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SIXTY-SIXTH DAY'S PROCEEDINGS
SENATE CHAMBER
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

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Little Rock, Arkansas

March 14, 2007

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

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

ALTES, ARGUE, BAKER, BISBEE, BOOKOUT, 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 Wilkinson.

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On motion of Senator Broadway, Senate Bill No. 782 was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.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. 782

Amend Senate Bill No. 782 as originally introduced:

Page 5, delete lines 17 through 20 and substitute the following:
"2005, has been satisfied, which shall include defeasance.
(B) If a school district has issued refunding bonds to refund bonds in existence as of January 1, 2005, the school district shall notify the"

AND

Page 5, delete lines 23 through 27 and substitute the following:
"had the bonds not been refunded.
(2)(A) Within thirty (30) days after receiving notification"

AND

Page 7, delete lines 4 and 5 and substitute the following:
"(b)(1) In order to apply for state financial participation in a new construction project, a school district shall provide the division with a"

AND

Page 7, line 8, delete "(1)" and substitute "~~(1)~~(A)"

AND

Page 7, line 11, delete "(2)(A)" and substitute "~~(2)(A)~~(B)(i)"

AND

Page 7, line 14, delete "(B)" and substitute "~~(B)~~(ii)"

AND

Page 7, line 19, delete "(3)(A)" and substitute "~~(3)~~(C)(i)"

AND

Page 7, line 22, delete "(B)" and substitute "(ii)"

AND

Page 7, line 25, delete "commissioners of the" and substitute "Commissioners for the"

AND

Page 7, line 28, delete "(4)" and substitute "~~(4)~~(D)"

AND

Page 7, line 30, delete "(5)" and substitute "~~(5)~~(E)"

AND

Page 7, line 34, delete "(6)" and substitute "~~(6)~~(F)"

AND

Page 8, line 2, delete "(7)" and substitute "~~(7)~~(G)"

AND

Page 8, delete line 5 and substitute the following:
"students in the district.

(2)(A) The life-cycles requirement contained in the state facility assessment of 2004 are advisory only and shall not be sufficient to support the approval of those items in the list of approved projects or individual items within a project.

(B) The division shall require independent proof of the failure of the equipment or other item."

AND

Page 8, delete lines 24 and 25 and substitute the following:
"academic facilities wealth index to the project cost promulgated by the commission to calculate the cost necessary to"

AND

Page 8, delete line 27 and substitute the following:
"Academic Facility Manual under § 6-20-2509."

AND

Page 9 delete lines 26 and 27 and substitute the following:
"academic facilities wealth index to the project cost promulgated by the commission to calculate the cost necessary to"

AND

Page 9, delete line 29 and substitute the following:
"Academic Facility Manual under § 6-20-2509."

AND

Page 10, line 9, delete "annually for" and substitute "annually by the fourth quarter of the calendar year for"

AND

Page 10, delete lines 34 and 35 and substitute the following:
"(4) The project cost promulgated by the commission under § 6-20-2509, for the project and the date on which the project cost data"

AND

Page 11, delete lines 2 and 3 and substitute the following:
"application of the wealth index and the project cost promulgated by the commission under § 6-20-2509, to the planned project for planning"

AND

Page 15, line 26, delete "§ 6-21-807" and substitute "§ 6-21-806"

AND

Page 15, line 27, delete "state" and substitute "school district"

AND

Page 15, line 29, delete "(c)(1)" and substitute "(e)(1)"

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 782 was ordered engrossed.

On motion of Senator Broadway, Senate Bill No. 778 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. 778

Amend Senate Bill No. 778 as originally introduced:

Add Senator Argue as a cosponsor of the bill.

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-17-2203(c), concerning the minimum salary for classified school employees, is amended to read as follows:

(c)(1)(A) Beginning ~~July 1, 2003~~ with the 2007-2008 school year, and each school year thereafter, each public school district shall increase the minimum hourly rate of compensation provided in this subchapter ~~shall be increased~~ by a percentage ~~equal to the percentage increase of the consumer price index~~ at least equal to the percentage increase in the state minimum teacher salary compensation schedule as set forth in § 6-17-2403(b) and (c).

(B) The classified employees of a public school district may elect by a simple majority vote to apply some or all of the salary increase to improve the public school district's health insurance contributions.

(2) A public school district is exempt from the provisions of subdivision (c)(1) of this section if:

(A) The increase, if any, over the immediately preceding school year in the foundation funding received by the public school district under § 6-20-2305(a)(2) and its local maintenance and operation property tax revenue is not sufficient to meet the salary increase;

(B) It has to increase its salary schedule to meet the new minimum salary requirements for teachers and classified employees; or

(C) It has an average teacher salary greater than one hundred ten percent (110%) of the state average teacher salary as most recently defined and published for that year by the Department of Education.

(3) The department may develop rules necessary for the proper implementation of this subsection (c).

SECTION 2. Arkansas Code § 6-17-2403, concerning the minimum teacher salary compensation schedule, is amended to add an additional subsection to read as follows:

(g)(1)(A) Beginning with the 2007-2008 school year and each school year thereafter, a public school district shall increase its salary schedule for teachers by a percentage at least equal to the percentage increase in the minimum teacher compensation salary schedule provided in this section.

(B) The teachers employed by a public school district may elect by a simple majority vote to apply some or all of the salary increase to improve the public school district's health insurance contributions.

(2) A public school district is exempt from the provisions of subdivision (g)(1) of this section if:

(A) The increase, if any, over the immediately preceding school year in the foundation funding received by the public school district under § 6-20-2305(a)(2) and its local maintenance and operation property tax revenue is not sufficient to meet the salary increase;

(B) It has to increase its salary schedule to meet the new minimum salary requirements for teachers; or

(C) It has an average teacher salary greater than one hundred and ten percent (110%) of the state average teacher salary as most recently defined and published for that year by the department.

(3) The department may develop rules to implement this subsection (g)."

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 778 was ordered engrossed.

On motion of Senator Broadway, Senate Bill No. 829 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. 829

Amend Senate Bill No. 829 as originally introduced:

Page 3, delete lines 2 through 12 and substitute the following:

"(b)(1) If a property owner finds or becomes aware of evidence of a laboratory for the manufacture of controlled substances on his or her property, the property owner shall have the property inspected in accordance with the guidelines established by the Arkansas Department of Environmental Quality under this subchapter by a contractor certified by the department under § 8-7-1402.

(2) If the contractor selected by the property owner under subdivision (b)(1) of this section verifies that a laboratory for the manufacture of controlled substances has been on the property, the contractor shall notify the department and the department shall place the property on the contaminated properties list required under § 8-7-1404."

AND

Page 6, line 21, delete "(D)" and substitute "(D)(i)"

AND

Page 6, delete line 26 and substitute the following:

"remediated.

(ii) As used in subdivision (d)(7)(D)(i) of this section, "authorized person" means:

(a) An employee of the Arkansas Department of Environmental Quality;

(b) A law enforcement officer;

(c) The owner of a residually contaminated property; and

(d) A representative of an owner of a residually contaminated property if the representative has signed a waiver of liability;"

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 829 was ordered engrossed.

On motion of Senator Salmon, Senate Bill No. 987 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. 987

Amend Senate Bill No. 987 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-17-807, concerning additional teacher work days, is amended to add an additional subsection to read as follows:

(h) If a school district requires a teacher to attend training or professional development in addition to the regular one hundred ninety (190) contract days that are calendared for the majority of teachers, the teacher shall be paid at no less than his or her daily rate of pay for the additional training or professional development time.

(2) The school district shall adopt the schedule for all required training or professional development days and make the schedule available to teachers by the earlier of:

(A) The date the school calendar is adopted; or

(B) May 1 of each school year."

(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. 987 was ordered engrossed.

On motion of Senator Miller, Senate Bill No. 791 was withdrawn from the Committee on EDUCATION, 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. 791

Amend Senate Bill No. 791 as engrossed, S3/6/07:

Page 7, delete lines 26 through 30 and substitute:

"act are necessary to determine the funding for two-year colleges; and that these changes are immediately necessary for the distribution of funds to be in accordance with the revised funding formula. 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 on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

(SIGNED) SENATOR MILLER

The Amendment was read for 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 Whitaker, Senate Bill No. 592 was withdrawn from the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT, 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. 592

Amend Senate Bill No. 592 as originally introduced:

Page, 2 line 23, delete "from"

AND

Page 2, line 24, delete "out of state"

AND

Page 2, line 27, delete "from out of state"

AND

Page 2, line 32 "into this state"

AND

Page 3, line 2 delete "into the state of Arkansas"

AND

Page 3, line 11, delete "domicil" and substitute "domicile"

AND

Page 3, delete lines 18 through 20 and substitute the following:
"(2) Annually pay to the Department of Finance and Administration"

AND

Page 3, line 24, delete "(4)" and substitute "(3)"

AND

Page 3, line 27, delete "(5)" and substitute "(4)"

(SIGNED) SENATOR WHITAKER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 592 was ordered engrossed.

On motion of Senator Johnson, Senate Bill No. 493 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. 493

Amend Senate Bill No. 493 as originally introduced:

Page 1, delete line 36 in its entirety and substitute the following:

"(04)	CENTERS FOR APPLIED TECHNOLOGY	6,000,000	6,000,000
(05)	TECH DEVELOPMENT/OTHER RESEARCH GRANTS & AID	250,000	250,000"

And

Page 2, line 1, delete "$ 16,500,000 $ 16,500,000" and substitute "$ 16,750,000 $ 16,750,000"

And

Page 2, delete SECTION 3 in its entirety and substitute the following:
"SECTION 3. APPROPRIATION. There is hereby appropriated, to the Arkansas Science and Technology Authority, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:

(A) For a grant to the Arkansas Risk Capital Matching Fund within the Venture Capital Investment Trust, the sum of .....$40,000,000."

(SIGNED) SENATOR JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 493 was ordered engrossed.

On motion of Senator Faris, Senate Joint Resolution No. 6 was withdrawn from the Committee on STATE AGENCIES & 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 SENATE JOINT RESOLUTION NO. 6

Amend Senate Joint Resolution No. 6 as originally introduced:

Page 1, delete line 13 and substitute the following:
“COMMISION AND PURCHASED WITH FEES, MONIES, OR FUNDS THAT DID NOT ARISE FROM THE SALE OF HUNTING AND FISHING LICENSES AND PERMITS SHALL BE REMITTED TO THE TREASURER OF”

AND

Page 1, delete lines 18 through 22 and substitute the following:
“AN AMENDMENT TO THE ARKANSAS CONSTITUTION CONCERNING FEES, MONEYS, OR FUNDS RELATED TO OIL, GAS, OR OTHER MINERALS IN AND UNDER CERTAIN LANDS OWNED BY THE ARKANSAS STATE GAME AND FISH COMMISSION.”

AND

Page 2, delete line 30 and substitute the following:
"minerals in and under lands owned by the Commission and purchased by the Commission with fees, monies, or funds that did not arise from the sale of hunting and fishing licenses and permits shall be remitted to the"

(SIGNED) SENATOR FARIS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Joint Resolution No. 6 was ordered engrossed.

On motion of Senator Hill, Senate Bill No. 827 was withdrawn from the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT, 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. 827

Amend Senate Bill No. 827 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 14-116-301 is amended to read as follows:

14-116-301. Members generally - Original appointments.

(a) The board of directors shall be composed of three (3) qualified voters residing in the service area of the customers of the district, which is the area within the boundaries of the water district to which the customers of the district currently provide retail water or other services that they have purchased from the district. However, if the district embraces lands in more than one (1) county, then the board of directors shall be composed of three (3) qualified electors who are residents of the service area of the customers of the district from each of the counties in which lands are embraced in the district. Furthermore, if the court creating a water distribution district finds that a larger number of board members than that provided for above is necessary to afford adequate representation for the various ~~areas~~ parts of the district, the court may establish a board consisting of a greater number of members than that provided for above. In this case the representation on the board of directors shall be apportioned to the various ~~areas~~ parts of the district in a manner the court deems just and equitable, and each director shall be a qualified voter residing in the part of the service area of the customers of the district that he or she represents.

(b) When the circuit court has established the district, it shall, within a reasonable time thereafter, appoint the three (3) or more directors of the water district. Upon the expiration of the terms of the directors so appointed, subsequent directors shall be elected as set out in this subchapter by the qualified electors residing in the service area of the customers of the water district in each county in which ~~there is area included~~ lands are embraced in the district or, if the district has been apportioned by the court, by qualified voters residing in the part of the service area of the customers of the district that the director will represent.

SECTION 2. Arkansas Code § 14-116-302 is amended to read as follows:

14-116-302. Members - Terms.

(a) Each director shall serve for a term of six (6) years and until his successor is duly elected and qualified, except that one (1) of the original directors from each county shall serve for a term of not more than two (2) years, one (1) for a term of not more than four (4) years, and one (1) for a term of not more than six (6) years as determined by the courts. However, if the court finds at any time that it is necessary or desirable that the board be composed of or increased to a greater number than three (3) for each county represented in the district in order to provide proper representation to the various ~~areas~~ parts of the district, the additional member or members of the enlarged board appointed by the court shall be appointed for terms of office that the court deems necessary to properly provide for staggered terms for the members of the board representing each ~~area~~ part of the district.

(b) The term of office of the directors shall expire on December 31 of the year which constitutes the last year of the term of each director.

SECTION 3. Arkansas Code § 14-116-303 is amended to read as follows:

14-116-303. Members - Nomination and election.

(a) Nominations for directors shall be upon petitions signed by at least fifty (50) qualified electors residing in the part of the service area of the customers of the district from which the director is to be elected. This petition shall be filed with the county board of election commissioners at least sixty (60) days prior to the general election.

(b) Election of the directors shall be held as a part of the general election and under the laws governing it.

(c) Any director shall be qualified to succeed himself."

(SIGNED) SENATOR HILL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 827 was ordered engrossed.

On motion of Senator Madison, Senate Bill No. 248 was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, 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. 248

Amend Senate Bill No. 248 as engrossed, S2/28/07:

Page 2, line 8, delete "subchapter," and substitute "subchapter only,"

AND

Page 3, delete lines 3 through 5 and substitute the following:
"shall pay all wages to its employees:
(A) At least semimonthly; and
(B) Not later than eight (8) calendar days after the end of the pay period in which the wages were earned."

AND

Page 3, delete line 17 and substitute the following:
"the employer exceeds one hundred thirty thousand dollars ($130,000).
(3) Subdivision (b)(1)(A) of this section shall not apply to public school districts.
(4) Any public institution of higher education paying employees monthly as of the effective date of this subdivision shall, on or before July 1, 2008, allow those employees to choose whether to be paid monthly or semi-monthly."

AND

Page 4, delete lines 2 through 5 and substitute the following:
"(b)(1)(A) ~~All~~ The wages of all employees shall be paid in currency or by check, ~~or~~ electronic direct deposit, or debit card into the employee's account."

AND

Page 4, line 8, delete "check." and substitute "check or debit card."

AND

Page 4, line 10, delete "deposit" and substitute "deposit or debit card"

AND

Page 4, line 15, delete "check," and substitute "check or debit card,"

AND

Page 7, delete line 26 and substitute the following:

"(B) Establish written vacation policies.

(e) If an employer pays an employee's final wages in full in the time and manner required by this section, but through no fault of the employer, the employee does not receive his or her wages, there shall be no violation of this section and the employee may not recover more than the amount of the final wages not received."

(SIGNED) SENATOR MADISON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 248 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE JOINT RESOLUTION NO. 6, BY SENATOR FARIS,

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, Senate Joint Resolution No. 6 was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 248, BY SENATOR MADISON,
SENATE BILL NO. 829, BY SENATOR BROADWAY,

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 Madison, Senate Bill No. 248 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Broadway, Senate Bill No. 829 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 493, BY SENATOR B. JOHNSON,

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 Johnson, Senate Bill No. 493 was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 592, BY SENATORS WHITAKER, et al,
SENATE BILL NO. 827, BY SENATOR HILL,

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 Whitaker, Senate Bill No. 592 was ordered re-referred to the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT.

On motion of Senator Hill, Senate Bill No. 827 was ordered re-referred to the Committee on AGRICULTURE, ECONOMIC & INDUSTRIAL DEVELOPMENT.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 778, BY SENATOR BROADWAY,
SENATE BILL NO. 782, BY SENATOR BROADWAY,
SENATE BILL NO. 791, BY SENATOR MILLER, et al,
SENATE BILL NO. 987, 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

On motion of Senator Broadway, Senate Bill No. 778 was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Broadway, Senate Bill No. 782 was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Miller, Senate Bill No. 791 was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Salmon, Senate Bill No. 987 was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

SENATE BILL NO. 791, BY SENATOR MILLER,

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 ARGUE
CHAIRMAN

SENATOR J. JEFFRESS
SENATOR G. JEFFRESS
SENATOR BRYLES
SENATOR BAKER

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

SENATE BILL NO. 822, BY SENATOR BAKER,
SENATE BILL NO. 837, BY SENATOR ARGUE,
SENATE BILL NO. 838, BY SENATOR ARGUE,

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 ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE CONCURRENT RESOLUTION NO. 1019,
BY REPRESENTATIVE PICKETT,
HOUSE CONCURRENT RESOLUTION NO. 1020,
BY REPRESENTATIVE WALTERS,
HOUSE CONCURRENT RESOLUTION NO. 1023,
BY REPRESENTATIVE KENNEY,
HOUSE CONCURRENT RESOLUTION NO. 1024,
BY REPRESENTATIVE KENNEY,
HOUSE CONCURRENT RESOLUTION NO. 1025,
BY REPRESENTATIVE KENNEY,
HOUSE CONCURRENT RESOLUTION NO. 1026,
BY REPRESENTATIVE KENNEY,
HOUSE CONCURRENT RESOLUTION NO. 1027,
BY REPRESENTATIVE KENNEY,
HOUSE CONCURRENT RESOLUTION NO. 1028,
BY REPRESENTATIVE KENNEY,

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 ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1487, BY REPRESENTATIVE BLOUNT,
HOUSE BILL NO. 1563, BY REPRESENTATIVE PICKETT,
HOUSE BILL NO. 1731, BY REPRESENTATIVE ABERNATHY,
HOUSE BILL NO. 1759, BY REPRESENTATIVE WYATT,
HOUSE BILL NO. 1829, BY REPRESENTATIVE BOND,
HOUSE BILL NO. 1909, BY REPRESENTATIVE J. JOHNSON,
HOUSE BILL NO. 2245, BY REPRESENTATIVE FLOWERS,
HOUSE BILL NO. 2736, BY REPRESENTATIVE ROEBUCK,

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 ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1535, 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 as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR JIM ARGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 182, BY SENATOR ALTES,
SENATE BILL NO. 796, BY SENATOR LUKER,
SENATE BILL NO. 810, BY SENATOR TRUSTY,
SENATE BILL NO. 811, BY SENATOR TRUSTY,
SENATE BILL NO. 859, BY SENATOR LUKER,
SENATE BILL NO. 909, BY SENATOR MALONE,

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 ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 18, BY SENATOR PRITCHARD,
SENATE BILL NO. 303, BY SENATOR MALONE,
SENATE BILL NO. 369, BY SENATOR MADISON,
SENATE BILL NO. 370, BY SENATOR MADISON,
SENATE BILL NO. 777, BY SENATOR MADISON,

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. 3, No. 1 and No. 2.

Respectfully submitted,

(SIGNED) SENATOR ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 184, 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 concur in House Amendment No. 1.

Respectfully submitted,

(SIGNED) SENATOR ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

HOUSE BILL NO. 1373, BY REPRESENTATIVE BOND,
HOUSE BILL NO. 1397, BY REPRESENTATIVE HOYT,
HOUSE BILL NO. 1493, BY REPRESENTATIVE MALOCH,
HOUSE BILL NO. 1567, BY REPRESENTATIVE S. PRATER,
HOUSE BILL NO. 1581, BY REPRESENTATIVE MOORE,
HOUSE BILL NO. 1715, BY REPRESENTATIVE PATE,
HOUSE BILL NO. 2219, BY REPRESENTATIVE OVERBEY,
HOUSE BILL NO. 2286, BY REPRESENTATIVE PENNARTZ,
HOUSE BILL NO. 2294, BY REPRESENTATIVE OVERBEY,

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 ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

HOUSE BILL NO. 1485, BY REPRESENTATIVE KEY,

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 ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 267, BY SENATOR BOOKOUT,
SENATE BILL NO. 333, BY SENATOR MALONE,
SENATE BILL NO. 942, BY SENATOR CRITCHER,

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 JACK CRITCHER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 361, BY SENATOR HORN,
SENATE BILL NO. 819, BY SENATOR CRITCHER,
SENATE BILL NO. 944, BY SENATOR WOMACK,
SENATE BILL NO. 996, BY SENATOR STEELE,

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, No. 2 and No. 3.

Respectfully submitted,

(SIGNED) SENATOR JACK CRITCHER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

HOUSE BILL NO. 1250, BY REPRESENTATIVE MEDLEY,
HOUSE BILL NO. 2237, BY REPRESENTATIVE D. EVANS,
HOUSE BILL NO. 2376, BY REPRESENTATIVE E. BROWN,

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 JACK CRITCHER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

HOUSE BILL NO. 2333, BY REPRESENTATIVE ALLEN,

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 JACK CRITCHER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on REVENUE & TAXATION, to whom was referred:

HOUSE BILL NO. 1223, BY REPRESENTATIVE ANDERSON,
HOUSE BILL NO. 1318, BY REPRESENTATIVE SULLIVAN,
HOUSE BILL NO. 1446, BY REPRESENTATIVE REYNOLDS,
HOUSE BILL NO. 2283, BY REPRESENTATIVE REYNOLDS,

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 HILL
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 170, BY SENATOR BROADWAY,
REPRESENTATIVE CORNWELL,
CREEKMORE, JOHNSON,
SENATE BILL NO. 263, BY SENATOR HORN,
SENATE BILL NO. 284, BY SENATOR BROADWAY,
SENATE BILL NO. 382, BY SENATOR LUKER,
SENATE BILL NO. 609, BY EFFICIENCY COMMITTEE,
SENATE BILL NO. 780, BY SENATOR HORN, REPRESENTATIVE
WELLS, MALOCH, BURRIS,
SENATE BILL NO. 785, BY SENATORS WOMACK, ARGUE,
SENATE BILL NO. 787, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 788, 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 11:03 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) HENRY"HANK"WILKINS, IV
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO.170

SENATE BILL NO. 263

SENATE BILL NO. 284

SENATE BILL NO. 382

SENATE BILL NO. 609

SENATE BILL NO. 780

SENATE BILL NO. 785

SENATE BILL NO. 787

SENATE BILL NO. 788

RECEIVED the above papers from the Secretary of the Senate this 14th day of March, 2005 at 11:03 a.m..

(SIGNED) MIKE BEEBE
Governor

(SIGNED) Sarah Agee
Secretary

Senate Concurrent Resolution No. 8 was returned from the House as concurred in and ordered enrolled.

On motion of Senator Brown, Senate Resolution No. 18 was called up for third reading and final disposition.

SENATE RESOLUTION NO. 18
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROWN
BY: REPRESENTATIVE W. LEWELLEN

SENATE RESOLUTION PROCLAIMING ALPHA KAPPA ALPHA DAY.

Senate Resolution No. 18 was read the third time and adopted unanimously.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Brown, Senate Resolution No. 19 was called up for third reading and final disposition.

SENATE RESOLUTION NO. 19
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROWN
BY: REPRESENTATIVE W. LEWELLEN

SENATE RESOLUTION ENCOURAGING HEALTH PROVIDERS, POLICE DEPARTMENTS, SHERIFFS' DEPARTMENTS, SCHOOLS, SOCIAL WORKERS, AND CHURCHES TO MAKE THE SAFETY AND WELL-BEING OF DOMESTIC VIOLENCE VICTIMS AND THEIR CHILDREN A PRIORITY.

Senate Resolution No. 19 was read the third time and adopted unanimously.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Johnson, Senate Resolution No. 20 was called up for third reading and final disposition.

SENATE RESOLUTION NO. 20
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. JOHNSON

SENATE RESOLUTION RECOGNIZING JOE AND JO ELLEN FORD AND THANKING THEM FOR THEIR LEADERSHIP, SERVICE, AND FINANCIAL SUPPORT ON BEHALF OF THE PEOPLE OF ARKANSAS.

Senate Resolution No. 20 was read the third time and adopted unanimously.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Salmon, House Concurrent Resolution No. 1011 was called up for third reading and final disposition.

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 third time and concurred in by the House.

(SIGNED) ANN CORNWELL, SECRETARY

House Concurrent Resolution No. 1011 was ordered immediately returned to the House as concurred in.

On motion of Senator Salmon, Senate Bill No. 355 was withdrawn from the Committee on REVENUE & TAXATION, 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. 355

Amend Senate Bill No. 355 as originally introduced:

Page 2, delete lines 1 and 2 and substitute:
"(4) ~~Contain a list of all recorded liens against the land that are known to the Commissioner of State Lands~~ Contain a list of all interested parties; and"

AND

Page 2, delete line 5 and substitute:
"the Commissioner of State Lands."

AND

Page 2, delete line 6

AND

Page 2, line 9, delete "(1)"

AND

Page 2, delete lines 11 through 14

AND

Page 3, delete line 2 and substitute:
"of the right to redeem the land within thirty (30) days after the date of the sale"

AND

Page 3, line 6, delete "certified" and substitute "regular"

AND

Page 3, line 27, add "the owner and" immediately after "that"

AND

Page 3, delete line 31 and substitute:
"(2) Notify the owner and interested parties of the reasons why the"

AND

Page 3, line 35, add the following new subsection:

"(f) The Commissioner of State Lands shall not be liable for any monetary damages to any owner, interested party, or purchaser of tax delinquent land for any action taken or any omission of action related to the sale of tax delinquent land."

AND

Page 4, line 3, add "as certified by the county" immediate after "address"

AND

Page 4, delete line 8 and substitute:

"in the same manner.

(3) If the notice by certified mail is returned unclaimed, the Commissioner of State Lands shall mail the notice to the owner or interested party by regular mail.

(4) If the notice by certified mail is returned undelivered for any other reason, the Commissioner of State Lands shall send a second notice to the owner or interested party at any additional address reasonably identifiable through the examination of the real property records properly filed and recorded in the office of the circuit clerk in the county wherein the property is located as follows:

(A) The address shown on the deed to owner;

(B) The address shown on the deed, mortgage, assignment, or other filed and recorded document to the interested party; or

(C) Any other corrected or forwarding address on file with the county tax collector or county tax assessor."

(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. 355 was ordered engrossed.

On motion of Senator Glover, Senate Bill No. 855 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. 855

Amend Senate Bill No. 855 as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 2-16-504 is amended to read as follows:

2-16-504. Petition to establish district.

(a)(1) Upon the petition of fifty (50) landowners filed with the county court or courts in which a proposed district lies, the county court or courts shall declare that a threat to the agricultural economy of the proposed district exists by reason of the uncontrolled growth of Johnson grass.

(2) The county court or courts shall cause the question of whether the district shall be established and this subchapter shall be enforced in the district to be submitted to the landowners of the proposed district.

(b)(1)~~(A)~~ Immediately upon the submission of the petition to the county court or courts, the court or courts shall issue a proclamation calling the election in accordance with § 7-5-103(b) and notify the county board or boards of election commissioners in writing~~, and the county board or boards of election commissioners shall call a special election to be held not less than thirty (30) days nor more than sixty (60) days after the filing of the petition~~. The election shall be held on a date in accordance with § 7-5-103(b) but in no event more than ninety (90) days following publication of the proclamation.

~~(B)~~(2) This special election shall be held for the purpose of submitting to the landowners of the proposed district the question of whether the district shall be established and the provisions of this subchapter shall be enforced in the district.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(ii) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 2. Arkansas Code § 3-8-205, concerning the conducting of local option elections, is amended to read as follows:

3-8-205. Determination of sufficiency of petition — Calling of election.

(a)(1) When thirty-eight percent (38%) of the qualified electors shall file petitions with the county clerk of any county within this state praying that an election be held in a designated county, township, municipality, ward, or precinct to determine whether or not licenses shall be granted for the manufacture or sale or the bartering, loaning, or giving away of intoxicating liquor within the designated territory, the county clerk within ten (10) days thereafter shall determine the sufficiency of the petition.

(2) The total number of voters registered as certified by the county clerk to the Secretary of State by the first of June of each year pursuant to Arkansas Constitution, Amendment 51 shall be the basis upon which the number of signatures of qualified electors on petitions shall be computed.

(3) A person shall be a registered voter at the time of signing the petition.

(b) If it is found that thirty-eight percent (38%) of the qualified electors have signed the petition, the county clerk shall certify that finding to the county board of election commissioners, and the question shall be placed on the ballot in the county, township, municipality, ward, or precinct at the next biennial general election as provided in § 3-8-101.

(c)(1) If an appeal is taken from the certification of the county clerk, it shall be taken within ten (10) days and shall be considered by the circuit court within ten (10) days, or as soon as practicable, after the appeal is lodged with the court.

(2) The circuit court shall render its decision within thirty (30) days thereafter.

(d) If an appeal is taken, the election shall be had ~~within thirty (30)~~ <u>no sooner than sixty-five (65)</u> days after the appeal is determined, if the decision is in favor of the petitioners.

(e)(1)(A) The decision shall be certified immediately to the county board of election commissioners, and the day for the election shall be fixed by the county board of election commissioners for not earlier than ~~twenty (20)~~ <u>sixty-five (65)</u> days nor later than ~~thirty (30)~~ <u>ninety (90)</u> days after the certification of the decision of the circuit court.

(B) Any appeal from the final decision of the circuit court shall be taken within ten (10) days and shall be advanced and immediately determined by the Supreme Court.

(2) In that event, the county board of election commissioners may, in its discretion, delay the election until after the final decision of the Supreme Court.

(3) If the decision is in favor of the petitioners, then the county board of election commissioners shall set the day for the election, which shall be not earlier than ~~twenty (20)~~ <u>sixty-five (65)</u> days nor later than ~~thirty (30)~~ <u>ninety (90)</u> days after the final decision of the Supreme Court.

SECTION 3. Arkansas Code § 3-9-206(b), concerning the conducting of referendum elections, is amended to read as follows:

(b)(1) The election shall be called by order of the quorum court in accordance with § 7-5-103(b) and held and conducted in accordance with § 7-5-103(b) and the results certified under the supervision of the county board of election commissioners in the manner provided by the election laws of this state.

(2)~~(A)~~ The ~~county board~~ order of the quorum court shall fix the date of the election not l~~ess than thirty (30) days nor~~ more than ~~sixty (60)~~ ninety (90) days from the date ~~the election was called pursuant to subdivision (a)(1) or (a)(2) of this section~~ of the order and give notice thereof by publication in a newspaper of general circulation in the city or county by at least two (2) insertions, the last being not less than ten (10) days prior to the election.

~~(B)(i) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B)(ii) of this section.~~

~~(ii) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(b) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(3) The county board shall tabulate the votes and certify the results to the county clerk within ten (10) days after the election.

SECTION 4. Arkansas Code § 6-14-102(d), concerning annual school elections, is amended to read as follows:

(d) The board of directors of any school district shall have the authority to ~~request the county board of election commissioners to~~ call a special election to be held in accordance with § 7-5-103(b) for the purpose of considering a rate of tax for additional millages for maintenance and operations or for debt service as authorized by Arkansas Constitution, Amendment 74, provided that:

(1) All constitutional and statutory requirements for a special school election are met; and

(2) The date of the election is approved by the commissioner~~;~~. ~~and~~

~~(3)(A) The special election is held on the second Tuesday of any month, except as provided in subdivision (d)(3)(B) of this section~~.

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote at the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 5. Arkansas Code § 6-14-111 is amendment to read as follows:

6-14-111. Ballots - Write-in candidates.

~~(a) The county board of election commissioners of the county in which the school district is domiciled for administrative purposes shall prepare and furnish ballots and all other necessary supplies for the annual school election.~~

~~(b)(1) The county board of election commissioners shall place on the ballots as candidates for school district director names of any qualified voters whose names have been filed and verified by the county clerk of the county in which the school district is domiciled for administrative purposes.~~

~~(2) The county clerk of the county in which the school district is domiciled for administrative purposes shall certify to the board of election commissioners that the petition contains the names of at least twenty (20) qualified registered voters who are residents of the district and respective electoral zone, if directors are elected from zones, at least forty-five (45) days before the annual school election.~~

~~(3) Candidates shall circulate the petitions no earlier than ninety (90) calendar days before the annual school election.~~

~~(c) Votes for a write-in candidate for school district director shall not be counted or tabulated unless not later than forty (40) days before the annual school election the candidate notifies in writing the county board of election commissioners of the county in which the school district is domiciled for administrative purposes of his or her intention to be a write-in candidate.~~

(a)(1) All candidate filings pursuant to this subchapter shall be with the county clerk of the county in which the school district is domiciled for administrative purposes; and

(2) All actions required of county boards of election commissioners shall be performed by the county board of election commissioners of the county in which the school district is domiciled for administrative purposes.

(b) The county board of election commissioners shall prepare and furnish ballots and all other necessary supplies for the annual school election.

(c) A candidate for a position on the board of directors of a school district may qualify for the ballot by filing a petition or filing a notice of write-in candidacy.

(d) The petition shall be directed to the county clerk and shall contain the names of at least twenty (20) registered voters who are residents of the district and, if applicable, the electoral zone for the position.

(e) The petition and the candidate's political practices pledge shall be filed with the clerk during a one-week period ending at 12:00 noon sixty (60) days before the annual school election.

(f)(1) Candidates may begin circulating petitions not earlier than ninety (90) days before the annual school election.

(2) A signature dated more than ninety (90) days before the school election shall not be counted by the clerk as a valid signature.

(g) Votes for a write-in candidate for school district director shall not be counted or tabulated unless the candidate files with the county clerk during a one-week period ending at noon fifty-five (55) days before the annual school election:

(1) A written notice of his or her intention to be a write-in candidate; and

(2) The political practices pledge.

(h) The county board of election commissioners shall place on the ballot as candidates for school district director the names of any qualified registered voters whose political practices pledges have been filed and whose petitions have been filed with and verified by the county clerk of the county in which the school district is domiciled for administrative purposes.

(i)(1) On the day after the deadline for candidates to file for a position on the board of directors by petition, the county clerk shall certify to the board of election commissioners the names of those candidates who are registered voters in the school district and the electoral zone, if applicable, and who have qualified for the ballot by petition.

(2) Immediately after the close of the write-in filing period, the county clerk shall certify to the county board of election commissioners any write-in candidates who have filed notices and political practices pledges with the clerk.

(j) The order in which the names of the respective candidates are to appear on the ballot shall be determined by lot at the public meeting of the county board of election commissioners held not later than fifty-five (55) days before the annual school election.

SECTION 6. Arkansas Code § 6-14-121 is amended to read as follows:

6-14-121. Runoff elections.

(a)(1) Whenever there are more than two (2) candidates for election to any position on a school district board at any election held in this state and whenever no candidate for any district position receives a majority of the votes cast for the office or whenever there is a tie vote, there shall be a runoff election held in the district.

(2) The names of the two (2) candidates receiving the highest number of votes, but not a majority, shall be placed on the ballot to be voted upon by the qualified electors for that position on a school district board.

(3) The runoff election shall be held three (3) weeks following the date of the election.

(b) The person receiving the majority of the votes cast for the position at the runoff election shall be declared elected.

(c) If one (1) of the two (2) candidates who received the highest number of votes for a position withdraws prior to certification of the result of the school election, the remaining candidate who received the most votes at the school election shall be declared elected to the office and there shall be no school election runoff.

~~(c)~~(d)(1) In the event that the two (2) candidates seeking election to the same district position shall receive the same number of votes in a runoff election, a tie shall be deemed to exist.

(2) The county board of election commissioners shall determine the winner by lot at an open public meeting and in the presence of the two (2) candidates.

~~(d)~~(e) The provisions of this section are intended to be in addition to and supplemental to the laws of this state pertaining to the election of school district boards of directors.

SECTION 7. Arkansas Code § 6-14-122 is amended to read as follows:

6-14-122. Consolidation, annexation, or merger of districts.

(a) The consideration of the question of the consolidation or annexation of two (2) or more school districts, or parts thereof, in their entireties, kindergarten through twelfth grade (K-12), may be made at the annual school election with the issue of combining the districts and the levying of a specified tax millage to support the new district placed on the ballot as a single issue in order to assure that when the two (2) or more districts, or parts thereof, are combined into one (1) district, a single millage will be levied for support of the new district.

(b) The boards of directors of the districts may, by resolution duly adopted and with the approval of the Commissioner of Education, set a date for the annual school election in that year for the districts involved on a date other than the date set in § 6-14-102 for all school districts, provided only one (1) annual school election may be held in any school district in one (1) calendar year.

(c) If the State Board of Education is petitioned by the board of directors of a school district or districts, by resolution duly adopted by majority vote of each of the local boards, or when petitioned by at least twenty-five percent (25%) of the qualified electors of a school district or districts as certified in writing by the county clerk of each county where the school district or districts are located, the state board may call a special election to be held <u>in accordance with § 7-5-103(b)</u> to consider the question of consolidation or annexation of the school districts as otherwise allowed for in subsection (a) of this section.

(d)~~(1)~~ The special election on consolidation or annexation shall be held by the same officials at the same polling places, and the returns shall be made, canvassed, and published in the same manner as is provided by law for annual school elections.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (d)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(e) If an election is not held in the newly formed district, the vote on the millage for the newly formed district will be held at the next annual school election.

SECTION 8. Arkansas Code § 6-53-307(e), concerning county support of technical colleges, is amended to read as follows:

(e)~~(1)~~ Any election called by the quorum court pursuant to this section shall ~~occur on the second Tuesday of any month except as provided in subdivision (e)(2) of this section~~ be called pursuant to the proclamation issued by the quorum court and held in accordance with § 7-5-103(b).

~~(2)(A)(i) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(2) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(B) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 9. Arkansas Code § 6-53-602 is amended to read as follows:

6-53-602. Formation of a proposed district.

(a)(1) Upon request of the local board of a technical college or the Arkansas Higher Education Coordinating Board acting as a local board of a technical college, the coordinating board shall determine whether formation of a proposed technical college district is feasible according to criteria established by the coordinating board for the formation of a technical college district.

(2) The boundaries of the technical college district are to be determined by the local board or the coordinating board acting as the local board.

(b)(1) Within ten (10) calendar days after the coordinating board determines that the formation of a proposed district is feasible, the local board or the coordinating board acting as the local board shall notify the county board of election commissioners in each county of which any portion is in the proposed technical college district that an election will be held to determine whether the district shall be formed and whether an ad valorem tax shall be levied on property in the district to fund site acquisition, construction, equipping, and operation of the college.

(2)(A) The local board or acting local board shall issue a proclamation and set a date for the election ~~to be held at a time not less than thirty (30) calendar days after the local board or acting local board notifies the county boards~~ in accordance with § 7-5-103(b), but in no event later than ninety (90) days after the publication of the proclamation.

~~(B)(i) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B)(ii) of this section.~~

~~(ii)(a)(i) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(3) The local board or acting local board shall specify the wording of the ballot to be used for the election utilizing appropriate language similar to that found in § 6-61-513(c), and the county boards of election commissioners shall conduct the election in the manner provided by law for special elections.

(c)(1) Except as provided in subdivision (c)(2) of this section, if the establishment of a proposed technical college district fails because of an adverse vote by a majority of the qualified electors of the proposed district voting thereon at the election, no new election for the establishment thereof shall be held within a period of one (1) year after the date of the election.

(2)(A) If the formation of a proposed technical college district fails and the majority of votes cast in one (1) or more counties or cities in a proposed district were against the formation of the district, the local board or acting local board may notify the county boards of election commissioners that an election will be held on the issue of forming a proposed district that does not include the county, city, counties, or cities in which the issue failed.

(B) The local board or acting local board shall issue a proclamation and set a date for the election in accordance with § 7-5-103(b) ~~to be held no less than thirty (30) calendar days after the local board or acting local board notifies the county boards~~.

(C) The procedures for an election to form a proposed reconstituted district shall be identical to the procedures for an election to establish a technical college district.

(d)(1) If the local board or acting local board of a technical college determines that the question of a tax levy in the technical college district should be submitted to the electors after the district is formed, it shall certify the millage requested to the county board of election commissioners of each county of which any portion is in the technical college district.

(2) The county boards shall place the question of the levy on the ballot at the next general election if the date of the general election is not less than ~~thirty (30)~~ sixty (60) calendar days after the county boards receive certification from the local board or acting local board.

(3)~~(A)~~ In the alternative, the local board or acting local board may set a date for a special election ~~at a time not less than thirty (30) calendar days after the local board or acting local board notifies the county boards~~ in accordance with § 7-5-103(b).

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (d)(3)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(4) The special election shall be conducted in the manner provided by law for other special elections.

SECTION 10. Arkansas Code § 6-61-512 is amended to read as follows:

6-61-512. Formation of district - Election - Date.

~~(a)~~ The date of the election shall be set by the Secretary of State in accordance with § 7-5-103(b). ~~at a time not less than thirty (30) days from the date of notification of the county board of election commissioners.~~

~~(b)(1) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2) of this section.~~

~~(2)(A)(i) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(2) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(B) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 11. Arkansas Code § 6-61-602 is amended to read as follows:

6-61-602. General operations - Millage taxes.

(a) In the event the local board of a community college wishes to spend larger sums of money than the state funds provided for general operation of the community college for whatever reasons consistent with the state law, it shall be lawful for millage to be levied from time to time to provide additional operation funds.

(b) The millage can be approved at the election to create the community college district or the question of approving the millage can be submitted to the voters of the district from time to time thereafter at special or general elections.

(c)(1) The local board of each community college shall certify, within the time provided by law, to the appropriate tax levying authority of each county or city of the district the aggregate millage to be levied for the district for operating purposes and indebtedness purposes, and the millage shall be levied and collected in the manner provided by law.

(2) If the amount of the budget to be supported from taxes levied by the district is in excess of the amount to be produced from taxes then authorized for the district, after allowing for tax proceeds pledged for indebtedness purposes, the local board of the community college shall certify, at least sixty (60) days before any election upon which the millage may be voted, the additional millage required to the county board of election commissioners of each county of which any portion is in the community college district. However, millage together with the rate then levied will not exceed ten (10) mills.

(3) The question of the levy shall be placed on the ballot at the next following general election or a special election called for that purpose pursuant to § 7-5-103(b) as determined by the local board.

(d)(1)(A) When the local board of a community college determines that the question of a tax levy in the district should be submitted to the electors of the district at a special election, it shall adopt a resolution to that effect and shall file a certified copy of the resolution with the county board of election commissioners of each county of which any portion is in the district that a special election shall be held in the district and shall set the date of the election, which shall be not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ ninety (90) days after the date of the ~~notice to the county board of election commissioners~~ proclamation required by § 7-5-103(b).

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (d)(1)(B)(ii) of this section.~~

~~(ii)(a)(1) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) The county board of election commissioners in each county of which any portion is included in a community college district shall prepare the ballots, furnish the election supplies, select the election judges and clerks, and make all necessary arrangements for conducting such elections.

(3) All laws applicable to the conduct of general elections, counting of ballots, and certification of the results thereof, and other matters relating to the holding of general elections, so far as the laws are appropriate shall be applicable to special elections held pursuant to the provisions of §§ 6-61-101 - 6-61-103, 6-61-201 - 6-61-209, 6-61-211 [repealed], 6-61-212 - 6-61-216, 6-61-301 - 6-61-305, 6-61-306 [repealed], 6-61-401, 6-61-402, 6-61-501 - 6-61-524, 6-61-601 - 6-61-603, and 6-61-604 - 6-61-612 [repealed].

(4) All expenses of conducting special elections held pursuant to the provisions of §§ 6-61-101 - 6-61-103, 6-61-201 - 6-61-209, 6-61-211 [repealed], 6-61-212 - 6-61-216, 6-61-301 - 6-61-305, 6-61-306 [repealed], 6-61-401, 6-61-402, 6-61-501 - 6-61-524, 6-61-601 - 6-61-603, and 6-61-604 - 6-61-612 [repealed] shall be paid from funds of the respective community college districts in which the elections are held.

(e) If the proposed additional millage is approved by the majority of the qualified electors of the district voting on such issue at a general or special election, the additional millage shall be a continuing levy until reduced as provided in subsection (f) of this section.

(f) Whenever the local board of any college determines that the rate of tax levied by the district, including the amount thereof pledged for indebtedness purposes, is greater than is necessary, the local board shall certify the reduced rate of millage to the appropriate tax levying authority of each county or city of the district, and the reduced rate of millage shall be levied and shall be extended on the tax books as the rate of tax due that community college district until a greater amount of tax shall be certified by the local board of the college as authorized in this section.

(g) In the case of community college districts existing at the time this law is enacted, existing millages which have been approved by the voters of the district may continue to be levied by the district at the discretion of the local board except that upon the petition of voters, as provided in § 6-61-510, or upon request of the local board, an election may be called to repeal operating millage, reduce operating millage, or authorize the transfer of operating millage to capital uses.

SECTION 12. Arkansas Code § 6-71-105 is amended to read as follows:

6-71-105. Public notice of passage of chapter - Methods of approval.

(a) Immediately upon the organization of the commission, or as soon thereafter as it is convenient, it shall give public notice of the passage of this chapter and of the commission's organization and the purposes of this chapter, and that the public improvement contemplated in this chapter is conditioned upon its approval by a majority in value of the owners of real estate within the district or a majority of the electors voting in a special election that may be held upon this chapter.

(b) This chapter may be submitted in either or both of the following modes to determine whether it shall become operative:

(1)(A) If at any time within five (5) years from the passage of this chapter a petition purporting to be signed by a majority in value of the owners of real property within the district is filed with the commission, the commission shall give public notice of that fact in at least one (1) daily newspaper published in the county and set a day and place for the hearing not less than twenty (20) days after the first publication of the notice.

(B) At the place and time so designated, the commissioners shall examine the petition filed and examine the assessment of the real property within the district and, for the purpose of the hearing, may adjourn from day to day from time to time until the hearing is completed.

(C) At the hearing, any landowner in the district may be heard and evidence may be taken in such a manner as the commission may deem proper to determine the fact as to whether the petition is signed by a majority in value of the landowners of the district, as shown by the last county assessment of the lands within the district.

(D)(i)(a) If at the hearing the commissioners find that the petition is not signed by a majority in value of the landowners of the district, as shown by the last county assessment, they shall so declare. Such findings shall terminate proceedings under this chapter unless within the term herein limited another petition purporting to be signed by a majority in value of owners of real estate in the district is filed with the commission, when like proceedings shall again be had to determine whether a majority in value of the landowners of the district have signed the petition.

(b) However, the finding that a majority in value has not petitioned for the improvement shall not bar the chapter from becoming effective as provided in subdivision (b)(2) and subsection (c) of this section.

(ii) If the commission finds that the petition is signed by a majority in value of the landowners of the district as shown by the last county assessment, they shall so declare and shall proceed to carry out the purposes of this chapter.

(iii) In either event, public notice shall be given in at least one (1) daily paper published in the county of that fact, and a copy of the findings shall be filed with the county court of the county.

(2)(A) The commission may call at any time within five (5) years an election in accordance with § 7-5-103(b) to determine whether this chapter shall become operative and may call subsequent elections in accordance with § 7-5-103(b) after the chapter has failed to carry if the commission has good reasons to believe that a majority of the electors then favor this chapter.

(B) The election held under this section shall be held conformable as nearly as possible to the laws of the state governing general elections.

~~(C)(i) The election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(C)(ii) of this section.~~

~~(ii) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(b) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(D) The commission shall perform the duties of county election commissioners as nearly as applicable.

(E) All citizens of the city in which the district is located who possess a right to vote if the election were a general election for state officers, and no other, shall be entitled to vote in the election.

(F) The commission shall canvass the votes cast at the special elections. If the commission finds that a majority of the votes cast in the election were in favor of this chapter's becoming operative, they shall so declare and shall proceed to carry out the purposes of this chapter.

(G) Public notice shall be given of their findings in either event in at least one (1) daily newspaper published in the county in which the district is located, and a copy of their findings shall be filed with the county clerk of such a county.

(c) It is the intent of this section to permit this chapter to become operative if it is approved at any time within five (5) years in either of the foregoing methods and not to become operative unless approved within this period by one (1) or the other of the methods provided in this section.

SECTION 13. Arkansas Code § 7-5-103 is amended to read as follows:

7-5-103. ~~Time of special~~ Special elections.

~~(a) If no time is otherwise provided by law, all special elections to fill vacancies or to elect any officers where there appears to be a tie vote shall be held on the second Tuesday of any month at the time specified in the proclamation issued by the appropriate constituted authority, but in no event earlier than thirty (30) days following the issuance of the proclamation.~~

~~(b)(1)(A) Special elections held under this section in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(B)(i)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(ii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(2) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(a)(1) All special elections to fill vacancies in an office shall be called by proclamation or order of the appropriate constituted authority.

(2) The proclamation or order shall be published as soon as practicable in a newspaper of general circulation where the special election is held and the proclamation shall establish:

(A) The date of the election;

(B) The date of the primary election, if any;

(C) The deadline for filing party certificates and political practices pledges, if required, with the county clerk or Secretary of State, as the case may be, if applicable;

(D) The deadline for party conventions to select nominees, if applicable;

(E) The deadline for parties to issue certificates of nomination, if applicable;

(F) The deadline for candidates to file certificates of nomination, if applicable, and political practices pledges with the county clerk or Secretary of State, as the case may be;

(G) The deadline for filing as an independent candidate and the period in which petitions for independent candidacy may be circulated;

(H) The deadline for filing as a write-in candidate, if applicable;

(I) The deadline for drawing for ballot position by the appropriate committee or election commission, as the case may be; and

(J) The date the election shall be certified by the county board of election commissioners in each county in which the election takes place and, if applicable, by the Secretary of State.

(3)(A) All special elections to fill vacancies in office shall be held on the second Tuesday of any month.

(B)(i) Special elections under this section in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.

(ii) If a special election to fill a vacancy in office is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the names of the candidates in the special election shall be included on the ballot of each political party, and the portion of the ballot on which the special election appears shall be labeled with a heading stating "SPECIAL ELECTION FOR ……." with the name of the office set out in the heading.

(iii) However, separate ballots containing the names of the candidates to be voted upon at the special election, non-partisan judicial elections, if applicable, and any other measures or questions that may be presented for a vote shall be prepared and made available to voters requesting a separate ballot.

(iv) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.

(C)(i) If the special election is held at the same time as the general election, the names of the candidates in the special election shall be included on the general election ballot, and the portion of the ballot on which the special election appears shall be labeled with a heading stating "SPECIAL ELECTION FOR ……", with the name of the office set out in the heading.

(ii) The county board of election commissioners may include the special election on a separate ballot if the special election is held at the same time as the general election, and if the commission determines that a separate ballot is necessary to avoid voter confusion.

(D) A special election to fill a vacancy in office shall be held not less than sixty-five (65) days following the date in the proclamation or order for drawing for ballot position when the special election is to be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.

(4) If the special election is not held at the same time as a presidential preferential primary election, preferential primary election, general primary election, or general election, the special election shall be held not less than fifty (50) days following the date in the proclamation or order for drawing for ballot position.

(5)(A) All special primary elections required for an election to fill a vacancy in office shall be held on the second Tuesday of any month and special primary elections held under this section in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.

(B) If a special primary election in conjunction with an election to fill a vacancy in office is held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election, the candidates to be voted upon at the special election shall be included on the ballot of each political party or the general election ballot, as the case may be, and the portion of the ballot on which the special primary election appears shall be labeled with a heading stating "SPECIAL…… PRIMARY ELECTION FOR……." with the name of the party for which nomination is sought and the office set out in the heading.

(C) The county board of election commissioners may include the special primary election on a separate ballot if the special primary election is held at the same time as a presidential preferential primary election, preferential primary election, general primary election, or general election, and if the commission determines that a separate ballot is necessary to avoid voter confusion.

(6) A special primary election shall be held not less than sixty-five (65) days following the date in the proclamation or order for drawing for ballot position when the special election is to be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.

(7)(A) If the special primary election is not held at the same time as a presidential preferential primary election, preferential primary election, general primary election, or general election, the special election shall be held not less than fifty (50) days following the date in the proclamation or order for drawing for ballot position.

(B) When a special primary election is called to select nominees for a special election to fill a vacancy in office, the nominee shall be the person who receives the highest number of votes in the special primary election. There shall be no runoff after a special primary election.

(8) In addition to the publication of the proclamation required herein, notice of special elections to fill vacancies called under this section shall be published and posted pursuant to §§ 7-5-202 and 7-5-206.

(b)(1) All special elections on measures or questions referred to the voters shall be called by proclamation or order of the properly constituted authority.

(2) The proclamation or order shall set forth:

(A) The date of the special election;

(B) The full text of any measure or question for which the election is called;

(C) Any ballot title for the measure or question for which the election is called; and

(D) Any other information as may be required by law.

(3) All special elections on measures or questions shall be held on the second Tuesday of any month, except special elections held under this section in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election. Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.

(4)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. The portion of the ballot containing the special election shall be labeled with a heading stating "SPECIAL ELECTION ON ……." with a brief description of the measure or question to be decided in the election.

(B) However, separate ballots containing all the issue or issues or candidates to be voted upon at the special election, and candidates for nonpartisan judicial office shall be prepared and made available to voters requesting a separate ballot.

(C) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.

(5) A special election shall be held not less than sixty-five (65) days following the date that the proclamation or order is issued when the special election is to be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.

(6) If the special election is not held at the same time as a presidential preferential primary election, preferential primary election, general primary election, or general election, the special election shall be held not less than fifty (50) days following the date that the proclamation or order is published.

(7) Notice of the election shall be published and posted in accordance with §§ 7-5-202, 7-5-206, or as may be otherwise provided by this Code.

SECTION 14. Arkansas Code § 7-5-106 is amended to read as follows:

7-5-106. Runoff elections for county and municipal officers.

(a) Whenever there are more than two (2) candidates for election to any county elected office, including the office of justice of the peace, or for any municipal office at any general election held in this state and no candidate for the municipal or county office receives a majority of the votes cast for the office, there shall be a runoff general election held in that county or municipality three (3) weeks following the date of the general election at which the names of the two (2) candidates receiving the highest number of votes, but not a majority, shall be placed on the ballot to be voted upon by the qualified electors of the county or the municipality, as the case may be.

(b) In the event that two (2) candidates receive the highest number of votes and receive the same number of votes, a tie shall be deemed to exist and the names of the two (2) candidates shall be placed on the runoff general election ballot to be voted upon by the qualified electors of the county or the municipality, as the case may be.

(c)(1) If there is one (1) candidate who receives the highest number of votes, but not a majority of the votes, and two (2) other candidates receive the same number of votes for the next highest number of votes cast, a tie shall be deemed to exist between the two (2) candidates.

(2) The county board of election commissioners shall determine the runoff candidate by lot at a public meeting and in the presence of the two (2) candidates.

(d) If one (1) of the two (2) candidates who received the highest number of votes for an office, but not a majority in the general election withdraws prior to certification of the result of the general election, the remaining candidate who received the most votes at the general election shall be declared elected to the office and there shall be no general election runoff.

~~(d)~~(e)(1) The person receiving the majority of the votes cast for the office at the runoff general election shall be declared elected.

(2) However, in the event that the two (2) candidates seeking election to the same county or municipal office shall receive the same number of votes in the runoff election, a tie shall be deemed to exist, and the county board shall determine the winner by lot at an open public meeting and in the presence of the two (2) candidates.

~~(e)~~(f)(1) For the purposes of this section, the term "municipal officers" shall include officers of cities of the first class and cities of the second class and incorporated towns and shall include aldermen, members of boards of managers, or other elective municipal offices elected by the voters of the entire municipality or from wards or districts within a municipality.

(2) The term "municipal officers" shall not include officers of cities having a city manager form of government.

(3) The provisions of this section shall not be applicable to election of members of the boards of directors and other officials of cities having a city manager form of government.

~~(f)~~(g) The provisions of this section are intended to be in addition to and supplemental to the laws of this state pertaining to the election of county and municipal officers at general elections.

SECTION 15. Arkansas Code § 7-5-207(a), concerning election ballots, is amended to read as follows:

(a) All election ballots provided by the county board of election commissioners of any county in this state for any election shall contain in the proper place the name of every candidate whose nomination for any office to be filled at that election has been certified to the county board and shall not contain the name of any candidate or person who has not been certified. If any candidate shall notify, ~~prior to the printing of the ballots~~ no later than seventy (70) days before the election, the Secretary of State in the case of a United States, state, or district office, or the county board in the case of a county, city, or township office, in writing, signed by the candidate, and acknowledged before an officer authorized to take acknowledgments, of his desire to withdraw as a candidate for the office or position, the name of the person shall not be printed on the ballot at the election.

SECTION 16. Arkansas Code § 7-5-208(g) is amended to read as follows:

(g)(1) Every ballot shall contain the name of each candidate who has been nominated or has qualified in accordance with law for each office. The names of the candidates shall be listed in a perpendicular column under the name of each office to be filled.

(2)(A) However, the names of all unopposed candidates for offices for which no notice has been filed within the time prescribed in § 7-5-205, except the names of all unopposed candidates for the office of mayor or circuit clerk, shall be grouped together on the ballot indicating the office and the name of the unopposed candidate for each office in a single column. At the top of the list of the names of all unopposed candidates, there shall appear on the ballot the words "Unopposed Candidates", and to the right thereof there shall be a square in which the voter may cast a vote for all the candidates by placing an appropriate mark, so that the votes may be separately counted and tabulated as required in § 7-5-205.

(B) The names of unopposed candidates for the office of mayor or circuit clerk shall be separately printed from any grouping of unopposed candidates, with a place in which the voter may cast a vote for each unopposed candidate for the office of mayor or circuit clerk by placing an appropriate mark, so that the votes may be separately counted and tabulated as required in § 7-5-315.

(3) In all elections except primary elections and municipal elections, at the bottom of each list of names for each position or office appearing on the ballot, there shall be a blank line or lines for possible write-in votes for that position or office. However, the blank line shall not appear on the ballot with respect to those offices and candidates for positions in which no person has qualified as a write-in candidate by filing his or her intentions to be a write-in candidate within the time prescribed in § 7-5-205.

(4) The order in which the names of the respective candidates shall appear on the ballots shall be determined by lot at a public meeting of the county board not less than ~~thirty-five (35)~~ sixty-five (65) days prior to the general ~~elections~~ election. It is expressly understood and provided that the selection on the order of the ballot in all other elections shall be and remain as provided by law. For runoff elections, the ballot order for eligible candidates shall stay the same as for the previous election.

(5) Beside or adjacent to the name of each candidate in the general election shall be his or her party designation or the name "INDEPENDENT" if he or she represents no officially recognized party.

SECTION 17. Arkansas Code § 7-5-407(a), concerning preparation and delivery of election ballots, is amended to read as follows:

(a) The county board of election commissioners shall prepare official absentee ballots and deliver them to the county clerk for mailing to all qualified applicants as soon as practicable but in any event not later than ~~twenty-five (25)~~ thirty-five (35) days before a preferential primary, general election, school election, nonpartisan judicial general election, nonpartisan judicial runoff election, or any special election.

SECTION 18. Arkansas Code § 7-5-203 is amended to read as follows:

7-5-203. Certification of candidate lists.

(a) Not fewer than ~~fifty (50)~~ seventy-five (75) days before each general election day, the Secretary of State shall certify to all county boards of election commissioners full lists of all candidates to be voted for in their respective counties as the nominations have been certified to him or her.

(b) Not fewer than ~~fifty (50)~~ seventy-five (75) days before each general election day, the clerk of each county shall certify to the county board of his or her county a full list of all candidates to be voted for in the county as the nominations have been certified to him or her.

(c) However, in special elections held to fill vacancies or to elect officers in case of a tie vote, the certification shall issue at the time specified in the writ of election issued by the appropriately constituted authority.

SECTION 19. Arkansas Code § 7-5-204 is amended to read as follows:

7-5-204. Certification of questions submitted to voters.

(a) Whenever a proposed amendment to the Arkansas Constitution or other measure or question is to be submitted to a vote of the people, the Secretary of State shall not fewer than ~~fifty (50)~~ seventy (70) days before each general election day certify the amendment, measure or ~~in~~ question to the county board of election commissioners of each county in the state.

(b) The county board shall include the amendment in question in the posting which it is required to make under § 7-5-206. ~~However, in special elections held in case of a tie vote, the certification shall issue at the time specified in the writ of election issued by the Secretary of State.~~

(c)(1) If the Secretary of State has not determined the sufficiency of a petition for an amendment or measure by the seventieth day before the general election, or if an amendment or measure has been challenged for any reason in a court of competent jurisdiction, the Secretary of State shall transmit the amendment or measure and the ballot title of each amendment and measure to the county election commissions to make any required posting ~~required under § 7-5-206~~ and to place the amendment or measure on the ballot.

(2) If the petition for the amendment or measure is subsequently declared insufficient by the Secretary of State or a court of competent jurisdiction, or if held to be invalid for any other reason, no votes regarding the amendment or measure shall be counted or certified.

SECTION 20. Arkansas Code § 7-6-102 is amended to read as follows:

7-6-102. Political practices pledge - Penalty for falsification.

(a)(1) Candidates for political party nominations for state or district offices shall file with the Secretary of State and candidates for county, municipal, or township offices shall file with the county clerk of the county ~~not later than 12:00 noon fourteen (14) days after the third Tuesday in March, before the~~ during the filing period set out in § 7-7-203 for the preferential primary election, a pledge in writing stating that they are familiar with the requirements of §§ 7-1-103, 7-1-104, 7-3-108, and 7-6-101 - 7-6-104 and will, in good faith, comply with their terms.

(2) Persons ~~nominated~~ seeking nomination as independent candidates and school district candidates shall file the political practices pledge at the time of filing the petition for nomination.

(3) Independent candidates for municipal office shall file ~~their~~ the political practices ~~pledges~~ pledge with the county clerk ~~not fewer than ninety (90) calendar days before the general election by 12:00 noon~~ at the time of filing the petition for nomination.

(4) Persons who wish to be write-in candidates shall file the political practices ~~pledges~~ pledge at the time of filing the notice to be a write-in candidate. ~~A write-in candidate shall file the political practices pledge with the Secretary of State if a candidate for a state or district office or with the county clerk if a candidate for a county, township, or municipal office.~~

(5) Nonpartisan judicial candidates paying filing fees in accordance with § 7-10-103(b) shall file the political practices pledge at the time of filing for office.

(6) Nonpartisan judicial candidates filing by petition in accordance with § 7-10-103(c) shall file the political practices pledge at the time of filing the petition.

(b) All political practices pledge forms for state or district offices and county, municipal, or township offices shall be required to contain the following additional pledge:

"I hereby certify that I have never been convicted of a felony in Arkansas or in any other jurisdiction outside of Arkansas."

(c) Any person who has been convicted of a felony and signs the pledge stating that he has not been convicted of a felony shall be guilty of a Class D felony.

(d) For purposes of this section, a person shall be qualified to be a candidate for a state, district, county, municipal, and township office and may certify that he has never been convicted of a felony if his record was expunged in accordance with §§ 16-93-301 - 16-93-303, or a similar expunction statute in another state, provided, the candidate presents a certificate of expunction from the court that convicted the prospective candidate.

(e)(1) The name of a candidate who fails to sign and file the pledge shall not appear on the ballot.

(2)(A) However, ~~within five (5) days following the first Tuesday in April before the preferential primary election or~~ within five (5) days from which the pledge is required to be filed, the Secretary of State or the county clerk shall notify by certified mail which requires a return receipt signed by the candidate those candidates who have failed to file a signed political practice pledge. The notice shall include a copy of the written pledge required by this section.

(B) Failure of the state or district candidate to file with the Secretary of State or of the county, municipal, or township candidate to file with the county clerk within twenty (20) days of receipt or refusal of this notice shall prevent the candidate's name from appearing on the ballot.

SECTION 21. Arkansas Code § 7-7-103(b), concerning filing as an independent candidate, is amended to read as follows:

(b)(1)(A) The person shall furnish by May 1 of the year in which the election is to be held petitions signed by not less than three percent (3%) of the qualified electors in the county, township, or district in which the person is seeking office, but in no event shall more than two thousand (2,000) signatures be required for a district, county, or township office.

(B) If the person is a candidate for state office or for United States Senator in which a statewide race is required, the person shall file petitions signed by not less than three percent (3%) of the qualified electors of the state or which contain ten thousand (10,000) signatures of qualified electors, whichever is the lesser.

(2) Each elector signing the petition shall be a registered voter, and the petition shall be directed to the official with whom the person is required by law to file nomination certificates to qualify as a candidate and shall request that the name of the person be placed on the ballot for election to the office mentioned in the petition.

(3) Petitions shall be circulated not earlier than sixty (60) calendar days prior to the deadline for filing petitions to qualify as an independent candidate unless the number of days is reduced by a proclamation or order of special election under § 7-5-103.

(4) In determining the number of qualified electors in any county, township, or district or in the state, the total number of votes cast therein for all candidates in the preceding general election for the office of Governor shall be conclusive of the number of qualified electors therein for the purposes of this section.

(5) If the number of days in which the petition for independent candidacy may be circulated is reduced by a proclamation or order for special election under § 7-5-103, the number of signatures required on the petition shall be reduced proportionately.

SECTION 22. Arkansas Code § 7-7-104 is amended to read as follows:

7-7-104. Vacancy in nomination - Alternative methods for filling - Tie vote.

(a) Nominees of a political party to fill a vacancy in nomination, as defined in § 7-1-101, shall be declared by:

(1) Certificate of the chairman and secretary of any convention of delegates held within twenty-five (25) days of the Governor's letter certifying vacancy; or

(2)(A) A special primary election called, held, and conducted in accordance with the rules of the party.

(B) A special primary election may be called only if the special primary election can be called, held, conducted, certified, and certificates of nomination filed at least seventy (70) days before the general election.

(b) In case of a tie vote for the same office at a general primary election, a vacancy in nomination for that office shall exist.

(c) When a vacancy in nomination occurs as a result of death or when the person who received the majority of votes cast at the preferential primary election or the general primary election notifies the state committee of the political party of his or her intent to refuse nomination due to serious illness, moving out of the area from which elected as the party's nominee, or filing for another office, the state committee of the political party shall notify the Governor within five (5) days after the date of death or the date the party was notified of intent to refuse nomination as to whether the party chooses to fill the vacancy in nomination at a special election or a convention.

(d) If the party fails to notify the Governor within the five-day period, the vacancy in nomination shall not be filled nor shall the vacancy in nomination be filled if it occurred for any reason other than death, serious illness, the candidate's moving out of the area from which elected as the party's nominee, or filing for another office.

(e)(1)~~(A)~~ If the party notifies the Governor within the time prescribed in subsection (c) of this section of the desire to have a special primary election, the Governor shall issue a proclamation within five (5) days calling the special election and establishing the deadline for filing as a candidate for nomination, ~~which shall be no more than twenty (20) days after the proclamation~~ drawing for ballot position, and issuing and filing certificates of nomination. The special primary election shall occur no earlier than thirty (30) days nor later than sixty (60) days after the ~~end of the~~ filing deadline. The candidate who receives the most votes in the special primary election shall be declared the nominee. There shall be no runoff election. In the event of a tie for the most votes, the nominee shall be determined by lot in a public meeting of the appropriate party committee.

(B) When the certificate of nomination is filed for a nominee who is filling a vacancy in nomination, the filing authority shall immediately certify the name of the nominee to the appropriate county board of election commissioners.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (e)(1)(B)(ii) of this section.~~

~~(ii)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(2) A runoff election, if required, shall be held three (3) weeks after the date of the special election.~~

(f) If the party notifies the Governor that it desires to fill the vacancy in nomination by convention, the convention shall occur no later than twenty-five (25) days after the notice is provided to the Governor.

(g)(1) If the party's nominee is not selected in time to file his or her certificate of nomination with the appropriate party authority at least sixty-six (66) days before the general election, the nominee's name shall not appear on the general election ballot but the name of the person who vacated the nomination shall appear on the ballot, and votes cast for the name of the person appearing on the ballot shall be counted for the nominee, but only if the certificate of nomination is duly filed at least thirty-five (35) days before the general election.

(2)(A) If votes for a nominee whose name does not appear on the ballot are to be counted under subdivision (g)(1) of this section, the county board of election commissioners shall post a notice at each affected polling place stating each election in which a vote for the person appearing on the ballot shall be counted for the nominee.

(B) A copy of the notice shall be included with the instructions sent to absentee voters.

SECTION 23. Arkansas Code § 7-7-105 is repealed.

7-7-105. Filling vacancies in certain offices - Special primary elections.

Nominees for election at a special election called for the purpose of filling a vacancy in office for a member of the United States House of Representatives, for Lieutenant Governor, or as a member of the Senate or House of Representatives of the General Assembly shall be chosen ~~as follows:~~ in accordance with § 7-5-103(a).

~~(1)(A) Whenever a vacancy shall exist in any of the aforementioned offices, the Governor shall certify in writing to the state committees of the respective political parties the fact of vacancy and shall request the respective state committees to make a determination and notify him in writing within ten (10) days with respect to whether the political parties desire to hold a special primary election to choose a nominee of each party as a candidate for election to the office in which the vacancy exists.~~

~~(B) If the state committee of any political party shall notify the Governor within the time provided in subdivision (1)(A) of this section of its request to hold a special primary election, it shall be mandatory that any political party desiring to choose a nominee for election to the office in which the vacancy exists shall choose the nominee at a special primary election.~~

~~(C) In issuing the proclamation calling for a special election to fill the vacancy in office, the Governor shall also specify the date on which the special primary elections shall be held and the date on which a runoff primary election shall be held in the event that a candidate does not receive a majority vote. The proclamation of the Governor shall also establish the deadline for filing as a candidate for nomination, which deadline shall allow at least ten (10) days in which candidates may file for nomination.~~

~~(D)(i) The date of the special primary election shall be at least thirty (30) days but no more than sixty (60) days subsequent to the date fixed as a deadline for qualifying as a candidate for nomination. This date shall be at least ten (10) days prior to the date fixed in the proclamation for holding the special election to fill the vacancy in office.~~

~~(ii)(a) The special primary election shall occur on the second Tuesday of any month, except as provided in subdivision (1)(D)(ii)(b) of this section.~~

~~(b) Special primary elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2) Special primary elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(E) Certificates of nomination of persons nominated at a special primary election shall be filed with, and the filing fees paid to, the appropriate official at least seven (7) days prior to the date for holding the special election to fill the vacancy in office;~~

~~(2) Any person desiring to be a candidate for office as an independent candidate without political party affiliation may file nomination petitions signed by not less than three percent (3%) of the qualified electors of the district or of the state, as the case may be, as determined by the total number of votes cast in the last-preceding general election for all candidates for the office of Governor, but in no event shall more than two thousand (2,000) signatures be required for a district office or more than ten thousand (10,000) signatures be required for a state office or an office in which a statewide race is required. The petitions shall be filed on or before the deadline fixed in the proclamation of the Governor to file and qualify as a candidate for nomination at the special primary elections. If no special primary election is to be held, the Governor shall, in his proclamation, establish the filing period for independent candidates; and~~

~~(3) If the state committee of any political party fails to notify the Governor within the time provided in subdivision (1)(A) of this section of the desire to hold a special primary election to choose a nominee of that political party as a candidate for election to fill the vacancy in office, or if the state committee of any political party timely notifies the Governor of the desire not to hold a primary election, the Governor shall, in issuing his proclamation calling for the special election, fix a deadline for filing as a nominee for election at the special election. In that event, nominations may be made upon certification of the chairman or secretary of a convention of delegates of a political party called and held in accordance with the rules of the party.~~

SECTION 24. Arkansas Code § 7-7-106 is amended to read as follows:

7-7-106. Filling vacancies in ~~certain offices~~ candidacy for nomination - Preferential primary.

(a) A political party may fill a vacancy if:

(1) A person is running unopposed in a preferential primary and cannot accept the nomination due to death; or

(2) Upon notification to the party that he or she will not accept the nomination due to a serious illness.

(b) The vacancy shall be filled within ten (10) calendar days after the death or notification to the political party.

(c) The vacancy shall be filled at a convention of the political party.

(d) If the vacancy is filled more than sixty-six (66) days before the preferential primary election, the name of the person filling the vacancy shall be printed on the ballot instead of the name of the person who vacated the candidacy.

(e) If the vacancy is filled less than sixty-six (66) days but before the date of the preferential primary, the name of the person subsequently elected to fill the vacancy in candidacy shall be declared the nominee even if the name of the person who vacated the candidacy appears on the preferential primary ballot.

(f) If the vacancy in candidacy is not filled before the date of the preferential primary election, a vacancy in nomination shall be deemed to exist on the date of the preferential primary election and the vacancy in nomination shall be filled under § 7-7-104.

SECTION 25. Arkansas Code § 7-7-203 is amended to read as follows:

7-7-203. Dates.

(a) The general primary election shall be held on the second Tuesday in June preceding the general election.

(b) The preferential primary election shall be held on the Tuesday three (3) weeks prior to the general primary election.

(c)(1) Party pledges, if any, shall be filed and any filing fees of a political party, if any, shall be paid during regular office hours in the period beginning at 12:00 noon on the ~~third Tuesday~~ first weekday in March and ending at 12:00 noon on the ~~fourteenth~~ seventh day thereafter before the preferential primary election.

(2) A party certificate and the political practice pledge for primary elections shall be filed with the county clerk or the Secretary of State, as the case may be, during regular office hours in the period beginning at 12:00 noon on the ~~third Tuesday~~ first weekday in March and ending at 12:00 noon on the ~~fourteenth~~ seventh day thereafter before the preferential primary election.

(3) The name of a candidate who fails to file a party certificate by the filing deadline with the Secretary of State or county clerk, as the case may be, shall not appear on the ballot.

(4) Party pledges, if any, shall be filed, filing fees, if any, shall be paid, and party certificates and political practice pledges shall be filed for special primary elections on or before the deadline established by proclamation of the Governor.

~~(5) Pledges and filing fees of the political party for a new political party shall be filed and paid as provided in subsection (f) of this section.~~

(d) ~~No later than forty (40)~~ At least seventy (70) days before the preferential primary election, the ~~chairman and secretary of the state committee of the political party~~ Secretary of State shall certify the ballot to the various county committees and to the various county boards of election commissioners with the names of all candidates who have qualified with the state committee for election by filing the party pledge and paying the filing fees of the political party within the time required by law.

(e) Election officials of primary elections shall be selected by the county board of election commissioners in the same manner as in the general election.

~~(f) Any group of voters desiring to form a new political party may do so by filing a petition with the Secretary of State in accordance with § 7-7-205.~~

~~(g)~~(f)(1) The county board shall convene, at the time specified in the notice to the members given by the chair of the board, no later than the tenth day after each primary election for the purpose of canvassing the returns and certifying the election results.

(2) If no time is specified for the meeting of the county board, the meeting shall be at 5:00 p.m.

~~(h)~~(g) The county convention of a political party holding a primary election shall be held on the first Monday following the date of the general primary.

~~(i)~~(h)(1) The county board of election commissioners shall certify to the county clerk and the county committee a list of all nominated candidates for county, township, and municipal offices, and the political parties' county committee members and delegates.

(2) At the same time, the county board of election commissioners shall certify to the Secretary of State and the secretary of the state committee the results of the contests for all United States, state, and district offices. Immediately after ascertaining the results for all United States, state, and district offices, the Secretary of State shall certify to the state committee a list of all nominated candidates for the offices.

~~(j)~~(i)(1)(A) The Secretary of State shall at least ~~seventy (70)~~ one hundred (100) days prior to the date of the general election notify by registered mail the chairman and secretary of the state committee of the respective political parties that a certificate of nomination is due for all nominated candidates for United States, state, and district offices in order that the candidates' names be placed on the ballot of the general election.

(B)(i) The state committee shall issue certificates of nomination to all nominated candidates for United States, state, and district offices, who shall file the certificates with the Secretary of State at least ~~sixty (60)~~ ninety (90) days prior to the general election.

(ii) However, if the chairman and secretary of the state committee of the respective political parties are not properly notified as directed by subdivision ~~(j)~~(i)(1)(A) of this section, the failure of a candidate to file a certificate of nomination shall not prevent that candidate's name from being placed on the ballot of the general election.

(2)(A) Each county clerk shall at least ~~sixty (60)~~ ninety (90) days prior to the date of the general election notify by registered mail the chairmen and secretaries of the county committees of the respective political parties that a certified list of all nominated candidates for county, township, and municipal offices is due and shall be filed with the county board of election commissioners and the county clerk in order that the candidates' names be placed on the ballot for the general election.

(B)(i) Each county committee shall issue the certified list on behalf of those nominated candidates and submit the certified list to the county board of election commissioners and the county clerk at least ~~forty-five (45) days but not more than fifty-five (55)~~ eighty (80) days prior to the general election.

(ii) However, if the chairmen and secretaries of the county committees of the respective political parties are not properly notified as directed by subdivision ~~(j)~~(i)(2)(A) of this section, the failure of a certified list to be filed shall not prevent any candidate's name from being placed on the ballot of the general election.

SECTION 26. Arkansas Code § 7-7-304(b), concerning names to be included on election ballots, is amended to read as follows:

(b)(1) If any candidate, either prior to the certification of the ballot for the preferential primary or subsequent to the preferential primary but prior to the certification of the ballot for the general primary election, shall notify the secretary of the state committee in the case of a United States, state, or district office or the secretary of the county committee in the case of a county, city, or township office, in writing, signed by the candidate and acknowledged before an officer authorized by law to take acknowledgments, of his or her desire to withdraw as a candidate for the office or position, then the committee shall immediately notify the county board of election commissioners or the State Board of Election Commissioners, as the case may be, and the name of the person shall not be printed on the preferential primary ballot or the general primary ballot, as the case may be.

(2) If one (1) of the two (2) candidates who received the highest number of votes, but not a majority, at the preferential primary election for an office or position withdraws prior to certification of the result at the preferential primary election, the remaining candidate who received the most votes at the preferential primary election shall be certified as the nominee for the office or position and there shall not be a general primary election for that office or position.

SECTION 27. Arkansas Code § 7-7-305(b), concerning the printing of election ballots, is amended to read as follows:

(b) The order in which the names of the respective candidates, including candidates for federal, state, and local offices and including persons nominated for committeemen and delegates to the county convention, and the order in which issues and measures are to appear on the ballots at all preferential and general primary elections shall be determined by lot at the public meeting of the county committee held not later than ~~thirty-five (35)~~ sixty-five (65) days before the preferential primary election. Ten (10) days' written notice of the time and place of the meeting shall be given each member by the chair, vice chair, or secretary of the committee. The chair, vice chair, or secretary shall publish notice of the time and place of holding the meeting in some newspaper of general circulation in the county.

SECTION 28. Arkansas Code § 7-7-403 is repealed:

~~7-7-403. Declination of nomination.~~

~~(a) The Secretary of State shall not certify the name of any candidate whose certificate of nomination shall have been filed in his office who shall have notified him in writing, acknowledged before an officer authorized by law to take acknowledgments, that he will not accept the nomination specified in the certificate of nomination.~~

~~(b) The county board of election commissioners shall not include on the ballot the name of any candidate whose certificate of nomination shall have been filed with it, who shall have notified it in like manner that he will not accept the nomination.~~

SECTION 29. Arkansas Code § 7-8-102 is amended to read as follows:

7-8-102. Filling Senate vacancies.

(a) When any vacancy occurs in the representation of the State of Arkansas in the United States Senate by death, resignation, or otherwise, the Governor shall have the power and authority to fill the vacancy by temporary appointment until the people fill the vacancy by election at the next-ensuing general election for state and county officers to be held more than sixty (60) days and less than twelve (12) months after the vacancy occurs.

(b)~~(1)~~ If no general election for state and county officers occurs within twelve (12) months after the vacancy, the Governor shall call a special election to be held ~~not less than sixty (60) days and not~~ in accordance with § 7-5-103(b) but in no event more than one hundred twenty (120) days after the vacancy occurs.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, or general primary election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, or general primary election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 30. Arkansas Code § 7-9-111(h), concerning the determination of sufficiency of initiative and referendum petitions, is amended to read as follows:

(h)~~(1)~~ Municipal referendum petition measures shall be submitted to the electors at a regular general election unless the petition expressly calls for a special election. If the date set by the petition does not allow sufficient time to comply with election procedures, then the city or town council shall fix the date for any special election on the referendum measure. The date of any special election shall ~~not~~ be set in accordance with § 7-5-103(b) but in no event more than one hundred twenty (120) calendar days after the date of certification of sufficiency by the municipal clerk.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (h)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 31. Arkansas Code § 7-9-304(c), concerning nominating petitions, is amended to read as follows:

(c) The petitions shall be filed with the Secretary of State not less than ~~forty (40)~~ seventy (70) days before the next general election, and the Secretary of State shall certify the names of all candidates and the position which each is seeking to the county board of election commissioners of the counties in the respective House districts not later than ~~thirty (30)~~ seventy (70) days prior to the date of the election. A candidate must designate the position he is seeking at the time he files his nominating petition with the Secretary of State, and after having designated a position, the candidate is prohibited from changing to a different position.

SECTION 32. Arkansas Code § 7-10-103 is amended to read as follows:

7-10-103. Filing as a candidate.

(a) A candidate for a nonpartisan judicial office may pay a filing fee as provided for in this chapter, file a petition in the manner provided for in this chapter, or file as a write-in candidate in the manner as provided for in this chapter.

(b)(1) The State Board of Election Commissioners shall establish reasonable filing fees for nonpartisan judicial offices.

(2)(A) The filing fee for the offices of Justice of the Supreme Court, Judge of the Court of Appeals, and circuit judge shall be paid to the Secretary of State at the same time that the candidate files his or her political practices pledge. A candidate for district judge shall pay the filing fee to the county clerk at the same time that the candidate files his or her political practices pledge.

(B) The period for paying filing fees and filing political practice pledges shall begin at ~~12:00 noon on the third Tuesday in March and end at 12:00 noon on the fourteenth day thereafter~~ 12:00 noon on the first weekday in March and end at 12:00 noon on the seventh day thereafter.

(3)(A) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a fund to be known as the Judicial Filing Fee Fund.

(B) The filing fees shall be remitted to the Treasurer of State for deposit into the fund for covering the cost of election expenses of the state board.

(c)(1)(A)(i) Any person desiring to have his or her name placed on the ballot for a nonpartisan judicial office without paying a filing fee may do so by filing a petition in the manner provided for under this section. Petitions for Supreme Court, Court of Appeals, and circuit court positions shall be filed with the Secretary of State, and petitions for district court positions shall be filed with the applicable county clerk beginning at 12:00 noon forty-six (46) days before the ~~third Tuesday~~ first weekday in March and ending at 12:00 noon thirty-two (32) days before the ~~third Tuesday~~ first weekday in March.

(ii) Political practice pledges for nonpartisan judicial candidates filing by petition shall be filed at the same time as the petition.

(B) The petition shall be directed to the office with which it is to be filed and shall request that the name of the candidate be placed on the ballot for the election set forth in the petition. Candidates may begin circulating petitions not earlier than sixty (60) days prior to the filing deadline.

(C) The Secretary of State or the county clerk, as the case may be, shall determine within thirty (30) days whether the petition contains the names of a sufficient number of qualified electors. The Secretary of State or county clerk shall verify the sufficiency of the petitions within thirty (30) days of filing. The sufficiency of any petition filed under the provisions of this section may be challenged in the same manner as provided by law for election contests, § 7-5-801 et seq.

(D) Qualified electors signing the petitions must be registered voters in the geographic area applicable to the position at the time they sign the petition. Each qualified elector shall provide his or her printed name, signature, address, date of birth, and date of signing on the petition.

(E) In determining the number of qualified electors in the state or in any court of appeals district or circuit court circuit, the total number of all votes cast therein for Governor in the immediately preceding general gubernatorial election shall be conclusive of the number of all qualified electors therein for purposes of this section.

(2)(A) Candidates by petition for the Supreme Court shall file petitions signed by at least ten thousand (10,000) qualified electors or three per cent (3%) of the qualified electors residing within the state, whichever is the lesser.

(B) Candidates by petition for the Court of Appeals shall file petitions signed by three per cent (3%) of the qualified electors residing within the court of appeals district for which the candidate seeks office, but in no event shall more than two thousand (2,000) signatures be required.

(C) Candidates by petition for circuit judge shall file petitions signed by three per cent (3%) of the qualified electors residing within the circuit for which the candidate seeks office, but in no event shall more than two thousand (2,000) signatures be required.

(D) Candidates by petition for district judge shall file petitions signed by at least thirty (30) qualified electors who reside within the district for which the candidate seeks office.

(d) No votes for a write-in candidate in a nonpartisan judicial election shall be counted or tabulated unless the candidate or his or her agent gives notice in writing of his or her intention to be a write-in candidate to the county board of election commissioners and either:

(1)(A) The Secretary of State, if a candidate for a Supreme Court, Court of Appeals, or a circuit judgeship; or

(B) A county clerk, if a candidate for a district judgeship.

(2) The written notice must be given not later than sixty (60) days before the nonpartisan judicial election.

(3) Write-in candidates shall file a political practices pledge at the same time as filing a notice of intention.

(e)(1) A candidate for Justice of the Supreme Court, Judge of the Court of Appeals, or circuit judge shall file with the Secretary of State.

(2) A candidate for district judge shall file with the county clerk.

SECTION 33. Arkansas Code § 12-10-318(a), concerning emergency telephone service charges, is amended to read as follows:

(a)(1)(A) When so authorized by a majority of the persons voting within the political subdivision in accordance with the law, the governing authority of each political subdivision may levy an emergency telephone service charge in the amount assessed by the political subdivision on a per-access-line basis as of January 1, 1997, or the amount up to five percent (5%) of the tariff rate, except that any political subdivision with a population of fewer than twenty-seven thousand five hundred (27,500) according to the 1990 Federal Decennial Census may, by a majority vote of the electors voting on the issue, levy an emergency telephone charge in an amount assessed by the political subdivision on a per-access-line basis as of January 1, 1997, or an amount up to twelve percent (12%) of the tariff rate.

(B) The governing authority of a political subdivision that has been authorized under subdivision (a)(1)(A) of this section to levy an emergency telephone service charge in an amount up to twelve percent (12%) of the tariff rate may decrease the percentage rate to not less than four percent (4%) of the tariff rate for those telephone service users that are served by a telephone company with fewer than two hundred (200) access lines in this state as of the date of the election conducted under subdivision (a)(1)(A) of this section.

(2)(A) Upon its own initiative, the governing authority of the political subdivision may call such a special election to be held in accordance with § 7-5-103(b).

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B)(ii) of this section.~~

~~(ii) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(b) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 34. Arkansas Code § 13-2-501(b), concerning the establishment and maintenance of public libraries, is amended to read as follows:

(b)(1) In a city of the first class, on petition of five percent (5%) of the voters requesting the establishment of a public library, the city council or governing body of the municipality within thirty (30) days after the filing of the petition shall call an election ~~to be held within sixty (60) days thereafter~~ to be held in accordance with § 7-5-103(b).

(2)(A) The election shall be advertised and conducted as special elections are required by law to be advertised and conducted.

~~(B)(i) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B)(ii) of this section.~~

~~(ii) An election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(ii) However, a separate ballot containing only the issue or issues to be voted upon at the election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the election.~~

~~(b) An election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(C) The ballots shall be marked "FOR Public Library", "AGAINST Public Library".

(3) If a majority of the electors voting at the election vote in favor of the establishment of a public library, it shall be the duty of the city council or the governing body of the municipality immediately to establish a public library and continue to maintain it, in accordance with the provisions of this section.

SECTION 35. Arkansas Code § 14-14-917(a), concerning initiative and referendum elections, is amended to read as follows:

(a) Time of Election for Initiative and Referendum Measures. (1) Initiative. Initiative petition measures shall be considered by the electors only at a regular general election at which state and county officers are elected for regular terms.

(2) Referendum. Referendum petition measures may be submitted to the electors during a regular general election and shall be submitted if the adequacy of the petition is determined within the time limitation prescribed in this section. A referendum measure may also be referred to the electors at a special election called for the expressed purpose proposed by petition. However, no referendum petition certified within the time limitations established for initiative measures shall be referred to a special election, but shall be voted upon at the next regular election. No referendum election shall be held less than sixty (60) days after the certification of adequacy of the petition by the county clerk.

(3) Calling Special Elections. The jurisdiction to establish the necessity for a special election on referendum measures is vested in the electors through the provisions of petition. Where such jurisdiction is not exercised by the electors, the county court of each of the several counties may determine such necessity. However, a quorum court may compel the calling of a special election by a county court through resolution adopted during a regularly scheduled meeting of the quorum court. The resolution may specify a reasonable time limitation in which a county court order calling the special election shall be entered.

(4) Time of Special Election. The county court shall fix the date for the conduct of any special elections on referendum measures. The date shall be not less than ~~thirty (30) calendar days after the date of the order calling the election~~ established under § 7-5-103(b). ~~However, where~~ Where the electors exercise their powers to establish the necessity for a special election, the county court shall order an election according to the dates stated in § 7-5-103(b)~~, but not less than thirty (30) calendar days after the date of the order calling the election~~.

SECTION 36. Arkansas Code § 14-20-108(a), concerning dues for volunteer fire departments, is amended to read as follows:

(a)(1)(A) The quorum court of each county, upon request therefor filed with the court by one (1) or more volunteer fire departments in the county, may adopt an ordinance authorizing a designated county official to collect and remit to the department or departments the annual or quarterly dues charged by the department or departments in consideration of providing fire protection to unincorporated areas in the county; or

(B)(i)(a) When any county quorum court receives a request for the levy of volunteer fire department dues, the quorum court by ordinance shall call for an election on the issue of the levy of the volunteer fire department dues on each residence if the request has been signed by the fire chief and all other officers of a volunteer fire department and filed with the county clerk.

(b) The issue may be placed on the ballot at a special election ~~or a general election and in each case shall comply with the laws of this state pertaining to special elections and general elections~~ by order of the county court in accordance with § 7-5-103(b).

(c) If the levy is approved by a majority of those voting on the issue, the dues shall be listed annually on real property tax statements and collected at the same time and in the same manner as real property taxes.

(ii) The cost of the election shall be borne by the volunteer fire department or departments that requested the levy.

~~(iii)(a) The election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(1)(B)(iii)(b) of this section.~~

~~(b)(1)(A) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(B) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot. No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(2) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) The ordinance enacted by the court shall set forth the terms and conditions on which such dues are to be collected by the county and for the remission of the dues to the volunteer fire departments.

(3) Provided, however, active members of the volunteer fire departments whose annual or quarterly dues are collected in this manner may be exempt from the annual or quarterly dues charged by the department at the discretion of the volunteer fire department in consideration of providing services to the department.

SECTION 37. Arkansas Code § 14-37-112 is amended to read as follows:

14-37-112. Incorporated town may become city of the second class.

(a)(1) Any incorporated town in this state may become a city of the second class by the adoption and publication of an ordinance, duly adopted and published as provided by law, converting the incorporated town into a city of the second class. However, after the adoption and publication of the ordinance, the qualified voters of the town shall vote in any general election, or a special election called by the mayor <u>to be held in accordance with § 7-5-103(b)</u>, in favor of the ordinance.

(2) If a majority of the qualified electors voting in the election vote in favor of the ordinance, a certified copy of the ordinance shall be filed with the Secretary of State. Thereupon the incorporated town shall become a city of the second class.

(b)(1) The officers of the incorporated town, upon filing with the Secretary of State the certified copy of the ordinance, shall immediately become officers of the city of the second class with full authority to proceed, do, and perform any and all things for, and on behalf of, the city of the second class as if elected as officers of the city of the second class. They shall serve as officers for the full period of time for which they were elected or until their successors are elected and qualified.

(2)(A) At the regular time for holding election of officers of incorporated towns, there shall be an election for the election of officers of the city of the second class, who shall hold office as officers of the city of the second class until the next regular time fixed by law for electing officers of a city of the second class or until their successors are elected and qualified.

(B)(i) However, the mayor of the incorporated town which has been raised to a city of the second class may call a special election by proclamation ~~effective sixty (60) days after its date~~ to be held in accordance with § 7-5-103(b) which shall be published by two (2) insertions ~~within the sixty-day period~~ in a newspaper of general circulation in the county in which the city is located. This special election shall be held for the purpose of electing officers for the city of the second class.

~~(ii) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B)(ii)(b) of this section.~~

~~(iii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(iv)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(v) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(vi) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 38. Arkansas Code § 14-38-112 is amended to read as follows:

14-38-112. Reactivation of inactive city or incorporated town.

(a) The government of any city or incorporated town in this state which has become inactive because of failure to elect the officials of the city or incorporated town and no action has been taken to dissolve the charter of the city or incorporated town may be reactivated upon petition of a majority of the qualified electors of the city or incorporated town as provided in this section.

(b)(1)(A) Whenever a majority of the qualified electors of any inactive city or incorporated town as determined by the total number of qualified registered voters in the city or incorporated town shall desire to reactivate the government of the city or incorporated town, they may file a petition therefor with the county court of the county in which the city or incorporated town is located.

(B) The petition authorized in this section shall request the county court to call a special election for the election of mayor, aldermen, and other elected officials of the city or incorporated town.

(C)(i) When any petition is filed with the court, the court shall set a date for a hearing on the petition.

(ii) The date for the hearing shall not be less than thirty (30) days after the filing of the petition.

(2)(A) Between the time of the filing of the petition and the date of the hearing, the petitioners shall cause a notice to be published in some newspaper of general circulation in the county where the affected city or incorporated town lies, which shall be published by one (1) insertion in the newspaper.

(B) If there is no newspaper of general circulation in the county, notice shall be posted in some public place within the limits of the city or incorporated town and in the county seat of the county in which the city or incorporated town is located, for the next three (3) weeks before the date of the hearing.

(C) The notice referred to in this subdivision shall contain the substance of the petition and shall state the time and place appointed for the hearing thereof.

(c)(1) The purpose of the hearing shall be to determine the sufficiency of the petitions.

(2)(A) If the county court determines that a majority of the qualified electors of the city or incorporated town, as reflected by the voter registration records of the county, has petitioned for the calling of a special election to elect the municipal officials of the city or incorporated town, the county court shall enter an order approving the petitions and shall call a special election to be held in accordance with § 7-5-103(b) for the election of the officials of the city or incorporated town.

(B)~~(i)~~ The election shall be ~~called within sixty (60) days of~~ held no later than ninety (90) days after the order of the county court.

~~(ii) The election shall be conducted in the same manner as provided by law for conducting special elections to elect officials of a newly incorporated city or town.~~

~~(iii) The election shall occur on the second Tuesday of any month, except as provided in subdivisions (c)(2)(B)(iv)-(v) of this section.~~

~~(iv) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(v) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(vi) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(vii) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(C) The officials so elected shall assume the duties of their respective offices in the same manner and for such terms as provided by law for officials of newly incorporated cities or towns.

SECTION 39. Arkansas Code § 14-38-113 is amended to read as follows:

14-38-113. Reorganization under different form of government.

(a) When any municipality of this state is entitled by law to become reorganized under a different form of municipal government than that under which the municipality is operating, whether the form is the aldermanic form of government, the city manager form of government, or the commission form of government, upon the approval of a majority of the qualified electors of the municipality voting on the issue at an election called therefor, an election to submit the question of becoming organized under any such form of municipal government shall be called and conducted in the manner provided in this section:

(1) When petitions shall be filed with the mayor containing the signatures of qualified electors of the municipality equal in number to fifteen percent (15%) of the aggregate number of votes cast at the preceding general municipal election of all candidates for mayor in the case of a municipality operating under the aldermanic form of government or the commission form of government, and for all candidates for the office of director for the director position for which the greatest number of votes were cast in the case of a municipality operating under the manager form of government, requesting that an election be called to submit the proposition

of organizing the municipality under any other form of municipal government authorized by the laws of this state, a special election shall be called by the mayor by proclamation~~, and the date of the election shall be specified therein~~ to be held in accordance with § 7-5-103(b). The proclamation shall be published one (1) time at length in a newspaper having a general circulation in the municipality, and notice of the election shall be published in the newspaper one (1) time a week for two (2) weeks, with the first publication to be not less than fifteen (15) days before the date set for the election;

(2)(A) At the election, the proposition shall be submitted to the electors in substantially the following form:

"FOR the proposition to organize this city under the .....form

of government .....[]"

"AGAINST the proposition to organize this city under the .....

form of government .....[]"

(B) The election thereupon shall be conducted, the votes canvassed, and the results declared in the same manner as is provided by law with respect to other city elections. The county board of election commissioners shall certify the results of any election to the mayor. The result so certified shall be conclusive and not subject to attack unless suit is brought to contest the certification within thirty (30) days after the certification in the circuit court of the county in which the municipality is situated;

(3)(A) If a majority of the votes cast at the election are in favor of the proposition and no suit is brought to contest the certification of the results of the election within the thirty-day period after the certification by the county board of election commissioners, the mayor shall file certificates stating that the proposition was adopted with the Secretary of State and the county clerk of the county in which the municipality is situated. Thereafter, the municipality shall proceed to elect officials of the municipality in the manner and at the time provided by law for the election of municipal officials in municipalities operating under the form of government adopted by the municipality.

(B)(i) However, if a municipality votes to change its form of government and the date of the election to change its form of municipal government is six (6) months or more prior to the next regular general election for municipal officials, the mayor of the municipality by proclamation shall call a special election to be held in accordance with § 7-5-103(b) for the purpose of electing municipal officials under the form of government adopted by the municipality. When the officials are elected, the municipality shall proceed to organize and operate under the newly adopted form of government.

(ii) The mayor's proclamation shall be issued within one (1) business day after the results of the election have been certified to him or her. The proclamation shall be published at least one (1) time a week for two (2) weeks in a newspaper having general circulation within the municipality, and the date of the special election shall be within ~~fifty-five (55)~~ ninety (90) days from the date of the proclamation calling the special election.

~~(iii) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(3)(B)(iv) of this section.~~

~~(iv)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(c) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(d) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month;~~

~~(v)~~(iii)(a) When any municipality changes forms of government in the manner provided in this section, the question of changing the form of government of the municipality shall not again be submitted to the electors thereof until the expiration of four (4) years from the date on which the first officers are elected for the form of government adopted at the election.

(b) If a majority of the qualified electors of a municipality vote against adopting a different form of government, the question shall not again be submitted to the electors thereof for a period of two (2) years after the date of the election in which the proposed change of government in the municipality was rejected; and

(4)(A) Each signature on a petition filed, as provided in this section, shall have been signed within one hundred eighty (180) days prior to the filing of the petition. All signatures not signed within this time shall be void for the purposes of determining the adequate number of signatures required to call an election under this section.

(B) The date of execution of the petitions may be established by affidavit of the person circulating the petition or by the person signing the petition affixing the date of signing immediately following his name.

(b) It is the intent and purpose of this section to prescribe a uniform procedure whereby municipalities of this state may submit to the qualified electors of any such municipality the proposition of adopting and becoming organized under any form of municipal government authorized under the laws of this state.

SECTION 40. Arkansas Code § 14-40-303 is amended to read as follows:

14-40-303. Annexation ordinance - Election - Procedures.

(a) The annexation ordinance shall:

(1) Contain an accurate description of the lands desired to be annexed;

(2) Include a schedule of the services of the annexing municipality that will be extended to the area within three (3) years after the date the annexation becomes final; and

(3) Fix the date for the election provided in this section.

(b)(1) The annexation ordinance shall not become effective until the question of annexation is submitted to the qualified electors of the annexing municipality and of the area to be annexed at the next general election or at a special election. The special election shall be ~~conducted no earlier than sixty (60) days after the date of enactment of the ordinance. The special election shall occur on the second Tuesday of the month, except as provided in subdivision (b)(2) of this section~~ called by proclamation of the mayor of the annexing municipality in accordance with § 7-5-103(b).

~~(2) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(3)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(4) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(5) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(6)~~(2)(A) If a majority of the qualified electors voting in the election vote for the annexation, no later than seven (7) days following the election, the county clerk shall certify the election results and record the same, along with the description and a map of the annexed area, in the county records, and file a certified copy thereof with the Secretary of State.

(B) The annexation shall be effective, and the lands annexed shall be included within the corporate limits of the annexing municipality thirty (30) days following the date of recording and filing of the description and map, as provided in this section, or in the event an action is filed with the circuit court as provided in § 14-40-304, on the date the judgment of the court becomes final.

~~(7)~~(3) If a majority of the qualified electors voting on the issue at the election vote against the annexation, the annexation ordinance shall be null and void.

(c)(1)(A) The city clerk shall certify two (2) copies of the annexation ordinance and a plat or map of the area to be annexed and convey one (1) copy to the county clerk and one (1) copy to the county election commission at least sixty (60) days before the election.

(B)(i) No later than forty-five (45) days prior to the election, the city shall identify all persons who reside within the area proposed to be annexed, and the county clerk shall assist the city in determining the names and addresses of all qualified electors residing within that area.

(ii) The failure to identify all persons residing within the area proposed to be annexed or the failure to determine the names and addresses of all qualified electors residing within that area shall not invalidate or otherwise affect the results of the election.

(C) All of the qualified electors residing within the territory to be annexed shall be entitled to vote in the election.

(D) The city clerk shall give notice of the election by publication by at least one (1) insertion in some newspaper having a general circulation in the city.

(2)(A) The county clerk shall give notice of the voter registration deadlines at least forty (40) days before the election by ordinary mail to those persons whose names and addresses are on the list provided by the city clerk.

(B) The county clerk shall prepare a list by precinct of all those qualified electors residing within the area to be annexed who are qualified to vote in that precinct and furnish that list to the election officials at the time the ballot boxes are delivered.

(3) If the county clerk or the county election commission shall fail to perform any duties required of it, then any interested party may apply for a writ of mandamus to require the performance of the duties. The failure of the county clerk or the county election commission to perform the duties shall not void the annexation election unless a court finds that the failure to perform the duties substantially prejudiced an interested party.

(d) If the annexation is approved and becomes final, the governing body of the city shall, by ordinance, as soon as practical after the annexation, attach and incorporate such annexed territory to and in one (1) or more wards of the city lying adjacent thereto, and the territory so assigned and attached to a ward shall thereafter be considered and become a part thereof as fully as any other part of the city.

(e) From the map or plat provided by city ordinance of the wards assigned, the county clerk shall proceed to ascertain and determine the voters' proper precinct and shall enter the same upon the voter registration records of those inhabitants of the territory so annexed and give notice of that change within thirty (30) days after the adoption of the city ordinance assigning the territory to wards.

(f)(1) In the event that within thirty (30) days of the date that one (1) city calls for an annexation election, another city calls for an annexation election on all or part of the same land proposed to be annexed by the first city, then both annexation elections shall be held; provided that the second city must call for its annexation election to be held ~~within thirty (30) days~~ <u>on the next available date in accordance with § 7-5-103(b)</u> before or after the holding of the first city's election.

(2)(A) If the annexation election held first is approved by the voters, the results of it shall be stayed until the second annexation election is held.

(B)(i) If only one (1) of the annexation elections is approved by the voters, then the city that called that election shall proceed with the annexation of the land.

(ii) If both annexation elections are approved by the voters, then a third election shall be held three (3) weeks after the second annexation election. <u>The provisions of § 7-5-103(b) governing the procedures and dates on which special elections may be held shall not apply to the third annexation election provided in this subsection.</u>

<u>(iii) Notice of the third election shall be published in a newspaper circulated in the area to be annexed during the three-week period following the second election</u>.

~~(iii)~~<u>(iv)</u> Only the residents of the area proposed to be annexed by both cities shall vote in the third election.

~~(iv)~~<u>(v)</u> The issue on the ballot in the third election shall be into which of the two (2) cities the residents of the area want to be annexed.

~~(v)~~<u>(vi)</u> The area shall be annexed into the city receiving the most votes in the third election.

~~(vi)~~<u>(vii)</u> In the event of a tie vote in the third election, the area shall be annexed to the city that had the highest percentage vote in favor of the annexation in the first or second election.

(3) If the city that does not get to annex the area voted on by both cities included land in its annexation election other than the land voted on by both cities, then that land shall be annexed into such city if it is still contiguous to such city after the other land is annexed to the other city, but such land shall remain part of the county if it is not so contiguous.

SECTION 41. Arkansas Code § 14-40-1202(a), concerning the calling of annexation special elections, is amended to read as follows:

(a)(1)(A) Upon presentation of the petition to the county court by the authorized persons, the court shall at once order and call a special election <u>to be held in accordance with § 7-5-103(b)</u> in both of the municipal corporations on the question of the annexation and the name of the proposed consolidated municipality.

(B) The court shall give thirty (30) days' notice of the election by publication one (1) time a week in some newspaper with a bona fide circulation in the territory and by notices posted in conspicuous places in the territory.

~~(C)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(1)(C)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) The court shall appoint one (1) judge and one (1) clerk in each ward or other division of each municipal corporation, and the mayor and city council of each of the municipal corporations shall select two (2) judges and one (1) clerk for each of the wards or other divisions having the qualifications of electors, to act as judges and clerks of election within the respective wards.

(3) The court shall fix all polling places at which the voting shall take place.

SECTION 42. Arkansas Code § 14-40-1207 is amended to read as follows:

14-40-1207. Special election of aldermen or all city officials.

(a)(1)(A) Except as provided under subdivision (a)(1)(B) of this section, the city or town council shall call a special election of aldermen, to be held at such times and places as the council may direct <u>pursuant to a proclamation issued by the mayor in accordance with § 7-5-103(a)</u>, in the wards of the smaller municipality and for the election of aldermen from any other new wards that may be created by the council out of territory included in the larger city or incorporated town before the annexation, as provided in this subchapter.

(B) If the petition calls for a citywide election for all officials of the new consolidated city or incorporated town, then the city or town council shall call a special election <u>pursuant to a proclamation issued by the mayor in accordance with § 7-5-103(a)</u> for all city or town officials to be held at the times and places as it may direct throughout each ward of the consolidated city or incorporated town.

(2) If the implementation of the consolidation of the cities or towns is delayed, the special election for new aldermen or all city officials shall be held at least forty-five (45) days before the effective date of the consolidation.

~~(3)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(3)(B) of this section.~~

~~(B)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(iv) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(b) Each ward of the consolidated city or incorporated town shall have two (2) aldermen, to be elected in the same manner and for the same term as aldermen are elected in cities and incorporated towns.

SECTION 43. Arkansas Code § 14-42-104 is amended to read as follows:

14-42-104. Vacancies in certain alderman positions.

When a vacancy occurs in any position of alderman in a city having a population of fifty thousand (50,000) or more, according to the most recent federal decennial census, and having a mayor-council form of government in which the electors of each ward elect one (1) or more aldermen, a new alderman shall be chosen in the following manner:

(1)~~(A)~~ If the unexpired portion of the term of alderman exceeds one (1) year, a successor shall be elected by a vote of the electors of the ward. The city council shall order a special election to be held ~~within sixty (60) days of the date~~ pursuant to a proclamation issued by the mayor in accordance with § 7-5-103(a) no later than ninety (90) days after the date the vacancy occurs~~.~~; and

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (1)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month; and~~

(2) If the unexpired portion of the term of alderman is one (1) year or less, a successor shall be chosen by a majority vote of the members of the city council.

SECTION 44. Arkansas Code § 14-42-203 is amended to read as follows:

14-42-203. Special elections of city mayors.

(a)~~(1)~~ Special elections of mayors of cities of the first class and cities of the second class shall be held at such time and place as the council directs in accordance with § 7-5-103(a).

~~(2)(A) The special election shall be held on the second Tuesday of any month, except as provided by subdivision (a)(2)(B) of this section.~~

~~(B) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(C)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(D) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(E) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(b) In all cities there shall be a place appointed in each ward for holding elections, except in cities of the second class electing their aldermen citywide, where there may be one (1) public place only for holding elections.

(c) Any person who, at the time of the election of municipal officers, is a qualified elector and registered to vote in the city precinct where he resides shall be deemed a qualified elector.

(d) All elections shall be held and conducted in the manner prescribed by law for holding state and county elections, so far as the laws may be applicable.

SECTION 45. Arkansas Code § 14-42-206 is amended to read as follows:

14-42-206. Municipal primary elections - Nominating petitions.

(a)(1) The city or town council of any city or town with the mayor-council form of government, by resolution passed before January 1 of the year of the election, may request the county party committees of recognized political parties under the laws of the state to conduct party primaries for municipal offices for the forthcoming year.

(2) The resolution shall remain in effect for the subsequent elections unless revoked by the city or town council.

(3) When the resolution has been adopted, the clerk or recorder shall mail a certified copy of the resolution to the chairs of the county party committees and to the chairs of the state party committees.

(4) Candidates nominated for municipal office by political primaries under this section shall be certified by the county party committees to the county board of election commissioners and shall be placed on the ballot at the general election.

(b)(1) Any person desiring to become an independent candidate for municipal office in cities and towns with the mayor-council form of government shall file not more than one hundred ten (110) nor less than ninety (90) days prior to the general election by 12:00 noon with the county clerk the petition of nomination in substantially the following forms:

(A) For all candidates except aldermen in cities of the first class and cities of the second class:

"PETITION OF NOMINATION

We, the undersigned qualified electors of the city (town) of _____, Arkansas, being in number not less than ten (10) for incorporated towns and cities of the second (2nd) class, and not less than thirty (30) for cities of the first (1st) class, do hereby petition that the name of _____ be placed on the ballot for the office of _____ at the next election of municipal officials in 20 _____.

Printed Name	Signature	Street Address	Date of Birth	Date of Signing

.....

(B) For candidates for alderman elected by ward in cities of the first class and cities of the second class, the nominating petitions shall be signed only by qualified electors of the ward in the following manner:

"PETITION OF NOMINATION

We, the undersigned qualified electors of Ward _____ of the city of _____, Arkansas, being in number not less than ten (10) for incorporated towns and cities of the second (2nd) class, and not less than thirty (30) for cities of the first (1st) class, do hereby petition that the name of _____ be placed on the ballot for the office of Alderman, Ward _____, position _____, of the next election of municipal officials in 20 _____.

Printed Name	Signature	Street Address	Date of Birth	Date of Signing

.....

(C) For at-large candidates for alderman of a ward in cities of the first class and cities of the second class, the nominating petitions shall be signed by any qualified elector of the city in the following manner:

"PETITION OF NOMINATION

We, the undersigned qualified electors of the city of _____, Arkansas, being in number not less than ten (10) for incorporated towns and cities of the second (2nd) class, and not less than thirty (30) for cities of the first (1st) class, do hereby petition that the name of _____ be placed on the ballot for the office of Alderman, Ward _____, position _____, of the next election of municipal officials in 20 _____.

Printed Name	Signature	Street Address	Date of Birth	Date of Signing

.....

(2) The county clerk shall determine whether the petition contains a sufficient number of qualified electors.

(3) Independent candidates for municipal office shall file a political practices pledge ~~no later than sixty (60) days prior to the date of the general election by 12:00 noon~~ at the time of filing their petitions.

(c)(1)(A) If no candidate receives a majority of the votes cast in the general election, the two (2) candidates receiving the highest number of votes cast for the office to be filled shall be the nominees for the respective offices, to be voted upon in a runoff election pursuant to § 7-5-106.

(B) In any case, except for the office of mayor, in which only one (1) candidate has filed and qualified for the office, the candidate shall be declared elected and the name of the person shall be certified as elected without the necessity of putting the person's name on the general election ballot for the office.

(2) If the office of mayor is unopposed, then the candidate for mayor shall be printed on the general election ballot and the votes for mayor shall be tabulated as in all contested races.

~~(d) Special elections for mayors in cities of the first class and other special elections of officials required by law in cities and towns shall use the procedure in this section.~~

~~(e)~~(d)(1)(A) The governing body of any city of the first class, city of the second class, or incorporated town may enact an ordinance requiring independent candidates for municipal office to file petitions for nomination as independent candidates with the county clerk:

(i) No earlier than twenty (20) days prior to the preferential primary election; and

(ii) No later than noon on the day before the preferential primary election.

(B) The governing body may establish this filing deadline for municipal offices even if the municipal offices are all independent or otherwise nonpartisan.

(2)(A) The ordinance shall be enacted no later than ninety (90) days prior to the filing deadline.

(B) The ordinance shall be published at least one (1) time a week for two (2) consecutive weeks immediately following adoption of the ordinance in a newspaper having a general circulation in the city.

~~(f)~~(e) Nothing in this section shall repeal any law pertaining to the city administrator form of government or the city manager form of government.

~~(g)~~(f) This section does not apply in any respect to the election of district judges.

SECTION 46. Arkansas Code § 14-42-304 is amended to read as follows:

14-42-304. Amendments to charter.

(a) Amendments to any charter may be proposed by a two-thirds (2/3) vote of the governing body of the municipality or by petition of ten percent (10%) of the qualified electors of the municipality.

(b)~~(1)~~ The amendment shall be submitted to the qualified electors of the municipality at a regular or special election called in accordance with § 7-5-103(b).

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(C)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(D) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(E) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c) The proposed amendment shall be published at least one (1) time in some newspaper of general circulation throughout the municipality.

(d) Any amendment approved by a majority of the electors voting thereon shall become a part of the charter at the time fixed in the amendment and shall be certified to the Secretary of State.

(e) Each amendment submitted shall be confined to one (1) subject, and when more than one (1) amendment shall be submitted at the same time, they shall be so submitted as to enable the voters to vote on each amendment separately.

SECTION 47. Arkansas Code § 14-43-411 is amended to read as follows:

14-43-411. Alderman vacancy.

(a)(1) Whenever a vacancy shall occur, for any reason, in the office of alderman in any city of the first class, at any regular meeting after the occurrence of the vacancy, the city council shall proceed to elect by a majority vote of the remaining members elected to the council an alderman to serve for the unexpired term. Provided, however, it is necessary that at least a quorum of the whole number of the city council shall remain in order to fill a vacancy.

(2) The person elected by the council shall be a resident of the ward where the vacancy occurs at the time of the vacancy.

(b) When a vacancy occurs in any position of alderman in a city having a population of fifty thousand (50,000) or more, according to the most recent federal decennial census, and having a mayor-council form of government in which the electors of each ward elect one (1) or more aldermen, a new alderman shall be chosen in the following manner:

(1)~~(A)~~ If the unexpired portion of the term of alderman exceeds one (1) year, a successor shall be elected by a vote of the electors of the ward. The city council shall order a special election to be held ~~within~~ pursuant to a proclamation issued by the mayor in accordance with § 7-5-103(a) no later than ninety (90) days ~~of~~ after the date the vacancy occurs~~.~~; or

~~(B) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (b)(1)(B)-(F) of this section.~~

~~(C) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(D)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(E) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(F) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month; or~~

(2) If the unexpired portion of the term of alderman is one (1) year or less, a successor shall be chosen by a majority vote of the members of the council.

SECTION 48. Arkansas Code § 14-44-103(a), concerning the election of aldermen, is amended to read as follows:

14-44-103. Election of aldermen.

(a)(1) Except as provided under subdivision (a)(3) of this section, on the Tuesday following the first Monday in November 1982, and every two (2) years thereafter, the qualified voters in cities of the second class shall elect for each of the wards of these cities two (2) aldermen, who shall compose the city council.

(2) The qualified electors of every city of the second class shall elect from each ward of the city two (2) aldermen, who shall be designated as alderman number one and alderman number two of the ward.

(3)(A) Each candidate for the office of alderman in any election for this office shall designate in writing the number of the alderman's office that he or she is seeking at the time that he or she files as a candidate for the office.

(B) When this designation has been made, the candidate shall not be permitted thereafter to change the designation.

(4)(A) The city council of a city of the second class may refer to voters an ordinance on the question of electing the two (2) aldermen for each ward to four-year terms.

(B)~~(i)~~ The voters shall vote on the ordinance at a general election or at a special election called for that purpose by proclamation of the mayor in accordance with § 7-5-103(b). However, the election to approve the four-year election procedure shall be held no later than February 1 of the year of the general election in which the procedure is proposed to be effective.

~~(ii) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (a)(4)(B)(iii)-(vi) of this section.~~

~~(iii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(iv) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(v) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(vi) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(5)(A) If this procedure is adopted by ordinance referred to and approved by the voters of the city, the initial term for the alderman designated as "alderman number one" of each ward shall be a four-year term at the next general election.

(B) The initial term for the alderman designated as "alderman number two" of each ward shall be a two-year term at the next general election, and thereafter shall be a four-year term, resulting in staggered terms for the ward.

(6)(A) The city council may refer to voters an ordinance on the question of returning the city to electing aldermen to two-year terms using the procedures of subdivisions (a)(4)-(7) of this section.

(B) If the voters approve returning a city to two-year terms, all aldermen shall be elected to two-year terms at the next general election and thereafter.

(7) The city council may not refer to voters another question on electing aldermen to four-year terms or on returning the city to electing aldermen to two-year terms unless at least four (4) years have passed since the last election on changing the aldermanic terms.

SECTION 49. Arkansas Code § 14-44-106 is amended to read as follows:

14-44-106. Vacancy in mayor's office.

~~(a)~~ Whenever a vacancy occurs in the office of mayor in any city of the second class, at the first regular meeting after the occurrence of the vacancy, the city council shall proceed to either elect by a majority vote of the aldermen a mayor to serve the unexpired term or call for a special election to be held in accordance with § ~~14-42-206~~ 7-5-103(a) to fill the vacancy. At this election, a mayor shall be elected to fill out the unexpired term.

~~(b)(1) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (b)(2) and (3) of this section.~~

~~(2)(A) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(B)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(C) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(3) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 50. Arkansas Code § 14-47-106 is amended to read as follows:

14-47-106. Election on city manager form of government.

(a) Any city in this state having a population of two thousand five hundred (2,500) or more according to the most recent federal census may call and hold an election to determine whether or not the city shall be organized under and governed by the manager form of city government as provided for in this chapter.

(b) The proceeding shall be in the following manner:

(1)(A) When petitions containing the signatures of electors equal in number to fifteen percent (15%) of the aggregate number of ballots cast for all candidates for mayor in the preceding general city election are presented to the mayor, the mayor by proclamation shall submit the question of organizing the city under the manager form of government to the electors of the city at a special election to be held ~~not less than thirty (30) days after the date of the proclamation~~ in accordance with § 7-5-103(b).

(B) The proclamation shall be published at length in some newspaper published in the city for one (1) time, and notice of the election shall be published in some newspaper published in the city one (1) time a week for two (2) weeks, the first publication to be not less than fifteen (15) days before the date set for the election. No other notice of the election shall be necessary.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (b)(2)(B), (b)(2)(C), (b)(3), and (b)(4) of this section.~~

~~(B) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(C)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(3) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(4) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(5)~~(2)(A) At the special election for the submission or resubmission of the proposition, the ballots shall contain substantially the following:

" FOR the proposition to organize this city under Act 99 of the General Assembly of 1921, as amended .....[]

AGAINST the proposition to organize this city under Act 99 of the General Assembly of 1921, as amended .....[]"

(B)(i) The election thereon shall be conducted, the vote canvassed, and the result thereof declared in the same manner as provided by law in respect to other city elections.

(ii) The county board of election commissioners shall certify the result to the mayor. This result shall be conclusive and not subject to attack unless suit is brought in the circuit court of the county in which the city is situated to contest the certification within thirty (30) days after the certification;

~~(6)~~(3)(A) If a majority of the votes cast on the proposition is against the organization of the city under this chapter, the question of adopting the manager form of government shall not be resubmitted to the voters of that city for adoption within four (4) years thereafter. It shall be resubmitted then only upon presentation to the mayor of petitions signed by electors equal in number to fifteen percent (15%) of the aggregate number of ballots cast for all candidates for mayor at the preceding general city election.

(B)(i) If a majority of the votes cast on the proposition at any such election shall be for the organization of the city under this chapter, the mayor shall file certificates stating that the proposition was adopted with the Secretary of State and with the county clerk of the county in which the city is situated. The mayor shall call a special election to be held in the city for the purpose of electing seven (7) city directors.

(ii) This election shall be called and conducted and the results determined and certified as provided in § 14-47-110.

SECTION 51. Arkansas Code § 14-47-107(a), concerning subsequent elections on the aldermanic form of government, is amended to read as follows:

(a)(1)~~(A)~~ After the expiration of six (6) years after the date on which the first board of directors takes office in a city organized under this chapter, a petition may be presented to the mayor. It shall be signed by electors equal in number to fifteen percent (15%) of the aggregate number of ballots cast for all candidates for director in that position for which the greatest number of ballots were cast in the preceding general election. Whereupon, the mayor by proclamation shall submit the question of organization of the city under the aldermanic form of government at a special election to be held ~~at a time specified in the proclamation, not less than thirty (30) days after the date of the proclamation~~ in accordance with § 7-5-103(b).

~~(B) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (a)(1)(C)-(E) of this section.~~

~~(C)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(D) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(E) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) The proclamation shall be published at length in some newspaper published in the city for one (1) time. Notice of the election shall be published in some newspaper published in the city one (1) time a week for two (2) weeks, the first publication to be not less than fifteen (15) days before the date set for the election. No other notice of the election shall be necessary.

SECTION 52. Arkansas Code § 14-47-110 is amended to read as follows:

14-47-110. Election of directors.

(a) Candidates for the office of director shall be nominated and elected as follows:

(1)(A)(i) A special election to elect the initial membership of the board shall be called by the mayor as provided in § 14-47-106.

(ii) The mayor's proclamation shall be ~~published through one (1) insertion in some newspaper having a bona fide circulation in the municipality not less than sixty (60) days before the date of the election~~ in accordance with § 7-5-103(a).

(B)(i) A special election to fill any vacancy under § 14-47-113 shall be called through a resolution of the board of directors.

(ii) A proclamation announcing the holding of the election shall be signed by the mayor and published ~~not less than sixty (60) days prior to the date of the election in some newspaper having a bona fide circulation in the municipality~~ in accordance with § 7-5-103(a).

~~(C)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(1)(C)(ii)-(v) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(iii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iv) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(v) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) The petition mentioned in subdivision (a)(3) of this section supporting the candidacy of each candidate to be voted upon at any general or special election shall be filed with the city clerk or recorder not more than eighty (80) days nor fewer than sixty (60) days before the election by twelve o'clock noon.

(3)(A)(i) In respect to both special and general elections, the name of each candidate shall be supported by a petition, signed by at least fifty (50) qualified electors of the municipality, requesting the candidacy of the candidate.

(ii) The petition shall show the residence address of each signer and shall carry an affidavit signed by one (1) or more persons, in which the affiant or affiants shall vouch for the eligibility of each signer of the petition.

(B) Each petition shall be substantially in the following form:

"The undersigned, duly qualified electors of the City of . . ., Arkansas, each signer hereof residing at the address set opposite his or her signature, hereby request that the name... be placed on the ballot as a candidate for election to Position No. . . . on the Board of Directors of said City of . . . at the election to be held in such City on the . . . day of . . ., 20 ... We further state that we know said person to be a qualified elector of said City and a person of good moral character and qualified in our judgment for the duties of such office."

(C) A petition for nomination shall not show the name of more than one (1) candidate.

(D)(i) The name of the candidate mentioned in each petition, together with a copy of the election proclamation if the election is a special election, shall be certified by the city clerk or recorder to the county board of election commissioners not less than thirty-five (35) days before the election unless the clerk or recorder finds that the petition fails to meet the requirements of this chapter.

(ii)(a) Whether the names of the candidates so certified to the county board of election commissioners are to be submitted at a biennial general election or at a special election held on a different date, the election board shall have general supervision over the holding of each municipal election.

(b) In this connection, the board shall post the nominations, print the ballots, establish the voting precincts, appoint the election judges and clerks, determine and certify the result of the election, and determine the election expense chargeable to the city, all in the manner prescribed by law in respect to general elections. It is the intention of this chapter that the general election machinery of this state shall be utilized in the holding of all general and special elections authorized under this chapter.

(c) The result of the election shall be certified by the election board to the city clerk or recorder.

(4) The candidate for any designated position on the board of directors who, in any general or special election, shall receive votes greater in number than those cast in favor of any other candidate for the position shall be deemed to be elected.

(b) Each director, before entering upon the discharge of his duties, shall take the oath of office required by the Arkansas Constitution, Article 19, § 20.

SECTION 53. Arkansas Code § 14-48-104(b), concerning the submission of the governmental form question to electors, is amended to read as follows:

(b)~~(1)~~ If the number of signatures certified by the clerk is equal to or greater than fifteen percent (15%) of the aggregate number of votes cast, as prescribed, the Secretary of State shall call by proclamation <u>in accordance with § 7-5-103(b)</u> a special election to be held not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ <u>ninety (90)</u> days from the date of the clerk's certification.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(iv) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 54. Arkansas Code § 14-48-105(b), concerning the procedure to change to another form of government, is amended to read as follows:

(b)(1) After the expiration of four (4) years from the date on which the first board of directors and mayor take office in a city organized under this chapter, a petition signed by electors equal in number to fifteen percent (15%) of the aggregate number of ballots cast for all candidates for mayor in the preceding general election may be presented to the mayor, calling for an election to consider any other form of municipal government authorized by the laws of this state.

(2)(A)(i) Thereupon, the mayor by proclamation in accordance with § 7-5-103(b) shall submit the question of organization of the city under the form of government stated in the petition at a special election to be held at a time specified therein~~, not less than thirty (30) days after the date of the proclamation~~.

(ii) The proclamation shall be published one (1) time at length in some newspaper having a general circulation in the city.

(B)(i) Notice of the election shall be published one (1) time a week for two (2) weeks in some newspaper having a general circulation in the city, the first publication to be not less than fifteen (15) days before the date set for the election.

(ii) No other notice of the election shall be necessary.

~~(C)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (b)(2)(C)(ii)-(v) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(iii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iv) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(v) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 55. Arkansas Code § 14-48-108 is amended to read as follows:

14-48-108. Calling of elections for directors and mayor.

(a)(1) Within ten (10) days after the designation of the four (4) wards, the Secretary of State by proclamation in accordance with § 7-5-103(a) shall call special primary and general elections to be held in the municipality for the purpose of electing seven (7) directors and a mayor.

(2)(A)~~(i)~~ The primary election shall be held ~~not less than thirty (30) days nor more than seventy-five (75) days from the date of the proclamation~~ in accordance with § 7-5-103(a) .

~~(ii) The primary election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(A)(iii)-(vi) of this section.~~

~~(iii) Primary elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(iv) If a primary election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party. However, separate ballots containing only the issue or issues to be voted upon at the primary election shall be prepared and made available to voters requesting a separate ballot.~~

~~(v) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the primary election.~~

~~(vi) Primary elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(B) The special general election shall be held ~~on a Tuesday not less than seven (7) days nor more than fifteen (15) days after the primary election~~ in accordance with § 7-5-103(a) .

(b) These elections shall be called and conducted, and the results shall be determined and certified, as provided in § 14-48-109.

SECTION 56. Arkansas Code § 14-48-109 is amended to read as follows:

14-48-109. Election of directors and mayor - Oath.

(a) Candidates for the office of director and mayor shall be nominated and elected as follows:

(1)(A)(i) A special election for the election of the initial membership of the board of directors and mayor shall be called by the Secretary of State as provided in § 14-48-108.

(ii) The proclamation shall be published ~~through one (1) insertion in some newspaper having a bona fide circulation in the municipality. The publication shall be not less than sixty (60) days before the date of the primary election~~ in accordance with § 7-5-103(a).

(iii) For the initial election of directors and mayor, any person desiring to become a candidate shall file within twenty (20) days following the date of the proclamation by the Secretary of State with the city clerk or recorder a statement of candidacy in the form and with the supporting signatures as provided in this section. In all other respects, the initial elections shall be governed by the provisions of this chapter for holding municipal elections.

(B)(i) Special elections to fill any vacancy under § 14-48-115 shall be called through a resolution of the board.

(ii) A proclamation of the election shall be signed by the mayor and published ~~not less than sixty (60) days prior to the date of the election~~ in accordance with § 7-5-103(a) in some newspaper having a bona fide circulation in the municipality;

(2)(A) Candidates to be voted on at all elections to be held under the provisions of this chapter shall be nominated by primary election, and no names shall be placed upon the general election ballot except those selected in the manner prescribed in this chapter.

(B)(i) The primary elections, other than the initial primary, for those nominations for offices to be filled at the municipal general election shall be held on the second Tuesday of August preceding the municipal general election.

(ii)(a) The elections shall be under the supervision of the county board of election commissioners, and the election judges and clerks appointed for the general election shall be the judges and clerks of the primary elections.

(b) Primary elections shall be held in the same places as are designated for the general election, so far as possible, and shall, so far as practicable, be conducted in the same manner as other elections under the laws of this state;

(3) Any person desiring to become a candidate for mayor or director shall file with the city clerk not less than ~~forty (40) days nor more than sixty (60)~~ ninety (90) days nor more than one hundred ten (110) days prior to the primary election by twelve o'clock noon a statement of his or her candidacy in substantially the following form:

"STATE OF ARKANSAS

COUNTY OF. . . . . .

I,. . . . . ., being first duly sworn, state that I reside at. . . . . Street, City of. . . . . ., County and State aforesaid; that I am a qualified elector of said city and the ward in which I reside; that I am a candidate for nomination to the office of ....., to be voted upon at

(Mayor) (Director)

the primary election to be held on the. . . . . day of ...., 20. . . , and I hereby request that my name be placed upon the official primary election ballot for nomination by such primary election for such office and I herewith deposit the sum of ten dollars ($10.00), the fee prescribed by law.";

(4) The statement of candidacy and the petition for nomination supporting the candidacy of each candidate to be voted upon at any general or special election shall be filed with the city clerk or recorder not less than ~~forty (40) days nor more than sixty (60)~~ ninety (90) days nor more than one hundred ten (110) days before the election by twelve o'clock noon;

(5) The name of each candidate shall be supported by a petition for nomination signed by at least fifty (50) qualified electors of the municipality requesting the candidacy of the candidate. The petition shall show the residence address of each signer and carry an affidavit signed by one (1) or more persons in which the affiant or affiants shall vouch for the eligibility of each signer of the petition. Each petition shall be substantially in the following form:

"The undersigned, duly qualified electors of the City of. . . . . ., Arkansas, each signer hereof residing at the address set opposite his or her signature, hereby requests that the name of. . . . . be placed on the ballot as a candidate for election to Position No.. . . . . on the Board of Directors (or Mayor) of said City of. . . . . at the election to be held in such city on the. . . . . day of. . . . . 20. . . . We further state that we know said person to be a qualified elector of said city and a person of good moral character and qualified in our judgment for the duties of such office;

(6)(A) A petition for nomination shall not show the name of more than one (1) candidate.

(B) The name of the candidate mentioned in each petition, together with a copy of the election proclamation if the election is a special election, shall be certified by the city clerk or recorder to the county board of election commissioners not less than ~~thirty-five (35)~~ seventy (70) days before the election unless the clerk or recorder finds that the petition fails to meet with the requirements of this chapter.

(C)(i) Whether the names of the candidates so certified to the county board of election commissioners are to be submitted at a biennial general election or at a special election held on a different date, the county board of election commissioners shall have general supervision over the holding of each municipal election.

(ii)(a) In this connection, the election board shall post the nominations, print the ballots, establish the voting precincts, appoint the election judges and clerks, determine and certify the results of the election, and determine the election expense chargeable to the city, all in the manner prescribed by law in respect to general elections; it is the intention of this chapter that the general election machinery of this state shall be utilized in the holding of all general and special elections authorized under this chapter.

(b) The result of the election shall be certified by the election board to the city clerk or recorder;

(7) The names of all candidates at the election shall be printed upon the ballot in an order determined by draw. If more than two (2) candidates qualify for an office, the names of all candidates shall appear on the ballot at the primary election;

(8)(A) If no candidate receives a majority of the votes cast in the primary, the two (2) candidates receiving the highest number of votes for mayor and for each director position to be filled shall be the nominees for those respective offices to be voted upon in the general election.

(B) If no more than two (2) persons qualify as candidates for the office of mayor or for any director position to be filled, no municipal primary election shall be held for these positions, and the names of the two (2) qualifying candidates for each office or position shall be placed upon the ballot at the municipal general election as the nominees for the respective positions. Primary elections shall be omitted in wards in which no primary contest is required.

(C) In any case in which only one (1) candidate shall have filed and qualified for the office of mayor or any director position, or if a candidate receives a clear majority of the votes cast in a primary election, that candidate shall be declared elected. The name of the person shall be certified as elected without the necessity of putting the person's name on the general municipal election ballot for the office;

(9) Any candidate defeated at any municipal primary election or municipal general election may contest it in the manner provided by law for contesting other elections.

(b) Each member of the board of directors, before entering upon the discharge of his duties, shall take the oath of office required by Arkansas Constitution, Article 19, Section 20.

SECTION 57. Arkansas Code § 14-48-114 is amended to read as follows:

14-48-114. Removal of mayor or directors.

(a) Any person holding the office of mayor and any person holding the office of member of the board of directors of any city organized under the provisions of this chapter shall be subject to removal from the office by the electors qualified to vote for a successor of the incumbent.

(b) The procedure to effect the removal of a person holding the office shall be as follows:

(1) When petitions requesting the removal of any such officer, signed by qualified electors equal in number to thirty-five percent (35%) of the total number of votes cast for all candidates for that office at the preceding general municipal election at which the office was on the ballot, are filed with the city clerk, the clerk shall determine the sufficiency of the petitions within ten (10) days from the date of the filing.

(2) If the petitions are deemed sufficient, the clerk shall certify them to the county board of election commissioners.

(3)~~(A)(i)~~ The county board of election commissioners shall ~~call~~ issue a proclamation in accordance with § 7-5-103(b) calling a special election on the question and shall fix a date for holding it not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ ninety (90) days from the date of the certification of the petitions by the clerk.

~~(ii) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(3)(B)-(E) of this section.~~

~~(B) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(C)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(D) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(E) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(4) At the election, the question shall be submitted to the electors in substantially the following form:

"FOR the removal of .....from the office of

(name of officer)

.....[]

(Mayor) (Director)

AGAINST the removal of .....from the

(name of officer)

office of .....[]"

(Mayor) (Director)

(5)(A) If a majority of the qualified electors voting on the question at the election shall vote for the removal of the officer, a vacancy shall exist in the office.

(B) If a majority of the qualified electors voting on the question at the election shall vote against the removal of the officer, the officer shall continue to serve during the term for which elected.

(c) No recall petition shall be filed against any officer until he shall have held his office for at least six (6) months.

SECTION 58. Arkansas Code § 14-48-115 is amended to read as follows:

14-48-115. Mayor or director vacancy.

(a) In the case of a vacancy in the office of mayor or in the office of a member of the board of directors as a result of death, resignation, a recall election as provided for in § 14-48-114, or for any other reason, the board, by majority vote, shall appoint a person to fill the vacancy if the vacancy occurs less than six (6) months before the next general municipal election at which the remainder of the unexpired term shall be filled.

(b)~~(1)~~ If the vacancy occurs more than (6) months prior to the next general municipal election, a special election to fill the vacancy shall be called ~~to fill the vacancy~~ by proclamation issued in accordance with § 7-5-103(a) by:

(A) The mayor, if the vacancy is in a board position; or

(B) The highest ranking member of the board of directors, if the vacancy is in the mayor's position.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivisions (b)(2)(B)-(E) of this section.~~

~~(B) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(C)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(D) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(E) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 59. Arkansas Code § 14-57-704(a), concerning special elections on the vehicle tax, is amended to read as follows:

(a)(1) Before the vehicle tax levied by the governing body of any city of the first class or city of the second class or incorporated town upon vehicle owners residing in the city or town may be collected, the mayor shall call a special election in accordance with § 7-5-103(b).

(2)~~(A)~~ This election shall be held not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ ninety (90) days from the date of the ~~adoption of the levy of the tax by the governing body of the city or town~~ publication of the proclamation, at which the qualified electors of the city or town shall vote on the question of the levy of the tax.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 60. Arkansas Code § 14-61-113 is amended to read as follows:

14-61-113. Petition process for special elections.

Except for questions that may be referred to the voters by the board of directors, unless it is a city where a federal court has ordered the redistricting of wards under the federal Voting Rights Act, options provided by this chapter shall be voted on at special elections called as a result of a petition for the special election being filed with the city clerk and provided to the mayor. The following procedure shall be utilized for both initial elections to organize under the management form of government, for reorganization elections by a city already operating under the management form of government, and for elections to reorganize the selection of directors in cities where a federal court has ordered the redistricting of wards under the federal Voting Rights Act:

(1) A petition that calls for an election on one (1) particular option for selecting members of the board of directors using the form of the question outlined in § 14-61-115(b) shall be filed with the city clerk and provided to the mayor. The city clerk shall note on the petition the date and time that it was filed. If such a petition contains the signatures of electors equal in number to fifteen percent (15%) of the number of ballots cast for the mayor, or if the mayor is not directly elected, for the director position receiving the highest number of votes, in the last general election, then the mayor, by proclamation <u>in accordance with § 7-5-103(b)</u>, shall submit the question to the electors at a special election, provided:

(A)(i) The city clerk shall verify the number of signatures on the petitions within ten (10) days of the date they are filed.

(ii) If there are insufficient signatures on the petitions, the petitioners shall not receive any extensions for the petition.

(iii) If, however, there are a sufficient number of signatures on the petitions but the city clerk is unable to verify the required number of signatures as those of qualified electors, then the petitioners will be given ten (10) days to provide a sufficient number of verified signatures;

(B) The proclamation calling the special election shall be issued within three (3) working days of the date the city clerk verifies the number of signatures on the petitions;

(C)(i) The special election shall be held not ~~less than thirty (30) nor~~ more than sixty (60) days after the proclamation calling the election, provided that if the county board of election commissioners certifies in writing that it cannot prepare the ballots because of other pending elections, then the election can be held not more than ~~seventy-five (75)~~ <u>ninety (90)</u> days after the proclamation.

~~(ii)(a) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (1)(C)(ii)(b) of this section.~~

~~(b)(1)(A) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(B)(i)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(ii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(2) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) Except for the provisions of subdivision (1)(A) of this section, if petitions filed with the mayor that call for an election on one (1) of the options set forth in this chapter are found to be insufficient for any reason whatsoever, then new petitions will have to be circulated and filed before the question can be considered again.

(3) Notwithstanding subdivision (2) of this section, if two (2) or more groups file petitions seeking a special election on one (1) of the options set forth in this chapter, and the first filed petitions are declared to be insufficient, then the city clerk will determine the sufficiency of the petitions that were filed next in time. Otherwise, upon a declaration that a set of petitions is sufficient and the first in time, then all petitions filed after the first sufficient petitions and before the special election shall be deemed moot and may be destroyed.

(4) Once an election has been held pursuant to the provisions of any act that results in a change in the manner of selecting the governing body of a city with the manager form of government, or seeks to reorganize a manager-government city under any other form of government, then none of the options presented by this chapter, or any act concerning the organization of the government under any form of municipal government, may be submitted to the voters for a period of four (4) years from the date of the election.

(5) Except as provided in § 14-61-114(a), if an election held pursuant to the provisions of any act fails to result in a change in the manner of selecting the governing body of a city with the manager form of government, or fails to reorganize such a city under any other form of government, then no other petitions seeking to adopt any of the options presented by this chapter, or to reorganize the city under any form of municipal government, may be submitted to the voters for a period of two (2) years from the date of the election.

SECTION 61. Arkansas Code § 14-61-119(g), concerning the removal of city directors, is amended to read as follows:

(g) If the board shall find the petition thus submitted to it contains the requisite number of electors signed thereto and is otherwise found to be sufficient, it shall order and fix a date for holding an election <u>in accordance with § 7-5-103(b)</u>. This date shall be not ~~less than thirty (30) days nor~~ more ~~that forty (40)~~ <u>than ninety (90)</u> days from the date of the clerk's certificate to the board that a sufficient petition is filed.

SECTION 62. Arkansas Code § 14-72-303 is amended to read as follows:

14-72-303. Submission of question to electors - Special election.

(a) If the county court decides that it would be advantageous to issue bonds under the authority of Arkansas Constitution, Amendment 17 [repealed], this section, and §§ 14-72-301, 14-72-302, and 14-72-304 - 14-72-307, it shall order the submission of the question to the qualified electors of the county at ~~the next general election~~ a special election to be held in accordance with § 7-5-103(b).

~~(b)(1) However, if no general election for county and state officers will be held under the law within one (1) year of the making of the order, then the county court by order entered of record may call a special election in the county. This election shall be held not less than thirty (30) days nor more than sixty (60) days thereafter, and the county court shall name the date therefor.~~

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, or general primary election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, or general primary election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(c)~~(b) In all other respects, the special election shall be held as provided by law for the conducting of general elections. It is made the duty of the sheriff of the county, by proclamation duly made and published for the time and in the manner provided by law, to give notice of the time and place of holding the election.

SECTION 63. Arkansas Code § 14-72-606 is amended to read as follows:

14-72-606. Election procedures - Contest.

(a)(1) Whenever a county or municipality shall determine the need to issue revenue bonds, the issuance of which under the Constitution of the State of Arkansas requires approval at an election, the legislative body thereof shall, by ordinance, submit the question of the issuance of the revenue bonds to the qualified electors of the county or municipality.

(2) The question of the issuance of revenue bonds may be submitted at a ~~general election or at a~~ special election called for that purpose in accordance with § 7-5-103(b), as provided in the ordinance, and held in the manner provided in this subchapter.

(3) When revenue bonds are to be issued for more than one (1) purpose, the principal amount of revenue bonds applicable to each purpose shall be stated on the ballot as a separate question, and no revenue bonds shall be issued for such a purpose unless a majority of the electors voting on the question shall have approved the issuance of revenue bonds for that purpose.

(4) Except as otherwise provided in this subchapter, the election shall be held and conducted in the same manner as a special or general election under the election laws of the state.

(b)(1) The ordinance shall set forth the form of ballot questions, which shall include a statement of the purposes for which the revenue bonds are to be issued and the proposed sources of repayment of the revenue bonds.

(2)~~(A)~~ Notice of the election shall be given by the clerk of the county or municipality by one (1) publication in a newspaper having general circulation within the county or municipality not less than ten (10) days prior to the election.

~~(B) No other publication or posting of a notice by any other public official shall be required.~~

~~(3)(A) The election shall be held no earlier than thirty (30) days after the date of adoption of the ordinance in which the election is called by the legislative body.~~

~~(B)(i) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(3)(B)(ii) of this section.~~

~~(ii) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If an election is held on the date of the presidential preferential primary election, preferential primary election, general primary election, or primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(b) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c)(1) The county judge or mayor of the county or municipality shall proclaim the results of the election by issuing a proclamation and publishing the proclamation one (1) time in a newspaper having general circulation within the county or municipality.

(2)(A) The results of the election as stated in the proclamation shall be conclusive unless suit is filed in the circuit court in the county in which the municipality is located within thirty (30) days after the date of the publication.

(B) No other action shall be maintained to challenge the validity of the revenue bonds and of the proceedings authorizing the issuance of the bonds unless suit is filed in the circuit court within thirty (30) days after the date of the adoption of an ordinance authorizing the sale of the revenue bonds.

SECTION 64. Arkansas Code § 14-120-209 is amended to read as follows:

14-120-209. Date of election.

~~(a)~~ The election shall be held on a date to be fixed by the directors of the drainage and levee improvement district at a ~~regular or~~ special meeting called for that purpose <u>in accordance with § 7-5-103(b)</u>. However, the date of the election shall be not less than sixty (60) days nor more than one hundred eighty (180) days next succeeding the date of the first publication of the notice of the filing of the outline of the project with the district as provided in § 14-120-206(c).

~~(b)(1) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2) of this section.~~

~~(2)(A)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(2) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(B) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 65. Arkansas Code § 14-122-104 is amended to read as follows:

14-122-104. Filing referendum petitions - Special election.

~~(a)~~ If petitions signed by not less than fifteen percent (15%) of the qualified electors voting on the office of mayor in the city at the last preceding general election are filed with the city clerk of the city within forty-five (45) days after the enactment of the ordinance creating the municipal drainage improvement district requesting that the ordinance be referred to a vote of the qualified electors of the district, the petitions shall be referred to the people at a special election to be called by the mayor of the municipality <u>in accordance with § 7-5-103(b)</u> to be held not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ <u>ninety (90)</u> days after the ~~filing of the petitions~~ <u>proclamation</u>.

~~(b)(1) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2) of this section.~~

~~(2)(A)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(2) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(B) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 66. Arkansas Code § 14-142-208 is amended to read as follows:

14-142-208. Bonds generally - Election to authorize issuance.

(a) The question of the issuance of such bonds shall be submitted to the electors of the municipality or county at the general election, or at a special election called for that purpose in accordance with § 7-5-103(b), as provided in the ordinance or order and held in the manner provided in this subchapter; provided, however, that no voter residing within a municipality levying a maintenance tax for libraries or levying a tax pledged for the purpose of retiring library bonds issued by the municipality or pledged to pay for capital improvements to or construction of a public library pursuant to Arkansas Constitution, Amendment 30 and Amendment 72, shall be entitled to vote on the question of the issuance of bonds by the county within which the municipality is located as authorized pursuant to Arkansas Constitution, Amendment 38 and Amendment 72, and this section.

(b)(1) Except as otherwise provided in this subchapter, the election shall be held and conducted in the same manner as a special or general election under the election laws of the state.

(2) The ordinance or order shall set forth the form of the ballot question or questions in the form prescribed by Arkansas Constitution, Amendment 30 or Amendment 38, as amended by Arkansas Constitution, Amendment 72.

(3) Notice of the election shall be given by the clerk of the issuer by one (1) publication in a newspaper having general circulation within the municipality or county not less than ten (10) days prior to the election. No other publication or posting of a notice by any other public official shall be required.

~~(4)(A)(i) The election shall be held no earlier than thirty (30) days after the date of adoption of the ordinance or entry of the order in which the election is called.~~

~~(ii) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(4)(B) of this section.~~

~~(B)(i) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(2) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(iii) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c) The chief executive officer of the municipality or county shall proclaim the results of the election by issuing a proclamation and publishing it one (1) time in a newspaper having general circulation within the municipality or county.

(d)(1) The results of the election as stated in the proclamation shall be conclusive unless suit is filed in the circuit court in the county in which the issuer is located within thirty (30) days after the date of the publication.

(2) No other action shall be maintained to challenge the validity of the bonds and of the proceedings authorizing the issuance of the bonds unless suit is filed in such circuit court within thirty (30) days after the date of adoption of an ordinance or entry of the order authorizing the sale of the bonds.

SECTION 67. Arkansas Code § 14-163-207(d), concerning the levy of special taxes, is amended to read as follows:

(d)(1) At the time, date, and place specified in the notice, the governing body of the city shall hold the hearing and shall determine and make a finding as to whether or not the petition is signed by at least ten percent (10%) of the owners of real property in the city.

(2)(A) If the governing body finds that the petition is signed by the requisite owners of real property, it shall adopt an ordinance setting forth its finding and calling a special election to be held in the city ~~on the date specified in the ordinance, which shall not occur earlier than thirty (30) days after the passage of the ordinance~~ in accordance with § 7-5-103(b).

(B) The ordinance shall be published one (1) time.

~~(3) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (d)(4)(B) of this section.~~

~~(4)(A)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(B) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(C) The finding that the petition is sufficient shall be conclusive unless attacked in the courts within thirty (30) days after the date of publication of the ordinance.

(D)(i) The ordinance shall contain at least the information set forth in this section as required information to be included in the petition.

(ii) In addition, the ordinance shall specify the form of the ballot to be submitted to the electors.

SECTION 68. Arkansas Code § 14-164-309 is amended to read as follows:

14-164-309. Bonds generally - Election to authorize issuance.

(a) The question of the issuance of such bonds shall be submitted to the electors of the county or municipality at the general election or at a special election called for that purpose in accordance with § 7-5-103(b), as provided in the ordinance and held in the manner provided in this subchapter.

(b) Except as otherwise provided in this subchapter, the election shall be held and conducted in the same manner as a special or general election under the election laws of the state.

(c) The ordinance shall set forth the form of the ballot question or questions, which shall include a statement of the purpose or purposes for which the bonds are to be issued and the maximum rate of any ad valorem tax to be levied for payment of bonded indebtedness.

(d) Notice of the election shall be given by the clerk of the issuer by one (1) publication in a newspaper having general circulation within the municipality or county not less than ten (10) days prior to the election. No other publication or posting of a notice by any other public official shall be required.

~~(e)(1) The election shall be held no earlier than thirty (30) days after the date of adoption of the ordinance in which the election is called by the legislative body.~~

~~(2)(A) The election shall occur on the second Tuesday of any month, except as provided in subdivision (e)(2)(B) of this section.~~

~~(B)(i) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii)(a) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(iv) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(f)~~(e) The chief executive officer of the municipality or county shall proclaim the results of the election by issuing a proclamation and publishing it one (1) time in a newspaper having general circulation within the municipality or county.

~~(g)~~(f)(1) The results of the election as stated in the proclamation shall be conclusive unless suit is filed in the circuit court in the county in which the issuer is located within thirty (30) days after the date of the publication.

(2) No other action shall be maintained to challenge the validity of the bonds and of the proceedings authorizing the issuance of the bonds unless suit is filed in such circuit court within thirty (30) days after the date of the adoption of an ordinance authorizing the sale of the bonds.

SECTION 69. Arkansas Code § 14-174-103 is amended to read as follows:

14-174-103. Levy of new taxes permitted.

(a)(1)~~(A)~~ In addition to all other authority of local governments to levy taxes provided by law, any county, acting through its quorum court, or any municipality, acting through its governing body, may levy any tax.

~~(B)(i)~~(2)(A) However, no ordinance levying any tax authorized by this subchapter shall be valid until adopted at a special ~~or general~~ election in accordance with § 7-5-103(b) by qualified electors of the city or in the county where the tax is to be imposed, as the case may be.

~~(ii)~~(B) An election will also be required to increase, decrease, or repeal a tax levied pursuant to this subchapter.

~~(2)(A) A special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(b) Nothing in this subchapter shall be construed to diminish the existing powers of county governments or city governments.

(c) Nothing in this subchapter shall terminate, repeal, or otherwise affect any other tax levied by a local government.

(d) The local government levying the tax shall collect and administer the tax.

SECTION 70. Arkansas Code § 14-200-107 is amended to read as follows:

14-200-107. Election to authorize purchase by municipality.

~~(a)~~ Any municipality may determine to acquire the property of a public utility as authorized under the provisions of this act by the vote of the municipal council or city commission, taken after a public hearing, of which at least thirty (30) days' notice has been given, and ratified and confirmed by a majority of the electors voting thereon at any general or special municipal election held ~~not less than thirty (30) days after a passage of the vote of the municipal council or city commissioners~~ in accordance with § 7-5-103(b).

~~(b)(1) A special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2) of this section.~~

~~(2)(A)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(2) Separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(B) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 71. Arkansas Code § 14-201-109 is amended to read as follows:

14-201-109. Abolition of commission.

(a)(1) When such a utility commission has been established pursuant to this subchapter by the city council or other governing body it cannot be abolished except by a majority vote of the electorate of the city at ~~either~~ a special election called for the purpose ~~or at a general election~~.

(2) No abolishment of any such commission, whether pursuant to the provisions of this subchapter or otherwise, shall affect the rights, properties, or obligations held or incurred by the commission.

(b)(1) If twenty-five percent (25%) of the electors of the city petition the city council to do so, a special election shall be ordered in accordance with § 7-5-103(b) not later than fourteen (14) days from the date on which the petition was filed to be held ~~within sixty (60)~~ at least ninety (90) days after the order on the question whether the utility commission shall be abolished or continued.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot~~.

~~(c) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(d) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(3)~~(2) A majority vote of the electorate shall determine the question.

SECTION 72. Arkansas Code § 14-206-103 is amended to read as follows:

14-206-103. Confirmation by electors.

(a)~~(1)~~ Any municipality may determine to seek approval from the commission to acquire the property of a gas or electric public utility as authorized under the provisions of this chapter by the vote of the municipal council, city commission, or governing body taken after a public hearing, of which at least thirty (30) days' notice has been given by publication in newspapers having a general circulation within the municipality. This vote shall have been ratified and confirmed by a majority of the electors voting thereon at any ~~general or~~ special election held ~~not less than thirty (30) days after a passage of the vote of the municipal council or city commissioners~~ in accordance with § 7-5-103(b).

~~(2)(A) A special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(b)(1) In the event the vote of the municipal council, city commission, or governing body is ratified and confirmed by a majority of the electors voting thereon, the clerk of the municipality shall notify the commission of the results of the election within ninety (90) days thereafter.

(2) Within one (1) year after the election, the municipality may file with the commission an application for approval of a certificate for the acquisition or purchase of the property of a gas or electric public utility as provided in this chapter.

SECTION 73. Arkansas Code § 14-283-101 is amended to read as follows:

14-283-101. Petition for special election.

(a) When petitions are filed with the county court of any county containing the signatures of ten percent (10%) or more of the qualified electors of all or any defined part of any county, or all or any defined part of any city, as determined by the number of votes cast by the qualified electors of the county, city, or designated portion thereof, for all candidates for Governor at the last preceding general election, requesting the establishment of a mosquito abatement district in the county or a designated portion of the county or in the city or designated portion of the city and requesting that assessed benefits be made on the property located in the district to finance the operation of the district, the county court shall call a special election <u>in accordance with § 7-5-103(b)</u> in the county, city, or designated area of the city to determine whether a mosquito abatement district shall be established for the area.

(b) Petitions filed pursuant to subsection (a) of this section shall specifically define the area proposed to be included in a mosquito abatement district and shall specify the maximum assessed benefits or taxes which may be levied against property within the district for the support of the district. In no event shall the assessed benefits in any district exceed an amount equal to one percent (1%) of the assessed valuation of real property in the district.

(c) The quorum court of the county may on its own motion enact an ordinance directing the county court to call a special election <u>in accordance with § 7-5-103(b)</u> in the county, city, or designated area of the city to determine whether a mosquito abatement district shall be established for the area.

SECTION 74. Arkansas Code § 14-283-102(a), concerning procedures for special elections on the question of the establishment and financing of mosquito abatement districts, is amended to read as follows:

(a)~~(1)~~ The special election called by the county court to submit the question of the establishment and financing of a mosquito abatement district to the electors of the proposed district shall be held <u>in accordance with § 7-5-103(b)</u> within ninety (90) days after the ~~filing of the petitions requesting~~ <u>proclamation calling</u> the election.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B) of this section.~~

~~(B)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii)(a) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(iii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(iv) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 75. Arkansas Code § 14-284-205 is amended to read as follows:

14-284-205. Establishment by election.

(a) When petitions are filed with the county court of any county wherein the fire protection district to be established is located in a single county, or if the fire protection district is to be located in more than one (1) county and the petitions are filed with the county courts of all counties wherein the fire protection district is to be established, and the petitions contain the signatures of ten percent (10%) or more of the qualified electors within the proposed fire protection district boundaries, as determined by the number of votes cast by the qualified electors within the proposed fire protection district boundaries for all candidates for Governor at the last preceding general election, requesting the establishment of a fire protection district in the county or a designated portion thereof and requesting that assessments be made on the property or assessments be made on the landowners or assessments be made both on the property and the landowners located in the district to finance the operation of the district, the county court, or county courts if the fire protection district is located in more than one (1) county, shall call a special election <u>in accordance with § 7-5-103(b)</u> within the proposed fire protection district to determine whether a fire protection district shall be established for the area.

(b)(1) The county court or county courts, if the proposed fire protection district is located in more than one (1) county, shall call a special election <u>in accordance with § 7-5-103(b)</u> to submit the question of the establishment and financing of a fire protection district to the electors of a proposed district.

(2)~~(A)~~ The special election shall be held within ninety (90) days after the filing of the petitions requesting the election.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(3) If the proposed fire protection district is located within more than one (1) county, the county courts shall set the date of the election on the same date and set the places of the election within the proposed fire protection district boundaries.

(4) At the election, the question of establishing and financing the district shall be placed on the ballot in substantially the following form:

"FOR the establishment of a fire protection district in ..... (county), ... (designated area), and the levy of assessed
benefits on real property in the district to finance the district .....[]

AGAINST the establishment of a fire protection district in ..... (county), ... (designated area), and the levy of assessed benefits on real property in the district to finance the district .....[]"

SECTION 76. Arkansas Code § 14-284-208(f), concerning the establishment of fire protection districts, is amended to read as follows:

(f)(1) If the district includes territory from more than one (1) county, the board of commissioners shall be composed of seven (7) members~~:~~.

(2) The members of the board of commissioners of multicounty fire protection districts formed after July 3, 1995, under this subchapter shall be residents of the fire protection district and elected at a public meeting as agreed upon by the county courts in order to establish the time of the meeting and the place of the meeting being within the district. The commissioners shall be elected by the qualified electors residing within the district.

(3) The members of the board of commissioners shall serve staggered terms.

(4) Vacancies occurring on the board due to resignation, removal, or otherwise shall be filled by the remaining board members for the unexpired term.

(5)(A)(i) Members of the board may be removed by a special election to be held within ninety (90) days after the presentation of a special election removal petition signed by ten percent (10%) of the assessed landowners or the assessed per-parcel owners, with the removal of the board member to be determined by the majority votes of the votes cast in person by the assessed landowners or the assessed per-parcel property owners.

(ii) Each assessed landowner or assessed parcel property owner shall have one (1) vote per paid assessment.

(B)~~(i)~~ The election for the removal of board members shall be held <u>at a meeting</u> at a designated location within the fire protection district.

~~(ii)(a) The election shall occur on the second Tuesday of any month, except as provided in subdivision (f)(5)(B)(ii)(b) of this section.~~

~~(b)(1)(A) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(B)(i)(a) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(b) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(ii) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(2) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 77. Arkansas Code § 14-284-224(b), concerning the annexation and financing of fire protection districts, is amended to read as follows:

(b)(1)~~(A)~~ The special election called by the quorum court to submit the question of the annexation and financing of the fire protection district to the electors of the district and the area to be annexed shall be held ~~within~~ no later than ninety (90) days after the ~~quorum court received notification from the board of commissioners~~ proclamation of a special election in accordance with § 7-5-103(b).

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(1)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) At the election, the question of annexing the area to the district and the financing of the district shall be placed on the ballot in substantially the following form:

"FOR the annexation of ..... (description of area to be annexed), and the levy of assessed benefits on real property within the area to be annexed to help finance the district ..... [ ]

AGAINST the annexation of ..... (description of area to be annexed), and the levy of assessed benefits on real property within the area to be annexed to help finance the district ..... [ ]"

(c) If a majority of those voting at the election who reside within the area to be annexed, and if a majority of those voting at the election who reside within the existing district, vote in favor of the annexation, the area shall be deemed annexed and shall become a part of the fire protection district and governed accordingly.

(d)(1) As an alternative to an election on the annexation issue, if the board of commissioners of a fire protection district is in favor of the annexation, the board may refer the petitions to the county quorum court that may then accomplish the annexation by enactment of a county ordinance providing for the annexation.

(2)(A)(i) However, the ordinance shall not go into effect until sixty (60) days after its enactment.

(ii) During that time, if petitions calling for a referendum on the ordinance are presented to the quorum court and the petitions are signed by the number prescribed in subsection (a) of this section, the quorum court shall call a special election in accordance with § 7-5-103(b) on the issue of the annexation.

(B) The election shall be conducted as prescribed in subsection (b) of this section.

(C) Unless at least a majority of those voting at the election who reside within the area to be annexed and a majority of those voting at the election who reside within the existing district vote in favor of the annexation, the annexation shall not occur.

(3) If the petitions are filed within sixty (60) days after enacting the ordinance, the ordinance shall not go into effect until and unless the annexation is approved at the election provided for in this section.

(e) An attempt at annexation under this section, whether successful or not, shall in no way reduce the bonding authority of the fire protection district, nor shall the failure of the attempt at annexation have any effect on the existing fire protection district.

(f) No area shall be annexed under this section if it is located within the service area of another fire protection district or a nonprofit fire protection corporation.

SECTION 78. Arkansas Code § 14-286-103(a), concerning the establishment of red imported fire ant abatement districts, is amended to read as follows:

(a)~~(1)~~ The special election called by the county court to submit the question of the establishment and financing of a red imported fire ant abatement district to the electors of the proposed district shall be held ~~within~~ in accordance with § 7-5-103(b) no later than ninety (90) days after the ~~petitions requesting the election have been filed with the county court~~ proclamation of the election.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 79. Arkansas Code § 14-387-301 is amended to read as follows:

14-387-301. Order for election.

(a) Whenever twenty-five percent (25%) of the qualified electors of three (3) or more townships in any county in this state, as shown by the election returns for Governor at the last general election preceding the date of the petition, shall petition the county court for the privilege of voting on the question of restraining horses, mules, asses, cattle, goats, swine, and sheep, or any two (2) or more of these animals, or the male species of them, from running at large, the court shall make an order for an election in the townships, to be held at any general or special election for state or county officers.

(b) If petitioners shall file with their petition proper bond to be approved by the court conditioned to pay all the cost and expense of a special election, the court may call an election in accordance with § 7-5-103(b) at any time upon the filing of the petition by giving notice of it as provided by law for general elections, if the petition contains twenty-five percent (25%) of the qualified electors residing within each township mentioned in the petition.

~~(c)(1) Any special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (c)(2) of this section.~~

~~(2)(A)(i) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(ii) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(2) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(b) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(B) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 80. Arkansas Code § 15-4-3020 is amended to read as follows:

15-4-3020. Consent by qualified electors to issue bonds.

(a) No bonds shall be issued under this subchapter except by and with the consent of a majority of the qualified electors of the state voting on the question in substantially the form described in this section at ~~the general election or~~ a special election called by proclamation of the Governor.

(b)~~(1)~~ The proclamation shall be issued ~~at least sixty (60) calendar days prior to the date fixed by the proclamation for the election~~ <u>in accordance with § 7-5-103(b)</u>, and notice of the special election shall be given by publication of the proclamation by one (1) insertion in one (1) newspaper of general circulation published in each county in the state not less than thirty (30) calendar days prior to the date of the election.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c) If there is no newspaper regularly published in a county, the proclamation may be published in any newspaper having a general circulation in the county.

(d) In the case of the notice or proclamation for the election, it is not necessary to publish this subchapter in its entirety, but the notice or proclamation shall state that it is issued for the purpose of submitting to the people the following question:

"Shall the Arkansas Development Finance Authority be authorized to issue general obligation bonds under the authority of the Arkansas General Obligation Economic Development Superprojects Bond and Project Funding Act in total principal amount not to exceed four hundred million dollars ($400,000,000), in series from time to time in principal amounts not to exceed, without prior approval of the General Assembly, sixty million dollars ($60,000,000) in any fiscal biennium, for the financing and refinancing of superprojects as defined in the Arkansas General Obligation Economic Development Superprojects Bond and Project Funding Act, which bonds shall be secured by a pledge of the full faith and credit of the State of Arkansas?"

(e) The title of this subchapter shall be the ballot title, and there shall be printed on the ballot the proposition stated in subsection (d) of this section, and the following:

"FOR Issuance of State of Arkansas Economic Development Superprojects General Obligation Bonds _____"

"AGAINST Issuance of State of Arkansas Economic Development Superprojects General Obligation Bonds _____"

(f)(1) The county boards of election commissioners of the several counties of the state shall conduct the election.

(2) Each board shall take action with respect to the appointment of election officials and other matters as the law requires.

(3) The vote shall be canvassed and the result declared in each county by the several county boards.

(4) The results shall be certified within ten (10) calendar days after the date of the election by the county boards to the Secretary of State, who shall tabulate all returns so received and certify to the Governor the total vote for and against the proposition.

(5) The result of the election shall be proclaimed by the Governor by publication one (1) time in a newspaper published in the City of Little Rock, and the results as proclaimed shall be conclusive unless attacked in the courts within thirty (30) calendar days after the date of the publication.

SECTION 81. Arkansas Code § 15-43-204(a), concerning local elections to redetermine doe killing areas, is amended to read as follows:

(a)(1) Whenever fifty (50) or more qualified electors residing within an area wholly or partly located within their particular county, which has been designated by regulation of the Arkansas State Game and Fish Commission as a doe killing area, petition the appropriate county court, praying that an election be held to determine whether or not such an area or portion thereof should remain a doe killing area, the county court shall order a special election <u>in accordance with § 7-5-103(b)</u> to be held not more than ~~thirty (30)~~ <u>ninety (90)</u> days after the date of filing of the petition.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(3) Notice of the election shall be given in a newspaper of general circulation within the county, not less than fifteen (15) days prior to the election.~~

~~(4)~~(2) Only those qualified electors residing within the affected area or portion thereof, which is located within the county where the election is held, may vote in the election.

~~(5)~~(3) Except as provided in this section, the election shall be held in conformity with the general election laws of this state.

SECTION 82. Arkansas Code § 23-110-306 is amended to read as follows:

23-110-306. Subsequent referendum elections.

(a) After the elapse of not less than two (2) years next following the date of any election conducted pursuant to § 23-110-304, upon petitions filed with it containing the signatures of qualified electors of the county of not less than fifteen percent (15%) of the total number voting in the election for county clerk of the county at the next preceding general election, together with a sum of money estimated by the county board of election commissioners as sufficient to pay all expenses of the election, the board shall call a special election in accordance with § 7-5-103(b) on the proposition of continuing horse racing in the county.

(b)~~(1)(A) The date of the special election shall be fixed by the board on a day not less than thirty (30) days nor more than ninety (90) days following the date of filing the petitions. The deposit of the funds and the election shall be conducted and shall be subject to contest under the general election laws of this state.~~

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(1)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(2)~~(1) The proposition printed on the ballot shall be "FOR Horse Racing" and "AGAINST Horse Racing".

~~(3)~~(2) By published notice, the board shall proclaim the results of the election and shall also certify the results to the commission.

~~(4)~~(3) All contests in relation to the results of the election shall be commenced within twenty (20) days next following the date of publication of notice as given pursuant to this subsection.

(c) If a majority of the qualified electors of the county voting on the question shall disapprove the continuance of horse racing, the franchise held by the corporation shall, ipso facto, be null and void as of the final date on which a contest of the results of the election may be commenced or, in the event of contest, upon the date of final determination of the issue.

SECTION 83. Arkansas Code § 23-111-306 is amended to read as follows:

23-111-306. Subsequent referendum elections.

(a) After the elapse of not less than four (4) years next following the date of any election conducted pursuant to § 23-111-304, the county board of election commissioners shall call a special election in accordance with § 7-5-103(b) on the proposition of continuing greyhound racing in the county. The election shall be called upon petitions filed with it containing the signatures of qualified electors of the county of not less than five percent (5%) of the total number voting in the election for county clerk of the county at the next preceding general election, together with a sum of money estimated by the board as sufficient to pay all expenses of the election.

(b)(1)~~(A)~~ The date of the special election shall be fixed by the board on a day not ~~less than thirty (30) days nor~~ more than ninety (90) days following the date of filing the petitions. The deposit of the funds as provided in subsection (a) of this section and the election shall be conducted and shall be subject to contest under the general election laws of this state.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(1)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(2) The proposition printed on the ballot shall be "FOR Greyhound Racing" and "AGAINST Greyhound Racing".

(3) By published notice, the board shall proclaim the results of the election and shall also certify the results to the Arkansas Racing Commission.

(4) All contests in relation to the results of the election shall be commenced within twenty (20) days next following the date of publication of notice as provided in subsection (a) of this section.

(c) If a majority of the qualified electors of the county voting on the question shall disapprove the continuance of greyhound racing, the franchise held by the corporation shall, ipso facto, be null and void as of the final date on which a contest of the results of the election may be commenced or, in the event of contest, upon the date of final determination of the issue.

SECTION 84. Arkansas Code § 24-11-402 is amended to read as follows:

24-11-402. Vote to effect subchapter.

(a) The provisions of this subchapter shall be suspended and inoperative in any city affected by the provisions of this subchapter until made available by a vote favorable thereto of the majority of qualified electors of the cities participating in any election on the question and held at ~~the time of any election in the city, whether state, city, special, or federal, or at~~ a special election in accordance with § 7-5-103(b) for the purpose of voting on the question.

(b)~~(1)~~ The election may be held in connection with the first general city election following the passage and approval of this subchapter, but the failure to submit at that city or other election shall not defeat the right of submission at any subsequent election.

~~(2)(A) Any special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c) Upon filing with the county board of election commissioners not later than ~~ten (10)~~ seventy (70) days before the date of the election the petition signed by twenty (20) or more qualified electors of the city affected and praying that the question of police officers' pensions be submitted, it shall be the duty of the county board of election commissioners to place the question upon the ballot.

(d) In the event that for any reason the question of policemen's pension was not voted upon in the next general city election after June 10, 1937, the question may be submitted at ~~any other general or~~ a special election in accordance with § 7-5-103(b) held in the city as provided in this section.

(e) The question on the ballot shall be as follows:

"FOR Police Officer's Pension .....[]

AGAINST Police Officer's Pension .....[]".

SECTION 85. Arkansas Code § 24-11-404 is amended to read as follows:

24-11-404. Tax levy for pensions in cities of first and second class.

(a)(1) After being once approved by a majority of those voting on the question at any general or special election in any city of the first class or city of the second class, a tax not to exceed one (1) mill on the dollar upon the assessed value of the real and personal property of the city shall be levied annually by the city for the purpose of paying police officers' retirement salaries and pensions, as well as pensions to the surviving spouses and minor children of deceased police officers and the surviving spouses and minor children of deceased retired police officers.

(2) The levy shall be made by the city council or other governing body of the city on or before the time fixed by law for levying county taxes, and the city council or other governing body shall make out and certify to the county clerk the rate of taxation levied by the municipal corporation on the real and personal property within the city.

(3) The amount so certified shall be placed upon the tax book by the county clerk of the county and collected in the same manner that state and county taxes are collected and shall be turned over to the board of trustees of the policemen's pension and relief fund of the city.

(b)(1) In those cities which do not have a policemen's pension and relief fund but which cover their police officers under the Arkansas Local Police and Fire Retirement System, the tax shall also be allowed when approved by a majority of qualified electors of the cities participating in any election on the question and held at ~~the time of any election in the city, whether state, city, special, or federal, or at~~ a special election in accordance with § 7-5-103(b) for the purpose of voting on the question.

(2) The election may be held in connection with the first general city election following March 6, 1989, but the failure to submit at a city or other election shall not defeat the right of submission at any subsequent election.

(3) Upon the filing with the county board of election commissioners not later than ~~sixty (60)~~ ninety (90) days before the date of the election ~~of~~ requested in a petition signed by twenty (20) or more qualified electors of the city affected and praying that the question of a policemen's pension be submitted, it shall be the duty of the county board of election commissioners to ~~place the question upon the ballot~~ call the election in accordance with § 7-5-103(b).

(4) In the event that for any reason the question of the policemen's pension is not voted upon in the next general city election after March 6, 1989, the question may be submitted at ~~any other general or~~ a special election held in the city as provided in this subsection.

(5) The question on the ballot shall be as follows:

"FOR Police Officer's Pension .....[]

AGAINST Police Officer's Pension .....[]".

(6) The tax so levied shall not exceed one (1) mill on the dollar upon the assessed value of the real and personal property of the city or town.

(c) Once so approved, the tax shall be levied and certified in the same manner as provided in this section and shall be collected and turned over to the city or town for the sole purpose of making payment for coverage of employees under the Arkansas Local Police and Fire Retirement System.

(d)~~(1)~~ A vote on the question of the tax provided for in this section shall be had in the same manner that the Constitution and laws of this state provide for the initiation of measures in municipalities.

~~(2)(A) Any special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (d)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(e) The funds provided for in this section shall be supplemental and in addition to any funds provided for by any laws in effect at the time of passage of this section and shall become part of the policemen's pension and relief fund of the city and be administered by the board of trustees of the policemen's pension and relief fund for the same class of beneficiaries and in the same manner as prescribed by law.

(f) In those cities which do not have a policemen's pension and relief fund but which cover their police officers under the Arkansas Local Police and Fire Retirement System, the funds shall be applied to each city's account in that system, in such manner and amounts as determined by the board of trustees of that system.

SECTION 86. Arkansas Code § 24-11-812 is amended to read as follows:

24-11-812. Tax levy by city council.

(a)(1) After being once approved by a majority of those voting on the question at any general or special election of any city of the first class or city of the second class, a tax not to exceed one (1) mill on the dollar upon the assessed value of the real and personal property in the city shall be levied annually by the city for the purpose of paying firefighters' retirement salaries and pensions and pensions to the widows and minor children of deceased firefighters and the widows and minor children of deceased retired firefighters.

(2) The levy shall be made by the city council or other governing body of the city on or before the time fixed by law for levying county taxes, and the city council or other governing body shall make out and certify to the county clerk the rate of taxation levied by the municipal corporation on the real and personal property within the city.

(3) The amount so certified shall be placed upon the tax book by the county clerk of the county and collected in the same manner that state and county taxes are collected. This amount shall be turned over to the board of trustees of the firemen's relief and pension fund of the city, as created under §§ 24-11-801 - 24-11-807, 24-11-809, 24-11-810, 24-11-813 - 24-11-815, and 24-11-818 - 24-11-821.

(b)(1) However, in those cities which do not have a firemen's pension and relief fund but which cover their firefighters under the Arkansas Local Police and Fire Retirement System, the levy shall also be allowed when approved by a majority of the qualified electors of the cities or towns participating in ~~any election on the question and held at the time of any election in the city, whether state, city, special, or federal, or at~~ a special election for the purpose of voting on the question.

(2) The election may be held in connection with the first general city election following the passage and approval of this subsection, but the failure to submit at the city or other election shall not defeat the right of submission at any subsequent election.

(3) Upon the filing with the county board of election commissioners not later than ~~sixty (60)~~ ninety (90) days before the date of the election ~~of~~ requested in a petition signed by twenty (20) or more qualified electors of the city or town affected, stating the amount of tax to be voted on, not to exceed one (1) mill on the dollar, and praying that the question of a firemen's pension be submitted, it shall be the duty of the county board of election commissioners to ~~place the question upon the ballot~~ call the election in accordance with § 7-5-103(b).

(4) In the event that for any reason the question of a firemen's pension is not voted upon in the next general city election after the passage and approval of this subsection, the question may be submitted at any other general or special election held in the city or town as provided in this subsection.

(5) The ballot shall state the amount of tax being voted on and the purpose thereof, and the question on the ballot shall be as follows:

"FOR Firemen's Pension .....[]

AGAINST Firemen's Pension .....[]".

(c) Once so approved, the levy shall be certified in the same manner as provided in this section and shall be collected and turned over to the city for the sole purpose of payment for coverage of employees under the Arkansas Local Police and Fire Retirement System.

(d)~~(1)~~ A vote on the question of the tax provided for in this section shall be had in the same manner that the Constitution and laws of this state provide for the initiation of measures in municipalities.

~~(2)(A) Any special election held under this section shall occur on the second Tuesday of any month, except as provided in subdivision (d)(2)(B) of this section.~~

~~(B)(i)(a) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(ii) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(e) The funds provided for in this section shall be supplemental to and in addition to any funds provided for by any laws in effect at the time of the passage of this section, shall become part of the firemen's relief and pension fund of the city, as created under §§ 24-11-801 - 24-11-807, 24-11-809, 24-11-810, 24-11-813 - 24-11-815, and 24-11-818 - 24-11-821, and shall be administered by the board of trustees created by those sections, for the same class of beneficiaries and in the same

manner as the funds provided for in §§ 24-11-801 - 24-11-807, 24-11-809, 24-11-810, 24-11-813 - 24-11-815, and 24-11-818 - 24-11-821, since it is the specific intention of this section not to repeal §§ 24-11-801 - 24-11-807, 24-11-809, 24-11-810, 24-11-813 - 24-11-815, and 24-11-818 - 24-11-821, or any amendments thereto, but rather to provide additional money for the firemen's relief and pension fund.

(f) In those cities which do not have a firemen's pension and relief fund but which cover their firefighters under the Arkansas Local Police and Fire Retirement System, the funds shall be applied to each city's account in that system in such manner and amounts as determined by the board of trustees of that system.

SECTION 87. Arkansas Code § 24-12-103 is amended to read as follows:

24-12-103. Vote to effect act.

(a) The provisions of this act shall be suspended and inoperative in any city affected by the provisions of the act until made available by a vote favorable thereto of the majority of the qualified electors of the cities participating in any election on the question ~~and held at the time of any election in the city, whether state, city, special, or federal, or~~ at a special election called for the purpose of voting on the question.

(b) The election may be held in connection with the first general city election following the passage and approval of this act, but the failure to submit or the failure to adopt at the city or other election shall not bar, abridge, or defeat the right of submission at any subsequent election.

(c) Upon the filing with the county board of election commissioners not later than ~~ten (10)~~ ninety (90) days before the date of the election ~~of~~ requested in a petition signed by twenty (20) or more qualified electors of the city affected and praying that the question of paid nonuniformed employees' pensions and the levying of a tax therefor, not exceeding one and one-half (11/2) mills, be submitted, it shall be the duty of the county board of election commissioners to ~~place the question on the ballot~~ call the election in accordance with § 7-5-103(b).

(d)~~(1)~~ If for any reason the question is not voted upon at the next general city election after the passage and approval of this act, the question may be submitted at any other general or special election held in the city as provided in this section.

~~(2)(A) The election shall occur on the second Tuesday of any month, except as provided in subdivision (d)(2)(B) of this section.~~

~~(B)(i)(a) Elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If an election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(B) However, separate ballots containing only the issue or issues to be voted upon at the election shall be prepared and made available to voters requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the election.~~

~~(ii) Elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(e) The question on the ballot shall be as follows:

"FOR Paid Nonuniformed Employees pensions and the levying of a mill tax of (amount here designated on ballot not exceeding one and one-half (11/2) mills) therefor .....[]

AGAINST Paid Nonuniformed Employees pensions and the levying of a mill tax of (amount here designated on ballot not exceeding one and one-half (11/2) mills) therefor .....[]".

SECTION 88. Arkansas Code § 26-52-605 is amended to read as follows:

26-52-605. Election proceedings.

(a) The governing body of an Arkansas border city or town, as described in § 26-52-602, by ordinance, may call a special election, or, upon petition of not less than ten percent (10%) of the qualified electors of the Arkansas border city or town, as determined by the number of votes cast in the Arkansas border city or town for all candidates for election to the Office of Governor of Arkansas in the immediately preceding general election, filed with the city clerk of the city or town petitioning that a special election be called, a special election shall be called <u>by proclamation of the mayor in accordance with § 7-5-103(b)</u> in the city or town on the question of the imposition of an additional state tax of one percent (1%) upon the gross receipts or gross proceeds derived from taxable sales within the border city or town under the provisions of the Arkansas Gross Receipts Act of 1941, § 26-52-101 et seq., and the proceeds derived therefrom shall benefit the State of Arkansas in lieu of the state income tax law applying to the net taxable income derived by individuals who are residents of the border city or town.

(b)(1) The special election shall be called not later than ~~ninety (90) days nor earlier than forty-five (45)~~ <u>one hundred twenty (120)</u> days following the adoption of the ordinance by the governing body of the city or town, or the filing of a petition requesting the special election.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(ii) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c) Notice of the special election shall be given by publication in some newspaper of general circulation within the Arkansas border city or town on two (2) occasions not more than thirty (30) days and not less than ten (10) days prior to the date of the special election.

(d) The special election shall be held by the county board of election commissioners, and the special election judges and clerks shall be selected and the special election shall be conducted and the results shall be tabulated and certified in the manner now provided by law for the holding of elections in this state.

(e) On the ballot shall be printed the following issue:

[] FOR the levy of an additional one percent (1%) state gross receipts tax in the City of . . . . . ., ... County, Arkansas, in lieu of paying state income taxes by individuals who are residents of said city (town).

[] AGAINST the levy of an additional one percent (1%) state gross receipts tax in the City of . . . . . ., ... County, Arkansas, in lieu of paying state income taxes by individuals who are residents of said city (town).

(f) The voter shall cast the vote of his or her choice by placing an "X" opposite the issue of his or her choice.

SECTION 89. Arkansas Code § 26-73-111 is amended to read as follows:

26-73-111. Special local sales and use tax - Election.

(a) On the date of the adoption of an ordinance levying a special local sales and use tax for the benefit of a county, city, or town, the county, city, or town shall provide, by ordinance, for calling and holding a special election on the question.

(b) The special election shall be <u>in accordance with § 7-5-103(b) and</u> conducted in the manner provided by law for all county or municipal elections unless otherwise specified in this section.

(c)~~(1)~~ The special election shall be called for a date ~~within~~ <u>not later than</u> one hundred twenty (120) days from the date of the action of the governing body in establishing the date of the special election.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (c)(2)(B) of this section.~~

~~(B)(i)(a) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(ii) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(d)(1) The governing body of the county or municipality shall notify the county board of election commissioners that the measure has been referred to a vote of the people and shall submit a copy of the ballot title to the county board of election commissioners.

(2) The ballot title to be used at the special election shall be substantially in the following form:

[ ] "FOR adoption of a one-fourth of one percent (.25%) special local sales and use tax within . . . . . (name of county or municipality) for support of a Public Mass Transportation System and Facilities."

[ ] "AGAINST adoption of a one-fourth of one percent (.25%) special local sales and use tax within . . . . . (name of county or municipality) for support of a Public Mass Transportation System and Facilities."

SECTION 90. Arkansas Code § 26-74-207(a)(2), concerning calls for elections on a countywide sales and use tax, is amended to read as follows:

(2) The election shall be called by order of the quorum court and shall be held within one hundred twenty (120) days of the ordinance calling the election.

SECTION 91. Arkansas Code § 26-74-210(a), concerning the resubmission of questions of levy or repeal, is amended to read as follows:

(a)(1) When the question of the levy or repeal of a county sales and use tax is submitted to the electors and the proposition is approved or defeated, the question shall not again be submitted to the electors by ordinance of the quorum court of the county or by petition of electors at a special or general election for a period of six (6) months from the date the proposition was last voted upon.

(2)(A) A petition requesting that the issue be submitted to the electors of the county shall contain the signatures of at least fifteen percent (15%) of the electors of the county as determined by the total number of votes cast for all candidates for circuit clerk of the county at the last preceding general election.

(B)(i) The petition shall be filed and verified by the county clerk.

(ii) If the petition is found to be sufficient, the issue shall be submitted to the electors at a special election ~~or at the next general election~~ on a date as may be requested by the petition.

(C)(i) ~~If the petition requests that the issue be submitted at a special election, the~~ The special election shall be called in accordance with § 7-5-103(b) for a date not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ ninety (90) days from the date on which the county clerk certifies the sufficiency of the petition to the county board of election commissioners.

~~(ii)(a) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(C)(ii)(b) of this section.~~

~~(b)(1)(A) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presdidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(B)(i)(a) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(b) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(ii) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(2) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 92. Arkansas Code § 26-74-307(a)(2), concerning calls for elections on countywide sales taxes, is amended to read as follows:

(2) The election shall be called by order of the quorum court and shall be held within one hundred twenty (120) days of the ordinance calling for the election.

SECTION 93. Arkansas Code § 26-74-402(a), concerning elections concerning countywide sales and use taxes, is amended to read as follows:

(a) The county quorum court of any county not having a countywide one percent (1%) sales and use tax on March 14, 1991 may call an election for the levy of a one-half percent (0.5%) countywide sales and use tax for any purpose for which the county general fund or county road fund may be used including allocating portions of this tax to the municipalities located therein. The election shall be called by order of the quorum court and shall be held within one hundred twenty (120) days of the ordinance calling the election.

SECTION 94. Arkansas Code § 26-74-502(a), concerning petitions requesting an election on the issue of a county gross receipts tax on hotels and restaurants, is amended to read as follows:

(a) If petitions are filed requesting an election for an initiated ordinance levying the tax authorized under this subchapter, the quorum court shall submit the question of the levying of the tax to the electors. The petitions must be signed by not less than five hundred (500) electors of the county. The election shall be called by order of the quorum court and shall be held within one hundred twenty (120) days of the filing of the petitions. The tax shall be levied upon approval of a majority of the qualified electors voting on the issue at the election.

SECTION 95. Arkansas Code § 26-74-603 is amended to read as follows:

26-74-603. Call for tax election.

(a) Any eligible county may by ordinance of its quorum court levy a countywide sales and use tax in the amount of one-eighth of one percent (0.125%), one-fourth of one percent (0.25%), one-half of one percent (0.50%), three-fourths of one percent (0.75%), or one percent (1%) to provide capital improvements to or the maintenance and operation of an eligible campus.

(b)(1)(A) No ordinance shall be adopted by the quorum court of an eligible county for the purpose of levying a tax under this subchapter unless the quorum court shall have been requested to adopt the ordinance by the local board and until a majority of the qualified electors of the eligible county voting on the question at a ~~general or~~ special election shall have approved levy of the tax.

(B) The election shall be called by ordinance and ~~shall be held no earlier than thirty (30) days after the adoption of the ordinance~~ proclamation issued in accordance with § 7-5-103(b).

(C) The ballot for the election shall be subject to the approval of the local board.

~~(2)(A) The election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) An election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If the election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the election shall be included on the ballot of each political party.~~

~~(B) However, a separate ballot containing only the issue or issues to be voted upon at the election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the election.~~

~~(ii) An election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(c) The quorum court shall notify its county board of election commissioners that the measure has been referred to the vote of the people and shall submit a copy of the ordinance calling the election and the proposed ballot language to its county board of election commissioners.

SECTION 96. Arkansas Code § 26-75-208(a), as amended by Act 116 of 2007 and concerning special elections on sale and use taxes, is amended to read as follows:

(a)(1) On the date of the filing of a petition described in § 26-75-207(b) or on the date of adoption of an ordinance levying a local sales and use tax for the benefit of the city, or within thirty (30) days following the filing of the petition described in § 26-75-207(b) or adoption of the ordinance, the city by ordinance shall provide for the calling ~~and holding~~ of a special election on the question <u>in accordance with § 7-5-103(b)</u>.

(2)~~(A)~~ The special election shall be called for a date ~~within~~ <u>no later than</u> one hundred twenty (120) days from the date of action of the governing body in establishing the date of the special election.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B)(ii) of this section.~~

~~(ii) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(b) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(3) The date for the special election may be the same as the date for the next regular municipal election if the next regular municipal election is to be held within the one-hundred-twenty-day period.

(4) The governing body of the city shall notify the county board of election commissioners that the question has been referred to the vote of the people and shall submit a copy of the ballot title to the county board of election commissioners.

SECTION 97. Arkansas Code § 26-75-213 is amended to read as follows:

26-75-213. Resubmission of question of levy or repeal.

(a)(1) Except as provided in § 26-75-210 and in subsection (b) of this section, when the question of the levy or repeal of a city sales and use tax is submitted to the electors and the proposition is approved or defeated, the question shall not again be submitted to the electors by ordinance of the governing body of the city or by a petition of electors for a period of six (6) months from the date the question was last voted upon.

(2) A petition requesting that the question be submitted to the electors of the city shall contain the signatures of at least fifteen percent (15%) of the electors of the city as determined by the total number of votes cast for all candidates for mayor of the city at the last preceding general election.

(3)(A) The petition shall be filed with and verified by the city clerk.

(B) If the petition is found to be sufficient, the question shall be submitted to the electors at a special election ~~or the next general election~~ on a date as may be requested by the petition.

(4)~~(A) If the petition requests that the question be submitted at a special election, the~~ The special election shall be called in accordance with § 7-5-103(b) for a date not ~~less than thirty (30) days nor~~ more than ~~sixty (60)~~ ninety (90) days from the date on which the city clerk certifies the sufficiency of the petition to the governing body of the city.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(4)(B)(ii) of this section.~~

~~(ii) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(b) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(b) In any city in which a local sales and use tax has been adopted in the manner provided for in this subchapter and all or any portion pledged to secure the payment of lease rentals or bonds as authorized by this subchapter, that portion of the tax pledged to the payment of lease rentals or bonds shall not be repealed, abolished, or reduced so long as the lease is in effect or any of the bonds are outstanding.

SECTION 98. Arkansas Code § 26-75-308(a), as amended by Act 116 of 2007 and concerning special elections to approve a local sales and use tax, is amended to read as follows:

(a)(1) On the date of the filing of a petition described in § 26-75-307(b) or on the date of adoption of an ordinance levying a local sales and use tax for the benefit of the city, or within thirty (30) days following the filing of the petition described in § 26-75-307(b) or adoption of the ordinance, the city by ordinance shall provide for the calling and holding of a special election on the question in accordance with § 7-5-103(b).

(2)~~(A)~~ The special election shall be called for a date ~~within~~ no later than one hundred twenty (120) days from the date of action of the governing body in establishing the date of special election.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B)(ii) of this section.~~

~~(ii) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(b) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

(3) The governing body of the city shall notify the county board of election commissioners that the question has been referred to the vote of the people and shall submit a copy of the ballot title to the county board of election commissioners.

SECTION 99. Arkansas Code § 26-75-404(a), concerning the requirements and procedure for elections on local sales and use taxes, is amended to read as follows:

(a)(1) When the governing body of any city or town adopts an ordinance levying a local sales and use tax as authorized in this subchapter, the governing body shall provide, either in the ordinance levying the tax or in a separate ordinance, for submission of the question of the levy to the qualified electors of the city or town either at the next regular municipal election or at a special election.

(2)~~(A)~~ If the ordinance provides for submitting the question at a special election, the election shall be called in accordance with § 7-5-103(b) for a date not ~~less than sixty (60) nor~~ more than ninety (90) days from the date of the adoption of the ordinance calling the special election.

~~(B)(i) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (a)(2)(B)(ii) of this section.~~

~~(ii) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(b) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

SECTION 100. Arkansas Code § 26-78-103 is amended to read as follows:

26-78-103. Procedure for levying.

(a)(1) The counties of the state shall have the first opportunity to levy the County and Municipality Vehicle Tax.

(2)(A) Any levy by a county may be upon owners residing everywhere in the county or only upon owners residing within the county but outside the corporate boundaries of all municipalities in the county.

(B) That is, the tax must cover the entire county or the area outside all municipalities and cannot cover some municipalities and omit others.

(3) This levy may be in any amount not exceeding the authorized maximum.

(4) A municipality in a county may levy the tax only if the county quorum court, by the time of adjournment of its regular annual session in any calendar year, has failed to levy the tax upon the owners residing within the corporate limits of the municipality or if, by the time of adjournment, the court has not levied the full amount of the authorized tax for the next calendar year at the regular annual session or at any special session held in any calendar year prior to its regular annual session in the calendar year.

(5) Each levy by the county quorum court or by the governing body of the municipality shall be for collection during the calendar year next following the year in which the levy is made and, except in the case when bonds are issued as authorized, unless the levy is again made, the tax shall drop at the expiration of the calendar year for which collected and shall not again be collected until levied by the county quorum court by the time of adjournment of the regular annual session of the county quorum court or thereafter by the governing body of a municipality, as indicated.

(b)(1) Notwithstanding other provisions of this chapter, before the tax levied by any county quorum court upon owners residing everywhere in the county or only upon owners residing within the county but outside the corporate boundaries of all municipalities in the county may be collected, the county court shall call a special election <u>in accordance with § 7-5-103(b)</u> upon the first levy of the tax by the county quorum court, to be held not ~~less than twenty (20) days nor~~ more than ~~sixty (60)~~ <u>ninety (90)</u> days from the date of the adoption of the levy of the tax by the quorum court, at which the qualified electors of the area to be affected by the tax shall vote on the question of the levy of the tax.

~~(2)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (b)(2)(B) of this section.~~

~~(B)(i)(a) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(ii) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(3)~~(2) If at the special election a majority of the qualified electors of the area affected by the tax voting on the issue at the special election shall vote for the levy of the tax, the tax may be thereafter levied in the area in the manner authorized in subsection (a) of this section, and it shall not be necessary that an election be called again in the area on the question of levying the tax.

~~(4)~~(3) If a majority of the qualified electors of the affected area voting on the issue at the special election shall vote against the levy of the tax, the tax shall not be levied in the area.

~~(5)~~(4) The quorum court of the county at any subsequent annual meeting may propose the levy of the tax, and the election on the tax shall be called as provided in this section.

~~(6)~~(5) A special election held pursuant to this chapter shall be conducted in accordance with the election laws of this state, and the form of the ballot, the method of voting, the counting, tabulation, and certification of the special election results shall be in the manner provided by law.

(c)(1) Any tax levied by any municipality under the provisions of this chapter for the first time prior to July 1, 1967, and without the calling of a special election of the qualified electors of the municipality, shall continue in full force and effect without the calling of an election.

(2) However, before the tax levied by the governing body of any municipality for the first time after July 1, 1967, upon vehicle owners residing in the municipality may be collected, the mayor shall call a special election in accordance with § 7-5-103(b) to be held not ~~less than twenty (20) days nor~~ more than ~~sixty (60)~~ ninety (90) days from the date of the adoption of the levy of the tax by the governing body of the municipality, at which the qualified electors of the municipality shall vote on the question of the levy of the tax.

~~(3)(A) The special election shall occur on the second Tuesday of any month, except as provided in subdivision (c)(3)(B) of this section.~~

~~(B)(i)(a) A special election held in a month in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(b)(1)(A) If the special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(B) However, a separate ballot containing only the issue or issues to be voted upon at the special election shall be prepared and made available to a voter requesting a separate ballot.~~

~~(2) No voter shall be required to vote in a political party's presidential preferential primary election, preferential primary election, or general primary election in order to be able to vote in the special election.~~

~~(ii) A special election scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~

~~(4)~~(3) At the special election, if a majority of the qualified electors of the municipality voting on the issue shall vote for the levy of the tax, the tax may be thereafter levied in the municipality in the manner authorized in subsection (a) of this section, and it shall not be necessary that an election be called again in the municipality on the question of levying the tax.

~~(5)~~(4) If a majority of the qualified electors of the municipality voting on the issue at the special election shall vote against the levy of the tax, the tax shall not be levied in the municipality.

~~(6)~~(5) However, the governing body of the municipality at any time after the expiration of one (1) year from the election in the municipality may propose the levy of the tax, and the election on the tax shall be called as provided in this section.

~~(7)~~(6) A special election held pursuant to this chapter shall be conducted in accordance with the election laws of this state, and the form of the ballot, the method of voting, the counting, tabulation, and certification of the special election results shall be in the manner provided by law.

SECTION 101. Arkansas Code § 27-64-206(a), concerning elections on the issuance of bonds, is amended to read as follows:

27-64-206. Election.

(a)~~(1)~~ No bonds shall be issued under this subchapter unless the issuance of bonds has been approved by a majority of the qualified electors of the state voting on the question at a statewide special election called by proclamation of the Governor in accordance with § 7-5-103(b).

~~(2)(A) Such an election may be in conjunction with a general election, or it may be a special election.~~

~~(B)(i) A special election held under this section shall occur on the second Tuesday of any month, except as provided by subdivision (a)(2)(B)(ii) of this section.~~

~~(ii) Special elections held in months in which a presidential preferential primary election, preferential primary election, general primary election, or general election is scheduled to occur shall be held on the date of the presidential preferential primary election, preferential primary election, general primary election, or general election.~~

~~(2)(A)(i) If a special election is held on the date of the presidential preferential primary election, preferential primary election, or general primary election, the issue or issues to be voted upon at the special election shall be included on the ballot of each political party.~~

~~(ii) However, separate ballots containing only the issue or issues to be voted upon at the special election shall be prepared and made available to voters requesting a separate ballot.~~

~~(B) No voter shall be required to vote in a political party's presidential preferential primary, preferential primary, or general primary in order to be able to vote in the special election.~~

~~(b) Special elections scheduled to occur in a month in which the second Tuesday is a legal holiday shall be held on the third Tuesday of the month.~~"

(SIGNED) SENATOR GLOVER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 855 was ordered engrossed.

On motion of Senator Faris, Senate Bill No. 975 was 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. 975

Amend Senate Bill No. 975 as engrossed, S3/807:

Page 2, delete lines 31 through 34 and substitute the following:

"(A) ~~all~~ Sufficient fees and penalties directly into the ~~fund as special revenues~~ State Insurance Department Trust Fund to provide for the personal services and operating expenses of the Professional Bail Bond Company and Professional Bail Bondsman Licensing Board under subsection (g) of this section; and

(B) The remainder of all fees and penalties"

(SIGNED) SENATOR CRITCHER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 975 was ordered engrossed.

On motion of Senator Faris, Senate Bill No. 963 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. 963

Amend Senate Bill No. 963 as originally introduced:

Delete everything following the enacting clause and substitute the following:

"SECTION 1. TEMPORARY LANGUAGE – NOT TO BE CODIFIED. (a) The Office of Personnel Management shall conduct a study of the current state employee pay plan and classification system.

(b) The study shall include without limitation job evaluations, performance evaluation systems, salary surveys, classification structure, and the development of a total classification plan.

(c) The Office of Personnel Management shall include in the group conducting the study:

(1) The Chair of the Senate Committee on State Agencies and Governmental Affairs or his or her designee; and

(2) The Chair of the House Committee on State Agencies and Governmental Affairs or his or her designee.

(d) The study shall be reviewed by the Personnel Subcommittee of the Legislative Council.

(e) Recommendations on changes shall be presented to the Legislative Council or Joint Budget Committee no later than October 1, 2008.

SECTION 2. TEMPORARY LANGUAGE – NOT TO BE CODIFIED. A report on the progress of this study shall be submitted monthly to the Governor and to either the Legislative Council or the Joint Budget Committee or a subcommittee of either one as determined and appointed by the cochairs."

(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. 963 was ordered engrossed.

On motion of Senator Broadway, House Bill No. 1562 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 HOUSE BILL NO. 1562

Amend House Bill No. 1562 as engrossed, H3/1/07:

Page 3, delete line 18 through 24 and substitute:

"Beginning with the 2008-2009 school year, the Voluntary Universal ACT Assessment Program may provide each student in grade eleven (11) with the opportunity to take the ACT Assessment while in grade eleven (11) without any charge by using school district funding, including National School Lunch Act funds, to pay for the exams as approved by the Department of Education."

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1562 was ordered engrossed.

On motion of Senator Horn, House Bill No. 2583 was withdrawn from the Committee on STATE AGENCIES & 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. 2583

Amend House Bill No. 2583 as originally introduced:

Add Senator Horn as a cosponsor of the bill

(SIGNED) SENATOR HORN

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 2583 was ordered engrossed.

On motion of Senator Pritchard, House Bill No. 1570 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. 1570

Amend House Bill No. 1570 as engrossed, H3/5/07:

Page 2, line 5, delete "four (4)" and substitute "two (2)"

AND

Page 2, line 6, delete "four (4)" and substitute "two (2)"

Page 2, line 14, delete "four (4)" and substitute "two (2)"

AND

Page 2, line 33, delete "four (4)" and substitute "two (2)"

AND

Page 3, line 1, delete "four (4)" and substitute "two (2)"

(SIGNED) SENATOR PRITCHARD

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1570 was ordered engrossed.

On motion of Senator Horn, House Bill No. 1700 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. 1700

Amend House Bill No. 1700 as originally introduced:

Page 1, line 9, delete "PARTNER" and substitute "SOLE PROPRIETOR, PARTNER"

AND

Page 1, line 16, delete "PARTNER" and substitute "SOLE PROPRIETOR, PARTNER"

AND

Page 1, line 32, delete "partner" and substitute "sole proprietor, partner"

AND

Page 2, line 3, delete "partner" and substitute "sole proprietor, partner"

(SIGNED) SENATOR HORN

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1700 was ordered engrossed.

On motion of Senator Trusty, House Bill No. 1180 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. 1180

Amend House Bill No. 1180 as originally introduced:

Add Representatives Adcock, Allen, Blount, E. Brown, Chesterfield, Dobbins, Greenberg, Hall, D. Johnson, Reep, Reynolds, and Webb as cosponsors of the bill

AND

Add Senator Trusty as 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

House Bill No. 1180 was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Horn, Senate Bill No. 421 was called up for third reading and final disposition.

SENATE BILL NO. 421

As Engrossed: S2/28/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR HORN

BY: REPRESENTATIVE HAWKINS

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 17-95-101 TO ENSURE IMMUNITY FROM LIABILITY TO HEALTH CARE PROFESSIONALS ACTING AS GOOD SAMARITANS; AND FOR OTHER PURPOSES.

Senate Bill No. 421 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. 421 was ordered immediately transmitted to the House.

On motion of Senator Broadway, Senate Bill No. 307 was called up for third reading and final disposition.

SENATE BILL NO. 307
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 27-23-108(b) TO WAIVE THE COMMERICAL DRIVER'S LICENSE SKILLS TEST FOR QUALIFIED DRIVERS OF MILITARY VEHICLES; AND FOR OTHER PURPOSES.

Senate Bill No. 307 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. 307 was ordered immediately transmitted to the House.

On motion of Senator Broadway, Senate Bill No. 771 was called up for third reading and final disposition.

SENATE BILL NO. 771
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROADWAY

A Bill for an Act to be Entitled: AN ACT TO ASSIST THE ADMINISTRATION OF MOTOR VEHICLE TITLES; TO EXPEDITE THE RELEASE AND TRANSFER OF MOTOR VEHICLE TITLES; AND FOR OTHER PURPOSES.

Senate Bill No. 771 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. 771 was ordered immediately transmitted to the House.

On motion of Senator Broadway, Senate Bill No. 830 was called up for third reading and final disposition.

SENATE BILL NO. 830
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BROAWAY

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE CREATION AND OPERATION OF RESEARCH PARK AUTHORITIES FOR THE PURPOSES OF ECONOMIC DEVELOPMENT; TO PRESCRIBE THE POWERS, DUTIES, AND RESPONSIBILITIES OF RESEARCH PARK AUTHORITIES; TO AMEND THE INTERLOCAL COOPERATION ACT TO SPECIFY RESEARCH PARKS; TO EXTEND THE CURRENT INCENTIVE FOR A DONATION TO A UNIVERSITY TO INCLUDE RESEARCH PARK AUTHORITIES; AND FOR OTHER PURPOSES.

Senate Bill No. 830 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 Senate Bill No. 830, 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

Senate Bill No. 830 was ordered immediately transmitted to the House.

On motion of Senator Miller, Senate Bill No. 624 was called up for third reading and final disposition.

SENATE BILL NO. 624

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR MILLER

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE MARRIAGE LICENSE APPLICATION FEE TO PROVIDE FUNDING FOR LEGAL AID; AND FOR OTHER PURPOSES.

Senator Thompson spoke for the bill.

Senator Madison spoke for the bill.

Senate Bill No. 624 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: Argue, Bookout, Broadway, Brown, Bryles, Capps, Critcher, Crumbly, Glover, Hill, Horn, J. Jeffress, B. Johnson, Luker, Madison, Miller, Salmon, T. Smith, Steele, R. Thompson, Trusty, Wilkins.

Total 22

NEGATIVE: Altes, Baker, Faris, Hendren, Laverty, B. Pritchard, Whitaker, Wilkinson, Womack.

Total 9

ABSENT OR NOT VOTING: Bisbee, G. Jeffress, Malone, J. Taylor.

Total 4

VOTING PRESENT:

Total 0

Total number of votes cast.....31

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senator Miller moved that the vote by which Senate Bill No. 624 passed be reconsidered and that motion be laid upon the table, which motion prevailed and the motion to reconsider was laid on the table.

Senate Bill No. 624 was ordered immediately transmitted to the House.

On motion of Senator Laverty, Senate Bill No. 918 was called up for third reading and final disposition.

SENATE BILL NO. 918
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR LAVERTY

A Bill for an Act to be Entitled: AN ACT TO REQUIRE STATE AGENCIES TO USE OR PERMIT THE USE OF ELECTRONIC RECORDS AND ELECTRONIC SIGNATURES NO LATER THAN JUNE 30, 2008; AND FOR OTHER PURPOSES.

Senate Bill No. 918 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. 918 was ordered immediately transmitted to the House.

On motion of Senator Smith, Senate Bill No. 923 was called up for third reading and final disposition.

SENATE BILL NO. 923

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR T. SMITH

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.

Senator Argue spoke against the bill.

Senator Bisbee spoke for the bill.

Senate Bill No. 923 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, Bryles, Capps, Critcher, Crumbly, Faris, Glover, Hendren, Hill, Horn, G. Jeffress, J. Jeffress, B. Johnson, Laverty, Madison, Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, R. Thompson, Trusty, Whitaker, Wilkins, Wilkinson, Womack.

Total 31

NEGATIVE: Argue.

Total 1

ABSENT OR NOT VOTING: Brown, Luker, J. Taylor.

Total 3

VOTING PRESENT:

Total 0

Total number of votes cast 32
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. 923 was ordered immediately transmitted to the House.

On motion of Senator Salmon, Senate Bill No. 766 was called up for third reading and final disposition.

SENATE BILL NO. 766
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR SALMON

A Bill for an Act to be Entitled: AN ACT TO ALLOW MUNICIPAL POLICE DEPARTMENTS TO EXCHANGE PROPERTY; AND FOR OTHER PURPOSES.

Senate Bill No. 766 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. 766 was ordered immediately transmitted to the House.

On motion of Senator Faris, Senate Bill No. 208 was called up for third reading and final disposition.

SENATE BILL NO. 208

As Engrossed: S2/22/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO *REVISE* THE CAP ON REIMBURSEMENT TO VOLUNTEER FIRE DEPARTMENTS FOR SERVICES PROVIDED INVOLVING FIRES AND PERSONAL PROPERTY; TO EXTEND THE TIME PERIOD REQUIRED FOR NOTICE TO BE GIVEN BY A VOLUNTEER FIRE DEPARTMENT TO THE INSURANCE COMPANY; AND FOR OTHER PURPOSES.

Senate Bill No. 208 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. 208 was ordered immediately transmitted to the House.

On motion of Senator J. Jeffress, Senate Bill No. 196 was called up for third reading and final disposition.

SENATE BILL NO. 196

As Engrossed: S1/31/07 S2/6/07 S2/15/07 S3/1/07 S3/13/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO IMPROVE THE SAFETY OF ROADS AND HIGHWAYS IN THE STATE BY ADDRESSING ISSUES RELATED TO THE LICENSING OF BEGINNING OR YOUTHFUL DRIVERS; TO AMEND THE LAW REGARDING RESTRICTED DRIVER'S LICENSES, LEARNER'S LICENSES, AND INTERMEDIATE LICENSES; AND FOR OTHER PURPOSES.

Senate Bill No. 196 was pulled down.

On motion of Senator Thompson, Senate Bill No. 901 was called up for third reading and final disposition.

SENATE BILL NO. 901

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT CONCERNING NOTES OR BONDS OF A SUBURBAN IMPROVEMENT DISTRICT; AND FOR OTHER PURPOSES.

Senate Bill No. 901 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. 901 was ordered immediately transmitted to the House.

On motion of Senator Thompson, Senate Bill No. 902 was called up for third reading and final disposition.

SENATE BILL NO. 902
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LOCAL GOVERNMENT BOND ACT, § 14-164-302 ET SEQ.; AND FOR OTHER PURPOSES.

Senate Bill No. 902 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. 902 was ordered immediately transmitted to the House.

On motion of Senator Bisbee, Senate Bill No. 298 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. 298

Amend Senate Bill No. 298 as engrossed, S2/15/07:

Page 2, line 3, delete "or" and insert "~~or~~"

AND

Page 2, delete line 8 and substitute the following:
"agency; or
(v) Any fee paid according to a written agreement between a municipality or municipal service agency and a developer for payment of improvements contained within the agreement;"

(SIGNED) REPRESENTATIVE MEDLEY

Amendment No. 1 to Senate Bill No. 298, 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 Bisbee, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Bisbee, Senate Bill No. 298 was called up for third reading and final disposition.

SENATE BILL NO. 298

As Engrossed: S2/15/07 H3/5/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR BISBEE

BY: REPRESENTATIVES ANDERSON AND MEDLEY

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE EXEMPTIONS TO THE DEFINITION OF "DEVELOPMENT IMPACT FEE"; TO PROVIDE FOR A REFUND OF CERTAIN FEES; AND FOR OTHER PURPOSES.

Senate Bill No. 298 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. 298 was ordered enrolled.

On motion of Senator Salmon, House Bill No. 2239 was called up for third reading and final disposition.

HOUSE BILL NO. 2239

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES PENNARTZ, BURKES, ET AL

BY: SENATOR SALMON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE INTERSTATE COMPACT ON THE PLACEMENT OF CHILDREN; AND FOR OTHER PURPOSES.

House Bill No. 2239 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. 2239 was ordered immediately returned to the House as passed.

On motion of Senator Smith, Senate Bill No. 848 was ordered immediately transmitted to the House.

On motion of Senator Salmon, House Bill No. 1410 was called up for third reading and final disposition.

HOUSE BILL NO. 1410
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PACE

A Bill for an Act to be Entitled: AN ACT TO REQUIRE STATE AGENCIES TO ADOPT A POLICY PROHIBITING THE INTEGRATION OF HARDWARE, SOFTWARE, OR PERIPHERALS WITHOUT THE AUTHORIZATION OF THE STATE AGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1410 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. 1410 was ordered immediately returned to the House as passed.

On motion of Senator Baker, House Bill No. 2264 was called up for third reading and final disposition.

HOUSE BILL NO. 2264
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE FLOWERS

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH SILAS HUNT DAY; AND FOR OTHER PURPOSES.

House Bill No. 2264 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. 2264 was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, House Bill No. 1670 was called up for third reading and final disposition.

HOUSE BILL NO. 1670

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE MOORE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE CERTIFICATION PROCESS FOR FIRE DEPARTMENTS; AND FOR OTHER PURPOSES.

House Bill No. 1670 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. 1670 was ordered immediately returned to the House as passed.

On motion of Senator Pritchard, House Bill No. 2238 was called up for third reading and final disposition.

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 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. 2238 was ordered immediately returned to the House as passed.

On motion of Senator Horn, House Bill No. 1321 was called up for third reading and final disposition.

HOUSE BILL NO. 1321

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES HARDY, HAWKINS & MALOCH

A Bill for an Act to be Entitled: AN ACT TO CLARIFY AN INSURANCE PRODUCER'S RESPONSIBILITY TO REPORT TO THE INSURANCE COMMISSIONER A CRIMINAL ACTION BROUGHT AGAINST THE PRODUCER; AND FOR OTHER PURPOSES.

House Bill No. 1321 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. 1321 was ordered immediately returned to the House as passed.

On motion of Senator Horn, House Bill No. 1322 was called up for third reading and final disposition.

HOUSE BILL NO. 1322

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES HARDY, BLOUNT, ET AL

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT AN INSURANCE PRODUCER FROM PERMITTING AN UNLICENSED PERSON TO ENGAGE IN THE BUSINESS OF INSURANCE ON BEHALF OF THE INSURANCE PRODUCER; AND FOR OTHER PURPOSES.

House Bill No. 1322 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. 1322 was ordered immediately returned to the House as passed.

On motion of Senator Madison, House Bill No. 1789 was called up for third reading and final disposition.

HOUSE BILL NO. 1789

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES 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 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. 1789 was ordered immediately returned to the House as passed.

On motion of Senator Steele, House Bill No. 1698 was called up for third reading and final disposition.

HOUSE BILL NO. 1698

As Engrossed: H3/2/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES WILLS, MEDLEY, ANDERSON, ET AL

BY: SENATORS STEELE, WILKINS, ALTES, BAKER, BISBEE, BOOKOUT, BROADWAY, BRYLES, CAPPS, FARIS, GLOVER, HENDREN, HORN, B. JOHNSON, MADISON, MALONE, B. PRITCHARD, T. SMITH, J. TAYLOR, R. THOMPSON & WILKINSON

A Bill for an Act to be Entitled: AN ACT TO REVISE THE REGIONAL MOBILITY AUTHORITY ACT BY PLACING IT IN A STAND-ALONE CHAPTER IN THE ARKANSAS CODE AND BY ADDING THE NECESSARY PROVISIONS TO MAKE IT FEASIBLE FOR COUNTIES AND CITIES TO UTILIZE; AND FOR OTHER PURPOSES.

House Bill No. 1698 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. 1698 was ordered immediately returned to the House as passed.

On motion of Senator Smith, House Bill No. 1472 was called up for third reading and final disposition.

HOUSE BILL NO. 1472

As Engrossed: S2/27/07 S3/13/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE DAVENPORT

A Bill for an Act to be Entitled: AN ACT TO AMEND CURRENT LAW TO LIMIT THE POSSESSORY LIEN OF A TOWING AND STORAGE FIRM TO THE VEHICLE ONLY; AND FOR OTHER PURPOSES.

House Bill No. 1472 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. 1472, 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. 1472 was ordered immediately returned to the House as passed as amended.

On motion of Senator Faris, House Bill No. 1144 was called up for third reading and final disposition.

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 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, Wilkins, Wilkinson, Womack.

Total 34

NEGATIVE: Whitaker.

Total 1

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. 1144 was ordered immediately returned to the House as passed.

On motion of Senator Wilkins, House Bill No. 1580 was called up for third reading and final disposition.

HOUSE BILL NO. 1580
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ROSENBAUM
BY: SENATOR WILKINS

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE HOLDERS OF DISABLED VETERAN SPECIAL LICENSE PLATES TO PARK IN AREAS DESIGNATED ONLY FOR PERSONS WITH DISABILITIES; AND FOR OTHER PURPOSES.

House Bill No. 1580 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. 1580 was ordered immediately returned to the House as passed.

On motion of Senator Capps, House Bill No. 2215 was called up for third reading and final disposition.

HOUSE BILL NO. 2215

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES MALOCH, D. CREEKMORE, ADCOCK, ET AL

BY: SENATORS CAPPS, BROADWAY, GLOVER, SALMON & TRUSTY

A Bill for an Act to be Entitled: AN ACT TO PERMIT PLACING A SECURITY FREEZE ON A PERSON'S CONSUMER REPORT; TO PROVIDE PROCEDURES FOR THE PLACEMENT AND REMOVAL OF THE SECURITY FREEZE; TO PROVIDE NOTICE OF THE RIGHT TO OBTAIN A SECURITY FREEZE; AND FOR OTHER PURPOSES.

House Bill No. 2215 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. 2215 was ordered immediately returned to the House as passed.

On motion of Senator Altes, House Bill No. 1717 was called up for third reading and final disposition.

HOUSE BILL NO. 1717
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES PATE AND D. EVANS

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE AWARD OF THE PISTOL CARRIED BY A MUNICIPAL POLICE OFFICER UPON RETIREMENT; TO ALLOW A RETIRING MUNICIPAL POLICE OFFICER TO PURCHASE HIS OR HER DUTY SHOTGUN; AND FOR OTHER PURPOSES.

House Bill No. 1717 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. 1717 was ordered immediately returned to the House as passed.

On motion of Senator Horn, House Bill No. 2243 was called up for third reading and final disposition.

HOUSE BILL NO. 2243
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MALOCH

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE PRIORITY OF PRIMARY MOTOR VEHICLE LIABILITY INSURANCE COVERAGE; AND FOR OTHER PURPOSES.

House Bill No. 2243 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. 2243 was ordered immediately returned to the House as passed.

On motion of Senator J. Jeffress, the rules were suspended in considering Senate Bill No. 196 at this time.

On motion of Senator J. Jeffress, Senate Bill No. 196 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. 196

Amend Senate Bill No. 196 as engrossed, S3/13/07:

Page 1, line 30, delete "~~fourteen (14)~~ fifteen (15)" and substitute "fourteen (14)"

AND

Page 6, line 9, delete "~~fourteen (14)~~ fifteen (15)" and substitute "fourteen (14)"

(SIGNED) SENATOR J. JEFFRESS

The Amendment was read 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 Womack, Senate Bill No. 174 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. 174

JBC 03-13-07 (1)

Amend Senate Bill No. 174 as originally introduced::

Page 3, line 27, delete "28" and substitute "30"

AND

Page 3, line 30, delete "92" and substitute "100"

AND

Page 3, immediately following line 32 insert an additional item to read as follows:
"(8) DEPENDENCY-NEGLECT APPEALS ATTORNEY 2 GRADE 22"

AND

Page 4, line 4, delete "201" and substitute "213"

AND

Appropriately renumber the Item No's in SECTION 4

AND

Page 4, line 23, delete "$ 11,260,852 $ 11,485,972" and substitute
"$ 12,189,975 $ 12,433,677"

AND

Page 4, line 25, delete "3,125,682 3,171,265" and substitute "3,366,606 3,416,168"

AND

Page 4, line 27, delete "216,700 207,700" and substitute "271,700 262,700"

AND

Page 4, line 35, delete "$ 16,290,734 $ 16,552,437" and substitute
"$ 17,515,781 $ 17,800,045"

AND

Insert a new section immediately following SECTION 11 to read as follows:
" SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. DUTIES OF DEPENDENCY-NEGLECT APPEALS ATTORNEY. The Public Defender Commission shall utilize Dependency-Neglect Appeals Attorneys exclusively to write appeals in dependency-neglect cases. The provisions of this section shall be in effect only from July 1, 2007 through June 30, 2009."

AND

Appropriately renumber subsequent SECTION numbers

(SIGNED) SENATOR SHAWN WOMACK

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 174 was ordered engrossed.

On motion of Senator Womack, Senate Bill No. 320 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. 320

JBC 3-07-07 (1)

Amend Senate Bill No. 320 as originally introduced:

Page 2, delete lines 3 through page 3, line 31 and insert therefor:

" TWELVE MONTH EDUCATIONAL AND GENERAL ADMINISTRATIVE POSITIONS

(1)	President, SEAC	1	$123,222	$125,686
(2)	Chief Academic Officer	1	$98,901	$100,879
(3)	Chief Fiscal Officer	1	$92,744	$94,599
(4)	Chief Student Officer	1	$92,744	$94,599
(5)	Dir of Institutional Research	1	$78,580	$80,152
(6)	Director of Workforce Development	1	$76,859	$78,396

(7)	Counselor	2	$75,487	$76,997
(8)	Registrar	1	$72,374	$73,821
(9)	Director of Financial Aid	1	$72,229	$73,674
(10)	Dir. Of Planning & Assessment	1	$71,586	$73,018
(11)	Executive Asst./Quality Mgmt. Coord.	1	$71,273	$72,698
(12)	Director of Computer Services	1	$71,023	$72,443
(13)	Coordinator of Admin. Computing	1	$71,023	$72,443
(14)	Controller	1	$69,374	$70,761
(15)	Business Manager	1	$69,374	$70,761
(16)	Director of Physical Plant	1	$66,959	$68,298
(17)	Director of Admissions & Enroll Mgmt	1	$65,982	$67,302
(18)	Coordinator of Grants and Spec Proj	1	$62,588	$63,840
	TWELVE MONTH EDUCATIONAL AND GENERAL CLASSIFIED POSITIONS			
(19)	Assistant Dir of Financial Aid	1	GRADE 20	
(20)	Computer Support Specialist II	2	GRADE 20	
(21)	Counselor II	1	GRADE 20	
(22)	DP Network Manager I - Inst	1	GRADE 20	
(23)	DP Network Tech II - Inst	2	GRADE 20	
(24)	Career Planning & Placement Adv	1	GRADE 19	
(25)	Accountant	1	GRADE 18	
(26)	Assistant Registrar	1	GRADE 18	
(27)	Computer Support Specialist I	2	GRADE 18	
(28)	Financial Aid Officer II	1	GRADE 18	
(29)	Personnel Assistant II- Inst	1	GRADE 18	
(30)	Plant Maintenance Supervisor	1	GRADE 18	
(31)	Publicity & Student Recr. Spec II	1	GRADE 18	
(32)	Purchasing Agent	1	GRADE 17	
(33)	Administrative Assistant II	1	GRADE 17	
(34)	Financial Aid Officer I	2	GRADE 16	
(35)	Accounting Technician II	1	GRADE 15	
(36)	Administrative Assistant I	1	GRADE 15	
(37)	Payroll Officer	1	GRADE 15	
(38)	Personnel Assistant I- Inst	1	GRADE 14	
(39)	Data Entry Operator Supervisor	1	GRADE 13	
(40)	Secretary II	5	GRADE 13	
(41)	Accounting Technician I	1	GRADE 12	
(42)	Cashier II	2	GRADE 12	
(43)	Library Academic Tech II	2	GRADE 12	
(44)	Secretary I	6	GRADE 11	
(45)	Shipping & Receiving Clerk	1	GRADE 11	
(46)	Data Entry Specialist	1	GRADE 10	
(47)	Library Academic Tech I	1	GRADE 10	
(48)	Bldg/Equip Maint Repairman II	2	GRADE 08	
(49)	Custodial Supervisor II	1	GRADE 08	
(50)	Maintenance Worker II	1	GRADE 05	
(51)	Custodial Worker II	4	GRADE 04	
(52)	Custodial Worker I	2	GRADE 03	
	TWELVE MONTH EDUCATIONAL AND GENERAL ACADEMIC POSITIONS			
(53)	Division Chairperson/Dean	4	$86,554	$88,285
(54)	Librarian	1	$78,580	$80,152
(55)	Director of Adult Education	1	$75,488	$76,998
(56)	Instructor/Coord. Nurs & Allied Hlth	1	$71,223	$72,647
(57)	Special Instructor	10	$65,928	$67,247
(58)	Assistant Librarian	1	$48,938	$49,917

NINE MONTH EDUCATIONAL AND GENERAL
ACADEMIC POSITIONS

(59)	Faculty	72	$65,928	$67,247
(60)	Part-Time Faculty	200	$33,180	$33,844
	MAX. NO. OF EMPLOYEES	363";		

Page 4, line 13 replace "800,000 800,000" with "900,000 950,000";

Page 4, line 15 replace "$ 6,732,881 $ 6,837,444" with "$ 6,832,881 $ 6,987,444";

Page 4, line 26 replace "300,000 300,000" with "800,000 800,000";

Page 4, line 36 replace "$ 14,652,600 $ 14,675,652" with "$ 15,152,600 $ 15,175,652".

(SIGNED) SENATOR SHAWN WOMACK

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 320 was ordered engrossed.

On motion of Senator Womack, Senate Bill No. 467 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. 467

JBC 01-13-07 (TECHNICAL CORRECTION)

Amend Senate Bill No. 467 as originally introduced:

Page 1, line 29, insert "the cost of purchasing, development and implementation of" between "For" and "enhanced"

(SIGNED) SENATOR SHAWN WOMACK

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 467 was ordered engrossed.

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, the rules were suspended in considering Senate Bill No. 52 at this time.

On motion of Senator Womack, Senate Bill No. 52 was called up for third reading and final disposition.

SENATE BILL NO. 52

As Engrossed: S2/5/07

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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF NURSING FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 52 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. 52, 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

Senate Bill No. 52 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 65 at this time.

On motion of Senator Womack, Senate Bill No. 65 was called up for third reading and final disposition.

SENATE BILL NO. 65

As Engrossed: S2/14/07

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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS FIRE PROTECTION LICENSING BOARD FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 65 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. 65, 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

Senate Bill No. 65 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 127 at this time.

On motion of Senator Womack, Senate Bill No. 127 was called up for third reading and final disposition.

SENATE BILL NO. 127

As Engrossed: S2/14/07

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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS SENTENCING COMMISSION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 127 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. 127, 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

Senate Bill No. 127 was ordered immediately transmitted to the House.

On motion of Senator Womack the rules were suspended in considering Senate Bill No. 128 at this time.

On motion of Senator Womack, Senate Bill No. 128 was called up for third reading and final disposition.

SENATE BILL NO. 128
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 128 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. 128, 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

Senate Bill No. 128 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 132 at this time.

On motion of Senator Womack, Senate Bill No. 132 was called up for third reading and final disposition.

SENATE BILL NO. 132
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

Senate Bill No. 132 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. 132, 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

Senate Bill No. 132 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 197 at this time.

On motion of Senator Womack, Senate Bill No. 197 was called up for third reading and final disposition.

SENATE BILL NO. 197
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

Senate Bill No. 197 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. 197, 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

Senate Bill No. 197 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 251 at this time.

On motion of Senator Womack, Senate Bill No. 251 was called up for third reading and final disposition.

SENATE BILL NO. 251
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION OF FUNDS TO ALLEVIATE CONDITIONS ARISING IN PUBLIC EMERGENCIES FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 251 was 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. 251, 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

Senate Bill No. 251 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 253 at this time.

On motion of Senator Womack, Senate Bill No. 253 was called up for third reading and final disposition.

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

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

Senate Bill No. 253 was 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. 253, 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

Senate Bill No. 253 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 255 at this time.

On motion of Senator Womack, Senate Bill No. 255 was called up for third reading and final disposition.

SENATE BILL NO. 255

As Engrossed: S2/28/07

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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPUTY PROSECUTING ATTORNEYS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 255 was 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.255, 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

Senate Bill No. 255 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 257 at this time.

On motion of Senator Womack, Senate Bill No. 257 was called up for third reading and final disposition.

SENATE BILL NO. 257

As Engrossed: S2/19/07

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 MAINTAINING AND OPERATING A CONTINUING EDUCATION PROGRAM FOR THE COUNTY *CLERKS,* CIRCUIT CLERKS, COUNTY TREASURERS, AND COUNTY COLLECTORS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 257 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. 257, 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

Senate Bill No. 257 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 252 at this time.

On motion of Senator Womack, Senate Bill No. 252 was called up for third reading and final disposition.

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

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

Senate Bill No. 252 was 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 Senate Bill No. 252, 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

Senate Bill No. 252 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 265 at this time.

On motion of Senator Womack, Senate Bill No. 265 was called up for third reading and final disposition.

SENATE BILL NO. 265
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REPEAL SECTION 4 OF ACT 2315 OF 2005; AND FOR OTHER PURPOSES.

Senate Bill No. 265 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 Senate Bill No. 265, 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

Senate Bill No. 265 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 339 at this time.

On motion of Senator Womack, Senate Bill No. 339 was called up for third reading and final disposition.

SENATE BILL NO. 339
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF CORRECTION; AND FOR OTHER PURPOSES.

Senate Bill No. 339 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. 339, 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

Senate Bill No. 339 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 340 at this time.

On motion of Senator Womack, Senate Bill No. 340 was called up for third reading and final disposition.

SENATE BILL NO. 340
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING; AND FOR OTHER PURPOSES.

Senate Bill No. 340 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. 340, 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

Senate Bill No. 340 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 341 at this time.

On motion of Senator Womack, Senate Bill No. 341 was called up for third reading and final disposition.

SENATE BILL NO. 341
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ECONOMIC DEVELOPMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 341 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. 341, 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

Senate Bill No. 341 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 342 at this time.

On motion of Senator Womack, Senate Bill No. 342 was called up for third reading and final disposition.

SENATE BILL NO. 342
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE INSTITUTIONS OF HIGHER EDUCATION AND THE DEPARTMENT OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

Senate Bill No. 342 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. 342, 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

Senate Bill No. 342 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 343 at this time.

On motion of Senator Womack, Senate Bill No. 343 was called up for third reading and final disposition.

SENATE BILL NO. 343
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS GOVERNOR'S MANSION COMMISSION; AND FOR OTHER PURPOSES.

Senate Bill No. 343 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. 343, 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

Senate Bill No. 343 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 344 at this time.

On motion of Senator Womack, Senate Bill No. 344 was called up for third reading and final disposition.

SENATE BILL NO. 344
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF STATE; AND FOR OTHER PURPOSES.

Senate Bill No. 344 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. 344, 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

Senate Bill No. 344 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 345 at this time.

On motion of Senator Womack, Senate Bill No. 345 was called up for third reading and final disposition.

SENATE BILL NO. 345
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS LIVESTOCK AND POULTRY COMMISSION; AND FOR OTHER PURPOSES.

Senate Bill No. 345 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. 345, 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

Senate Bill No. 345 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 347 at this time.

On motion of Senator Womack, Senate Bill No. 347 was called up for third reading and final disposition.

SENATE BILL NO. 347
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Senate Bill No. 347 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. 347, 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

Senate Bill No. 347 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 348 at this time.

On motion of Senator Womack, Senate Bill No. 348 was called up for third reading and final disposition.

SENATE BILL NO. 348
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF PARKS AND TOURISM - ARKANSAS HISTORY COMMISSION; AND FOR OTHER PURPOSES.

Senate Bill No. 348 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. 348, 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

Senate Bill No. 348 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 349 at this time.

On motion of Senator Womack, Senate Bill No. 349 was called up for third reading and final disposition.

SENATE BILL NO. 349
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS BUILDING AUTHORITY; AND FOR OTHER PURPOSES.

Senate Bill No. 349 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. 349, 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

Senate Bill No. 349 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 351 at this time.

On motion of Senator Womack, Senate Bill No. 351 was called up for third reading and final disposition.

SENATE BILL NO. 351
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES.

Senate Bill No. 351 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. 351, 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

Senate Bill No. 351 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 352 at this time.

On motion of Senator Womack, Senate Bill No. 352 was called up for third reading and final disposition.

SENATE BILL NO. 352
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF WORKFORCE EDUCATION - ARKANSAS TECHNICAL CAREERS STUDENT LOAN FORGIVENESS PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 352 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. 352, 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

Senate Bill No. 352 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering Senate Bill No. 353 at this time.

On motion of Senator Womack, Senate Bill No. 353 was called up for third reading and final disposition.

SENATE BILL NO. 353
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 353 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. 353, 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

Senate Bill No. 353 was ordered immediately transmitted to the House.

On motion of Senator Womack, the rules were suspended in considering House Bill No. 1061 at this time.

On motion of Senator Womack, House Bill No. 1061 was called up for third reading and final disposition.

HOUSE BILL NO. 1061

As Engrossed: S2/26/07

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 MEDICAID ADMINISTRATION CLAIMING FOR THE DEPARTMENT OF EDUCATION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 2126 OF 2005; AND FOR OTHER PURPOSES.

House Bill No. 1061 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 House Bill No. 1061, 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. 1061 was ordered immediately returned to the House as passed as amended.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

SENATE BILL NO. 403, BY SENATOR G. JEFFRESS,
SENATE BILL NO. 839, BY SENATOR ARGUE,

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

Respectfully submitted,

(SIGNED) SENATOR J. ARGUE
CHAIRMAN
SENATORS J. JEFFRESS, BISBEE, BAKER,
G. JEFFRESS, K. HENDREN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 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 14, 2007

Mr. President:

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

SENATE BILL NO. 196, 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) HENRY "HANK" WILKINS
CHAIRMAN
SENATOR TRUSTY
SENATOR HENDREN
SENATOR JOHNSON
SENATOR BOOKOUT
SENATOR GLOVER

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 355, 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

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 963, BY SENATOR FARIS,
SENATE BILL NO. 975, BY SENATOR CRITCHER,

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 14, 2007

Mr. President:

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

HOUSE BILL NO. 1180, BY REPRESENTATIVE BAKER, et al,
HOUSE BILL NO. 1570, BY REPRESENTATIVE HALL, et al,
HOUSE BILL NO. 1700, BY REPRESENTATIVE DUNN,

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 14, 2007

Mr. President:

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

HOUSE BILL NO. 1562, BY REPRESENTATIVE CHESTERFIELD,

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 Broadway, House Bill No. 1562 was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

HOUSE BILL NO. 2583, BY REPRESENTATIVE SAMPLE,

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, House Bill No. 2583 was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Senate Concurrent Resolution No. 25 was read the first time.

Second reading of Senate Concurrent Resolution No. 25 was objected to.

HOUSE BILL NO. 1095
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HARRIS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE ARKANSAS FIRE AND POLICE PENSION REVIEW BOARD TO REQUIRE LOCAL MILLAGE MODIFICATION UPON CONSOLIDATION WITH THE BOARD OF TRUSTEES OF THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

House Bill No. 1095 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1098
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HARRIS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM TO CHANGE THE UNIFORMED CONTRIBUTION RATE FOR VOLUNTEER LOCATIONS AND TO CHANGE THE AMOUNT OF PRIOR SERVICE RECOGNIZED FOR NEW VOLUNTEER DEPARTMENTS; AND FOR OTHER PURPOSES.

House Bill No. 1098 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1346
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES STEWART AND COOK

A Bill for an Act to be Entitled: AN ACT TO MODIFY THE AMOUNT OF TIME REQUIRED FOR PHYSICAL EDUCATION TRAINING AND INSTRUCTION FOR PUBLIC SCHOOL STUDENTS IN KINDERGARTEN THROUGH GRADE EIGHT (K-8); AND FOR OTHER PURPOSES.

House Bill No. 1346 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2234
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES NORTON AND EVERETT

A Bill for an Act to be Entitled: AN ACT TO ASSIST SCHOOL DISTRICTS TO CONSTRUCT NEW BUILDINGS WITHOUT BEING IDENTIFIED AS A DISTRICT IN FISCAL DISTRESS; AND FOR OTHER PURPOSES.

House Bill No. 2234 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2327
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BLOUNT

A Bill for an Act to be Entitled: AN ACT CONCERNING THE APPLICABILITY OF PROFESSIONAL DEVELOPMENT REQUIREMENTS TO RETIRED TEACHERS; AND FOR OTHER PURPOSES.

House Bill No. 2327 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2336
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO PROTECT PUBLIC SCHOOL CHILDREN FROM REGISTERED SEX OFFENDERS; AND FOR OTHER PURPOSES.

House Bill No. 2336 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 2470
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE J. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO REQUIRE TORNADO SAFETY DRILLS IN THE PUBLIC SCHOOLS; AND FOR OTHER PURPOSES.

House Bill No. 2470 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2552
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO PROVIDE TAX CREDIT INCENTIVES FOR EQUITY INVESTMENTS IN TARGETED EARLY-STAGE AND START-UP BUSINESSES; TO PROVIDE THAT THE INCENTIVES SHALL BE ADMINISTERED BY THE ARKANSAS DEPARTMENT OF ECONOMIC DEVELOPMENT; TO AMEND CERTAIN PROVISIONS OF ARKANSAS CODE § 15-4-1001 ET SEQ.; AND FOR OTHER PURPOSES.

House Bill No. 2552 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE AND TAXATION.

HOUSE BILL NO. 2556

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE CHESTERFIELD

A Bill for an Act to be Entitled: AN ACT TO ENSURE THE SAFETY OF SCHOOL CHILDREN BY REQUIRING CRIMINAL BACKGROUND CHECKS FOR ALL PERSONS WHO WORK ON SCHOOL GROUNDS; AND FOR OTHER PURPOSES.

House Bill No. 2556 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 1132

As Engrossed: H3/12/07

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES S. PRATER, BOND, KEY, ET AL

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ARKANSAS OPTIONS COUNSELING FOR LONG-TERM CARE PROGRAM; AND FOR OTHER PURPOSES.

House Bill No. 1132 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

HOUSE BILL NO. 1500
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE W. LEWELLEN

A Bill for an Act to be Entitled: AN ACT CONCERNING PUBLIC NOTICE OF THE ISSUANCE OF ALCOHOL PERMITS; AND FOR OTHER PURPOSES.

House Bill No. 1500 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 2384
As Engrossed: H3/5/07 H3/6/07
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES PETRUS AND THYER

A Bill for an Act to be Entitled: AN ACT REVISING VARIOUS PROVISIONS OF ARKANSAS LAW PERTAINING TO ETHICS AND CAMPAIGN FINANCE; AMENDING PORTIONS OF ARKANSAS CODE WHICH RESULTED *FROM INITIATED ACT 1 OF 1988, INITIATED ACT 1 OF 1990, AND INITIATED ACT 1* OF 1996; AND FOR OTHER PURPOSES.

House Bill No. 2384 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 2411

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES ADCOCK, WEBB, J. ROEBUCK, ET AL

BY: SENATORS MADISON, TRUSTY, SALMON, *WHITAKER*

A Bill for an Act to be Entitled: AN ACT TO PROTECT WOMEN WHO BREAST-FEED THEIR CHILDREN; TO CREATE A CAUSE OF ACTION TO PREVENT INTERFERENCE WITH THE BREASTFEEDING OF A CHILD; AND FOR OTHER PURPOSES.

House Bill No. 2411 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 2427

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE ABERNATHY

A Bill for an Act to be Entitled: AN ACT TO AMEND LAWS PERTAINING TO SPECIAL PERMITS FOR VEHICLE SIZE AND WEIGHT; AND FOR OTHER PURPOSES.

House Bill No. 2427 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. 2430
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ABERNATHY

A Bill for an Act to be Entitled: AN ACT TO AMEND VEHICLE WEIGHT REGULATIONS; AND FOR OTHER PURPOSES.

House Bill No. 2430 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. 2511
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WYATT

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR THE SAFE PASSING OF BICYCLES BY MOTOR VEHICLES; AND FOR OTHER PURPOSES.

House Bill No. 2511 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. 2581
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE T. BRADFORD

A Bill for an Act to be Entitled: AN ACT CONCERNING THE DEPOSITING OF WILLS WITH THE COURT; AND FOR OTHER PURPOSES.

House Bill No. 2581 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1477
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PICKETT

A Bill for an Act to be Entitled: AN ACT TO PROTECT PUBLIC SCHOOL BUILDINGS FROM FIRE HAZARDS; TO ENSURE REGULAR FIRE INSPECTIONS FOR ALL PUBLIC SCHOOL BUILDINGS IN THE STATE OF ARKANSAS; AND FOR OTHER PURPOSES.

House Bill No. 1477 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2251
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE J. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO AMEND CERTAIN PROVISIONS OF THE ARKANSAS PUBLIC SCHOOL CHOICE ACT OF 1989; AND FOR OTHER PURPOSES.

House Bill No. 2251 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2252
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MAXWELL

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 6-63-305 CONCERNING NEW OR ADDITIONAL POSITIONS FOR INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

House Bill No. 2252 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

HOUSE BILL NO. 2386
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE REEP

A Bill for an Act to be Entitled: AN ACT TO AMEND PROCEDURES OF THE ARKANSAS HIGHWAY AND TRANSPORTATION DEPARTMENT TO PERMIT THE DISPOSAL OF SURPLUS RAILROAD TRACK AND MATERIAL BY DONATION; AND FOR OTHER PURPOSES.

House Bill No. 2386 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 174, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 320, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 367, BY JOINT BUDGET COMMITTEE,

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 Womack, Senate Bill No. 174 was ordered re-referred to the Committee on Joint Budget.

On motion of Senator Womack, Senate Bill No. 320 was ordered re-referred to the Committee on Joint Budget.

On motion of Senator Womack, Senate Bill No. 367 was ordered re-referred to the Committee on Joint Budget.

Senate Bill No. 22 returned from the House as passed as amended.

On motion of Senator Madison, Senate Bill No. 22 was ordered re-referred to the Committee on INSURANCE AND COMMERCE.

Senate Bill No. 25 returned from the House as passed as amended.

On motion of Senator Madison, Senate Bill No. 25 was ordered re-referred to the Committee on INSURANCE AND COMMERCE.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 855, 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

STATE OF ARKANSAS

OFFICE OF THE GOVERNOR

STATE CAPITOL
LITTLE ROCK, ARKANSAS

MIKE BEEBE
Governor

March 14, 2007

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform your that on March 14, 2007, I approved the following measure from the Regular Session of the Eighty-sixth General Assembly:

Senate Bill 203, - ACT 274,

Sincerely,

(SIGNED) MIKE BEEBE
Governor

Senate Bill No. 652 was returned from the House as passed and ordered enrolled.

Senate Bill No. 655 was returned from the House as passed and ordered enrolled.

Senate Bill No. 659 was returned from the House as passed and ordered enrolled.

Senate Bill No. 857 was returned from the House as passed and ordered enrolled.

Senate Bill No. 905 was returned from the House as passed and ordered enrolled.

Senate Bill No. 906 was returned from the House as passed and ordered enrolled.

HOUSE BILL NO. 1124

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF ELECTION COMMISSIONERS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

House Bill No. 1124 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1152
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1152 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 1166
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

Senate Bill No. 1166 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1167
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1167 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1169
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1169 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1170
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1170 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1171
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE DEPARTMENT FOR SOCIAL SECURITY ADMINISTRATION DISABILITY DETERMINATION FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

House Bill No. 1171 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1192
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1192 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1193
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1193 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1326
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1326 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 1329
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF FINANCE FOR THE PURPOSE OF MANAGING AND INVESTING THE TOBACCO SETTLEMENT PROCEEDS FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 1329 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 1348

EIGHTY-SIXTH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR INVESTMENTS, BENEFITS, REFUNDS AND EXPENSES FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT - ARKANSAS STATE HIGHWAY EMPLOYEES' RETIREMENT SYSTEM FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 1348 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1390

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 ASSISTANCE TO LOCAL LAW ENFORCEMENT AND EMERGENCY MEDICAL BY THE OFFICE OF THE TREASURER OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

House Bill No. 1390 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1391
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 PAYMENT OF THE MATURING BONDS AND INTEREST OF THE COLLEGE SAVINGS GENERAL OBLIGATION BONDS AND THE STATE WATER, WASTE DISPOSAL, AND POLLUTION ABATEMENT GENERAL OBLIGATION BONDS BY THE OFFICE OF THE TREASURER OF STATE FOR THE BIENNIAL PERIOD ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

House Bill No. 1391 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1593
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION SYSTEMS; AND FOR OTHER PURPOSES.

House Bill No. 1593 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1594
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION SYSTEMS; AND FOR OTHER PURPOSES.

House Bill No. 1593 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1596
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS DEPARTMENT OF EMERGENCY MANAGEMENT; AND FOR OTHER PURPOSES.

House Bill No. 1596 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1598
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL STADIUM COMMISSION; AND FOR OTHER PURPOSES.

House Bill No. 1598 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1600
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE MILITARY DEPARTMENT; AND FOR OTHER PURPOSES.

House Bill No. 1600 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1601
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE BOARD OF FINANCE FOR RURAL MEDICAL CLINICS; AND FOR OTHER PURPOSES.

House Bill No. 1601 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1602
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE OFFICE OF ATTORNEY GENERAL FOR EXPENSES OF THE CRIMINAL CODE REVISION COMMISSION; AND FOR OTHER PURPOSES.

House Bill No. 1602 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1603
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE LAND DEPARTMENT; AND FOR OTHER PURPOSES.

House Bill No. 1603 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1605
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR OTHER PURPOSES.

House Bill No. 1605 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1606
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE CROWLEY'S RIDGE TECHNICAL INSTITUTE; AND FOR OTHER PURPOSES.

House Bill No. 1606 was read the first time, rules suspended, read the second time and placed on the Calendar.

HOUSE BILL NO. 1773
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - MANAGEMENT SERVICES DIVISION; AND FOR OTHER PURPOSES.

House Bill No. 1773 was read the first time, rules suspended, read the second time and placed on the Calendar.

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 295, BY SENATOR MILLER,

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

Respectfully submitted,

(SIGNED) SENATOR HENRY "HANK" WILKINS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

SENATE BILL NO. 781, BY SENATOR WILKINS,
SENATE BILL NO. 789, BY SENATOR G. JEFFRESS,
SENATE BILL NO. 924, BY SENATOR CAPPS,

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 HENRY "HANK" WILKINS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

HOUSE BILL NO. 1453, BY REPRESENTATIVE KEY,
HOUSE BILL NO. 1461, BY REPRESENTATIVE HOUSE,
HOUSE BILL NO. 2281, BY REPRESENTATIVE PYLE,
HOUSE BILL NO. 2284, BY REPRESENTATIVE S. DOBBINS,
HOUSE BILL NO. 2401, BY REPRESENTATIVE PENNARTZ,

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 HENRY "HANK" WILKINS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION

March 14, 2007

Mr. President:

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

HOUSE BILL NO. 1490, BY REPRESENTATIVE HARRIS,

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 HENRY "HANK" WILKINS
CHAIRMAN

HOUSE BILL NO. 2270
EIGHTY-SIXTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HYDE

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE §§ 9-9-209(b) AND 9-9-220(b) TO CHANGE THE NUMBER OF DAYS FROM TEN (10) TO FIVE (5) THAT A PARENT HAS TO WITHDRAW CONSENT OR RELINQUISHMENT OF PARENTAL RIGHTS FOR AN ADOPTION; AND FOR OTHER PURPOSES.

House Bill No. 2270 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

* * * * *

SENATE BILLS TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 52
SENATE BILL NO. 65
SENATE BILL NO. 127
SENATE BILL NO. 128
SENATE BILL NO. 132
SENATE BILL NO. 197
SENATE BILL NO. 208
SENATE BILL NO. 251
SENATE BILL NO. 252
SENATE BILL NO. 253
SENATE BILL NO. 255
SENATE BILL NO. 257
SENATE BILL NO. 265
SENATE BILL NO. 307
SENATE BILL NO. 339

SENATE BILL NO. 340
SENATE BILL NO. 341
SENATE BILL NO. 342
SENATE BILL NO. 343
SENATE BILL NO. 344
SENATE BILL NO. 345
SENATE BILL NO. 347
SENATE BILL NO. 348
SENATE BILL NO. 349
SENATE BILL NO. 351
SENATE BILL NO. 352
SENATE BILL NO. 353
SENATE BILL NO. 421
SENATE BILL NO. 624
SENATE BILL NO. 766
SENATE BILL NO. 771
SENATE BILL NO. 830
SENATE BILL NO. 848
SENATE BILL NO. 901
SENATE BILL NO. 902
SENATE BILL NO. 918
SENATE BILL NO. 923

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1144
HOUSE BILL NO. 1321
HOUSE BILL NO. 1322
HOUSE BILL NO. 1410
HOUSE BILL NO. 1580
HOUSE BILL NO. 1670
HOUSE BILL NO. 1698
HOUSE BILL NO. 1717
HOUSE BILL NO. 1789
HOUSE BILL NO. 2215
HOUSE BILL NO. 2238

HOUSE BILL NO. 2239
HOUSE BILL NO. 2243
HOUSE BILL NO. 2264

HOUSE CONCURRENT RESOLUTION RETURNED
TO THE HOUSE AS CONCURRED IN

HOUSE CONCURRENT RESOLUTION NO. 1011

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1061 AS AMENDED NO. 1
HOUSE BILL NO. 1472 AS AMENDED NO. 1 & 2

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED

SENATE BILL NO. 652
SENATE BILL NO. 655
SENATE BILL NO. 659
SENATE BILL NO. 857
SENATE BILL NO. 905
SENATE BILL NO. 906

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AS AMENDED

SENATE BILL NO. 22
SENATE BILL NO. 25

SENATE CONCURRENT RESOLUTION RETURNED FROM THE HOUSE
AS CONCURRED IN

SENATE CONCURRENT RESOLUTION NO. 8

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1095
HOUSE BILL NO. 1098
HOUSE BILL NO. 1124
HOUSE BILL NO. 1132
HOUSE BILL NO. 1152
HOUSE BILL NO. 1166
HOUSE BILL NO. 1167
HOUSE BILL NO. 1169
HOUSE BILL NO. 1170
HOUSE BILL NO. 1171
HOUSE BILL NO. 1192
HOUSE BILL NO. 1193
HOUSE BILL NO. 1326
HOUSE BILL NO. 1329
HOUSE BILL NO. 1346
HOUSE BILL NO. 1348
HOUSE BILL NO. 1390
HOUSE BILL NO. 1391
HOUSE BILL NO. 1477
HOUSE BILL NO. 1500
HOUSE BILL NO. 1593
HOUSE BILL NO. 1594
HOUSE BILL NO. 1596
HOUSE BILL NO. 1598
HOUSE BILL NO. 1600
HOUSE BILL NO. 1601
HOUSE BILL NO. 1602

HOUSE BILL NO. 1603
HOUSE BILL NO. 1605
HOUSE BILL NO. 1606
HOUSE BILL NO. 1773
HOUSE BILL NO. 2234
HOUSE BILL NO. 2251
HOUSE BILL NO. 2252
HOUSE BILL NO. 2327
HOUSE BILL NO. 2336
HOUSE BILL NO. 2384
HOUSE BILL NO. 2386
HOUSE BILL NO. 2411
HOUSE BILL NO. 2427
HOUSE BILL NO. 2430
HOUSE BILL NO. 2470
HOUSE BILL NO. 2511
HOUSE BILL NO. 2552
HOUSE BILL NO. 2556
HOUSE BILL NO. 2581

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED, EMERGENCY CLAUSE HAVING FAILED
OF ADOPTION

HOUSE BILL NO. 2270

On motion of Senator Whitaker, the Senate adjourned until 11:00 a.m., Thursday, March 15, 2007.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE