On motion of Senator Wilkinson, **House Bill No. 1004** was called up for third reading and final disposition.

HOUSE BILL NO. 1004
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES WELLS, L. EVANS & GEORGE

A Bill for an Act to be Entitled: AN ACT CONCERNING ENHANCED PENALTIES FOR THE MANUFACTURE OF METHAMPHETAMINE IN THE PRESENCE OF CERTAIN PERSONS; AND FOR OTHER PURPOSES.

House Bill No. 1004 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1004 was ordered immediately returned to the House as passed.

On motion of Senator Wilkins, **Senate Bill No. 296** was called up for third reading and final disposition.

SENATE BILL NO. 296

As Engrossed: S2/27/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS WILKINS, MALONE, B. PRITCHARD, SALMON, CAPPS, T.

SMITH, GLOVER, BOOKOUT, BROADWAY CRITCHER, G. JEFFRESS,

LAVERTY, MADISON, MILLER, STEELE, TRUSTY, WILKINSON & WOMACK

BY: REPRESENTATIVES DAVENPORT, HOYT, ET AL

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR A REAL-TIME ELECTRONIC LOGBOOK FOR A PHARMACY TO RECORD PURCHASES OF EPHEDRINE, PSEUDOEPHEDRINE, AND PHENYLPROPANOLAMINE; TO REQUIRE A PHARMACY TO ENTER CERTAIN TRANSACTIONS INTO THE ELECTRONIC LOGBOOK; TO REQUIRE THE ARKANSAS CRIME INFORMATION CENTER TO MAINTAIN AND CONTROL ACCESS TO THE ELECTRONIC LOGBOOK; TO PROVIDE PENALTIES FOR UNAUTHORIZED DISCLOSURE AND ACCESS; AND FOR OTHER PURPOSES.

Senate Bill No. 296 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, Broadway, 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35
 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. 296 was ordered immediately transmitted to the House as passed.

On motion of Senator Wilkinson, House Bill No. 1507 was called up for third reading and final disposition.

HOUSE BILL NO. 1507
 EIGHTY-SIXTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVE OVERBEY

A Bill for an Act to be Entitled: AN ACT TO REPEAL ARKANSAS CODE §§ 16-12-102(c) AND 16-13-104 CONCERNING THE ELIGIBILITY OF AN APPOINTED COURT OF APPEALS JUDGE OR CIRCUIT JUDGE TO BE A CANDIDATE FOR ELECTION TO ANOTHER JUDGESHIP WHILE HOLDING OFFICE; AND FOR OTHER PURPOSES.

House Bill No. 1507 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1507 was ordered immediately returned to the House as passed.

On motion of Senator Horn, **House Bill No. 1434** was called up for third reading and final disposition.

**HOUSE BILL NO. 1434
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE S. PRATER**

A Bill for an Act to be Entitled: AN ACT TO MAKE CHANGES TO THE MEMBERS OF THE BOARD OF THE ARKANSAS STATE BOARD OF NURSING; AND FOR OTHER PURPOSES.

House Bill No. 1434 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
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. 1434 was ordered immediately returned to the House as passed.

On motion of Senator Horn, **House Bill No. 1435** was called up for third reading and final disposition.

**HOUSE BILL NO. 1435
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE S. PRATER**

A Bill for an Act to be Entitled: AN ACT TO REVISE QUALIFICATIONS FOR MEDICATION ASSISTIVE PERSONS; TO REVISE PENALTIES FOR MEDICATION ASSISTIVE PERSONS; TO REVISE THE MEDICATION ASSISTIVE PERSON ADVISORY COMMITTEE; AND FOR OTHER PURPOSES.

House Bill No. 1435 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1435 was ordered immediately returned to the House as passed.

On motion of Senator Horn, **House Bill No. 1436** was called up for third reading and final disposition.

**HOUSE BILL NO. 1436
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE S. PRATER**

A Bill for an Act to be Entitled: AN ACT TO REVISE THE PROCESS FOR DISCIPLINARY ACTIONS OF THE ARKANSAS STATE BOARD OF NURSING; AND FOR OTHER PURPOSES.

House Bill No. 1436 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1436 was ordered immediately returned to the House as passed.

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

On motion of Senator Miller, **House Bill No. 1489** was called up for third reading and final disposition.

**HOUSE BILL NO. 1489
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION**

BY: REPRESENTATIVES COOPER, CHEATHAM, EVERETT, ET AL

BY: SENATOR MILLER

A Bill for an Act to be Entitled: AN ACT TO CREATE THE OFFENSE OF UNLAWFUL DOG ATTACK; TO PROTECT THE HEALTH AND SAFETY OF THE GENERAL PUBLIC; AND FOR OTHER PURPOSES.

House Bill No. 1489 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: Baker, Bookout, Broadway, Capps, Crumbly, Faris, Glover, Hendren, Hill, G. Jeffress, J. Jeffress, Laverty, Madison, Miller, Salmon, R. Thompson, Womack.

Total17

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Altes, Argue, Bisbee, Brown, Bryles, Critcher, Horn, B. Johnson, Luker, Malone, B. Pritchard, T. Smith, Steele, J. Taylor, Trusty, Whitaker, Wilkins, Wilkinson.

Total18

VOTING PRESENT:

Total0

Total number of votes cast17

Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

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

The record pertaining to the vote by which **House Bill No. 1489** failed to pass was expunged, in accordance with a prevailing motion on March 1, 2007.

Senator Miller moved that the record pertaining to the vote by which **House Bill No. 1489** failed to pass be expunged, the motion was duly seconded and prevailed.

On motion of Senator Hill, **House Bill No. 1484** was called up for third reading and final disposition.

**HOUSE BILL NO. 1484
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MALOCH**

A Bill for an Act to be Entitled: AN ACT TO MAKE TECHNICAL CORRECTIONS TO THE ARKANSAS INCOME TAX LAWS BY ADOPTING RECENT CHANGES TO THE INTERNAL REVENUE CODE; AND FOR OTHER PURPOSES.

House Bill No. 1484 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, Broadway, 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35
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. 1484 was ordered immediately returned to the House as passed.

On motion of Senator Womack, House Bill No. 1458 was called up for third reading and final disposition.

HOUSE BILL NO. 1458
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE DUNN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DEFINITION OF SEX OFFENSE IN THE SEX OFFENDER REGISTRATION ACT OF 1997; AND FOR OTHER PURPOSES.

House Bill No. 1458 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, Broadway, 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0
 Total number of votes cast35
 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. 1458 was ordered immediately returned to the House as passed.

On motion of Senator Thompson, House Bill No. 1130 was called up for third reading and final disposition.

HOUSE BILL NO. 1130
As Engrossed: H1/19/07 S2/22/07
 EIGHTY-SIXTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVES HARRELSON AND THYER

A Bill for an Act to be Entitled: AN ACT TO ADOPT THE UNIFORM STATUTORY RULE AGAINST PERPETUITIES; TO REPEAL THE COMMON LAW RULE AGAINST PERPETUITIES; TO MAKE CONFORMING CHANGES TO EXISTING LAW; AND FOR OTHER PURPOSES.

House Bill No. 1130 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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 **House Bill No. 1130**, 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1130 was ordered immediately returned to the House as passed as amended.

On motion of Senator Brown, **House Bill No. 1510** was called up for third reading and final disposition.

HOUSE BILL NO. 1510
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE DAVIS

A Bill for an Act to be Entitled: AN ACT TO REPEAL OBSOLETE STATUTORY PROVISIONS IN THE OMNIBUS DWI ACT; AND FOR OTHER PURPOSES.

House Bill No. 1510 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1510 was ordered immediately returned to the House as passed.

On motion of Senator Broadway, **House Bill No. 1486** was called up for third reading and final disposition.

**HOUSE BILL NO. 1486
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE CORNWELL**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE PROVISIONS OF § 16-21-2701 CONCERNING THE APPOINTMENT OF INVESTIGATORS FOR THE TWENTY-SECOND JUDICIAL DISTRICT; AND FOR OTHER PURPOSES.

House Bill No. 1486 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
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. 1486 was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, **House Bill No. 1448** was called up for third reading and final disposition.

**HOUSE BILL NO. 1448
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE REEP**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 8-6-706(a)(1) TO CLARIFY THAT APPLICANTS FOR A SOLID WASTE LANDFILL PERMIT OR TRANSFER STATION PERMIT SHALL OBTAIN A CERTIFICATE OF NEED FROM THE APPROPRIATE SOLID WASTE MANAGEMENT BOARD; AND FOR OTHER PURPOSES.

House Bill No. 1448 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
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. 1448 was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, **House Bill No. 1449** was called up for third reading and final disposition.

**HOUSE BILL NO. 1449
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE REEP**

A Bill for an Act to be Entitled: AN ACT TO REVISE THE AUTHORITY OF REGIONAL SOLID WASTE MANAGEMENT BOARDS; AND FOR OTHER PURPOSES.

House Bill No. 1449 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, Broadway, 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	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
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. 1449 was ordered immediately returned to the House as passed.

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, **Senate Bill No. 396** was called up for third reading and final disposition.

**SENATE BILL NO. 396
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 VETERINARY MEDICAL EXAMINING BOARD WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 57 OF 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 396 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, Broadway, 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	35
NEGATIVE:		
	Total	0
ABSENT OR NOT VOTING:		
	Total	0
VOTING PRESENT:		
	Total	0

Total number of votes cast	35
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. 396**, 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, Broadway, 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	35
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NEGATIVE:

Total	0
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ABSENT OR NOT VOTING:

Total	0
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VOTING PRESENT:

Total	0
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Total number of votes cast	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 396 was ordered immediately transmitted to the House.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 20, BY SENATOR ALTES,
SENATE BILL NO. 300, BY SENATOR SALMON, et al,

beg leave to report that we have carefully compared the engrossed copies 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

March 1, 2007

Mr. President:

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

HOUSE BILL NO. 1360, BY REPRESENTATIVE WILLS, et al,
HOUSE BILL NO. 1414, BY REPRESENTATIVE ALLEN,

beg leave to report that we have carefully compared the engrossed copies 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

March 1, 2007

Mr. President:

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

HOUSE BILL NO. 1426, BY REPRESENTATIVE WALTERS, 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, HOUSE Bill No. 1426 was ordered re-referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

SENATE BILL NO. 305, BY SENATOR BISBEE,

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

Respectfully submitted,

(SIGNED) SENATOR J. ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1452, BY REPRESENTATIVE HARDY,

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

Respectfully submitted,

(SIGNED) SENATOR J. ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1479, BY REPRESENTATIVE WAGNER,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR J. ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1632, BY REPRESENTATIVE KENNEY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 3.

Respectfully submitted,

(SIGNED) SENATOR J. ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1633, BY REPRESENTATIVE KENNEY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 2.

Respectfully submitted,

(SIGNED) SENATOR J. ARGUE
CHAIRMAN

Senate Bill No. 59 was returned from the House as passed and ordered enrolled.

Senate Bill No. 278 was returned from the House as passed and ordered enrolled.

Senate Bill No. 287 was returned from the House as passed and ordered enrolled.

Senate Bill No. 235 was returned from the House as passed as Amended.

On motion of Senator Womack, **Senate Bill No. 235** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 1, 2007

Mr. President:

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

SENATE BILL NO. 5, BY SENATOR R. THOMPSON,
REPRESENTATIVES HARDWICK, KEY,
SENATE BILL NO. 247, BY SENATOR MADISON,
SENATE BILL NO. 272, BY SENATOR T. SMITH,
REPRESENTATIVE REEP,
SENATE BILL NO. 268, BY SENATORS FARIS, WILKINSON, et al,
REPRESENTATIVE CREEKMORE, et al,
SENATE BILL NO. 209, BY SENATORS FARIS, BROADWAY,

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 3:00 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 5

SENATE BILL NO. 247

SENATE BILL NO. 272

SENATE BILL NO. 268

SENATE BILL NO. 209

RECEIVED the above papers from the Secretary of the Senate this 1st day of March, 2007, at 3:00 p.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) Angela Tollette
Secretary

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

STATE CAPITOL
LITTLE ROCK, ARKANSAS

MIKE BEEBE
Governor

March 1, 2007

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on March 1, 2007, I approved the following measures from the Regular Session of the Eighty-sixth General Assembly:

- Senate Bill 024, - ACT 175,
- Senate Bill 057, - ACT 176,
- Senate Bill 090, - ACT 177,
- Senate Bill 171, - ACT 178,
- Senate Bill 279, - ACT 179,
- Senate Bill 280, - ACT 180,
- Senate Bill 281, - ACT 181,
- Senate Bill 282, - ACT 182,

Sincerely,

(SIGNED) MIKE BEEBE
Governor

* * * * *

SENATE BILLS TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 266
SENATE BILL NO. 296
SENATE BILL NO. 309
SENATE BILL NO. 331
SENATE BILL NO. 357
SENATE BILL NO. 379
SENATE BILL NO. 396
SENATE BILL NO. 609

SENATE CONCURRENT RESOLUTION TRANSMITTED
TO THE HOUSE AS ADOPTED

SENATE CONCURRENT RESOLUTION NO. 13

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1004
HOUSE BILL NO. 1197
HOUSE BILL NO. 1434
HOUSE BILL NO. 1435
HOUSE BILL NO. 1436
HOUSE BILL NO. 1448
HOUSE BILL NO. 1449
HOUSE BILL NO. 1458
HOUSE BILL NO. 1484
HOUSE BILL NO. 1486
HOUSE BILL NO. 1498
HOUSE BILL NO. 1507
HOUSE BILL NO. 1510
HOUSE BILL NO. 1526

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1130, AS AMENDED NO. 1

HOUSE CONCURRENT RESOLUTION RETURNED
TO THE HOUSE AS CONCURRED IN

HOUSE CONCURRENT RESOLUTION NO. 1012

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED

SENATE BILL NO. 59

SENATE BILL NO. 278

SENATE BILL NO. 287

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AS AMENDED

SENATE BILL NO. 235, AS AMENDED NO. 1

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1085
HOUSE BILL NO. 1144
HOUSE BILL NO. 1345
HOUSE BILL NO. 1373
HOUSE BILL NO. 1529
HOUSE BILL NO. 1536
HOUSE BILL NO. 1586
HOUSE BILL NO. 1589
HOUSE BILL NO. 1607
HOUSE BILL NO. 1693
HOUSE BILL NO. 1700
HOUSE BILL NO. 1707
HOUSE BILL NO. 1718
HOUSE BILL NO. 1732
HOUSE BILL NO. 1789
HOUSE BILL NO. 1869
HOUSE BILL NO. 1890
HOUSE BILL NO. 1931

HOUSE CONCURRENT RESOLUTION TRANSMITTED
TO THE SENATE AS ADOPTED

HOUSE CONCURRENT RESOLUTION NO. 1011

On motion of Senator Brown, the Senate adjourned until 1:30 p.m., Monday, March 5, 2007.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE