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

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Little Rock, Arkansas

March 6, 2007

The Senate was called to order at 1:30 p.m. o'clock 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 Reverend Flora, Glen Rose Assembly of God Church, Malvern, AR.

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 Broadway, **Senate Bill No. 501** 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. 501**

Amend **Senate Bill No. 501** as originally introduced:

Page 1, line 24, delete "CENTERFILE LINE" and substitute "CENTERLINE FILE"

AND

Page 1, line 28, delete "Centerfile Line" and substitute "Centerline File"

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 501** was ordered engrossed.

On motion of Senator Faris, **Senate Bill No. 413** 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. 413**

Amend **Senate Bill No. 413** as originally introduced:  
Add Representative Maloch as co-sponsor

(SIGNED) SENATOR FARIS

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 413** was ordered engrossed.

On motion of Senator Trusty, **Senate Bill No. 537** 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. 537**

Amend **Senate Bill No. 537** as originally introduced:

Immediately following SECTION 1 insert a new SECTION to read as follows:

"  
SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS. The grants authorized in Section 1 of this Act shall not be restricted by requirements that may be applicable to other grant programs currently administered by the Department of Health and Human Services - Division of Aging and Adult Services. The Department of Health and Human Services - Division of Aging and Adult Services may adopt rules and regulations to carry out the intent of the General Assembly regarding the grant appropriations authorized in Section 1 of this Act.

The provisions of this section shall be in effect only from July 1, 2007 through June 30, 2009."

AND

Appropriately renumber the subsequent SECTION numbers.

(SIGNED) SENATOR TRUSTY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 537** was ordered engrossed.

On motion of Senator Trusty, **Senate Bill No. 543** 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. 543**

Amend **Senate Bill No. 543** as originally introduced:

Immediately following SECTION 1 insert a new SECTION to read as follows:

"

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS. The grants authorized in Section 1 of this Act shall not be restricted by requirements that may be applicable to other grant programs currently administered by the Department of Economic Development. The Department of Economic Development may adopt rules and regulations to carry out the intent of the General Assembly regarding the grant appropriations authorized in Section 1 of this Act.

The provisions of this section shall be in effect only from July 1, 2007 through June 30, 2009."

AND

Appropriately renumber the subsequent SECTION numbers.

(SIGNED) SENATOR TRUSTY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 543** was ordered engrossed.

On motion of Senator Trusty, **Senate Bill No. 547** 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. 547**

Amend **Senate Bill No. 547** as originally introduced:

Immediately following SECTION 1 insert a new SECTION to read as follows:

"

SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS. The grants authorized in Section 1 of this Act shall not be restricted by requirements that may be applicable to other grant programs currently administered by the Department of Health and Human Services - Division of Aging and Adult Services. The Department of Health and Human Services - Division of Aging and Adult Services may adopt rules and regulations to carry out the intent of the General Assembly regarding the grant appropriations authorized in Section 1 of this Act.

The provisions of this section shall be in effect only from July 1, 2007 through June 30, 2009."

AND

Appropriately renumber the subsequent SECTION numbers.

(SIGNED) SENATOR TRUSTY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 547** was ordered engrossed.

On motion of Senator Trusty, **Senate Bill No. 849** 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. 849**

Amend **Senate Bill No. 849** as originally introduced:

Add Representative Lovell as a cosponsor of the bill

(SIGNED) SENATOR TRUSTY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 849** was ordered engrossed.

On motion of Senator Miller, **Senate Bill No. 791** was placed back on second reading for purpose of Amendment 1.

**ARKANSAS SENATE**  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 791**

Amend **Senate Bill No. 791** as originally introduced:

Page 7, delete line 21 and substitute:

"previous year's funding per fiscal year.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that this act concerns the funding formula for the fiscal year beginning July 1, 2007; that the changes in this act are necessary to determine funding for two-year colleges; and that without these changes, two-year college funding for the fiscal year July 1, 2007, will be delayed. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2007."

(SIGNED) SENATOR MILLER

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 791** was ordered engrossed.

On motion of Senator G. Jeffress, **Senate Bill No. 92** 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. 92**

Amend **Senate Bill No. 92** as originally introduced:

Page 1, line 29, delete "thirty (30)" and substitute "twenty-eight (28)"

(SIGNED) SENATOR G. JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 92** was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 413, BY SENATOR FARIS,  
SENATE BILL NO. 501, BY SENATOR BROADWAY,  
SENATE BILL NO. 537, BY SENATOR TRUSTY,  
SENATE BILL NO. 543, BY SENATOR TRUSTY,  
SENATE BILL NO. 547, BY SENATOR TRUSTY,

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 Faris, **Senate Bill No. 413** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Broadway, **Senate Bill No. 501** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Trusty, **Senate Bill No. 537** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Trusty, **Senate Bill No. 543** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Trusty, **Senate Bill No. 547** was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

**SENATE BILL NO. 92**, BY SENATOR G. 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 G. Jeffress, **Senate Bill No. 92** was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

**SENATE BILL NO. 791**, BY SENATOR MILLER, 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 Miller, **Senate Bill No. 791** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 849, BY TRUSTY,

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 Trusty, Senate Bill No. 849 was ordered re-referred to the Committee on REVENUE AND TAXATION.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 790, BY SENATOR G. JEFFRESS,  
SENATE BILL NO. 801, BY SENATOR HILL,

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 JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

We, your Committee on CITY, COUNTY & LOCAL AFFAIRS, to whom was referred:

**HOUSE BILL NO. 1407**, BY REPRESENTATIVE REEP,

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 IRMA HUNTER BROWN  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

We, your Committee on CITY, COUNTY AND LOCAL AFFAIRS, to whom was referred:

**SENATE BILL NO. 373**, BY SENATOR BROWN,

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, No. 3, No. 4 and No. 5 .

Respectfully submitted,  
(SIGNED) SENATOR IRMA HUNTER BROWN  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

We, your Committee on CITY, COUNTY AND LOCAL AFFAIRS, to whom was referred:

SENATE BILL NO. 373, BY SENATOR BROWN,

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. 5 .

Respectfully submitted,

(SIGNED) SENATOR IRMA HUNTER BROWN  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

We, your Committee on CITY, COUNTY AND LOCAL AFFAIRS , to whom was referred:

SENATE BILL NO. 376, BY SENATOR BROWN,  
SENATE BILL NO. 377, BY SENATOR BROWN,

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 IRMA HUNTER BROWN  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 88, BY SENATOR J. JEFFRESS,

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

Respectfully submitted,

(SIGNED) SENATOR PAUL MILLER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 439, BY SENATOR HORN,  
SENATE BILL NO. 683, BY SENATOR HORN,  
SENATE BILL NO. 780, BY SENATOR HORN,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass, as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR MILLER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 8, 2007

Mr. President:

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

SENATE CONCURRENT RESOLUTION NO. 16,  
BY SENATOR WHITAKER,

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

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 8, 2007

Mr. President:

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

SENATE BILL NO. 380, BY SENATOR SALMON,  
SENATE BILL NO. 704, BY SENATOR STEELE,  
SENATE BILL NO. 802, BY SENATOR GLOVER,  
SENATE BILL NO. 816, BY SENATOR CAPPS,  
SENATE BILL NO. 817, BY SENATOR CAPPS,

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

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 8, 2007

Mr. President:

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

**SENATE BILL NO. 381**, BY SENATOR BOOKOUT,

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 STEVE FARIS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 8, 2007

Mr. President:

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

**SENATE BILL NO. 202**, BY SENATOR FARIS,  
**SENATE BILL NO. 224**, BY SENATOR FARIS,

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

Respectfully submitted,  
(SIGNED) SENATOR FARIS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 8, 2007

Mr. President:

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

SENATE BILL NO. 230, 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. 3.

Respectfully submitted,

(SIGNED) SENATOR FARIS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 8, 2007

Mr. President:

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

HOUSE BILL NO. 1454, BY REPRESENTATIVE D. JOHNSON,  
HOUSE BILL NO. 1509, BY REPRESENTATIVE HARDWICK,  
HOUSE BILL NO. 1527, BY REPRESENTATIVE JEFFREY,  
HOUSE BILL NO. 1707, BY REPRESENTATIVE GREENBERG,  
HOUSE BILL NO. 1732, BY REPRESENTATIVE L. EVANS,  
HOUSE BILL NO. 1869, BY REPRESENTATIVE MALOCH,  
HOUSE BILL NO. 1890, BY REPRESENTATIVE MEDLEY,

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 8, 2007

Mr. President:

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

HOUSE BILL NO. 1426, BY REPRESENTATIVE WALTERS,

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, No. 3  
and No. 4.

Respectfully submitted,

(SIGNED) SENATOR STEVE FARIS  
CHAIRMAN

STATE OF ARKANSAS  
OFFICE OF THE GOVERNOR

STATE CAPITOL  
LITTLE ROCK, ARKANSAS

MIKE BEEBE  
Governor

March 6, 2007

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on March 6, 2007, I approved the following measure from the Regular Session of the Eighty-sixth General Assembly:

**Senate Bill 247** - Act 216

Sincerely,

(SIGNED) MIKE BEEBE  
Governor

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 11, BY SENATORS MILLER, LAVERTY,  
REPRESENTATIVES COOK, COOPER, et al,  
SENATE BILL NO. 43, BY SENATOR J. JEFFRESS,  
SENATE BILL NO. 229, BY SENATOR FARIS,  
REPRESENTATIVE DUNN,  
SENATE BILL NO. 240, BY SENATORS LUKER, R. THOMPSON,  
REPRESENTATIVES D. JOHNSON, et al,  
SENATE BILL NO. 242, BY SENATORS LUKER, R. THOMPSON,  
REPRESENTATIVES D. JOHNSON, et al,  
SENATE BILL NO. 243, BY SENATORS LUKER, R. THOMPSON,  
WOMACK,  
REPRESENTATIVES JOHNSON, et al,  
SENATE BILL NO. 277, BY SENATOR WOMACK,  
REPRESENTATIVE MALOCH,  
SENATE BILL NO. 286, BY SENATOR MADISON,  
REPRESENTATIVE EDWARDS,  
SENATE BILL NO. 292, BY SENATOR MADISON,  
REPRESENTATIVE EDWARDS,  
SENATE BILL NO. 299, BY SENATORS BAKER, BOOKOUT, et al,  
REPRESENTATIVES PICKET, WILLS, et al,  
SENATE BILL NO. 302, SENATOR J. JEFFRESS,  
SENATE BILL NO. 396, BY JOINT BUDGET COMMITTEE,

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 12:50 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. 11  
SENATE BILL NO. 43  
SENATE BILL NO. 229  
SENATE BILL NO. 240  
SENATE BILL NO. 242  
SENATE BILL NO. 243  
SENATE BILL NO. 277  
SENATE BILL NO. 286  
SENATE BILL NO. 292  
SENATE BILL NO. 299  
SENATE BILL NO. 302  
SENATE BILL NO. 396

RECEIVED the above papers from the Secretary of the Senate this 6th day of March 2007, at 12:50 p.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) Sarah S. Agee  
Secretary

On motion of Senator Thompson, **Senate Bill No. 686** 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. 686**

Amend **Senate Bill No. 686** as originally introduced:

Page 2, delete lines 18, 19 and 20, and substitute:

"(9)(A) A person affiliated with an institution of higher education so long as the abstract or driver confirmation record is used only for research purposes.

(B) Any information obtained under this subdivision (9) shall not contain individual names or other personal identifying information, but shall be in the form of a statistical report or other appropriate form which protects the confidentiality of individuals."

(SIGNED SENATOR R. THOMPSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 686** was ordered engrossed.

On motion of Senator Thompson, **Senate Bill No. 16** 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. 16

Amend **Senate Bill No. 16** as engrossed, S1/29/07:

Page 1, delete line 29 and substitute the following:  
"persons elected to the General Assembly beginning November 4, 2008."

(SIGNED) REPRESENTATIVE THYER

**Amendment No. 1 to Senate Bill No. 16**, 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

**Senate Bill No. 16** was ordered enrolled.

On motion of Senator Critcher, **House Concurrent Resolution No. 1018** was brought up for third reading and final disposition.

On motion of Senator Critcher, the rules were suspended in considering **House Concurrent Resolution Bill No. 1018** at this time.

On motion of Senator Critcher, **House Concurrent Resolution No. 1018** was called up for third reading and final disposition.

**HOUSE CONCURRENT RESOLUTION NO. 1018**  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE PETRUS**

HOUSE CONCURRENT RESOLUTION TO PROVIDE FOR RECESS OF THE EIGHTY-SIXTH GENERAL ASSEMBLY AT THE CLOSE OF BUSINESS ON MARCH 30, 2007; TO PROVIDE FOR AN EXTENSION OF THE REGULAR SESSION OF THE EIGHTY-SIXTH GENERAL ASSEMBLY UNTIL 12:00 NOON, APRIL 27, 2007; TO AUTHORIZE THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, BY JOINT PROCLAMATION, TO RECONVENE THE GENERAL ASSEMBLY AT ANY TIME BEFORE 12:00 NOON, APRIL 27, 2007, FOR THE PURPOSE OF CONSIDERING VETOES, CORRECTING ERRORS OR OVERSIGHTS, COMPLETING ITS WORK ON PROPOSED CONSTITUTIONAL AMENDMENTS, AND CONSIDERING THE NEED FOR FURTHER EXTENSION OF THE REGULAR SESSION OR TO ADJOURN THE EIGHTY-SIXTH GENERAL ASSEMBLY AT ANY TIME BEFORE THAT DATE IF THEY DETERMINE THAT THERE IS NO NEED TO RECONVENE; TO PROVIDE THAT IF THE GENERAL ASSEMBLY IS NOT RECONVENED OR ADJOURNED BEFORE 12:00 NOON, APRIL 27, 2007, THE REGULAR SESSION OF THE EIGHTY-SIXTH GENERAL ASSEMBLY IS ADJOURNED SINE DIE ON THAT DATE.

**House Concurrent Resolution No. 1018** was read the third time and concurred in by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

**House Concurrent Resolution No. 1018** was ordered immediately returned to the House.

Senator Malone moved that the record pertaining to the vote by which **Senate Bill No. 270** passed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Malone, the rules were suspended in considering **Senate Bill No. 270** at this time.

On motion of Senator Malone, **Senate Bill No. 270** 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. 270**

Amend **Senate Bill No. 270** as originally introduced:

Page 1, line 21, delete "SECTION 1. Arkansas Code § 16-123-107(a), concerning discrimination" and substitute

"SECTION 1. Arkansas Code § 16-123-102(7) — (9), concerning definitions in the Arkansas Civil Rights Act of 1993, is amended to read as follows:

(7) "Place of public resort, accommodation, assemblage, or amusement" means any place, store, or other establishment, either licensed or unlicensed, that supplies accommodations, goods, or services to the general public, or that solicits or accepts the patronage or trade of the general public, or that is supported directly or indirectly by government funds, but "place of public resort, accommodation, assemblage, or amusement" does not include:

(A) Any lodging establishment which contains not more than five (5) rooms for rent and which is actually occupied by the proprietor of such establishment as a residence; or

(B) Any private club or other establishment not in fact open to the public; and

(8) "Public assistance" means assistance provided by the Arkansas Department of Health and Human Services to a former or current recipient of food stamps, Medicaid, or Transitional Employment Assistance, or a former recipient of Aid to Families with Dependent Children; and

(9) "Religion" means all aspects of religious belief, observance, and practice.

SECTION 2. Arkansas Code § 16-123-107(a), concerning discrimination"

(SIGNED) SENATOR MALONE

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 270** was ordered engrossed.

The President declared the morning hour to have expired.

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

On motion of Senator Bisbee, **Senate Bill No. 305** was called up for third reading and final disposition.

**SENATE BILL NO. 305  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BISBEE  
BY: REPRESENTATIVE COOK**

A Bill for an Act to be Entitled: AN ACT TO STREAMLINE THE PROCESS FOR ARKANSAS NONTRADITIONAL LICENSURE CERTIFICATION FOR TEACHERS; AND FOR OTHER PURPOSES.

**Senate Bill No. 305** 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. 305** was ordered immediately transmitted to the House as passed.

On motion of Senator Smith, **Senate Bill No. 805** was called up for third reading and final disposition.

Amendment No. 1 was withdrawn.

**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 placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: Altes, Baker, Bookout, Broadway, Bryles, 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 .....30

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Argue, Bisbee, Brown, Capps, Critcher.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast .....30

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. 805** was ordered immediately transmitted to the House as passed.

On motion of Senator Hendren, **Senate Bill No. 8**, was placed back on second reading for purpose of Amendment.

Amendment No. 1 was withdrawn.

**ARKANSAS SENATE**  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No.2 to SENATE BILL NO. 8**

Amend **Senate Bill No. 8** as originally introduced:

Page 1, line 21, delete "~~sand, gravel,~~" and substitute "sand, gravel,"

AND

Page 1, delete line 26 and substitute:

"(2) "Load" means sand, gravel, or rock that is:"

AND

Page 2, delete line 1 and substitute:

"of sand, gravel, or rocks from dropping, sifting, leaking, or otherwise escaping"

AND

Page 2, line 8, delete "~~sand, gravel,~~" and substitute "sand, gravel,"

(SIGNED) SENATOR HENDREN

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 8** was ordered engrossed.

On motion of Senator G. Jeffress, **Senate Bill No. 206** was called up for third reading and final disposition.

**SENATE BILL NO. 206**  
*As Engrossed: S2/12/07 S3/5/07*  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR G. JEFFRESS**

A Bill for an Act to be Entitled: *AN ACT TO REGULATE OIL PRODUCTION; TO LIMIT COMPENSATION FOR SPILL DAMAGES TO THE SURFACE ESTATE; AND FOR OTHER PURPOSES.*

**Senate Bill No. 206** 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. 206** was ordered immediately transmitted to the House as passed.

On motion of Senator Whitaker, **House Bill No. 1619** was called up for third reading and final disposition.

**HOUSE BILL NO. 1619**  
*As Engrossed: S3/5/07*  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE BURRIS**  
**BY: SENATOR WHITAKER**

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR THE OFFENSE OF DESTRUCTION OR REMOVAL OF A CEMETERY MARKER OR GRAVE MARKER; AND FOR OTHER PURPOSES.

**House Bill No. 1619** 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. 1619** was ordered immediately returned to the House as passed as amended.

On motion of Senator Faris, **Senate Concurrent Resolution No. 9** was returned to the House.

On motion of Senator Whitaker, **House Bill No. 1620** was called up for third reading and final disposition.

**HOUSE BILL NO. 1620**  
*As Engrossed: S3/5/07*  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE BURRIS**  
**BY: SENATOR WHITAKER**

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR DEFACING OBJECTS OF PUBLIC RESPECT UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

**House Bill No. 1620** 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, Brown, Bryles, Capps, Faris, Glover, Hendren, G. Jeffress, J. Jeffress, B. Johnson, Luker, Miller, B. Pritchard, Salmon, T. Smith, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total .....24

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Altes, Argue, Bisbee, Critcher, Crumbly, Hill, Horn, Lavery, Madison, Malone, Steele.

Total .....11

VOTING PRESENT:

Total .....0

Total number of votes cast .....24

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. 1620** was ordered immediately returned to the House as passed as amended.

On motion of Senator Broadway, **House Bill No. 1632** was called up for third reading and final disposition.

**HOUSE BILL NO. 1632**

*As Engrossed: H2/21/07 H2/23/07 S2/28/07 S3/5/07*

**EIGHTY-SIXTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES KENNEY, ABERNATHY, BLOUNT, ET AL  
BY SENATORS BROADWAY, CRITCHER, BAKER, BOOKOUT, B. JOHNSON,  
WILKINS, WOMACK, ARGUE, BISBEE, G. JEFFRESS, J. JEFFRESS, CAPPS,  
LAVERTY, J. TAYLOR, SALMON, MILLER & HENDREN**

A Bill for an Act to be Entitled: *AN ACT IN CONCORDANCE WITH THE 2006 ACT 57 ADEQUACY STUDY; TO AMEND THE PUBLIC SCHOOL FUNDING ACT OF 2003 TO INCREASE THE AMOUNT OF PER STUDENT FOUNDATION FUNDING AND CATEGORICAL FUNDING; TO ENSURE THAT EVERY PUBLIC SCHOOL DISTRICT IN THE STATE RECEIVES THE FULL AMOUNT OF FOUNDATION FUNDING; AND FOR OTHER PURPOSES.*

**House Bill No. 1632** 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

There being an emergency clause attached to **House Bill No. 1632**, 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. 1632** was ordered immediately returned to the House as passed as amended.

On motion of Senator Broadway, **House Bill No. 1633** was called up for third reading and final disposition.

**HOUSE BILL NO. 1633**

*As Engrossed: S2/28/07 S/3/5/07*

**EIGHTY-SIXTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES KENNEY, ABERNATHY, BLOUNT, ET AL**

**BY: SENATORS BROADWAY, CRITCHER, BAKER, BOOKOUT, B. JOHNSON, WILKINS, WOMACK, ARGUE, BISBEE, G. JEFFRESS, J. JEFFRESS, CAPPES, LAVERTY, J. TAYLOR, SALMON, MILLER & HENDREN**

A Bill for an Act to be Entitled: AN ACT TO PROVIDE ENHANCED EDUCATIONAL FUNDING BY SUPPLEMENTING THE AMOUNT OF PER STUDENT FOUNDATION FUNDING DISTRIBUTED TO SCHOOL DISTRICTS FOR THE 2007-2008 AND 2008-2009 SCHOOL YEARS; AND FOR OTHER PURPOSES.

**House Bill No. 1633** 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. 1633**, 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 .....	18

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1633** was ordered immediately returned to the House as passed as amended.

On motion of Senator Whitaker, **House Bill No. 1651** was withdrawn from the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT, and placed on the Calendar.

On motion of Senator Whitaker, **House Bill No. 1651** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator Womack, **House Bill No. 1566** was called up for third reading and final disposition.

**HOUSE BILL NO. 1566  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE KEY**

A Bill for an Act to be Entitled: AN ACT TO INCORPORATE REQUIREMENTS OF THE FEDERAL ENERGY POLICY ACT OF 2005 REGARDING UNDERGROUND STORAGE TANKS INTO THE ARKANSAS CODE; AND FOR OTHER PURPOSES.

**House Bill No. 1566** 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. 1566**, 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. 1566** was ordered immediately returned to the House as passed.

On motion of Senator Baker, **House Bill No. 1128** was called up for third reading and final disposition.

**HOUSE BILL NO. 1128  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE ROSENBAUM**

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT A PURPLE HEART RECIPIENT MAY RECEIVE AN ADDITIONAL SPECIAL LICENSE PLATE FOR A NOMINAL FEE; AND FOR OTHER PURPOSES.

**House Bill No. 1128** 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. 1128** was ordered immediately returned to the House as passed.

On motion of Senator Bryles, **House Bill No. 1479** was called up for third reading and final disposition.

**HOUSE BILL NO. 1479**  
*As Engrossed: S3/5/07*  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE WAGNER**

A Bill for an Act to be Entitled: AN ACT TO PROTECT THE HEALTH INSURANCE BENEFITS OF FULL-TIME EMPLOYEES OF PUBLIC SCHOOL DISTRICTS; AND FOR OTHER PURPOSES.

**House Bill No. 1479** 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. 1479**, 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. 1479** was ordered immediately returned to the House as passed as amended.

On motion of Senator Baker, **House Bill No. 1401** was called up for third reading and final disposition.

**HOUSE BILL NO. 1401  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE ROSENBAUM**

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR AND TO CLARIFY THE OFFENSE OF TRANSPORTATION OF MINORS FOR PROHIBITED SEXUAL CONDUCT; AND FOR OTHER PURPOSES.

**House Bill No. 1401** 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. 1401** was ordered immediately returned to the House as passed.

On motion of Senator Hill, **House Bill No. 1469** was called up for third reading and final disposition.

**HOUSE BILL NO. 1469  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES STEWART AND J. ROEBUCK**

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE ALLOWANCE FOR A RESTRICTED COMMERCIAL DRIVER LICENSE FOR SCHOOL BUS DRIVERS IN ORDER TO CONFORM THE ARKANSAS REQUIREMENTS FOR ISSUANCE OF COMMERCIAL DRIVER LICENSES TO FEDERAL STANDARDS; AND FOR OTHER PURPOSES.

**House Bill No. 1469** 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. 1469** was ordered immediately returned to the House as passed.



STATE OF ARKANSAS  
*House of Representatives*

EIGHTY-SIXTH GENERAL ASSEMBLY  
ROOM 350, THIRD FLOOR, STATE CAPITOL  
LITTLE ROCK, ARKANSAS 72201-1089  
(501) 682-7771 TDD (501) 682-9148

BENNY C. PETRUS, SPEAKER

TIM MASSANELLI, PARLIAMENTARIAN

JO RENSHAW, CHIEF CLERK

March 6, 2007

The Honorable Ann Cornwell  
Secretary of Senate  
Senate Fiscal Officer  
State Capitol Building  
Little Rock, Arkansas 72201

Dear Ann:

The House of Representatives respectfully requests the return to the House,  
House Bill 1104.

Respectfully submitted,

(SIGNED) JO RENSHAW  
Chief Clerk

JLR/jb

On motion of Senator Womack, **Senate Bill No. 261** was placed back on second reading for purpose of Amendment No. 6.

**ARKANSAS SENATE**  
**EIGHTY-SIXTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 6 to SENATE BILL NO. 261**

(ERROR CORRECTION)

Amend **Senate Bill No. 261** as engrossed, S3/5/07:

Delete SECTION 24 in its entirety and substitute the following:

" SECTION 24. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. CHARTER SCHOOL FUNDING RESTRICTIONS. Regardless of any provision of any law to the contrary, the Department of Education shall fund from state monies only those charter schools which provide education services in a traditional public school setting and, if the internet or long-distance learning technology is used, the internet or long-distance learning technology is used as a supplement to the school's traditional classroom setting.

The provisions of this section shall be in effect only from July 1, ~~2005~~ 2007 through June 30, ~~2007~~ 2009."

(SIGNED) SENATOR SHAWN A. WOMACK

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

(SIGNED) ANN CORNWELL, SECRETARY

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

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

On motion of Senator Womack, the rules were suspended in considering **Senate Bill No. 261** at this time.

On motion of Senator Womack, **Senate Bill No. 261** was called up for third reading and final disposition.

**SENATE BILL NO. 261**  
*As Engrossed: S2/19/07 S2/26/07 S3/5/07*  
**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 GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE DEPARTMENT OF EDUCATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

**Senate Bill No. 261** 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 .....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. 261**, 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

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

**Senate Bill No. 261** was ordered engrossed.

\* \* \* \* \* **EXPUNGED** \* \* \* \* \*

On motion of Senator Thompson, **Senate Bill No. 16** was called up for the purpose of considering **Amendment No. 2** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 2 to SENATE BILL NO. 16

Amend **Senate Bill No. 16** as engrossed, S1/29/07 :

Delete SECTION 1 of the bill and substitute the following:

“SECTION 1. Arkansas Code § 21-1-402(f), concerning former members of the General Assembly registering as lobbyists, is amended to read as follows:

(f)(1) A former member of the General Assembly shall not be eligible to be registered as a lobbyist under § 21-8-601 et seq. ~~until~~ within twelve (12) months after the expiration of the term of office for which he or she was elected.

SECTION 2. This act shall apply beginning with members of the Eighty-Sixth General Assembly.”

Five hands were seen and a roll call was ordered on the question of whether or not **Amendment No. 2** to **Senate Bill No. 16** be adopted.

Motion failed.

(SIGNED) REPRESENTATIVE BOND

AFFIRMATIVE: Altes, Argue, Baker, Bookout, Capps, Critcher, Crumbly, Faris, B. Johnson, Lavery, Malone, Miller, Salmon, R. Thompson, Trusty, Wilkinson.

Total .....16

NEGATIVE: Bisbee, Broadway, Glover, Hendren, Hill, Horn, J. Taylor, Whitaker.

Total .....8

ABSENT OR NOT VOTING: Brown, Bryles, G. Jeffress, J. Jeffress, Luker, Madison, B. Pritchard, T. Smith, Steele, Wilkins, Womack.

Total .....11

VOTING PRESENT:

Total .....0

Total number of votes cast.....24  
Necessary to the adoption of the amendment.....18

Amendment No. 2 to Senate Bill No. 16, adopted by the House, was read the first time, rules suspended, read the second time and failed, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

\* \* \* \* \* **EXPUNGED** \* \* \* \* \*

The record pertaining to the vote by which Amendment No. 2 failed was expunged, in accordance with a prevailing motion on March 7, 2007.

Senator Thompson moved that the record pertaining to the vote by which Amendment No. 2 failed be expunged, the motion was duly seconded and prevailed.

Senator Whitaker Presented the Proposed Rule Change.

Proposed Senate Rule

**ORDER AND DECORUM WHEN IN SESSION**

- (a) The use of cellular telephones and audible pagers or similar Electronic devices shall not be used in the Senate Chamber Nor in Senate Committee meetings nor in the galleries of the Senate Chamber while the Senate is in session.

The Secretary called the roll and the following members voted:

AFFIRMATIVE: Argue, Bookout, Broadway, Brown, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Laverty, Miller, B. Pritchard, J. Taylor, R. Thompson, Trusty, Whitaker, Wilkinson.

Total .....18

NEGATIVE: Hendren, J. Jeffress.

Total .....2

ABSENT OR NOT VOTING: Altes, Baker, Bisbee, Hill, Horn, G. Jeffress, B. Johnson, Luker, Madison, Malone, Salmon, T. Smith, Steele, Wilkins, Womack.

Total .....15

VOTING PRESENT:

Total .....0

Total number of votes cast .....20

Necessary to the passage of the proposal .....18

Proposed Senate Rule failed of adoption.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

**SENATE BILL NO. 8**, BY SENATOR HENDREN,

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 Hendren, **Senate Bill No. 8** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, to whom was referred:

SENATE BILL NO. 8, BY SENATOR HENDREN,

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) HENRY "HANK" WILKINS  
CHAIRMAN  
SENATORS PAUL BOOKOUT, KIM HENDREN,  
JOHN P. CAPPS, BOBBY GLOVER

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 686, BY SENATOR R. THOMPSON,

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

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

**SENATE BILL NO. 270**, BY SENATOR MALONE,

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

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV  
CHAIRMAN

On motion of Senator Malone, **Senate Bill No. 270** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

**Senate Bill No. 191** was returned from the House as passed.

On motion of Senator Steele, **Senate Bill No. 191** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

**Senate Bill No. 298** was returned from the House as passed as amended.

On motion of Senator Bisbee, **Senate Bill No. 298** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

**Senate Bill No. 203** was returned from the House as passed as amended.

On motion of Senator Madison, **Senate Bill No. 203** was ordered re-referred to the Calendar.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE & LABOR, to whom was referred:

SENATE BILL NO. 20, BY SENATOR ALTES,

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. 6.

Respectfully submitted,

(SIGNED) SENATOR JACK CRITCHER  
CHAIRMAN  
SENATOR HANK  
SENATOR WILKINS  
SENATOR BILL  
SENATOR PRITCHARD  
SENATOR JACK  
SENATOR CRUMBLY  
SENATOR MALONE

## HOUSE BILL NO. 1570

*As Engrossed: H3/5/07*

## EIGHTY-SIXTH GENERAL ASSEMBLY

## REGULAR SESSION

BY: REPRESENTATIVES HALL AND *E. BROWN*

A Bill for an Act to be Entitled: AN ACT AMENDING ARKANSAS ELECTION LAW CONCERNING BALLOT BEARERS, AUTHORIZED AGENTS, AND ADMINISTRATORS; AND FOR OTHER PURPOSES.

**House Bill No. 1570** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

## HOUSE BILL NO. 2238

## EIGHTY-SIXTH GENERAL ASSEMBLY

## REGULAR SESSION

BY: REPRESENTATIVE PYLE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF CRITERIA FOR GRANTING OR WITHDRAWING AUTHORIZATION FOR MUNICIPAL POLICE TO PATROL CONTROLLED-ACCESS FACILITIES; TO CLARIFY THAT THE DIRECTOR OF THE DEPARTMENT OF ARKANSAS STATE POLICE MAY WITHDRAW AUTHORIZATION FOR MUNICIPAL POLICE TO PATROL CONTROLLED-ACCESS FACILITIES; AND FOR OTHER PURPOSES.

**House Bill No. 2238** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 261, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) HENRY "HANK" WILKINS, IV  
CHAIRMAN

Senate Bill No. 261 was ordered immediately transmitted to the House.

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

SENATE BILL NO. 100, BY SENATOR J. JEFFRESS,

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

Respectfully submitted,

(SIGNED) SENATOR JIMMY JEFFRESS  
CO-CHAIRMAN

ARKANSAS SENATE  
EIGHTY-SIXTH GENERAL ASSEMBLY  
REGULAR SESSION

March 6, 2007

Mr. President:

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

**SENATE BILL NO. 142**, BY SENATOR J. JEFFRESS,

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

Respectfully submitted,

(SIGNED) SENATOR JIMMY JEFFRESS  
CO-CHAIRMAN

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SENATE BILLS TRANSMITTED TO THE HOUSE  
AS PASSED

SENATE BILL NO. 206  
SENATE BILL NO. 261  
SENATE BILL NO. 305  
SENATE BILL NO. 805

SENATE CONCURRENT RESOLUTION TRANSMITTED  
TO THE HOUSE AS ADOPTED

SENATE CONCURRENT RESOLUTION NO. 9

HOUSE BILLS RETURNED TO THE HOUSE  
AS PASSED

HOUSE BILL NO. 1128  
HOUSE BILL NO. 1401  
HOUSE BILL NO. 1469  
HOUSE BILL NO. 1566

HOUSE BILLS RETURNED TO THE HOUSE  
AS PASSED AS AMENDED

HOUSE BILL NO. 1633, AS AMENDED NO. 1 AND NO. 2  
HOUSE BILL NO. 1632, AS AMENDED NO. 1, NO. 2 AND NO. 3  
HOUSE BILL NO. 1620, AS AMENDED NO. 1  
HOUSE BILL NO. 1619, AS AMENDED NO. 1  
HOUSE BILL NO. 1479, AS AMENDED NO. 1

HOUSE CONCURRENT RESOLUTION RETURNED  
TO THE HOUSE AS CONCURRED IN

HOUSE CURRENT RESOLUTION NO. 1018

HOUSE BILLS RETURNED TO THE HOUSE  
AS REQUESTED

HOUSE BILL NO. 1104

HOUSE BILLS TRANSMITTED TO THE SENATE  
AS PASSED

HOUSE BILL NO. 1570

HOUSE BILL NO. 2238

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AS AMENDED

SENATE BILL NO. 91, AS AMENDED NO. 1, NO. 2 AND NO. 3

SENATE BILL NO. 203, AS AMENDED NO. 1

SENATE BILL NO. 298, AS AMENDED NO. 1

On motion of Senator Whitaker, the Senate adjourned until 1:30 p.m., March 7, 2007.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE

