

**SEVENTY-SECOND DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas
March 24, 2009

The House was called to order at 1:34 p.m. by Mr. Wills, the Speaker. The following members answered to the roll call:

Abernathy, Adcock, Allen, Baird, Baker, Barnett, Betts, Blount, Bradford, Breedlove, Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, Cowling, Creekmore, Dale, Davenport, Davis, Dickinson, Dismang, Dunn, Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, Lewellen, Lindsey, Lovell, Lowery, Maloch, Malone, Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, Roebuck, J. Rogers ,T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, Wilkins, Williams, Woods, Word, Mr. Speaker.

Total97

The following member(s) was absent and did not answer to the roll call: King, Sample, Webb.

Total3

A quorum was present.

Unanimous leave was granted for Representative(s) King, Sample, Webb.

The House stood and was led in prayer by House Chaplain Cornell Maltbia, Pastor, True Holiness Saint's Center, Conway, Arkansas.

The House stood and gave the Pledge of Allegiance to the Flag.

The reading of the Journal of yesterday's proceedings was dispensed with.

COMMITTEE REPORT

	March 24, 2009
EDUCATION	BILL ABERNATHY
	CHAIRPERSON
HOUSE BILL NO. 1852	DO PASS
BY REPRESENTATIVE BREEDLOVE	
HOUSE BILL NO. 1918	DO PASS
BY REPRESENTATIVE HAWKINS	
HOUSE BILL NO. 2101	DO PASS
BY REPRESENTATIVE BETTS	
HOUSE BILL NO. 2170	DO PASS
BY REPRESENTATIVE CARNINE	AS AMENDED #2
SENATE BILL NO. 847	DO PASS
BY SENATOR BROADWAY	AS AMENDED #1

COMMITTEE REPORT

	March 24, 2009
JUDICIARY	STEVE HARRELSON
	CHAIRPERSON
HOUSE BILL NO. 1649	DO PASS
BY REPRESENTATIVE KIDD	
HOUSE BILL NO. 1799	DO PASS
BY REPRESENTATIVE HARRELSON	
HOUSE BILL NO. 1830	DO PASS
BY REPRESENTATIVE B. WILKINS	AS AMENDED #1
HOUSE BILL NO. 1894	DO PASS
BY REPRESENTATIVE BLOUNT	
HOUSE BILL NO. 1943	DO PASS
BY REPRESENTATIVE B. WILKINS	AS AMENDED #1
HOUSE BILL NO. 1986	DO PASS
BY REPRESENTATIVE J. ROEBUCK	AS AMENDED #1
HOUSE BILL NO. 2082	DO PASS
BY REPRESENTATIVE REYNOLDS	
HOUSE BILL NO. 2086	DO PASS
BY REPRESENTATIVE B. WILKINS	AS AMENDED #1
HOUSE BILL NO. 2266	DO PASS
BY REPRESENTATIVE LEA	AS AMENDED #3

COMMITTEE REPORT, CONTINUED

SENATE BILL NO. 516	DO PASS
BY SENATOR MADISON	
SENATE BILL NO. 801	DO PASS
BY SENATOR LUKER	

COMMITTEE REPORT

	March 24, 2009
PUBLIC HEALTH, WELFARE AND LABOR	GREGG REEP
	CHAIRPERSON
HOUSE BILL NO. 1552	DO PASS, CONCUR IN
BY REPRESENTATIVE L. SMITH	SENATE AMENDMENT #1
HOUSE BILL NO. 1603	DO PASS
BY REPRESENTATIVE SHELBY	
HOUSE BILL NO. 1997	DO PASS
BY REPRESENTATIVE HALL	
SENATE BILL NO. 493	DO PASS
BY SENATOR D. JOHNSON	
SENATE BILL NO. 494	DO PASS
BY SENATOR D. JOHNSON	
SENATE BILL NO. 810	DO PASS
BY SENATOR HORN	
SENATE BILL NO. 873	DO PASS
BY SENATOR T. SMITH	
SENATE BILL NO. 961	DO PASS
BY SENATOR BLEDSOE	

COMMITTEE REPORT

	March 24, 2009
PUBLIC TRANSPORTATION	OTIS DAVIS
	VICE-CHAIRPERSON
HOUSE BILL NO. 2045	DO PASS
BY REPRESENTATIVE DAVENPORT	
HOUSE BILL NO. 2217	DO PASS
BY REPRESENTATIVE FLOWERS	AS AMENDED #1
SENATE BILL NO. 3	DO PASS
BY SENATOR J. KEY	
SENATE BILL NO. 781	DO PASS
BY SENATOR TEAGUE	

COMMITTEE REPORT

	March 24, 2009
REVENUE AND TAXATION	JOHN LOWERY
	CHAIRPERSON
HOUSE BILL NO. 1966	DO PASS
BY REPRESENTATIVE CHEATHAM	
HOUSE BILL NO. 2147	DO PASS
BY REPRESENTATIVE LOVELL	
SENATE BILL NO. 2	DO PASS
BY SENATOR GLOVER	
SENATE BILL NO. 836	DO PASS
BY SENATOR B. PRITCHARD	

COMMITTEE REPORT

	March 24, 2009
JOINT BUDGET	BRUCE MALOCH CHAIRPERSON
HOUSE BILL NO. 1079	DO PASS
BY JOINT BUDGET COMMITTEE	AS AMENDED #1
HOUSE BILL NO. 1220	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1305	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1364	DO PASS
BY REPRESENTATIVE M. BURRIS	
HOUSE BILL NO. 1531	DO PASS, CONCUR IN
BY JOINT BUDGET COMMITTEE	SENATE AMENDMENT #1
HOUSE BILL NO. 1654	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1685	DO PASS
BY REPRESENTATIVE REYNOLDS	
SENATE BILL NO. 93	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 412	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 413	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 414	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 415	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 420	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 421	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 422	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 423	DO PASS
BY JOINT BUDGET COMMITTEE	

COMMITTEE REPORT, CONTINUED

SENATE BILL NO. 424 DO PASS
 BY JOINT BUDGET COMMITTEE

SENATE BILL NO. 425 DO PASS
 BY JOINT BUDGET COMMITTEE

Upon motion of Representative Adcock, **HOUSE BILL NO. 1995** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1995

Amend **HOUSE BILL NO. 1995** as engrossed,
 H3/20/09 (version: 03-20-2009 09:25):

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 26-51-815, concerning the computation of capital gains, is amended to add an additional subsection to read as follows:

(e)(1) As used in this subsection (e):

(A) "Manufactured home" means a factory-built structure produced in accordance with the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. § 5401 et seq., and designed to be used as a dwelling unit;

(B) "Manufactured home park" means a parcel of land for the placement of three (3) or more manufactured homes or mobile homes where services for a fee are provided for the placement and maintenance of manufactured homes or mobile homes for residential purposes;

(C) "Mobile home" means a structure built in a factory prior to the enactment of the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 U.S.C. § 5401 et seq., and designed to be used as a dwelling unit;

(D) "Resident" means a person who owns and occupies a mobile home or a manufactured home in a manufactured home park; and

(E) "Resident buyers' association" means a corporation formed by a majority of residents of a manufactured home park for the express purpose of owning, operating, and maintaining the manufactured home park.

(2) If a taxpayer has a net capital gain from the sale of a manufactured home park located in this state to a resident buyers' association beginning on or

after January 1, 2009, fifty percent (50%) of the gain is exempt from the tax imposed by the Income Tax Act of 1929, § 26-51-101 et seq.

(3) The Director of the Department of Finance and Administration shall promulgate rules to implement this section.

SECTION 2. Effective date. This act is effective for tax years beginning on or after January 1, 2009."

/s/ Pam Adcock

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Kerr, **HOUSE BILL NO. 1590** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1590

Amend **HOUSE BILL NO. 1590** as originally introduced:

Add Representatives Webb, Adcock, Hopper, D. Hutchinson, McLean, and J. Roebuck as cosponsors of the bill

AND

Page 1, delete lines 32 through 34, and substitute the following:

~~"Correction and upon approval by the Governor, until the appropriation and funding provided for that purpose are exhausted~~ the rate of thirty-four dollars (\$34.00) per day."

AND

Page 2, delete lines 14 and 15, and substitute the following:

~~"approval by the Governor, until the appropriation and funding provided for that purpose are exhausted~~ the rate of thirty-four dollars (\$34.00) per day."

/s/ Allen Kerr

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Betts, **HOUSE BILL NO. 1555** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1555

Amend **HOUSE BILL NO. 1555** as originally introduced:

Delete Section 1 of the bill in its entirety.

AND

Page 1, delete lines 27 through 36 and substitute:

"SECTION 1. Arkansas Code § 6-20-2305(c)(2)(B), concerning student growth funding, is amended to read as follows:"

AND

Page 2, delete lines 1 through 11

AND

Page 2, delete lines 30 through 36 and substitute:

"(B) The Department of Education shall:

(i) By January 31 of each year:

(a) Calculate an amount of student growth funding under subdivision (c)(2)(A) of this section using the quarterly average daily membership for the first quarter and an estimation of the average daily membership for the second, third, and fourth quarters; and

(b) Distribute to the school district not less than sixty percent (60%) of the amount calculated under subdivision (c)(2)(B)(i)(a) of this section;

(ii) By April 30 of each year, distribute to the school district forty percent (40%) of the amount calculated under subdivision (c)(2)(B)(i)(a) of this section;

(iii)(a) By June 20 of each year, calculate the amount of student growth funding under subdivision (c)(2)(A) of this section using the actual quarterly average daily membership for all four (4) quarters of the applicable school year.

(C) By June 30 of the fiscal year in which the student growth funding is received, if the amount under subdivision (c)(2)(B)(iii)(a) of this section is:

(1) More than the amount under subdivision (c)(2)(B)(i)(a) of this section, the department shall distribute the difference to the school district; or

(2) Less than the amount under subdivision (c)(2)(B)(i)(a), the school district shall refund the difference to the department.

AND

Page 3, delete line 1

/s/ Monty Betts

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hobbs, **HOUSE CONCURRENT RESOLUTION NO. 1022** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE CONCURRENT RESOLUTION NO. 1022

Amend **HOUSE CONCURRENT RESOLUTION NO. 1022**

as originally introduced:

Add Senator Altes as a sponsor of the concurrent resolution

AND

Page 1, delete lines 24 through 32 and substitute the following:

"WHEREAS, under Article V of the Constitution of the United States, amendments to the Federal Constitution may be proposed by the Congress whenever two-thirds of both Houses deem it necessary, or on the application of the Legislatures of two-thirds of the several states, the Congress shall call a Constitutional Convention for the purpose of proposing amendments; and

WHEREAS, by House Joint Resolution 1, adopted by the House of Representatives on January 9, 1979, and adopted by the Senate on January 17, 1979, and again on January 22, 1979, after the previous vote was expunged, the General Assembly of the State of Arkansas requested the Congress of the United States to prepare and submit to the several states an amendment to the Constitution of the United States requiring, in the absence of a national emergency, that the total of all federal appropriations made by Congress for any fiscal year may not exceed the total of all estimated federal revenues for that fiscal year, or alternatively, the

General Assembly made application and requested the Congress of the United States to call a Constitutional Convention for the purpose of proposing such an amendment to the federal Constitution; and

WHEREAS, many legal experts believe that a convention, notwithstanding whatever limitation might be placed upon it by the call of said convention, would have within the scope of its authority the complete redrafting of the Constitution of the United States, thereby creating a great danger to the well-established rights of our people and to the constitutional principles under which we are presently governed; and

WHEREAS, the Constitution of the United States has been extensively interpreted and has proven to be a basically sound document which protects the freedom of all Americans; and

WHEREAS, there is no need for a new constitution, the adoption of which would create legal chaos in America and only begin the process of another two centuries of litigation over its interpretation by the courts; and

WHEREAS, such changes as may be needed in the present Constitution of the United States may be proposed and enacted by the well-established methods of amendment contained therein,

NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS, THE SENATE CONCURRING THEREIN:

THAT the General Assembly does hereby rescind its application to the Congress of the United States made by the General Assembly in 1979 by House Joint Resolution 1 pursuant to Article V of the Constitution of the United States for the calling of a constitutional convention for any purpose, limited or general.

BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the members of the Arkansas Congressional Delegation, the Clerk of the United States House of Representatives, and the Secretary of the United States Senate with the request that this action by the General Assembly of the State of Arkansas be promptly published in the Congressional Record."

/s/ Debra Hobbs

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative M. Burris, **HOUSE BILL NO. 2016** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2016

Amend **HOUSE BILL NO. 2016** as originally introduced:

Page 1, line 9, delete "GRANDPARENT" and substitute "GRANDPARENT OR OTHER NONPARENTAL RELATIVE"

AND

Page 1, delete line 11 and substitute:

"HER GRANDCHILD OR OTHER RELATIVE CHILD AFTER THE CHILD IS ADOPTED;"

AND

Delete the subtitle in its entirety and substitute:

"TO PROVIDE A MECHANISM FOR A GRANDPARENT OR OTHER NONPARENTAL RELATIVE TO MAINTAIN HIS OR HER RELATIONSHIP WITH A CHILD AFTER THE CHILD IS ADOPTED."

AND

Delete all language after the enacting clause and substitute:

"SECTION 1. Legislative findings. The General Assembly finds that:

(1) In Arkansas, more than thirty-three thousand six hundred (33,600) grandparents are responsible for grandchildren living with them and twenty-two percent (22%) of the grandparents and grandchildren live in poverty;

(2) Many grandparents who love their grandchildren dearly are unable to be responsible for them on a daily basis because of their age, health conditions, limited fixed incomes, or a combination of these factors;

(3) Because they are unable to care for their grandchildren and the parents of the children are unable, unwilling, or unfit to care for the children, the children are placed in the custody of the Division of Family Services of the Department of Human Services and in foster care;

(4) Because permanency is a goal of children in foster care, the division often seeks termination of parental rights so that the child can be adopted;

(5) Termination of parental rights results in the grandparent and other nonparental relatives of the child who have attachments to the child being declared for all legal purposes as not related to the child and having no rights to the child, a legality of which most of the grandparents and nonparental relatives are unaware;

(6) Many children who have their parental rights terminated are not adopted, and when they turn eighteen (18), they "age out" of the foster care system

leaving them with no ties remaining to their biological family and no real family left;

(7) The procedures of termination of parental rights and adoption are statutorily created procedures, and the General Assembly has the constitutional authority to amend these procedures as times change to ensure the best interests of children are served; and

(8) Due to dramatic changes in society in the last twenty (20) years and the increase in the number of children whose relationships with their parents are legally terminated, a procedure is necessary to allow the continuation of relationships between the child and his or her grandparents and other nonparental relatives after termination of parental rights, adoption, or both, if the continuation of the relationship is in the best interest of the child.

SECTION 2. Arkansas Code Title 9, Chapter 9, Subchapter 2 is amended to add an additional section to read as follows:

9-9-225. Right of a nonparental relative to intervene in an adoption subsequent to termination of parental rights.

(a) As used in this section:

(1) "Child" means a child who:

(A) Has been the subject of proceedings for termination of parental rights initiated by the Division of Children and Family Services of the Department of Human Services;

(B) Has had the relationship with his or her parent or parents terminated and does not currently have a parent that is recognized under the law;

(C) Is currently in the custody of the division;

(D) Is currently the subject of an adoption petition under this chapter; and

(2) "Nonparental relative" means a person who is related to the child by blood within the fourth degree of consanguinity as determined under § 28-9-212 before the termination of parental rights.

(b) A nonparental relative of a child may intervene, present evidence, and fully participate in proceedings related to a petition for adoption of which the child is the subject and that is filed under this chapter.

(c) To determine whether the nonparental relative is granted visitation with the child under a temporary adoption decree or final adoption decree, the court shall consider whether the continuation of the relationship with the nonparental relative:

(1) Is in the best interest of the child;

(2) Will be unduly burdensome on the petitioners who seek to be the child's adoptive parents; and

(3) Will result in the decision of the petitioners to withdraw or

otherwise terminate the adoption proceedings.

SECTION 3. Arkansas Code § 9-9-223 is amended to read as follows:

9-9-223. ~~Termination of rights~~ Rights of nonparental relatives.

Except as provided in this subchapter with regard to parental rights and nonparental relative rights under § 9-9-225, any rights to a child which a nonparental relative may derive through a parent or by court order may, ~~if the best interests of the child so require,~~ be terminated in connection with a proceeding for adoption or for termination of parental rights if the termination is in the best interests of the child."

/s/ Mike Burris

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Patterson, **HOUSE BILL NO. 2274** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2274

Amend **HOUSE BILL NO. 2274** as originally introduced:

Delete the title in its entirety and substitute:

"AN ACT TO AUTHORIZE THE EXECUTIVE HEAD OF THE ARKANSAS FORESTRY COMMISSION TO APPOINT AN INSTITUTIONAL LAW ENFORCEMENT OFFICER; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO AUTHORIZE THE EXECUTIVE HEAD OF THE ARKANSAS FORESTRY COMMISSION TO APPOINT AN INSTITUTIONAL LAW ENFORCEMENT OFFICER."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 25-17-304(a), concerning the designation of an institutional law enforcement officer, is amended to read as follows:

(a) The executive heads of each of the educational, charitable, correctional,

penal, and other institutions owned and operated by the State of Arkansas, including the executive head of the Department of Parks and Tourism and the executive head of the Arkansas Forestry Commission, are authorized to designate and appoint one (1) or more of the employees of the institutions and department, respectively, as an institutional law enforcement officer or officers for the institution or at a state park, or any separate portion of the institution or park, who shall exercise law enforcement officer authority under the laws of this state."

/s/ Mike Patterson

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Lowery, **HOUSE BILL NO. 1913** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1913

Amend **HOUSE BILL NO. 1913** as originally introduced:

Add Representative Harrelson as a cosponsor of the bill

AND

Page 9, line 36, delete "petitioner's interest" and substitute "owner's interest or interest holder's interest"

AND

Page 10, line 1, delete "petitioner's interest" and substitute "owner's interest or interest holder's interest"

/s/ John Lowery

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Woods, **HOUSE BILL NO. 2011** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2011

Amend **HOUSE BILL NO. 2011** as engrossed,

H3/19/09 (version: 03-19-2009 10:15):

Add Representatives Garner, House, and Pennartz as cosponsors of the bill

/s/ Jon Woods

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Woods, **HOUSE BILL NO. 2011** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 2011

Amend **HOUSE BILL NO. 2011** as engrossed,

H3/19/09 (version: 03-19-2009 10:15):

Add Representative Glidewell as a cosponsor of the bill

/s/ Jon Woods

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Cheatham, HOUSE JOINT RESOLUTION NO. 1004 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE JOINT RESOLUTION NO. 1004

Amend HOUSE JOINT RESOLUTION NO. 1004 as engrossed,

H3/18/09 (version: 03/18/2009 10:03):

Page 1, delete line 36 and substitute the following:

"of the Arkansas Constitution of 1874 is removed.

SECTION 3. The maximum lawful rate of interest on all contracts for consumer loans and credit sales in the State of Arkansas under Article 19, § 13(a) of the Arkansas Constitution is repealed.

SECTION 4. The maximum lawful rates of interest on all contracts for consumer loans and credit sales in the State of Arkansas is the rate of interest established in Article 19, § 13(b) of the Arkansas Constitution.

SECTION 5. This amendment shall not supersede or affect the maximum rate of interest that may be charged by an insured depository institution."

AND

Page 2, line 2, delete "(a)"

AND

Page 2, delete lines 5 and 6

AND

Page 3, delete lines 21 through 26 and substitute the following:

"SECTION 14. This amendment shall repeal all provisions of the Arkansas Constitution in conflict with it."

AND

Appropriately renumber the sections of the bill

/s/ Eddie Cheatham

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Barnett, **HOUSE BILL NO. 2208** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2208

Amend **HOUSE BILL NO. 2208** as originally introduced:

Delete everything after the enacting clause and substitute the following:

“SECTION 1. Arkansas Code Title 27, Chapter 14, Subchapter 6 is amended to add an additional section to read as follows:

27-14-610. Permanent registration of a fleet of motor vehicles.

(a) As used in this section:

(1) “Affiliate” means any entity that directly or indirectly owns or controls, is owned or controlled by, or is under common ownership or control with another entity;

(2)(A) “Fleet of motor vehicles” means at least fifty (50) motor vehicles that are:

(i) Owned or leased by a person or entity described in § 26-26-1601(12)–(16) or affiliates of that person or entity; and

(ii) Used for business purposes.

(B) “Fleet of motor vehicles” includes commercial motor vehicles that are base-plated in the State of Arkansas or passenger motor vehicles otherwise subject to registration under this chapter.

(C) “Fleet of motor vehicles” does not include motor vehicles registered and governed under § 27-14-502 or motor vehicles registered under an international registration plan administered by a state other than Arkansas; and

(3) “Owns or controls” means owning or holding at least a majority of the outstanding voting power of an entity.

(b) Notwithstanding any other provision of this chapter, the registered owner or lessee of a fleet of motor vehicles may apply as provided in this section to the Office of Motor Vehicle of the Revenue Division of the Department of Finance and Administration for a license plate with a decal identifying the vehicle as a fleet vehicle.

(c) The license plate issued under this section shall be the standard license plate for the class and type of vehicle otherwise required under this chapter, with a decal bearing the word ‘fleet’ at the bottom of the license plate.

(d)(1) Payment of all registration fees, taxes, and fleet management fees under this section shall be paid in advance for a period of three (3) years.

(2)(A) The fees for renewal of a vehicle registration under this section shall be due and payable during the last month of the last year of the registration period.

(B) Upon request, the Office of Motor Vehicle shall allow the owner of a fleet of motor vehicles to set all renewals for the fleet to occur in a month requested by the owner.

(3)(A) The Office of Motor Vehicle may shorten or lengthen the term of any renewal period under this section by rule and upon notice to all owners of a fleet registered under this section as necessary to provide for a staggered system of renewal in which approximately one-third (1/3) of the vehicles in a fleet shall be renewed in any given year.

(e)(1) The fees for registration and renewal of registration of a vehicle under this section shall be the same amount as and shall be distributed in the same manner as the fees otherwise required under this chapter for the type and class of vehicle being registered.

(2)(A) In addition to the registration fees and taxes otherwise prescribed for issuance or renewal under this chapter, an annual fleet management fee of ten dollars (\$10.00) per motor vehicle in the fleet of motor vehicles shall be charged.

(B) The annual fleet management fee shall be deposited as special revenues into the State Central Services Fund to be used exclusively for the benefit of the Revenue Division of the Department of Finance and Administration.

(f)(1) Upon payment of the registration fees, taxes, and fleet management fees as provided under subsection (e) of this section, the owner or lessee of the fleet of motor vehicles shall be issued a license plate with a decal for each motor vehicle in the fleet of motor vehicles registered under this section.

(2) Each license plate with a decal issued under this section shall bear a validation sticker as required for standard license plates issued under this chapter reflecting the period that the owner or lessee of the fleet of motor vehicles has paid in advance.

(g) A license plate with a decal issued under this section may be transferred to another vehicle of the same type and class in the same fleet of motor vehicles in the same manner and subject to the same fees prescribed in §§ 27-14-902 and 27-14-914.

(h) A license plate with a decal issued under this section that has been lost or destroyed may be replaced in the same manner and subject to the same fees prescribed in § 27-14-602.

(i) The Office of Motor Vehicle may adopt rules for the implementation, administration, and enforcement of this section.

/s/ Jonathan Barnett

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Maloch, **HOUSE BILL NO. 1355** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1355

Amend **HOUSE BILL NO. 1355** as originally introduced:

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

"AN ACT CONCERNING THE AWARD OF SEVERANCE PAY AND SABBATICALS BY INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 14 and 15 and substitute the following:

"AN ACT CONCERNING THE AWARD OF SEVERANCE PAY AND SABBATICALS BY INSTITUTIONS OF HIGHER EDUCATION."

AND

Page 1, delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 6, Chapter 63, Subchapter 3 is amended to add an additional section to read as follows:

6-63-316. Severance pay prohibited.

(a) As used in this section:

(1) "Employee" means any full-time or part-time administrator, faculty member, coach, staff, or other individual for whom funds are appropriated to a state-supported institution of higher education to pay salary or benefits, or both; and

(2) "Severance pay" means money, other than earned salary, paid by a state-supported institution of higher education to an employee on termination of employment.

(b) A state-supported institution of higher education shall not grant or award severance pay from public funds to any employee.

SECTION 2. Arkansas Code Title 6, Chapter 63, Subchapter 3 is amended to add an additional section to read as follows:

6-63-317. Sabbatical pay restricted.

(a) As used in this section, "sabbatical" means a period of leave granted or awarded to a faculty member of a state-supported institution of higher education.

(b)(1) A state-supported institution of higher education may grant or award a sabbatical with compensation from public funds only to a full-time faculty member.

(2) A state-supported institution of higher education shall not grant or award a sabbatical with any form of compensation from public funds unless the faculty member receiving the sabbatical agrees to return to continued service with the state-supported institution of higher education for a period of time equal to the length of the sabbatical.

(3) If a faculty member does not return to continued service with the state-supported institution of higher education as provided in subdivision (b)(2) of this section, then the faculty member shall refund any compensation from public funds granted or awarded with the sabbatical."

/s/ Bruce Maloch

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Flowers, **HOUSE BILL NO. 2231** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2231

Amend **HOUSE BILL NO. 2231** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 14, Chapter 36 is amended to add an

additional section to read as follows:

14-36-101. Bonds – liability.

(a) If an incorporated municipality imposes the requirement of a bond upon a person or entity seeking to obtain a professional, occupational, or business license or permit from the municipality, the bond shall be executed to the municipality.

(b)(1) The obligation of an issuer of a bond required by subsection (a) of this section:

(A) Shall be solely to the incorporated municipality; and

(B) Is solely for the benefit of the incorporated municipality.

(2) Under no circumstances shall the aggregate liability of the issuer exceed the amount of the bond.

SECTION 2. Arkansas Code § 21-4-101 is amended to read as follows:

21-4-101. Appointment and commission.

(a)(1) The Secretary of State may appoint and commission an individual person as a notary public in this state.

(2) Effective January 1, 2006, a notary public may perform notarial acts in any part of the state for a term of ten (10) years, beginning on the date of commission or the date of renewal of a commission issued by the Secretary of State.

(b) Every applicant for appointment and commission as a notary public shall complete an application to be filed with the Secretary of State stating:

(1) That he or she is:

(A) Either a:

(i) Bona fide citizen of the United States; or

(ii) Permanent resident alien who shall file with his or her application a recorded Declaration of Domicile;

(B) A legal resident of Arkansas or an adjoining state and employed in the State of Arkansas;

(C) Eighteen (18) years of age or older; and

(D) Able to read and write English;

(2) The address of his or her business or residence in this state; and

(3) That during the past ten (10) years, his or her commission as a notary public has not been revoked.

(c) The application shall be sent to the Secretary of State with a fee of twenty dollars (\$20.00) for the notary public commission.

(d) Every notary public shall file in the office of the recorder of deeds for the county where the notary public resides or in the case of a resident of an adjoining state, in the county in Arkansas where employed, either:

(1) A surety bond executed by a surety insurer authorized to do

business in Arkansas to the state for the faithful discharge of the notary public's duties in the sum of seven thousand five hundred dollars (\$7,500), to be approved by the Secretary of State; or

(2) A surety contract guaranteeing the notary public's faithful discharge of his or her duties executed to the State of Arkansas for not more than an aggregate seven thousand five hundred dollars (\$7,500), issued by a general business corporation validly organized and formed under the laws of this state pertaining to domestic corporations and which:

(A) Has previously registered with the Insurance Commissioner on forms prescribed by the commissioner evidencing the corporation's purpose to issue only surety contracts for notaries public pursuant to the provisions of this section;

(B) Has previously deposited and thereafter maintains with the commissioner securities in the sum of not less than ten thousand dollars (\$10,000) executed to the State of Arkansas that are issued by a nonaffiliated corporate entity and are approved by the commissioner; and

(C) Is not otherwise transacting any insurance business in this state that requires compliance with the provisions of the Arkansas Insurance Code.

(e)(1) The obligation of an issuer of a bond required by subsection (d) of this section:

(A) Shall be solely to the State of Arkansas; and

(B) Is solely for the benefit of the State of Arkansas.

(2) Under no circumstances shall the aggregate liability of the issuer exceed the amount of the bond.

~~(e)~~(f)(1) Every notary public shall sign the following declaration in the presence of the circuit clerk for the county where the notary public resides or if a resident of another state, the circuit clerk for the county in Arkansas where employed:

"I, (name of notary), solemnly swear or affirm that I have carefully read the notary laws of this state, and I will uphold the Constitutions of the United States and the State of Arkansas and will faithfully perform to the best of my ability all notarial acts in accordance with the law.

(Signature of notary)

Subscribed and sworn to before me (name of circuit clerk), Circuit Clerk for the County of (name of county), State of Arkansas, on this day of _____, (year).

(Signature of circuit clerk)"

(2) The notary public shall send an executed and signed original of the

declaration to the Secretary of State.

(f)(g) Effective January 1, 2006, the Secretary of State shall issue a commission number to each new notary public and to each notary public who renews his or her commission."

/s/ Stephanie Flowers

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hoyt, **SENATE BILL NO. 934** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 934

Amend **SENATE BILL NO. 934** as engrossed,
S3/18/09 (version: 03-18-2009 14:26):

Page 1, delete lines 13 through 15 of the title and substitute the following:

"PRODUCE MILK IN THIS STATE; AND FOR OTHER"

AND

Page 1, delete lines 19 through 24 of the subtitle and substitute the following:

"TO PROVIDE FOR GRANTS AND INCENTIVES TO ASSIST ARKANSAS DAIRY FARMERS IN CONTINUING TO PRODUCE MILK IN THIS STATE."

AND

Page 2, delete line 25 and substitute the following:

"(b)(1)(A) If funds are available, the Secretary of the Arkansas Agriculture Department shall"

AND

Page 4, delete SECTION 2 in its entirety

/s/ John M. Hoyt

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Lowery, **HOUSE BILL NO. 2003** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2003

Amend **HOUSE BILL NO. 2003** as originally introduced:

Page 2, line 13, delete "(2)" and substitute "(2)(A)"

AND

Page 2, line 15, delete "written notification to" and substitute "written notification to the superintendent of"

AND

Page 2, delete line 16 and substitute "unlawfully attending the school district."

(B) The written notification to the superintendent shall include a reasonable description of the street address and other information that leads the school district to determine that the student is a resident of its school district."

AND

Page 2, delete lines 22 and 23 and substitute the following:

"(i)(a) Complete the investigation within ten (10) business days after receiving the written notice.

(b) The school district conducting the investigation may extend the investigation ten (10) business days in a case that involves five (5) or more students by submitting written notice within the first ten (10) business days of the investigation to the school district that submitted the notification under subdivision (e)(2) of this section."

AND

Page 3, delete lines 10 and 11 and substitute "be appealed by either school district to the State Board of Education."

AND

Page 3, delete line 16 and substitute "for the appeal hearings."

(7)(A) The decision of the state board may be appealed by either school district to the circuit court of the county where the school district that is appealing the decision is located.

(B) The circuit court shall affirm the decision of the state board if the decision is supported by substantial evidence."

AND

Delete Section 2 in its entirety and substitute the following:

"SECTION 2. Arkansas Code § 6-18-202(f), concerning the age and residence requirements for attending public schools, is amended to read as follows:

(f) Any person who knowingly gives a false residential address for purposes

of public school enrollment shall be is guilty of a violation and subject to a fine not to exceed ~~five hundred dollars (\$500)~~ one thousand dollars (\$1,000)."

/s/ John Lowery

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hoyt, **HOUSE BILL NO. 1818** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1818

Amend **HOUSE BILL NO. 1818** as originally introduced:

Page 1, line 16, delete "GENERAL"

And

Page 1, line 17, delete "IMPROVEMENT"

And

Page 1, line 22, insert "PROGRAM" between "STABILIZATION" and "."

And

Page 1, line 26, delete "a transfer to the Dairy Stabilization Fund for Dairy Stabilization" and substitute "Dairy Stabilization Program"

And

Page 1, line 30, insert "PROGRAM" between "STABILIZATION" and "."

And

Page 1, line 32, delete "Dairy Stabilization" and substitute "Miscellaneous Agencies"

And

Page 1, line 33, insert "Program" between "Stabilization" and "payments"

And

Page 1, line 34, insert "for the fiscal year ending June 30, 2010" between "expenses," and "the"

And

Page 1, line 35, delete "\$5,000,000" and substitute "\$4,100,000"

/s/ John M. Hoyt

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative J. Edwards, **HOUSE BILL NO. 1581** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1581

Amend **HOUSE BILL NO. 1581** as originally introduced:

Add Representatives Harrelson, Saunders as cosponsors of the bill

AND

Add Senator D. Wyatt as a cosponsor of the bill

AND

Delete the Title and substitute the following:

"AN ACT TO ENHANCE SAFE AND RESPONSIBLE PASSENGER TRANSPORTATION OF CHILDREN IN CHILD CARE; AND FOR OTHER PURPOSES."

AND

Delete the Subtitle and substitute the following:

"TO ENHANCE SAFE AND RESPONSIBLE PASSENGER TRANSPORTATION OF CHILDREN IN CHILD CARE."

AND

Delete Section 1 and substitute the following:

"SECTION 1. DO NOT CODIFY. The purpose of this act is to enhance safe and responsible passenger transportation of children in child care by requiring appropriate liability insurance and driver training.

SECTION 2. (a) The Division of Child Care and Early Childhood Education of the Department of Human Services is directed, in collaboration with the State Insurance Department, to develop and promulgate rules requiring sufficient and

appropriate minimum levels of general liability insurance coverage for licensed child care centers and licensed and registered child care family homes, including coverage for transportation services when applicable.

(b) The division shall promulgate rules requiring all drivers of vehicles transporting children on behalf of licensed child care centers and licensed and registered child care family homes to complete a comprehensive program of driver safety training.

SECTION 3. DO NOT CODIFY. The rules that require liability insurance and driver safety training shall be in effect no later than December 31, 2009.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the transportation of children is an integral part of child care services and subjects the children to a risk of injury which can be minimalized and insured against; and that this act is immediately necessary to provide protection to children served by various child care centers. 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."

/s/ John Edwards

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative J. Edwards, **HOUSE BILL NO. 1746** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 1746

Amend **HOUSE BILL NO. 1746** as engrossed,

H3/16/09 (version: 03-16-2009 09:57):

Add Senator Steele as a cosponsor of the bill

AND

Delete everything after the Enacting Clause and substitute the following:

"SECTION 1. NOT TO BE CODIFIED. Purpose. The preservation of quality drinking water is of vital importance to the health, safety, and welfare of the citizens of the State of Arkansas. Water utility-owned or water utility-operated lakes, reservoirs, and impoundments are major sources of drinking water in the state. Unfortunately, they are also subject to contamination from the discharge of pollution within the watershed surrounding each lake. Accordingly, for the protection of water-utility owned or operated lakes providing water to both small and large communities throughout the state, the General Assembly of the State of Arkansas establishes the Task Force on Water Source Protection to study ways to preserve the water quality of such lakes and reduce the risk of contamination caused by surface discharges from nonmunicipal treatment plants within their watersheds.

SECTION 2. Task Force on Water Source Protection — Created — Membership.

(a) There is created the Task Force on Water Source Protection consisting.

(b) The task force shall consist of the following members:

(1) A board member of a regional water distribution system who is appointed by the Governor;

(2) A member of a commission that operates a waterworks and distributing system owned by a city of the first class, city of the second class, or incorporated town who is appointed by the Governor;

(3) A member of the Senate appointed by the President Pro Tempore of the Senate;

(4) A member of the House of Representatives appointed by the Speaker of the House of Representatives;

(5) A person appointed by the Attorney General;

(6) A person appointed by the Arkansas Municipal League;

(7) A person appointed by the Arkansas Department of Environmental Quality;

(8) A person appointed by the Department of Rural Services;

(9) A person appointed by the Arkansas Natural Resources Commission;

(10) A person appointed by the State Board of Health;

(11) A person appointed by the Association of Arkansas Counties;

(12) A water system operator appointed by the Drinking Water Advisory and Operator Licensing Committee;

(13) A person from each congressional district appointed by the

Governor; and

(14) A member of the Arkansas Realtors Association appointed by the Governor.

(c)(1) The members of the House of Representatives and the Senate appointed to the task force under subsection (b) of this section shall serve as cochairs of the task force.

(2) The task force shall meet at the State Capitol.

(d) If a vacancy occurs on the task force, the vacancy shall be filled by the same process as the original appointment made under subsection (b) of this section.

(e) The task force shall establish rules and procedures for conducting its business.

(f) A legislative member of the task force may to receive reimbursement for expenses and per diem at the same rate and from the same source as provided by law for a member of the General Assembly who attends a meeting of an interim committee.

(g) A majority of the members of the task force constitutes a quorum for transacting the business of the task force.

(h) The Bureau of Legislative Research shall provide staff for the task force.

(i) The task force terminates on January 31, 2010.

(j) On December 31, 2009, the task force shall deliver a report containing the conclusions of the task force and any recommended revisions or additions to the state's laws concerning the quality and safety of drinking water for public consumption to the cochairs of the Legislative Council.

SECTION 3. (a) The task force shall identify the various nonmunicipal waste water treatment systems and the compliance records of such systems that exist and surface discharge into water utility-owned or operated lakes, reservoirs, and impoundments and recommend ways to preserve the water quality of such lakes and reduce the risk of contamination caused by surface discharges from nonmunicipal treatment plants within their watersheds.

(1) For purposes of the task force:

(A) "Nonmunicipal sewage treatment plant" means a facility that is not a publicly owned treatment works and that is used to treat the excrementitious or other discharge from the bodies of humans, including a:

(i) Wastewater treatment plant;

(ii) Sewage treatment plant;

(iii) Package plant; or

(iv) Similar facility.

(B) "Nonmunicipal sewage treatment plant" does not include,

among other things:

- (i) Septic tank systems;
- (ii) Drip irrigation systems; or
- (iii) Systems for the treatment of animal waste;

(2) "Watershed" means the land area from which water drains into a stream, river, lake, or reservoir, including all tributaries; and

(3) "Publicly owned treatment works" means any device or system for the treatment of pollutants that is owned by any:

- (A) Municipality;
- (B) Quasimunicipal corporation; or
- (C) Other public entity.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the protection of the water quality of the state's lakes, reservoirs, and impoundments that provide water for the citizens of the State is vital to the health of the citizens of the state; and that finding ways to eliminate and prohibit surface discharges from nonmunicipal sewage treatment plants in the watershed of lakes, reservoirs, and impoundments is vital to the protection of the water quality. 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."

/s/ John Edwards

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Allen, **HOUSE BILL NO. 2160** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2160

Amend **HOUSE BILL NO. 2160** as engrossed,

H3/20/09 (version: 03-20-2009 09:42):

Page 2, line 3, delete "after" and substitute "before"

AND

Page 2, delete lines 16 through 18 and substitute the following:

"(B) For which the entire exterior surface is predominately colored other than black, brown, blue, silver, or metallic; or"

AND

Page 3, line 4 add the following:

"SECTION 3. This act becomes effective on January 1, 2010."

/s/ Fred Allen

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hawkins, **HOUSE BILL NO. 2075** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2075

Amend **HOUSE BILL NO. 2075** as originally introduced:

Delete the Title and substitute the following:

"AN ACT TO AMEND ARKANSAS CODE § 23-89-216, AS ENACTED BY ACT 485 OF 2009, CONCERNING INSURANCE MATTERS; AND FOR OTHER PURPOSES."

AND

Delete the Subtitle and substitute the following:

"AN ACT CONCERNING INSURANCE MATTERS."

AND

Delete Section 1 and substitute the following:

"SECTION 1. Arkansas Code § 23-89-216, as enacted by of Act 485 of 2009, is amended to read as follows:

23-89-216. Notice concerning use of insurance proceeds.

(a) When making payment to a third-party on a claim under a motor vehicle insurance policy for damage to a motor vehicle, a motor vehicle liability insurer shall provide a written notice to the ~~insured~~ third-party claimant in substantially the following form:

"Failure to use the insurance proceeds in accordance with a security agreement between you and a lienholder, if any, may constitute the criminal offense of defrauding a secured creditor in violation of Arkansas Code § 5-37-203. If you have any questions, contact your lienholder."

(b) The written notice required by subsection (a) of this section may be provided by including the written notice on each written loss estimate prepared in connection with the claim."

/s/ Eddie Hawkins

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

The House gave Representative L. Smith unanimous leave to withdraw **HOUSE BILL NO. 1854**. Recommended committee study by EDUCATION COMMITTEE - House.

The House gave Representative Blount unanimous leave to withdraw **HOUSE BILL NO. 1637**. Recommended committee study by JUDICIARY COMMITTEE - House.

The House gave Representative Carroll unanimous leave to withdraw **HOUSE BILL NO. 2219**.

The House gave Representative J. Burris unanimous leave to withdraw **HOUSE BILL NO. 1850**. Recommended committee study by REVENUE AND TAXATION COMMITTEE - House.

The House gave Representative J. Burris unanimous leave to withdraw **HOUSE BILL NO. 2161**. Recommended committee study by STATE AGENCIES AND GOVERNMENTAL AFFAIRS COMMITTEE - House.

ENGROSSED BILL REPORTS

WILHELMINA LEWELLEN, CHAIRPERSON

March 24, 2009

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1355 - TITLE - BY REPRESENTATIVE MALOCH
 HOUSE BILL NO. 1555 BY REPRESENTATIVE BETTS
 HOUSE BILL NO. 1581 - TITLE - BY REPRESENTATIVE J. EDWARDS
 HOUSE BILL NO. 1590 - TITLE - BY REPRESENTATIVE KERR
 HOUSE BILL NO. 1746 - TITLE - BY REPRESENTATIVE J. EDWARDS
 HOUSE BILL NO. 1818 - TITLE - BY REPRESENTATIVE HOYT
 HOUSE BILL NO. 1913 - TITLE - BY REPRESENTATIVE LOWERY
 HOUSE BILL NO. 1951 BY REPRESENTATIVE PYLE
 HOUSE BILL NO. 1995 BY REPRESENTATIVE ADCOCK
 HOUSE BILL NO. 2003 BY REPRESENTATIVE LOWERY
 HOUSE BILL NO. 2011 - TITLE - BY REPRESENTATIVE WOODS
 HOUSE BILL NO. 2016 - TITLE - BY REPRESENTATIVE M. BURRIS
 HOUSE BILL NO. 2075 - TITLE - BY REPRESENTATIVE HAWKINS
 HOUSE BILL NO. 2160 BY REPRESENTATIVE ALLEN
 HOUSE BILL NO. 2208 BY REPRESENTATIVE BARNETT
 HOUSE BILL NO. 2231 BY REPRESENTATIVE FLOWERS
 HOUSE BILL NO. 2274 - TITLE - BY REPRESENTATIVE PATTERSON
 HOUSE CONCURRENT
 RESOLUTION NO. 1022-TITLE -BY REPRESENTATIVE HOBBS
 HOUSE JOINT
 RESOLUTION NO. 1004 BY REPRESENTATIVE CHEATHAM
 SENATE BILL NO. 934 - TITLE - BY SENATOR D. WYATT

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1355

BY: REPRESENTATIVE MALOCH

BY: SENATOR G. BAKER

A BILL FOR AN ACT TO BE ENTITLED *AN ACT CONCERNING THE AWARD OF SEVERANCE PAY AND SABBATICALS BY INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1581

BY: REPRESENTATIVES J. EDWARDS, *HARRELSON, SAUNDERS*

BY: *SENATOR D. WYATT*

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO ENHANCE SAFE AND RESPONSIBLE PASSENGER TRANSPORTATION OF CHILDREN IN CHILD CARE; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1590

BY: REPRESENTATIVES KERR, HOBBS, GREENBERG, ENGLISH, SLINKARD, J. BURRIS, CARTER, *WEBB, ADCOCK, HOPPER, D. HUTCHINSON, MCLEAN, J. ROEBUCK*

BY: SENATOR D. JOHNSON

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND THE AMOUNT OF REIMBURSEMENT A COUNTY RECEIVES FROM THE STATE FOR THE CARE AND CUSTODY OF A STATE INMATE HELD IN A COUNTY JAIL; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1746

BY: REPRESENTATIVES J. EDWARDS, WILLS, HOYT, WEBB
BY: SENATORS B. JOHNSON, *D. JOHNSON*, *STEELE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DEFINE "WATERSHED"; TO PROHIBIT SURFACE DISCHARGES FROM TREATMENT FACILITIES IN CERTAIN WATERSHEDS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1818

BY: REPRESENTATIVE HOYT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS AGRICULTURE DEPARTMENT FOR DAIRY STABILIZATION; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1913

BY: REPRESENTATIVES LOWERY, *HARRELSON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH A FORFEITURE PROCEDURE FOR TOBACCO PRODUCTS; TO ESTABLISH A TOBACCO CONTROL FUND; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2011

BY: REPRESENTATIVES WOODS, RAINEY, M. MARTIN, *MOORE, WEBB, GARNER, HOUSE, PENNARTZ, GLIDEWELL*
BY: *SENATOR CAPPS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE ARKANSAS CYBERINFRASTRUCTURE TASK FORCE; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2016

BY: REPRESENTATIVE M. BURRIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE A MECHANISM FOR A *GRANDPARENT OR OTHER NONPARENTAL RELATIVE* TO MAINTAIN HIS OR HER RELATIONSHIP WITH HIS OR *HER GRANDCHILD OR OTHER RELATIVE CHILD AFTER THE CHILD IS ADOPTED*; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2075

BY: REPRESENTATIVE HAWKINS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND ARKANSAS CODE § 23-89-216, AS ENACTED BY ACT 485 OF 2009, CONCERNING INSURANCE MATTERS*; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2274

BY: REPRESENTATIVE PATTERSON

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AUTHORIZE THE EXECUTIVE HEAD OF THE ARKANSAS FORESTRY COMMISSION TO APPOINT AN INSTITUTIONAL LAW ENFORCEMENT OFFICER; AND FOR OTHER PURPOSES.*

HOUSE CONCURRENT RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE CONCURRENT RESOLUTION NO. 1022

BY: REPRESENTATIVE HOBBS

BY: *SENATOR ALTES*

A BILL FOR AN ACT TO BE ENTITLED TO RESCIND THE PREVIOUS APPLICATION BY THE GENERAL ASSEMBLY TO THE CONGRESS OF THE UNITED STATES THAT IT CALL A CONSTITUTIONAL CONVENTION TO PROPOSE AN AMENDMENT TO THE CONSTITUTION TO BALANCE THE PUBLIC DEBT.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 934

BY: SENATOR D. WYATT

BY: *REPRESENTATIVES HOYT, REYNOLDS, L. COWLING, HOUSE, HAWKINS, MCCRARY, PIERCE, J. ROEBUCK, STEWART, TYLER, WAGNER, WEBB, B. WILKINS*

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO PROVIDE FOR GRANTS AND INCENTIVES TO ASSIST ARKANSAS DAIRY FARMERS IN CONTINUING TO PRODUCE MILK IN THIS STATE; AND FOR OTHER PURPOSES.*

The Chair requested that the House pass over **HOUSE BILL NO. 1860** and leave it on the Calendar. Motion carried.

HOUSE BILL NO. 1895

BY: REPRESENTATIVE KERR

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, J. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Lea, Lindsey, Lovell, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Nickels, Nix, Pennartz, Perry, Pierce, Pyle, Ragland, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Williams, Woods.

Total83

NEGATIVE: Breedlove, J. Brown, M. Burris, Lowery, Powers, Rainey, Word.

Total7

ABSENT OR NOT VOTING: Hardy, Kidd, King, Moore, Overbey, Patterson, Sample, Webb, Mr. Speaker.

Total9

VOTING PRESENT: W. Lewellen.

Total1

Total number of votes cast.....91

Total number voting in the affirmative83

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2070

BY: REPRESENTATIVE REYNOLDS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total	96
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Hardy, King, Sample, Webb.	
Total	4
VOTING PRESENT:	
Total	0
Total number of votes cast	96
Total number voting in the affirmative.....	96
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 1173

BY: REPRESENTATIVE L. SMITH

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Adcock, Baird, Blount, T. Bradford, Carroll, Cash, Cheatham, Cole, Davenport, Davis, Flowers, Gaskill, R. Green, Hobbs, Hopper, House, D. Hutchinson, Hyde, W. Lewellen, Lindsey, Nickels, Nix, Pennartz, Powers, Pyle, Rainey, J. Roebuck, Saunders, Shelby, Slinkard, L. Smith, Summers, Woods.

Total33

NEGATIVE: Abernathy, Barnett, Betts, Breedlove, J. Brown, M. Burris, Cook, Cooper, L. Cowling, Dale, Dunn, English, Everett, Garner, Glidewell, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hoyt, Ingram, Kerr, Kidd, Lea, Lovell, Lowery, S. Malone, M. Martin, Maxwell, Moore, Patterson, Perry, Pierce, Ragland, Reep, Reynolds, Rice, J. Rogers, T. Rogers, G. Smith, Stewart, Wagner, Wells, B. Wilkins.

Total45

ABSENT OR NOT VOTING: Allen, T. Baker, J. Burris, Carter, Clemmer, D. Creekmore, J. Dickinson, J. Edwards, George, King, Maloch, McCrary, McLean, Overbey, Sample, Tyler, Webb, Williams, Word, Mr. Speaker.

Total20

VOTING PRESENT: Carnine, Dismang.

Total2

Total number of votes cast80

Total number voting in the affirmative33

Necessary to the passage of the bill.....51

So the Bill failed.

HOUSE BILL NO. 1167

BY: REPRESENTATIVE COOPER

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, Lea, W. Lewellen, Lindsey, Lovell, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Woods, Word, Mr. Speaker.

Total91

NEGATIVE: English, Kerr, Slinkard.

Total3

ABSENT OR NOT VOTING: King, Lowery, Maloch, Sample, Webb, Williams.

Total6

VOTING PRESENT:

Total0

Total number of votes cast94

Total number voting in the affirmative.....91

Necessary to the passage of the bill.....51

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

Representative Pyle moved that the record by which **AMENDMENT #3** to **HOUSE BILL NO. 1951** passed be expunged from the record, which motion prevailed by more than 67 votes.

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Woods, Word, Mr. Speaker.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: King, Maloch, Sample, Webb, Williams.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

Total number voting in the affirmative95

Necessary to the adoption of the motion67

So the Motion was adopted.

Upon motion of Representative Pyle, **HOUSE BILL NO. 1951** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 1951

Amend **HOUSE BILL NO. 1951** as engrossed,

H3/20/09 (version: 03-20-2009 09:28):

Delete Section 2 in its entirety and substitute the following:

"SECTION 2. Arkansas Code 17-86-201(a), concerning the Arkansas State Board of Massage Therapy, is amended to read as follows:

(a)(1) The Arkansas State Board of Massage Therapy shall consist of seven (7) members, who shall be appointed by the Governor for a term of three (3) years.

(2)(A) ~~Four (4)~~ Six (6) of the members shall be licensees under this chapter. These members shall be full voting members.

(B) Only two (2) of the members shall be owners of a massage therapy school.

~~(3) One (1) member, to represent senior citizens, shall be sixty (60) years of age or older and shall not be engaged in or retired from the practice of massage therapy. This member shall be a full voting member.~~

~~(4) One (1) member, to represent the public, shall not be engaged in or retired from the practice of massage therapy. This member shall be a full voting member.~~

~~(5) One (1) member, to represent the medical field, shall not be engaged in or retired from the practice of massage therapy. This member shall be a full voting member and shall be a person exempted from the provisions of this law under § 17-86-301(b)(1).~~

~~(6)(A)(4)(A) Board members who are sitting in the board positions described in this subsection on August 1, 1997, will remain as members of the board until the term of that member's appointment expires or until that member is removed from the board or until that member resigns from the board or dies before the term of his or her appointment expires. A board member shall begin his or her appointed term on July 1, 2009.~~

~~(B) Board members appointed to their positions after August 1, 1997, shall be selected in equal apportionment from the congressional districts of the state as provided in § 25-16-801 and shall be subject to confirmation by the Senate.~~

~~(C) A board position becomes vacant immediately when the member filling that position moves to another state.~~

(D)(i) The initial terms of the appointed members of the board

shall be determined by lot so that three (3) members have a three-year term, two (2) members have a two-year term, and two (2) members have a one-year term.

(ii) A person who has previously served on the board shall not be eligible for an initial appointment.

(5) Board members shall not serve more than six (6) consecutive years on the board."

AND

Appropriately renumber the sections of the bill

/s/ Beverly Pyle

The Amendment was read and adopted by more than 51 votes.

/s/ Ms. Jo Renshaw
Chief Clerk

Representative Tyler moved that the House pass over **SENATE BILL NO. 441**. Motion carried.

The Chair requested that the House pass over **SENATE BILL NO. 780** and leave it on the Calendar. Motion carried.

SENATE BILL NO. 54

BY: SENATOR J. JEFFRESS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, Everett, Garner, Gaskill, George, Glidewell, R. Green, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Williams, Woods, Word.

Total91

NEGATIVE: English, Greenberg, Hall.

Total3

ABSENT OR NOT VOTING: King, Lowery, Sample, Webb, Mr. Speaker.

Total5

VOTING PRESENT: Flowers.

Total1

Total number of votes cast95

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

SENATE BILL NO. 192

BY: SENATOR FARIS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Baird, Betts, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carter, Cheatham, Clemmer, Cole, Cook, D. Creekmore, Dale, Dismang, Dunn, Garner, Gaskill, Glidewell, Greenberg, Hall, Hawkins, Hobbs, Hopper, Hoyt, Hyde, Kidd, Lea, Lindsey, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Patterson, Perry, Pierce, Powers, Pyle, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Woods.

Total56

NEGATIVE: Allen, T. Baker, Barnett, Blount, Carroll, Cooper, Davis, J. Dickinson, English, Everett, Harrelson, D. Hutchinson, Ingram, Kerr, W. Lewellen, Lovell, Nix, Pennartz, Summers, Tyler, Wagner, B. Wilkins, Williams, Word.

Total24

ABSENT OR NOT VOTING: T. Bradford, Cash, L. Cowling, Davenport, J. Edwards, George, R. Green, Hardy, House, King, Lowery, Maloch, Overbey, Ragland, Rainey, Sample, Webb, Wells, Mr. Speaker.

Total19

VOTING PRESENT: Flowers.

Total1

Total number of votes cast.....81

Total number voting in the affirmative56

Necessary to the passage of the bill51

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

Upon motion of Representative Saunders the Clincher motion prevailed.

SENATE BILL NO. 767

BY: SENATOR FARIS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: T. Baker, L. Cowling, Hardy, D. Hutchinson, King, Nix, Sample, Webb.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill51

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

Representative Saunders moved that the House pass over SENATE BILL NO. 353 and leave it on the Calendar. Motion carried.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1167	BY REPRESENTATIVE COOPER
HOUSE BILL NO. 1895	BY REPRESENTATIVE KERR
HOUSE BILL NO. 2070	BY REPRESENTATIVE REYNOLDS

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 54	BY SENATOR J. JEFFRESS
SENATE BILL NO. 192	BY SENATOR FARIS
SENATE BILL NO. 767	BY SENATOR FARIS
SENATE BILL NO. 875	BY SENATOR HORN

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1030	BY REPRESENTATIVE HARRELSON
HOUSE BILL NO. 1110	BY REPRESENTATIVE KERR
HOUSE BILL NO. 1149	BY REPRESENTATIVE CHEATHAM
HOUSE BILL NO. 1188	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1190	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1242	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1576	BY REPRESENTATIVE L. SMITH
HOUSE BILL NO. 1593	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1624	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1634	BY REPRESENTATIVE STEWART
AS AMENDED #1	
HOUSE BILL NO. 1653	BY HOUSE MANAGEMENT
HOUSE BILL NO. 1667	BY REPRESENTATIVE WELLS
HOUSE BILL NO. 1681	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1712	BY REPRESENTATIVE WILLIAMS
AS AMENDED #1	
HOUSE BILL NO. 1793	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1842	BY REPRESENTATIVE STEWART
HOUSE BILL NO. 1843	BY REPRESENTATIVE STEWART

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED,CONTINUED

HOUSE BILL NO. 1867	BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1902	BY REPRESENTATIVE CASH
HOUSE BILL NO. 1904	BY REPRESENTATIVE MCCRARY
HOUSE BILL NO. 1906	BY REPRESENTATIVE L. COWLING
HOUSE BILL NO. 1961	BY REPRESENTATIVE PYLE
HOUSE BILL NO. 1979	BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1983	BY REPRESENTATIVE ALLEN
AS AMENDED #1	
HOUSE BILL NO. 2034	BY REPRESENTATIVE SAUNDERS
HOUSE BILL NO. 2046	BY REPRESENTATIVE WELLS
HOUSE BILL NO. 2132	BY REPRESENTATIVE STEWART
HOUSE BILL NO. 2200	BY REPRESENTATIVE PATTERSON
HOUSE BILL NO. 2222	BY REPRESENTATIVE ADCOCK
HOUSE BILL NO. 2247	BY REPRESENTATIVE MALOCH
AS AMENDED #1	
HOUSE BILL NO. 2259	BY REPRESENTATIVE COLE

ARKANSAS SENATE

SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 41	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 65	BY SENATOR MADISON
SENATE BILL NO. 163	BY SENATOR G. JEFFRESS
SENATE BILL NO. 179	BY SENATOR G. JEFFRESS
SENATE BILL NO. 190	BY SENATOR FARIS
SENATE BILL NO. 399	BY SENATOR D. WYATT
SENATE BILL NO. 464	BY SENATOR MADISON
SENATE BILL NO. 769	BY SENATOR TEAGUE
SENATE BILL NO. 772	BY SENATOR MADISON
SENATE BILL NO. 785	BY SENATOR D. JOHNSON

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE, CONTINUED

SENATE BILL NO. 786	BY SENATOR MADISON
SENATE BILL NO. 809	BY SENATOR HORN
SENATE BILL NO. 872	BY SENATOR TEAGUE
SENATE BILL NO. 920	BY SENATOR BROADWAY

ARKANSAS SENATE
HOUSE CONCURRENT RESOLUTIONS CONCURRED IN
AND RETURNED TO THE HOUSE

HOUSE CONCURRENT RESOLUTION NO. 1016	BY REPRESENTATIVE COOK
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ARKANSAS SENATE
HOUSE CONCURRENT MEMORIAL RESOLUTIONS CONCURRED IN
AND RETURNED TO THE HOUSE

HOUSE CONCURRENT MEMORIAL RESOLUTION NO. 1002	BY REPRESENTATIVE L. SMITH
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ARKANSAS SENATE
SENATE CONCURRENT RESOLUTIONS ADOPTED AND
TRANSMITTED TO THE HOUSE

SENATE CONCURRENT RESOLUTION NO. 13	BY SENATOR WHITAKER
----------------------------------------	---------------------

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 24, 2009

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

HOUSE BILL NO. 1002	BY REPRESENTATIVE WILLS, ET AL
HOUSE BILL NO. 1183	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1185	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1523	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1524	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1525	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1526	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1527	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1528	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1529	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1530	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1532	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1533	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1534	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1535	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1536	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1537	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1538	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1539	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1540	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 9:35 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Wilhelmina Lewellen,
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1002	BY REPRESENTATIVE WILLS, ET AL
HOUSE BILL NO. 1183	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1185	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1523	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1524	BY JOINT BUDGET COMMITTEE
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HOUSE BILL NO. 1527	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1528	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1529	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1530	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1532	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1533	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1534	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1535	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1536	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1537	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1538	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1539	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1540	BY JOINT BUDGET COMMITTEE

/s/ Mike Beebe - Governor

TIME: 9:35 a.m.

By: Sarah Agee

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 24, 2009

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

HOUSE BILL NO. 1541	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1542	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1604	BY REPRESENTATIVE REYNOLDS
HOUSE BILL NO. 1777	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1834	BY REPRESENTATIVE LINDSEY
HOUSE BILL NO. 1846	BY REPRESENTATIVE MOORE, ET AL
HOUSE BILL NO. 1847	BY REPRESENTATIVE MOORE, ET AL
HOUSE BILL NO. 1901	BY REPRESENTATIVE SLINKARD, ET AL
HOUSE BILL NO. 2029	BY REPRESENTATIVE J. BROWN
HOUSE BILL NO. 2073	BY REPRESENTATIVE HAWKINS
HOUSE CONCURRENT RESOLUTION NO. 1020	BY REPRESENTATIVE BLOUNT, ET AL

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:35 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Wilhelmina Lewellen,
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1541	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1542	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1604	BY REPRESENTATIVE REYNOLDS
HOUSE BILL NO. 1777	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1834	BY REPRESENTATIVE LINDSEY
HOUSE BILL NO. 1846	BY REPRESENTATIVE MOORE, ET AL
HOUSE BILL NO. 1847	BY REPRESENTATIVE MOORE, ET AL
HOUSE BILL NO. 1901	BY REPRESENTATIVE SLINKARD, ET AL
HOUSE BILL NO. 2029	BY REPRESENTATIVE J. BROWN
HOUSE BILL NO. 2073	BY REPRESENTATIVE HAWKINS
HOUSE CONCURRENT RESOLUTION NO. 1020	BY REPRESENTATIVE BLOUNT, ET AL

/s/ Mike Beebe - Governor

TIME: 9:35 a.m.

By: Sarah Agee

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

March 24, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on March 24, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE BILL 1953 - ACT 498

Sincerely,

/s/ Mike Beebe

STATE CAPITOL, SUITE 250 • LITTLE ROCK, AR 72201
TELEPHONE (501) 682-2345 • FAX (501) 682-1382
INTERNET WEB SITE • www.governor.arkansas.gov

STATE OF ARKANSAS EIGHTY-SEVENTH GENERAL ASSEMBLY
HOUSE OF REPRESENTATIVES 350 STATE CAPITOL
500 WOODLANE AVENUE
LITTLE ROCK, ARKANSAS 72201-1089
(501) 682-7771 TDD (501) 682-9148

ROBBIE WILLS, SPEAKER
TIM MASSANELLI, PARLIAMENTARIAN JO RENSHAW, CHIEF CLERK

MEMORANDUM

TO: Whom It May Concern
FROM: House Committee on the Journal; Engrossed and Enrolled Bills
DATE: March 24, 2009
SUBJECT: AMENDMENT # 1 to HOUSE BILL NO. 1628

The House Committee on the Journal; Engrossed and Enrolled Bills, by this letter, approves the correction of an error in Amendment #1 to HB 1628. In the Amendment, the following corrections should be made:

The first paragraph of the Amendment should read:

Page 1, line 25 and 26, delete "FEDERAL RECOVERY AND REINVESTMENT STIMULUS GRANTS." and substitute "NATURAL RESOURCES COMMISSION-CASH."

The second paragraph of the Amendment should read:

Page 1, line 28 and 29, delete "for Federal Recovery and Reinvestment Act Grants" and substitute "for personal services and operating expenses of the Arkansas Natural Resources Commission-Cash"

The third paragraph of the Amendment should read:

Page 1, line 34 and 35, delete "FEDERAL RECOVERY & REINVESTMENT ACT GRANTS" and substitute "AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009"

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing HB 1628.

The Committee authorizes the Chief Clerk to carry out the intent of the amendment by correctly engrossing HB 1013.

/s/ Wilhelmina Lewellen

/s/ Rick Green

Speaker of the House Designee

/s/ Robert Moore, Jr., Chairman

/s/ Barbara Nix

House Rules

/s/ Barry Hyde, Chairman

/s/ Tim Massanelli, Parliamentarian

House Management Committee

cc: Jo Renshaw, Chief Clerk

Hall of the House of Representatives

87th General Assembly - Regular Session, 2009

Amendment Form

JBC 03/17/09 (47)JBC 03/17/09 (46)

Subtitle of House Bill No. 1628

"AN ACT FOR THE ARKANSAS NATURAL RESOURCES COMMISSION - RECOVERY AND REINVESTMENT STIMULUS GRANTS APPROPRIATION FOR THE 2009-2010 FISCAL YEAR."

Amendment No. 1 to House Bill No. 1628.

Amend House Bill No. 1628 as originally introduced:

Page 1, line 25 (& 26 SJS), delete "FEDERAL RECOVERY AND REINVESTMENT STIMULUS GRANTS." and substitute "NATURAL RESOURCES COMMISSION - CASH."

And

Page 1, line 28 (& 29 JR), delete "for Federal Recovery and Reinvestment Act Grants" and substitute "for personal services and operating expenses of the Arkansas

Natural Resources Commission - Cash"

And

Page 1, line 34 (& 35 SGS), delete "FEDERAL RECOVERY & REINVESTMENT ACT GRANTS" and substitute "AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009"

And

Insert an additional Section immediately follow Section 1 to read as follows:

" SECTION 2. APPROPRIATION - CONSTRUCTION ASSISTANCE REVOLVING LOAN FUND PROGRAM. There is hereby appropriated, to the Arkansas Natural Resources Commission, to be payable from the Federal Funds as designated by the Chief Fiscal Officer of the State, for personal services and operating expenses of the Arkansas Natural Resources Commission - Construction Assistance Revolving Loan Fund Program for the fiscal year ending June 30, 2010, the following:

ITEM FISCAL YEAR

NO. 2009-2010

(01) AMERICAN RECOVERY AND REINVESTMENT

ACT OF 2009 \$ 25,836,000"

And

Appropriately renumber the subsequent Sections of the bill.

The Amendment was read

By: Joint Budget Committee

KCS/KCS - 03-17-2009 11:27

KCS203 Chief Clerk

SENATE BILL NO. 41

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 MEDICAL BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 65

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 8 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

SENATE BILL NO. 87

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 ETHICS COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 144

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE OFFICE OF THE GOVERNOR FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 179

BY: SENATOR G. JEFFRESS

BY: *REPRESENTATIVE SAMPLE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE MULTIPLIER USED BY THE LOCAL POLICE AND FIRE RETIREMENT SYSTEM; TO FUND THE INCREASED MULTIPLIER BY AN INCREASE IN THE MEMBER'S CONTRIBUTION; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT COMMITTEE ON PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS.

SENATE BILL NO. 190

BY: SENATOR FARIS

BY: *REPRESENTATIVE MALOCH*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENCOURAGE JUDICIAL SERVICE AND RETENTION OF JUDGES THROUGH RETIREMENT INCENTIVES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JOINT COMMITTEE ON PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS.

SENATE BILL NO. 399

BY: SENATOR D. WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO UPDATE THE PROCEDURE FOR ACQUIRING AN ACCESS EASEMENT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 464

BY: SENATORS MADISON, J. KEY**BY: REPRESENTATIVE HARRELSON**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO HELP TO ENSURE THE HEALTH, SAFETY, AND WELFARE OF CHILDREN BY MODERNIZING AND UPDATING THE LAW RELATED TO CHILD ABUSE AND NEGLECT; TO ADOPT THE CHILD MALTREATMENT ACT; TO REPEAL THE ARKANSAS CHILD MALTREATMENT ACT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 744

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HIGHER EDUCATION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1229 OF 2007; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 769

BY: SENATOR TEAGUE

BY: REPRESENTATIVE INGRAM

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO CHANGE THE STANDARD OF PROOF CONCERNING CLAIMS FOR EXEMPTIONS, DEDUCTIONS, AND CREDITS; TO SET THE STANDARD FOR REVIEW OF ADMINISTRATIVE TAX DETERMINATIONS ON APPEAL; AND FOR OTHER PURPOSES.*

Was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE AND TAXATION.

SENATE BILL NO. 772

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING ENTRIES INTO THE JUDGMENT BOOK; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 785

BY: SENATOR D. JOHNSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE DISCLOSURE OF PERSONALLY IDENTIFIABLE INFORMATION OF A LIBRARY PATRON; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 786

BY: SENATOR MADISON**BY: REPRESENTATIVE HARRELSON**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO UPDATE THE REFERENCES IN THE ARKANSAS CODE RELATED TO THE CHILD MALTREATMENT ACT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 809

BY: SENATOR HORN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND AND MAKE TECHNICAL CHANGES TO THE RURAL TELECOMMUNICATIONS COOPERATIVE ACT, § 23-17-201 ET SEQ.; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE AND COMMERCE.

SENATE BILL NO. 872

BY: SENATOR TEAGUE

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE CERTIFICATION STANDARDS OF FIREFIGHTERS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

SENATE BILL NO. 920

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE TECHNOLOGY ACCELERATION FUND; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY.

SENATE CONCURRENT RESOLUTION NO. 13

BY: SENATOR WHITAKER

A BILL FOR AN ACT TO BE ENTITLED TO PROVIDE FOR RECESS OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY AT THE CLOSE OF BUSINESS ON APRIL 9, 2009; TO PROVIDE FOR AN EXTENSION OF THE REGULAR SESSION OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY UNTIL 12:00 NOON, MAY 1, 2009; TO AUTHORIZE THE PRESIDENT PRO TEMPORE OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, BY JOINT PROCLAMATION, TO RECONVENE THE GENERAL ASSEMBLY AT ANY TIME BEFORE 12:00 NOON, MAY 1, 2009, FOR THE PURPOSE OF CONSIDERING VETOES, CORRECTING ERRORS OR OVERSIGHTS, COMPLETING ITS WORK ON PROPOSED CONSTITUTIONAL AMENDMENTS, CONSIDERING ANY ISSUES THAT MAY ARISE FROM THE PASSAGE OF THE FEDERAL STIMULUS PACKAGE, AND CONSIDERING THE NEED FOR FURTHER EXTENSION OF THE REGULAR SESSION OR TO ADJOURN THE EIGHTY-SEVENTH GENERAL ASSEMBLY AT ANY TIME BEFORE THAT DATE IF THEY DETERMINE THAT THERE IS NO NEED TO RECONVENE; TO PROVIDE THAT IF THE GENERAL ASSEMBLY IS NOT RECONVENED OR ADJOURNED BEFORE 12:00 NOON, MAY 1, 2009, THE REGULAR SESSION OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY IS ADJOURNED SINE DIE ON THAT DATE.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

Upon motion of Representative Curren Everett, the House adjourned at 4:04 p.m. until 1:30 p.m., Wednesday, March 25, 2009.

ATTEST:

Robbie Wills
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

