

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

Little Rock, Arkansas

March 26, 2009

The House was called to order at 1:30 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, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, Wilkins, Williams, Woods, Word, Mr. Speaker.

Total..... 100

The following member(s) was absent and did not answer to the roll call:

Total..... 0

A quorum was present.

The House stood and was led in prayer by Reverend Carl McCormack, Pastor, First Presbyterian Church, Malvern, 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 26, 2009
EDUCATION	BILL ABERNATHY CHAIRPERSON
HOUSE BILL NO. 1555 BY REPRESENTATIVE BETTS	DO PASS
HOUSE BILL NO. 1956 BY REPRESENTATIVE WORD	DO PASS
HOUSE BILL NO. 1606 BY REPRESENTATIVE SAUNDERS	DO PASS
HOUSE BILL NO. 1940 BY REPRESENTATIVE COOK	DO PASS
HOUSE BILL NO. 1959 BY REPRESENTATIVE ABERNATHY	DO PASS
HOUSE BILL NO. 1999 BY REPRESENTATIVE LEA	DO PASS
HOUSE BILL NO. 2066 BY REPRESENTATIVE ABERNATHY	DO PASS
HOUSE BILL NO. 2163 BY REPRESENTATIVE RAINEY	DO PASS

COMMITTEE REPORT

	March 26, 2009
JUDICIARY	STEVE HARRELSON CHAIRPERSON
HOUSE BILL NO. 1713 BY REPRESENTATIVE D. CREEKMORE	DO PASS AS AMENDED #1
HOUSE BILL NO. 1745 BY REPRESENTATIVE MALOCH	DO PASS
HOUSE BILL NO. 2160 BY REPRESENTATIVE ALLEN	DO PASS AS AMENDED #4
HOUSE BILL NO. 2265 BY REPRESENTATIVE HARRELSON	DO PASS AS AMENDED #1
SENATE BILL NO. 399 BY REPRESENTATIVE D. WYATT	DO PASS

COMMITTEE REPORT, CONTINUED

SENATE BILL NO. 410	DO PASS
BY SENATOR MADISON	
SENATE BILL NO. 464	DO PASS
BY SENATOR MADISON	
SENATE BILL NO. 702	DO PASS
BY SENATOR MADISON	
SENATE BILL NO. 785	DO PASS
BY SENATOR D. JOHNSON	
SENATE BILL NO. 786	DO PASS
BY REPRESENTATIVE MADISON	
SENATE BILL NO. 788	DO PASS
BY SENATOR H. WILKINS	
SENATE BILL NO. 882	DO PASS
BY SENATOR ALTES	
SENATE BILL NO. 1001	DO PASS
BY SENATOR H. WILKINS	

COMMITTEE REPORT

	March 26, 2009
PUBLIC HEALTH, WELFARE AND LABOR	GREGG REEP
	CHAIRPERSON
HOUSE BILL NO. 1927	DO PASS
BY REPRESENTATIVE SHELBY	
HOUSE BILL NO. 1930	DO PASS
BY REPRESENTATIVE ADCOCK	AS AMENDED #2
HOUSE BILL NO. 1951	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE BILL NO. 1983	DO PASS, CONCUR IN
BY REPRESENTATIVE ALLEN	SENATE AMENDMENT #1
HOUSE BILL NO. 2057	DO PASS
BY REPRESENTATIVE REEP	AS AMENDED #1
HOUSE BILL NO. 2195	DO PASS
BY REPRESENTATIVE PENNARTZ	
HOUSE BILL NO. 2224	DO PASS
BY REPRESENTATIVE ADCOCK	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 2244	DO PASS
BY REPRESENTATIVE MALOCH	
SENATE BILL NO. 373	DO PASS
BY SENATOR SALMON	
SENATE BILL NO. 595	DO PASS
BY SENATOR LAVERTY	
SENATE BILL NO. 819	DO PASS
BY SENATOR LAVERTY	

COMMITTEE REPORT

	March 26, 2009
PUBLIC TRANSPORTATION	OTIS DAVIS
	VICE-CHAIRPERSON
HOUSE BILL NO. 1581	DO PASS
BY REPRESENTATIVE J. EDWARDS	
HOUSE BILL NO. 1634	DO PASS, CONCUR IN
BY REPRESENTATIVE STEWART	SENATE AMENDMENT #1
HOUSE BILL NO. 2208	DO PASS
BY REPRESENTATIVE BARNETT	

COMMITTEE REPORT

	March 26, 2009
REVENUE AND TAXATION	JOHN LOWERY
	CHAIRPERSON
HOUSE BILL NO. 1378	DO PASS
BY REPRESENTATIVE MAXWELL	
HOUSE BILL NO. 1582	DO PASS
BY REPRESENTATIVE J. EDWARDS	AS AMENDED #2
HOUSE BILL NO. 1995	DO PASS
BY REPRESENTATIVE ADCOCK	
HOUSE BILL NO. 2191	DO PASS
BY REPRESENTATIVE PATTERSON	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 2250	DO PASS
BY REPRESENTATIVE M. BURRIS	
SENATE BILL NO. 769	DO PASS
BY SENATOR TEAGUE	
SENATE BILL NO. 975	DO PASS
BY SENATOR J. KEY	

COMMITTEE REPORT

March 26, 2009

JOINT BUDGET	BRUCE MALOCH CHAIRPERSON
HOUSE BILL NO. 1448	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1486	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1574	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1615	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1616	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1617	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1618	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1639	DO PASS
BY REPRESENTATIVE WOODS	
HOUSE BILL NO. 1651	DO PASS
BY REPRESENTATIVE RAINEY	
HOUSE BILL NO. 1652	DO PASS
BY REPRESENTATIVE RAINEY	
HOUSE BILL NO. 1657	DO PASS
BY REPRESENTATIVE SAUNDERS	
HOUSE BILL NO. 1669	DO PASS
BY REPRESENTATIVE WORD	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 1670	DO PASS
BY REPRESENTATIVE WORD	
HOUSE BILL NO. 1689	DO PASS
BY REPRESENTATIVE SAUNDERS	
HOUSE BILL NO. 1697	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1698	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1699	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1702	DO PASS
BY REPRESENTATIVE SHELBY	
HOUSE BILL NO. 1704	DO PASS
BY REPRESENTATIVE REEP	
HOUSE BILL NO. 1708	DO PASS
BY REPRESENTATIVE ADCOCK	
HOUSE BILL NO. 1709	DO PASS
BY REPRESENTATIVE ADCOCK	
HOUSE BILL NO. 1718	DO PASS
BY REPRESENTATIVE DAVENPORT	
HOUSE BILL NO. 1757	DO PASS
BY REPRESENTATIVE EVERETT	
HOUSE BILL NO. 1758	DO PASS
BY REPRESENTATIVE EVERETT	
HOUSE BILL NO. 1759	DO PASS
BY REPRESENTATIVE EVERETT	
HOUSE BILL NO. 1765	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1766	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1767	DO PASS
BY REPRESENTATIVE W. LEWELLEN	
HOUSE BILL NO. 1768	DO PASS
BY REPRESENTATIVE POWERS	
HOUSE BILL NO. 1779	DO PASS
BY REPRESENTATIVE HARRELSON	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 1809	DO PASS
BY REPRESENTATIVE GREENBERG	
HOUSE BILL NO. 1810	DO PASS
BY REPRESENTATIVE RAINEY	
HOUSE BILL NO. 1811	DO PASS
BY REPRESENTATIVE RAINEY	
HOUSE BILL NO. 1815	DO PASS
BY REPRESENTATIVE RAINEY	
HOUSE BILL NO. 1818	DO PASS
BY REPRESENTATIVE HOYT	
HOUSE BILL NO. 1829	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE BILL NO. 1963	DO PASS
BY REPRESENTATIVE WILLS	
SENATE BILL NO. 567	DO PASS
BY JOINT BUDGET COMMITTEE	

Upon motion of Representative Cheatham, **HOUSE BILL NO. 2249** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2249

Amend **HOUSE BILL NO. 2249** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 6, Chapter 17 is amended to add an additional subchapter to read as follows:

Subchapter 28 - Teacher Evaluations6-17-2801. Findings.

The General Assembly finds that:

(1) Teacher evaluations are often brief reviews of performance with remediation plans that provide only a broad review of teaching methods that do little to help teachers with the specific performance areas that need improvement;

(2) The evaluator of a public school teacher should assist the teacher in improving his or her performance by providing the teacher with a timely, specific, and meaningful written evaluation of the teacher's performance and specific, written, educationally sound suggestions for improvement that are directly tied to

performance areas; and

(3) The program of evaluation established under this subchapter will provide effective and meaningful evaluations that teachers and evaluators may use to work collaboratively to improve teacher performance.

6-17-2802. Evaluations.

(a) The evaluator of a licensed classroom teacher who teaches students in any grade from kindergarten through grade twelve (K-12) in a public school shall have at least three (3) years of successful teaching performance in either the grade level or subject area, or a combination thereof, of the teacher the evaluator is evaluating.

(b) An evaluation shall meet the following minimum requirements:

(1) A teacher shall be observed in a classroom setting for at least thirty (30) minutes or a longer period of time sufficient to enable a meaningful evaluation of the teacher's performance; and

(2) The details of an observation of teacher performance shall be contemporaneously documented and the documentation provided to the teacher within three (3) school days of the observation.

(c)(1) An evaluator shall inform a teacher in writing of any observation that:

(A) Does not represent the most effective performance; or

(B) Demonstrates a failure to perform in a manner that the evaluator determines would have resulted in a more effective performance.

(2) The evaluator shall include in the written evaluation any educationally sound suggestion for a more effective performance by the teacher.

6-17-2803. Remediation.

(a) Any proposed remediation plan shall be in writing and shall include a written explanation of:

(1) Each area that the teacher needs to improve; and

(2) How each item of the remediation plan is designed to help remedy a specific area of needed improvement.

(b) Any required remediation shall be:

(1) In writing;

(2) Collaboratively developed between the teacher and the evaluator;

and

(3) Directly related to and designed to specifically address each identified area of performance that needs improvement.

/s/ Eddie Cheatham

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. 2192** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2192

Amend **HOUSE BILL NO. 2192** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 6-81-1502(1), concerning the definition of a five-year teacher education program for purposes of the State Teacher Assistance Resource Program, is amended to read as follows:

(1) "Five-year teacher education program" means a program within a regionally accredited institution of higher education in Arkansas that will lead to obtaining a teacher ~~certification~~ licensure and is designed for completion in five (5) years with an award of a master's degree in education or in school counseling;

SECTION 2. Arkansas Code § 6-81-1503(b), concerning the purpose of the State Teacher Assistance Resource Program, is amended to read as follows:

(b) While in college, the state teacher assistance resource recipient should be exposed to a range of extracurricular activities geared toward instilling a strong motivation not only to remain in teaching or school counseling but also to provide leadership for tomorrow's schools.

SECTION 3. Arkansas Code § 6-81-1504(b), concerning administration of the State Teacher Assistance Resource Program, is amended to read as follows:

(b) The department shall adopt standards for awarding the forgivable loans to ensure that students in their sophomore, junior, or senior year who are actively pursuing a degree in teaching are admitted to a teacher education program or school counseling program or are enrolled in a Master of Arts in Teaching program with the best potential for success receive a forgivable loan.

SECTION 4. Arkansas Code § 6-81-1504(e)(5), concerning administration of

the State Teacher Assistance Resource Program, is amended to read as follows:

(5) Geographical area in which the applicant or recipient intends to teach or be employed as a school counselor;

SECTION 5. Arkansas Code § 6-81-1505 is amended to read as follows:

6-81-1505. Eligibility.

A student entering his or her sophomore, junior, or senior year and actively pursuing or admitted to a teacher education program or a school counseling program shall be eligible to receive a forgivable loan under the State Teacher Assistance Resource Program if:

(1) The recipient earns a cumulative grade point average of 2.75 or above on a 4.0 scale at an approved institution;

(2) The recipient has completed at least one (1) year of full-time postsecondary course work; and

(3) The recipient meets any other continuing eligibility criteria established by the Department of Higher Education.

SECTION 6. Arkansas Code § 6-81-1506(a), concerning the forgivable loans under the State Teacher Assistance Resource Program, is amended to read as follows:

(a)(1) The State Teacher Assistance Resource Program shall be used to provide:

(A) A forgivable loan ~~in the amount~~ of three thousand dollars (\$3,000) per year for a sophomore, junior, or senior actively pursuing a degree in teaching admitted to a teacher education program or school counseling program or enrolled in a Master of Arts in Teaching program who commits to teach or be employed as a school counselor in a public school located in a geographical area of the state designated as having a critical shortage of teachers or teach in a subject matter area designated as having a critical shortage of teachers;

(B) A two-year forgivable loan if the recipient is in a four-year teacher education program or a three-year forgivable loan if the recipient is in a five-year teacher education program or school counseling program in the amount of six thousand dollars (\$6,000) per year for a junior or senior admitted to a teacher education program who commits to teach or be employed as a school counselor in a public school located in a geographical area of the state designated as having a critical shortage of teachers and teach in a subject matter area designated as having a critical shortage of teachers;

(C) A loan repayment for federal student loans in the amount of three thousand dollars (\$3,000) per year for each year a ~~certified~~ licensed teacher who graduated from a teacher education program or a school counseling program

after April 2004 teaches or is employed as a school counselor in a public school located in a geographical area of the state designated as having a critical shortage of teachers; or

(D) A loan repayment for federal student loans in the amount of six thousand dollars (\$6,000) per year for each year a ~~certified~~ licensed teacher or school counselor who graduated from a teacher education program or school counseling program after April 2004 teaches in a public school located in a geographical area of the state designated as having a critical shortage of teachers and teaches in a subject matter designated as having a critical shortage of teachers.

(2) The Department of Education shall set the term of the loan with the goal of assisting the recipient to complete the recipient's teacher education program or school counseling program.

(3) ~~No~~ A person receiving a forgivable loan under subdivision (a)(1)(A) or (B) of this section shall not be eligible to receive a loan repayment under subdivision (a)(1)(C) or (D) of this section.

SECTION 7. Arkansas Code § 6-81-1506(e), concerning the forgivable loans under the State Teacher Assistance Resource Program, are amended to read as follows:

(e)(1) Within nine (9) months after completion of the teacher education program or school counseling program, the recipient of a forgivable loan under the State Teacher Assistance Resource Program shall begin to teach or shall be employed as a school counselor in a public school in the state in accordance with the student's initial commitment or shall begin to repay the loan in accordance with the terms of a note executed under subsection (c) of this section.

(2) The department shall forgive one (1) year of the loan for each consecutive year the recipient teaches or is employed as a school counselor full time in a shortage area in accordance with the terms of the recipient's initial commitment beginning nine (9) months from the date of graduation.

(3) The department may grant loan repayment deferrals to students who enrolled in masters or doctoral programs after completion of a four-year or five-year teacher education program or school counseling program or for other just cause as determined by the department.

(4) The department may also forgive the loan if it finds that it is impossible for the recipient to teach or be employed as a school counselor in an Arkansas public school as required because of the death or permanent disability of the recipient."

/s/ Mike Patterson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Dismang, **HOUSE BILL NO. 2053** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2053

Amend **HOUSE BILL NO. 2053** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 18, Chapter 15, Subchapter 1 is amended to add an additional section to read as follows:

18-15-103. Compensation to property owner.

(a) Before filing an eminent domain action, the State of Arkansas or any of its agencies or departments shall negotiate in good faith with the property owner to purchase the property at fair market value.

(b) If the compensation ordered by the court in the eminent domain action is ten percent (10%) or more than the amount offered by the state or agency or department, the state or agency or department shall be ordered by the court to pay all expenses incurred by the property owner in connection with the eminent domain action, including without limitation attorney's fees, litigation expenses, and costs."

/s/ Jonathan Dismang

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Carnine, **HOUSE BILL NO. 1862** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1862

Amend **HOUSE BILL NO. 1862** as engrossed,

H3/18/09 (version: 03-18-2009 10:33):

Page 2, delete lines 1 through 6 and substitute the following language:

"district, employed full time as a teacher in an accredited teacher preparation program at a state-supported institution of higher education."

AND

Page 2, delete line 9 and substitute the following language:

"employment as provided under this subdivision (a)(3)(A)(iv)(b) if funds are available after payments are made to those eligible under subdivisions (a)(3)(A)(iv)(a) and (a)(3)(B)(i)."

AND

Page 2, delete lines 31 through 35 and substitute the following language:

"in this state, the teacher is employed as a teacher in an accredited teacher preparation program at a state-supported institution of higher education if funds are available after payments are made to those eligible under subdivisions (a)(3)(iv)(a) and (a)(3)(B)(i)."

AND

Page 3, delete lines 8 through 11 and substitute the following language:

"principal in an Arkansas public school district or teacher in an accredited teacher preparation program at a state-supported institution of higher education if the person:

AND

Page 3, line 18 delete "or" and substitute "or"

AND

Page 3, line 20, delete "or" and substitute "."

AND

Page 3, delete lines 21 through 23

/s/ Les Carnine

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Lea, HOUSE BILL NO. 2266 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 2266

Amend HOUSE BILL NO. 2266 as engrossed,

H3/23/09 (version: 03-23-2009 08:52):

Page 1, line 26, delete "judge" and substitute "court"

/s/ Andrea Lea

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Cash, HOUSE BILL NO. 1903 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1903

Amend HOUSE BILL NO. 1903 as engrossed,

H3/17/09 (version: 03-17-2009 09:54):

Delete the title in its entirety and substitute the following:

"AN ACT TO SET ENERGY EFFICIENCY SAVINGS GOALS FOR AN ELECTRIC PUBLIC UTILITY AND A NATURAL GAS PUBLIC UTILITY REGULATED BY THE ARKANSAS PUBLIC SERVICE COMMISSION; TO REQUIRE THE ELECTRIC PUBLIC UTILITY AND THE NATURAL GAS PUBLIC UTILITY TO DEVELOP AN ENERGY EFFICIENCY PLAN; TO ALLOW FOR THE RECOVERY OF COSTS; TO REQUIRE REVIEW BY THE COMMISSION; TO ALLOW THE COMMISSION TO AWARD INCENTIVES; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"THE ENERGY EFFICIENCY SAVINGS GOALS ACT OF 2009."

AND

Page 1, delete line 32 and substitute:

“Efficiency Savings Goals Act of 2009”.

AND

Page 2, delete lines 12 through 36 and substitute the following:

"23-3-803. Energy efficiency savings goals.

(a) An electric utility shall use its best efforts through the implementation of energy efficiency programs for its customers to meet by 2013 an annual energy savings goal of at least one percent (1%) of the electric utility's total annual sales in kilowatt hours based on its most recent three-year average of total kilowatt hours, as determined by the Arkansas Public Service Commission.

(b) A natural gas utility shall use its best efforts through the implementation of energy efficiency programs for its customers to meet by 2013 an annual energy savings goal of at least seventy-five hundredths of one percent (0.75%) of the natural gas utility's total annual sales in therms based on its most recent three-year average of total therm sales, as determined by the commission.

(c) During the period of 2010 through 2012, the commission may establish for an electric utility or a natural gas utility interim goals for energy savings that are attributable to energy efficiency programs implemented under this subchapter.

23-3-804. Limitation on spending.

(a) Unless the Arkansas Public Service Commission has given its prior approval, a natural gas utility or an electric utility shall not spend on its energy efficiency programs an annual amount that exceeds two percent (2%) of its total utility sales revenues for the preceding year.

(b) As used in subsection (a) of this section, “total utility sales revenues” includes electricity or natural gas commodity costs.

23-3-805. Energy efficiency plan.”

AND

Page 3, delete lines 1 through 23

AND

Page 3, line 27, delete “performance standards” and substitute “savings goal”

AND

Page 3, line 30, after “commission” insert “for its approval”

AND

Page 3, line 32, after “commission” insert “for its approval”

AND

Page 4, delete line 4 and substitute “savings goal:”

AND

Page 4, delete lines 22 through 25, and substitute the following:

"(e) The energy efficiency plan's proposed expenditures for energy efficiency programs for each rate class shall be equal to the amounts that are collected from each customer rate class for the energy efficiency programs."

AND

Page 4, delete line 27 and substitute:

"23-3-806. Monitoring."

AND

Page 4, delete line 31 and substitute:

"23-3-807. Cost recovery."

AND

Page 4, line 32, delete "(a)(1)" and substitute "(a)"

AND

Page 4, delete lines 35 and 36 and substitute the following:

"(b)(1)(A) The utility shall recover the costs of an approved energy efficiency program from its customers in a manner that is consistent with the electric utility's or the natural gas utility's most recent order for a general change or modification of rates and charges.

(B) The charge under subdivision (b)(1)(A) of this section shall be:

(i) Applied to all existing and future distribution customers; and

(ii) Based on that customer's current monthly billing determinants."

AND

Page 5, delete lines 1 through 6

AND

Page 5, delete line 11 and substitute:

"23-3-808. Energy efficiency plan review."

AND

Page 5, delete line 23 and substitute:

"23-3-809. Incentives."

AND

Page 5, delete line 35 and substitute:

"23-3-810. Rules."

AND

Page 6, delete lines 2 through 7 and substitute:

"(b) The rules shall include the procedure for reviewing and verifying the results of each utility's compliance with this subchapter."

AND

Page 6, delete line 9 and substitute:

"23-3-811. Reporting."

AND

Page 6, delete line 13 and substitute the following:

"implemented under this subchapter.

23-3-812. Applicability.

This subchapter does not apply to a municipal corporation or a consolidated municipal improvement district that owns or operates an electric utility system."

/s/ Joan Cash

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. 5 TO HOUSE BILL NO. 1746

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

H3/24/09 (version: 03-24-2009 09:41):

Add Representative Dale as a co-sponsor of the bill

AND

Page 1, delete lines 10 through 12 of the Title and substitute the following:

"AN ACT TO CREATE THE TASK FORCE ON WATER SOURCE PROTECTION;
AND FOR OTHER PURPOSES."

AND

Page 1, delete line 15 of the Subtitle and substitute the following:

"TO CREATE THE TASK FORCE ON WATER SOURCE PROTECTION."

/s/ John Edwards

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Harrelson, **HOUSE BILL NO. 1224** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1224

Amend **HOUSE BILL NO. 1224** as originally introduced:

Add Representative Cook as a cosponsor of the bill

AND

Page 2, delete lines 28 through 31 and substitute the following

"(d) To the extent that funding is appropriated and available for this purpose, the retiree portion of the premium or cost of a health insurance policy under this section for a member of the Arkansas Teacher Retirement System who is not Medicare primary shall not exceed the retiree portion of the premium or cost of a health insurance policy under this section for a member of the Arkansas Public Employees' Retirement System who is not Medicare primary."

/s/ Steve Harrelson

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Harrelson, **HOUSE BILL NO. 2141** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2141

Amend **HOUSE BILL NO. 2141** as originally introduced:

Page 1, delete lines 22 through 24 and substitute the following:

"SECTION 1. Arkansas Code § 18-16-101 is repealed.

~~18-16-101. Failure to pay rent — Refusal to vacate upon notice — Penalty.~~

~~(a) Any person who shall rent any dwelling house or other building or any land situated in the State of Arkansas and who shall refuse or fail to pay the rent therefor when due according to contract shall at once forfeit all right to longer occupy the dwelling house or other building or land.~~

~~(b)(1) If, after ten (10) days' notice in writing shall have been given by the landlord or the landlord's agent or attorney to the tenant to vacate the dwelling house or other building or land, the tenant shall willfully refuse to vacate and surrender the possession of the premises to the landlord or the landlord's agent or attorney, the~~

tenant shall be guilty of a misdemeanor.

~~(2) Upon conviction before any justice of the peace or other court of competent jurisdiction in the county where the premises are situated, the tenant shall be fined twenty-five dollars (\$25.00) per day for each day that the tenant fails to vacate the premises.~~

~~(c)(1) Any tenant charged with refusal to vacate upon notice who enters a plea of not guilty to the charge of refusal to vacate upon notice and who continues to inhabit the premises after notice to vacate pursuant to subsection (b) of this section shall be required to deposit into the registry of the court a sum equal to the amount of rent due on the premises. The rental payments shall continue to be paid into the registry of the court during the pendency of the proceedings in accordance with the rental agreement between the landlord and the tenant, whether the agreement is written or oral.~~

~~(2)(A) If the tenant is found not guilty of refusal to vacate upon notice, the rental payments shall be returned to the tenant.~~

~~(B) If the tenant is found guilty of refusal to vacate upon notice, the rental payment paid into the registry of the court shall be paid over to the landlord by the court clerk.~~

~~(3) Any tenant who pleads guilty or nolo contendere to or is found guilty of refusal to vacate upon notice and has not paid the required rental payments into the registry of the court shall be guilty of a Class B misdemeanor.~~

SECTION 2. Arkansas Code §§ 18-17-701 and 18-17-702 are amended to read as follows:

18-17-701. Noncompliance with rental agreement — Failure to pay rent — Removal of evicted tenant's personal property.

(a) Except as provided in this chapter, if there is a material noncompliance by the tenant with the rental agreement, the landlord may deliver a written notice to the tenant specifying the acts and omissions constituting the ~~breach~~ material noncompliance and that the rental agreement will terminate upon a date not less than ~~fourteen (14)~~ thirty (30) days after receipt of the notice, if the ~~breach~~ material noncompliance is not remedied in ~~fourteen (14)~~ thirty (30) days. The rental agreement terminates as provided in the notice except that if the ~~breach~~ material noncompliance is remediable by repairs or otherwise and the tenant adequately remedies the ~~breach~~ material noncompliance before the date specified in the notice.

(b) If rent is unpaid when due and the tenant fails to pay rent within ~~five (5)~~ fourteen (14) days from the date due, the landlord may terminate the rental agreement.

(c)(1) Except as provided in this chapter, the landlord may recover actual

damages and obtain injunctive relief, judgments, or evictions in circuit court or district court ~~without posting bond~~ for any a material noncompliance by the tenant with the rental agreement.

(2) If the tenant's noncompliance is willful other than nonpayment of rent, the landlord may recover reasonable attorney's fees, provided the landlord is represented by an attorney.

(3) If the tenant's nonpayment of rent is not in good faith, the landlord is entitled to reasonable attorney's fees, provided the landlord is represented by an attorney.

(d)(1) Except as provided in this chapter, if there is a material noncompliance by the landlord with the rental agreement, the tenant may deliver a written notice to the landlord specifying the acts and omissions constituting the material noncompliance and that the rental agreement will terminate upon a date not less than thirty (30) days after receipt of the notice if the material noncompliance is not remedied in thirty (30) days.

(2) The rental agreement shall terminate as provided in the notice subject to the following:

(A) If the material noncompliance is remedial by repairs, the payment of damages, or otherwise, and the landlord adequately remedies the material noncompliance before the date specified in the notice, the rental agreement shall not terminate by reason of the material noncompliance;

(B) If substantially the same act or omission that constituted a prior material noncompliance of which notice was given recurs within six (6) months, the tenant may terminate the rental agreement upon at least fourteen (14) days written notice specifying the material noncompliance and the date of termination of the rental agreement; and

(C) If the material noncompliance is caused by the deliberate or negligent act or omission of the tenant, a member of the tenant's family, or other person on the premises with the tenant's consent, the tenant may not terminate the rental agreement.

(e)(1) Except as provided in this chapter, the tenant may recover actual damages and obtain injunctive relief for material noncompliance with the rental agreement by the landlord or material noncompliance with the landlord's obligation to maintain the premises.

(2) If the landlord's material noncompliance is willful, the tenant may recover reasonable attorney's fees if the tenant is represented by an attorney.

(f) If the rental agreement is terminated, the landlord shall return all security recoverable by the tenant under § 18-16-306 and all prepaid rent.

18-17-702. Noncompliance affecting health and safety.

(a) If there is noncompliance by the tenant with § 18-17-601 materially affecting health and safety that may be remedied by repair, replacement of a damaged item, or cleaning, and the tenant fails to comply as promptly as conditions require in case of emergency or within ~~fourteen (14)~~ thirty (30) days after written notice by the landlord specifying the ~~breach~~ noncompliance and requesting that the tenant remedy it within that period of time, the landlord may enter the dwelling unit and cause the work to be done in a workmanlike manner and the tenant shall reimburse the landlord for the cost and, in addition, the landlord shall have the remedies available under this chapter.

(b) If there is noncompliance by the tenant with this subchapter materially affecting health and safety other than as stated in subsection (a) of this section, and the tenant fails to comply as promptly as conditions require in case of emergency, or within ~~fourteen (14)~~ thirty (30) days after written notice by the landlord if it is not an emergency, specifying the ~~breach~~ noncompliance and requesting that the tenant remedy within that period of time, the landlord may terminate the rental agreement.

(c)(1) If there is noncompliance by the landlord under § 18-17-501 et seq. that materially affects health and safety, the tenant may deliver a written notice to the landlord specifying the acts and omissions that constitute the noncompliance and that the rental agreement will terminate upon a date not less than thirty (30) days after receipt of the notice if the noncompliance is not remedied in thirty (30) days.

(2) The rental agreement shall terminate as provided in the notice subject to the following:

(A) If the noncompliance is remedial by repairs, the payment of damages, or otherwise, and the landlord adequately remedies the noncompliance before the date specified in the notice, the rental agreement shall not terminate by reason of the noncompliance;

(B) If substantially the same act or omission that constituted a prior noncompliance of which notice was given recurs within six (6) months, the tenant may terminate the rental agreement upon at least fourteen (14) days' written notice specifying the noncompliance and the date of the termination of the rental agreement; and

(C) If the noncompliance is caused by the deliberate or negligent act or omission of the tenant, a member of the tenant's family, or other person on the premises with the tenant's consent, the tenant may not terminate.

(d)(1) In addition to any right of the tenant arising under subsection (c) of this section, except as provided in this chapter, the tenant may recover actual damages and obtain injunctive relief for noncompliance by the landlord.

(2) If the landlord's noncompliance is willful, the tenant may recover reasonable attorney's fees if the tenant is represented by an attorney.

(e) If the rental agreement is terminated, the landlord shall return all security recoverable by the tenant under § 18-16-305 and all prepaid rent.

SECTION 3. Arkansas Code Title 18, Chapter 17, Subchapter 5 is amended to add three (3) additional sections to read as follows:

18-17-502. Landlord to maintain premises.

(a) A landlord shall:

(1) Comply with the requirements of applicable building and housing codes materially affecting health and safety;

(2) Make all repairs and do whatever is necessary to maintain the premises in a fit and habitable condition;

(3) Keep all common areas of the premises in a clean and safe condition;

(4) Maintain in good and safe working order and condition all electrical, plumbing, sanitary, heating, ventilating, air-conditioning, and other facilities and appliances, including elevators, supplied or required to be required by the landlord;

(5) Provide and maintain appropriate receptacles and conveniences for the removal of ashes, garbage, rubbish, and other waste incidental to the occupancy of the dwelling unit and arrange for their removal; and

(6) Supply running water and reasonable amounts of hot water at all times and reasonable heat between October 1 and May 1 except where the building that includes the dwelling unit is not required by law to be equipped for that purpose, or the dwelling unit is so constructed that heat or hot water is generated by an installation with exclusive control of the tenant and supplied by a direct public utility connection.

(b) If the duty imposed on the landlord in subdivision (a)(1) of this section is greater than any duty imposed by any one of subdivisions (a)(2)-(6) of this section, the landlord's duty shall be determined by reference to subdivision (a)(1) of this section.

(c) The landlord and tenant of a single-family residence may make a separate good faith agreement in writing that the tenant will perform the landlord's duties specified in subdivisions (a)(5) and (a)(6) of this section as well as specified repairs, maintenance tasks, alterations, and remodeling.

(d)(1) The landlord and tenant of a dwelling unit other than a single-family residence may make separate a good faith agreement in writing supported by adequate consideration that the tenant is to perform specified repairs, maintenance tasks, alterations, or remodeling only if:

(A) The work is not necessary to cure noncompliance with subdivision (a)(1) of this section; and

(B) The agreement does not diminish or affect the obligation of the landlord to other tenants in the premises.

(2) The landlord may not treat performance of the separate agreement under this subsection (d) as a condition to any obligation or performance of any rental agreement.

18-17-503. Wrongful failure to supply heat, water, or essential services.

(a) If contrary to the rental agreement or the landlord's obligation to maintain the rental premises under § 18-17-501 et seq., the landlord willfully or negligently fails to supply heat, running water, hot water, electricity, gas, or other essential services, the tenant may give written notice to the landlord specifying the noncompliance and may:

(1) Take reasonable and appropriate measures to secure reasonable amounts of heat, hot water, running water, electricity, gas, and other essential services during the period of the landlord's noncompliance and deduct the tenant's actual and reasonable costs for obtaining those services from the rent owed to the landlord;

(2) Recover damages based upon the diminution in the fair rental value of the dwelling unit; or

(3)(A) Procure reasonable substitute housing during the period of the landlord's noncompliance.

(B) If the tenant procures reasonable substitute housing, the tenant:

(i) Is excused from paying rent for the period of the landlord's noncompliance;

(ii) May recover the actual and reasonable cost or fair and reasonable value of the substitute housing not in excess of an amount equal to the periodic rent; and

(iii) May recover reasonable attorney's fees if the tenant is represented by an attorney.

(b) If the tenant proceeds under this section, he or she may not proceed under § 18-17-702 as to the same noncompliance.

(c)(1) The rights of the tenant under this section do not arise until the tenant has given notice to the landlord.

(2) If the condition was caused by the deliberate or negligent act or omission of the tenant, a member of the tenant's family, or other person on the premises with the tenant's consent, the tenant has no rights to proceed under this

section.

18-17-504. Prohibited provisions in rental agreements.

(a) A rental agreement shall not provide that the tenant agrees to waive or forego rights or remedies under the Arkansas Residential Landlord—Tenant Act of 2007, § 18-17-101 et seq.

(b)(1) A provision prohibited by the Arkansas Residential Landlord—Tenant Act of 2007, § 18-17-101 et seq. is unenforceable.

(2) If a landlord deliberately uses a rental agreement containing provisions known by him or her to be prohibited, the tenant may recover in addition to the tenant's actual damages, an amount up to two (2) months' periodic rent and reasonable attorney's fees."

/s/ Steve Harrelson

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Webb, **SENATE BILL NO. 334** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 334

Amend **SENATE BILL NO. 334** as originally introduced:

Page 1, delete lines 24 through 36

AND

Page 2, delete lines 1 through 36

AND

Page 3, delete lines 1 through 32 and substitute the following:

"SECTION 1. Arkansas Code § 3-5-1403 is amended to read as follows:

3-5-1403. Definitions.

As used in this subchapter:

(1) "Barrel" means thirty-one (31) gallons;

(2) "Beer" means any fermented liquor made from malt or any substitute having an alcoholic content of not more than five percent (5%) by weight;

~~(3) "Board" means the Alcoholic Beverage Control Board;~~

~~(4)~~(3) "Brewery" means the facilities of a native brewer that operate a small brewery, contract brewing company, microbrewery, or restaurant;

~~(5)~~(4) "Contract brewing company" means any licensed brewery that hires another company to produce a portion of its beer or malt beverage;

~~(6)~~(5) "Director" means the Director of the Alcoholic Beverage Control Division of the Department of Finance and Administration;

~~(7)~~(6) "Malt beverage" means any liquor brewed from the fermented juices of grain and having an alcoholic content of no less than five percent (5%) nor more than twenty-one percent (21%) by weight;

~~(8)~~(7) "Microbrewery-restaurant" means any restaurant that manufactures one (1) or more varieties of beer or malt beverage in an aggregate quantity of not more than five thousand (5,000) barrels per year and stores the beer or malt beverages on the premises or on any adjacent premises;

~~(9)~~(8) "Native brewer" means any person who is licensed by the division to manufacture and sell beer and malt beverages at a small brewery or microbrewery-restaurant;

~~(10)~~(9) "Native brewery" means a small brewery or microbrewery-restaurant;

~~(11)~~(10) "Person" means any natural person, partnership, association, or corporation;

~~(12)~~(11) "Producer brewery" means any licensed brewery, domestic or foreign, that manufactures or packages beer or malt beverages for a small brewery, contract brewing company, microbrewery, or restaurant;

~~(13)~~(12) "Restaurant" means any public or private facility that:

(A) Is kept, used, maintained, advertised, and held out to the public or to a private or restricted membership as a place where complete meals are regularly served, and the place is provided with adequate and sanitary kitchen and dining equipment and has a seating capacity of at least fifty (50) people and employs a sufficient number of employees to prepare, cook, and serve food suitable for its guests or members; and

(B) Serves at least one (1) meal per day, and the place is open a minimum of five (5) days per week, with the exception of holidays, vacations, and periods of redecorating; and

~~(14)~~(13) "Small brewery" means any licensed facility that manufactures fewer than ~~60,000~~ thirty thousand (30,000) barrels of beer and malt beverages per year for sale or consumption.

SECTION 2. Arkansas Code § 3-5-1405(a) is amended to read as"
AND

Page 4, line 4, delete "sixty"

AND

Page 4, delete line 5 and substitute the following:

"thirty thousand (30,000) barrels per year; or"

AND

Page 4, line 10 delete "facility or" and substitute "facility;"

AND

Page 4, delete line 11 and substitute the following:

"~~and~~"

AND

Page 4, delete line 30 and substitute the following:

"(a)(1)(F)(i) of this section, the small brewery shall obtain a small brewery wholesale"

AND

Page 4, line 32, delete "Sell" and substitute "Sells"

AND

Page 5, delete line 6 and substitute the following:

"name products of the licensed facility; ~~and~~"

AND

Page 5, delete lines 8 through 36

AND

Page 6, delete lines 1 through 22 and substitute the following:

"resale on the premises.; and

(D) Sells wine on the premises.

SECTION 3. Arkansas Code § 3-5-1408 is amended to read as follows:

3-5-1408. Fees and taxes.

A native brewer shall:"

AND

Page 6, delete line 25 and substitute the following:

"Beverage Control Division of ~~two hundred fifty dollars (\$250)~~ three hundred dollars (\$300) per fiscal year"

AND

Page 7, delete line 5 and substitute the following:

"~~(60,000)~~ thirty thousand (30,000) barrels per year and sold or offered for sale in the"

AND

Page 7, delete lines 8 through 36

A

Page 8, delete line 1 and 2

AND

Page 8, line 4, delete "SECTION 5." and substitute "SECTION 4."

AND

Page 8, delete line 5 and substitute the following:

"to add additional sections to read as follows:"

AND

Page 8, delete line 9 and substitute the following:

"of the week.

3-5-1416. Small brewery not a supplier.

A small brewery is not a supplier under § 3-5-1102."

/s/ Kathy Webb

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Hyde, **HOUSE BILL NO. 2069** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2069

Amend **HOUSE BILL NO. 2069** as originally introduced:

Delete Section 1 and substitute the following:

"SECTION 1. DO NOT CODIFY. (a) Effective July 1, 2009, the authority, powers, duties, functions, records, personnel, property, unexpended balances of appropriations, allocations, or other funds, including the functions of budgeting and purchasing, of the Federal Surplus Property program operated under Pub. L. No. 81-152 and Pub. L. No. 81-754 shall be transferred as a type 2 transfer, under § 25-2-105 from the Arkansas Department of Workforce Education to the Arkansas Department of Emergency Management.

(b) For purposes of this act, the Arkansas Department of Emergency Management shall be considered a principal department established by Acts 1971, No.38.

SECTION 2. Arkansas Code § 19-11-601 is amended to read as follows:

19-11-601. Authority to transfer to state and local

agencies.

(a) The ~~State Board of Education~~ Arkansas Department of Emergency Management is authorized to cooperate with the federal government in the transfer of government surplus property to any and all departments and agencies of state and local government and to any and all other agencies eligible to receive surplus property under Pub. L. No. 81-152 and Pub. L. No. 81-754, and any and all other statutory laws that may be enacted by the Congress of the United States covering the disposal of federal government surplus property.

(b) The ~~state board~~ department is authorized to take any and all action necessary to the proper administration of the surplus property program in the acquisition of and the distribution of government surplus properties to eligible claimants in this state, distribution to be in accordance with the appropriate controlling federal statutes.

(c) The ~~state board~~ department is authorized to add to the cost of the properties an amount necessary to defray the expenses of this service.

SECTION 3. Arkansas Code § 19-11-602 is amended to read as follows:

19-11-602. Purchase for schools and school districts.

(a) The ~~State Board of Education~~ Arkansas Department of Emergency Management is authorized to purchase surplus commodities, materials, supplies, equipment, and other property from the federal government through any of its agencies for tax-supported schools and for school districts in Arkansas. The ~~state board~~ department is authorized to cooperate with the State Procurement Director in the purchase of school items.

(b) Schools and school districts desiring to obtain federal surplus materials, equipment, etc., shall make application to the ~~state board~~ department on blanks furnished by the board for that purpose.

(c) Schools and school districts making application to

~~Vocational and Technical Education Division of the Department of Education, or any successor agency~~ Arkansas Department of Emergency Management."

SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that for the efficient operation of state and local government this act is immediately necessary to facilitate the cooperation with the federal government in the transfer of surplus property to state and local agencies and departments. 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 July 1, 2009."

/s/ Barry Hyde

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Webb, **HOUSE BILL NO. 1968** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1968

Amend **HOUSE BILL NO. 1968** as engrossed,
H3/17/09 (version: 03-17-2009 09:46):

Page 1, delete lines 14 through 17 and substitute the following:

"THAT RESULTED FROM INITIATED ACT 1 OF 1990; AND FOR OTHER PURPOSES."

AND

Page 1, line 32, delete "and that effective" and substitute "and effective"

AND

Page 2, delete line 8 and substitute the following:

"to vote on and participate in official decisions that their close relatives, their

employers, their"

AND

Page 2, delete lines 10 through 16 and substitute the following:

"associated have a pecuniary interest."

AND

Page 2, line 19, delete "the only penalty currently" and substitute "the only penalties currently"

AND

Page 2, delete line 22 and substitute the following:

"funds are public cautions, reprimands, and removal from office; and"

AND

Page 3, delete lines 2 through 36

AND

Page 4, delete lines 1 through 36

AND

Page 5, delete lines 1 through 28

AND

Page 5, delete lines 35 and 36 and substitute the following:

AND

Page 6, delete line 6 and substitute the following:

"which the member has received remuneration, other than as interest from the member's interest-bearing account, in an amount greater than one"

AND

Page 6, delete line 11 and substitute the following:

"(2) Notwithstanding subdivision (a)(1) of this section, A a member of a state board or commission or board member of"

AND

Page 6, delete lines 13 and 14 and substitute the following:

"attempt to influence an official decision if the only pecuniary interest that may accrue to the member a person or organization listed in subdivisions (a)(1)(A)-(D) of this section is incidental to his or her position or"

AND

Page 6, line 16, delete "or benefit"

AND

Page 6, delete lines 22 through 27 and substitute the following:

"organization listed in subdivision (a)(1) of this section."

AND

Appropriately renumber the sections of the bill.

/s/ Kathy Webb

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Ingram, **HOUSE BILL NO. 1910** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1910

Amend **HOUSE BILL NO. 1910** as originally introduced:

Page 2, delete line 14, and substitute the following:

“be equal to thirty-three and one-third percent (33 1/3%)”

AND

Page 2, delete line 17, and substitute the following:

“(2) Effective January 1, 2010, an equity investment incentive tax credit is created that shall be equal to fifty percent (50%) of the approved amount invested by an investor in an eligible business, as identified in § 15-4-3303(a).

(3) A tax credit not to exceed fifty thousand dollars (\$50,000)”

AND

Page 2, line 22, delete “(3)” and substitute “(4)”

AND

Page 2, line 27, delete “§ 15-4-3302(c)(1)” and substitute “§ 15-4-3302(c)(1) and (2)”

AND

Page 3, line 25, delete “limited to an” and substitute “limited to investments made after January 1, 2010, to an”

AND

Page 7, line 11, delete "(b)" and substitute "(b) (As amended by Act 481 of 2009)"

AND

Page 7, line 13, delete "person who" and substitute "person or company that"

AND

Page 7, line 17, delete "person for" and substitute "person or company for"

/s/ Keith Ingram

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative R. Green, **HOUSE BILL NO. 1172** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1172

Amend **HOUSE BILL NO. 1172** as engrossed,

H2/5/09 (version: 02-05-2009 09:41):

Page 1, delete lines 9 and 10, and substitute the following:

"AN ACT TO HELP REDUCE CIGARETTE LITTER IN ARKANSAS BY PROVIDING AN INCOME TAX CREDIT FOR A"

AND

Page 2, delete lines 9 and 10, and substitute the following:

"SECTION 2. Contingent Effectiveness. This act is effective if the Director of the Department of Finance and Administration finds that there is sufficient general revenue to fund the income tax credit in this act after the maximum allocations provided in § 19-5-402 have been made. The Director of the Department of Finance and Administration shall provide notice to the Director of the Bureau of Legislative Research if the contingency in this section is met."

/s/ Rick Green

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative J. Roebuck, HOUSE BILL NO. 1986 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1986

Amend HOUSE BILL NO. 1986 as originally introduced:

Add Representative Harrelson as a cosponsor of the bill

AND

Page 2, delete lines 33 through 35 and substitute the following language:

"(ii) The manner of providing testimony under the subpoena shall be conducted by in person testimony unless another manner is agreed upon by the board or commission and the person who is the subject of the subpoena."

AND

Page 3, delete lines 19 through 21 and substitute the following language:

"(4) A witness who is served with a subpoena under this section may challenge the validity of the subpoena in the circuit court of the county where the board or commission is having its meeting or the circuit court of Pulaski County."

/s/ Johnnie Roebuck

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Abernathy, HOUSE BILL NO. 1859 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1859

Amend HOUSE BILL NO. 1859 as originally introduced:

Page 1, line 29, delete "deliberations" and substitute "deliberations of the Professional Licensure Standards Board"

AND

Page 1, line 31, delete "." at the end of the line

AND

Page 1, delete lines 32 through 34

AND

Page 2, delete lines 4 through 9 and substitute:

"(4)(A) A hearing before the State Board of Education to consider the possible revocation, suspension, or other sanction of an administrator's or a teacher's license based on a recommendation of the Professional Licensure Standards Board for enforcement of an alleged ethics violation under this section, including without limitation an informal disposition by the State Board of Education of an ethics complaint under this section by stipulation, settlement, consent order, or default, is open to the public.

(B) All records on which the State Board of Education relies at a hearing under this subdivision (i)(4) to make its decision are subject to public disclosure under the Freedom of Information Act of 1967, § 25-19-101 et seq."

/s/ Bill Abernathy

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. 2 TO HOUSE BILL NO. 2231

Amend **HOUSE BILL NO. 2231** as engrossed,
H3/24/09 (version: 03-24-2009 13:42):

Page 1, line 35, delete "§ 21-4-101" and substitute "§ 21-14-101"

AND

Page 1, line 36, delete "§ 21-4-101." and substitute "§ 21-14-101."

/s/ Stephanie Flowers

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Carroll, **HOUSE BILL NO. 2028** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2028

Amend **HOUSE BILL NO. 2028** as originally introduced:

Delete the title and substitute the following:

"AN ACT TO REGULATE THE SALE OF HOME EXTENDED WARRANTY COVERAGE AND HOME SERVICE CONTRACTS TO PROVIDE GREATER CONSUMER PROTECTION; AND FOR OTHER PURPOSES."

AND

Delete the subtitle and substitute the following:

"TO REGULATE THE SALE OF HOME EXTENDED WARRANTY COVERAGE AND HOME SERVICE CONTRACTS TO PROVIDE GREATER CONSUMER PROTECTION."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 4-114-107 is amended to read as follows:
4-114-107. Prohibited acts.

(a)(1) A provider shall not use a name:

(A) With the words "insurance", "casualty", "surety", "mutual", or any other words descriptive of the insurance, casualty, or surety business; or

(B) Deceptively similar to the name or description of any insurance or surety corporation or any other provider.

(2)(A) This subsection shall not apply to a company that was using any of the prohibited language in its name ~~prior to~~ before October 1, 2007.

(B) However, a company using the prohibited language in its name shall conspicuously disclose in bold print in its service contracts that the service contract is not an insurance contract.

(b) A provider or its representative shall not:

(1) in ~~in~~ its service contracts or literature make or permit or cause to be made any false or misleading statement or deliberately omit any material statement that would be considered misleading if omitted in connection with the sale, offer to sell, or advertisement of a service contract; or

(2)(A) Service, repair, or replace an item or product under a service contract with products or parts that do not meet the current energy-efficiency and other standards of the industry.

(B) A provider shall give a consumer the option of accepting the

equivalent value of the total cost of service, repair, and replacement of an item or product under a service contract:

(i) In money; or

(ii) As a credit toward the purchase of a new item or product under the service contract.

(c) A person, including without limitation a bank, savings and loan association, lending institution, manufacturer, or seller of any product shall not require the purchase of a service contract as a condition of a loan or a condition for the sale of any property.

(d) A service contract shall not be sold, assigned, or transferred in this state unless the provider or its representative:

(1) Communicates a summary of the service contract directly to the consumer; and

(2) Provides the consumer a telephone number to answer any questions the consumer asks about the service contract.

SECTION 2. Arkansas Code § 4-114-106(g), concerning disclosures required by the Service Contracts Act, is amended to add an additional subdivision to read as follows:

(9) Conspicuously disclose in bold print in its service contracts that the service contract is not an insurance contract.”

/s/ Richard Carroll

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Woods, **HOUSE RESOLUTION NO. 1029** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1029

Amend **HOUSE BILL NO. 1029** as originally introduced:

Add Representative Carroll as a cosponsor of the resolution

AND

Page 2, delete lines 19 through 21, and substitute the following:

“WHEREAS, Mr. Marion’s success in bringing to Alltel Arena top-quality family entertainment and musical and sporting events, including Jermaine Taylor boxing events among others, has had a significant economic impact on and brought national recognition to Central Arkansas; and

WHEREAS, Mr. Marion has contributed to the Central Arkansas community by providing an opportunity for various nonprofit groups to handle concessions during events with proceeds derived going back to the nonprofit groups, as well as by his speaking engagements with community service organizations including Kiwanis Clubs, Lions Clubs, Optimist Clubs, and Rotary Clubs; and”

/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. 5 TO HOUSE BILL NO. 2011

Amend **HOUSE BILL NO. 2011** as engrossed,
H3/24/09 (version: 03-24-2009 10:52):

Add Representative Ragland 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 Hopper, **HOUSE BILL NO. 2004** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2004

Amend **HOUSE BILL NO. 2004** as originally introduced:

Add the following members of the House of Representatives as cosponsors to the bill:

Representatives Betts, Cook, J. Edwards, D. Hutchinson, Stewart

/s/ Karen Hopper

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Garner, **HOUSE BILL NO. 2127** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2127

Amend **HOUSE BILL NO. 2127** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code 17-28-101 is amended to read as follows:

17-28-101. Definitions

As used in this chapter, unless the context otherwise requires:

(1) "Air conditioning electrician" means ~~any~~ an individual who is limited to a license classification possessing the necessary qualifications, training, and technical knowledge for the installation, maintenance, and extension of electrical conductors and equipment solely for the purpose of supplying heating and air conditioning and refrigeration units;

(2) "Electrical apprentice" means ~~any~~ a person whose principal occupation is the learning of and assisting in the installation of electrical work under the direct supervision of a licensed journeyman electrician or master electrician;

(3) "Electrical contractor" means ~~any~~ a person, member, or employee of a firm, partnership, or corporation engaged in the business of installing, erecting, repairing, or contracting to install, erect, or repair electrical wires or conductors to be used for the transmission of electric light, heat, power, or signaling purposes, or to

install or repair moulding, ducts, raceways, or conduits, for the reception or protection of such wires or conduits, or any electrical machinery, apparatus, or systems to be used for electrical light, heat, power, or signaling purposes;

(4) "Electrical work" means:

(A) Installations of electric conductors and equipment within or on public and private buildings or other structures, including recreational vehicles, and floating buildings; and other premises such as yards, carnivals, parking and other lots, and industrial substations;

(B) Installations of conductors that connect to the supply of electricity;

(C) Installations of other outside conductors on the premises;

(5) "Industrial maintenance electrician" means ~~any~~ an individual who possesses the necessary qualifications, training, and technical knowledge to maintain and extend electrical conductors and equipment for electrical power and control systems on or within industrial, manufacturing, or similar type facilities. He or she shall be capable of doing such work in accordance with standard rules ~~and regulations~~ governing that work;

(6) "Journeyman electrician" means ~~any~~ an individual who possesses the necessary qualifications, training, and technical knowledge to install, maintain, and extend electrical conductors and equipment. He or she shall be capable of doing such work in accordance with plans and specifications furnished him or her in accordance with standard rules ~~and regulations~~ governing the work;

(7) "Master electrician" means ~~any~~ an individual who possesses the necessary qualifications, training, and technical knowledge to plan, layout, and supervise the installation, maintenance, and extension of electrical conductors and equipment;

(8) "Primary residence" means an unattached single-family dwelling used as the person's primary place of residence;

(9) "Residential journeyman electrician" means the classification by which the licenses and electrical work of journeyman electricians may be limited to the installation, alteration, repair, maintenance or renovation of electrical facilities for one and two-family dwellings; ~~and~~

(10) "Residential master electrician" means the classification by which the licenses and electrical work of master electricians may be limited to planning and supervising the installation, maintenance, and extension of electrical facilities for one and two family dwellings; and

(11) "Specialist sign electrician" means an individual who is limited to a license classification possessing the necessary qualifications, training, and technical

knowledge for:

(A) Installing, maintaining, and repairing electrically illuminated or electrically operated signs and gaseous tubing for illumination; and

(B) Making all connections to an approved outlet of sufficient capacity within twenty-five (25) feet of the sign to be connected.

SECTION 2. Subsection (a) of Arkansas Code 17-28-203 is amended to read as follows:

17-28-203. Examinations — Fees.

(a) The Board of Electrical Examiners of the State of Arkansas is authorized to conduct examinations of persons applying for a license as a master electrician, journeyman electrician, industrial maintenance electrician, residential master electrician, air conditioning electrician, specialist sign electrician, or residential journeyman electrician. These persons shall pay fees established by the board, but in no event shall such examination fees exceed the following:

- (1) Master electrician\$100.00
- (2) Journeyman electrician.....100.00
- (3) Industrial maintenance electrician50.00
- (4) Residential master electrician.....100.00
- (5) Residential journeyman electrician100.00
- (6) Air conditioning electrician.....100.00
- (7) Specialist sign electrician.....100.00

SECTION 3. Arkansas Code 17-28-301 is amended to read as follows:

17-28-301. Electrician’s license — Issuance and renewal — Fees.

(a) Individuals passing the master, journeyman, residential master, residential journeyman, air conditioning electrician, specialist sign electrician, or industrial maintenance electrician's examination as specified in § 17-28-203 shall be issued a license of the same class as that of the examination upon payment of the following fees:

- (1) Master electrician\$50.00
- (2) Journeyman electrician.....25.00
- (3) Industrial maintenance electrician25.00
- (4) Residential master electrician.....50.00
- (5) Residential journeyman electrician25.00
- (6) Air conditioning electrician.....25.00
- (7) Specialist sign electrician.....25.00.

(b)(1) Licenses shall expire on the date indicated on the licenses. Licenses shall expire on the last day of the month, one (1) year following the date of the original license.

(2) The license may be renewed for a period of one (1), two (2), or three (3) years with the fee to be as follows:

- (A) Master electrician\$50.00 per year
- (B) Journeyman electrician.....25.00 per year
- (C) Industrial maintenance electricial 25.00 per year
- (D) Residential master electrician.....50.00 per year
- (E) Residential journeyman electrician.....25.00 per year
- (F) Air conditioning electrician25.00 per year
- (G) Specialist sign electrician.....25.00 per year.

(3) Any licensee may renew his or her license within six (6) months following the expiration date on the license by paying the renewal fee as indicated in subdivision (b)(2) of this section.

(4) If a licensee shall fail to renew his or her license within six (6) months after the expiration date on the license, the licensee may renew his or her license by paying a penalty of ten dollars (\$10.00) for a journeyman or residential journeyman electrician, ten dollars (\$10.00) for an industrial maintenance electrician or air conditioning electrician, and twenty dollars (\$20.00) for a master electrician or a residential master electrician, in addition to the regular renewal fees.

(5) If the license is not renewed within one (1) year after the expiration date on the license, the licensee shall be required to take another examination as administered by the Board of Electrical Examiners of the State of Arkansas.

(c) The registration fee for an electrical apprentice shall be ten dollars (\$10.00) annually. Apprentice registration certificates shall expire on the last day of the month, one (1) year following the date of original registration.

(d) The board shall be authorized to issue a temporary license as a master electrician or journeyman electrician which shall be valid for no more than six (6) months and be renewable one (1) time only for industry projects as defined in this chapter, upon submission by the applicant of the following:

- (1) A temporary license fee in the amount established by subsection (a) of this section;
- (2) A completed application on a form furnished and approved by the board; and
- (3) Evidence that the applicant holds a current license of the same classification issued by another state or has otherwise met the experience qualifications required under this chapter for the type of license being applied for.

(e) Notwithstanding any restrictions in subsection (d) of this section, the board may issue and renew a temporary license as a master electrician or journeyman electrician for regularly scheduled or emergency maintenance work or shutdowns of

not longer than six (6) weeks on industry projects as defined in this chapter.

SECTION 4. Arkansas Code 17-28-310 is hereby amended to read as follows:

17-28-310. Grandfather clause.

(a) Applicants for a license ~~pursuant to the provisions of~~ under this chapter shall be exempt from the examination requirement of § 17-28-203, provided that the applicant:

(1) Is qualified by experience requirements to take the examination for a particular license classification under the provisions of this chapter and the regulations of the Board of Electrical Examiners of the State of Arkansas;

(2) Has not had a municipal electrician's license or a state electrician's license of any classification revoked or suspended for cause;

(3) Submits the appropriate fee; and

(4) Applies for a license ~~prior to~~ before July 1, 1998.

(b) Notwithstanding any provision to the contrary, an applicant for a license ~~pursuant to~~ under this section shall be exempt from the journeyman electrician examination requirement of § 17-28-203 if he or she has completed electrical apprenticeship training and education ~~pursuant to~~ under a bona fide apprenticeship program registered with the United States Department of Labor, Employment and Training Administration, Bureau of Apprenticeship and Training and he or she meets the requirements of subdivisions (a)(2) - (4) of this section.

(c) An applicant for a specialist sign electrician license under this chapter shall be exempt from the examination requirement of § 17-28-203, if the applicant:

(1) Is qualified by experience requirements to take the examination for a particular license classification under this chapter and the rules of the Board of Electrical Examiners of the State of Arkansas;

(2) Has not had a municipal electrician's license or a state electrician's license of any classification revoked or suspended for cause;

(3) Submits the appropriate fee; and

(4) Applies for the specialist sign electrician license before September 1, 2009."

/s/ Ed Garner

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Garner, **HOUSE BILL NO. 1947** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1947

Amend **HOUSE BILL NO. 1947** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. This act shall be known as the "Arkansas Capital Gains Reduction Act of 2009".

SECTION 2. 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 subdivision (e)(2) of this section:

(A) "Arkansas property" means:

(i) Real property located entirely within this state;

(ii) Tangible property located entirely within this state for at least one (1) uninterrupted year prior to the date of the sale from which the net capital gain arose;

(iii) Intangible property and stock or ownership in a corporation, limited liability company, partnership, or other legal entity that has its primary headquarters located in this state for at least one (1) uninterrupted year prior to the date of the sale from which the net capital gain arose;

(B) "Directly" means the taxpayer has direct ownership of the asset; and

(C) "Indirectly" means the taxpayer owns an interest in a pass-through entity or chain of pass-through entities that sells the asset that gives rise to the net capital gain.

(2) If a taxpayer has a net capital gain from the sale of Arkansas property, one hundred percent (100%) of the net capital gain shall be exempt from the Income Tax Act of 1929, § 26-51-101 et seq., if the Arkansas property from which the net capital gain arose was:

(A) Acquired by the taxpayer after July 1, 2009; and

(B) Owned directly or indirectly by the taxpayer for more than one (1) uninterrupted year prior to the sale.

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

SECTION 2. Effective date. This act is effective for tax years beginning on or after January 1, 2010."

/s/ Ed Garner

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Webb, **HOUSE BILL NO. 2102** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2102

Amend **HOUSE BILL NO. 2102** as originally introduced:

Delete the title in its entirety and substitute the following:

"AN ACT TO ALLOW FOR THE CREATION OF A LOW-PROFIT LIMITED LIABILITY COMPANY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO ALLOW FOR THE CREATION OF A LOW-PROFIT LIMITED LIABILITY COMPANY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 4-32-102 is amended to read as follows:

4-32-102. Definitions.

As used in this chapter, unless the context otherwise requires:

(1) "Articles of organization" means articles filed under § 4-32-201, and those articles as amended and restated;

(2) "Corporation" means a corporation formed under the laws of any state or foreign country, including professional corporations or associations;

(3) "Court" includes every court having jurisdiction in the case;

(4) "Event of dissociation" means an event that causes a person to cease to be a member as provided in § 4-32-802;

(5) "Foreign limited liability company" means an organization that is:

(A) An unincorporated association;

(B) Organized under laws of a state other than the laws of this state, or under the laws of any foreign country;

(C) Organized under a statute pursuant to which an association may be formed that affords to each of its members limited liability with respect to the liabilities of the entity; and

(D) Not required to be registered or organized under any statute of this state other than this chapter;

(6) "Limited liability company" or "domestic limited liability company" means an organization formed under this chapter;

(7) "Limited liability company interest" or "interest in the limited liability company" means the interest that can be assigned under § 4-32-704 and charged under § 4-32-705;

(8) "Limited partnership" means a limited partnership formed under the laws of any state or foreign country;

(9)(A) "L3C" or "low-profit limited liability company" means a person organized under this chapter that is organized for a business purpose that satisfies and is at all times operated to satisfy each of the following requirements:

(i) The company:

(a) Significantly furthers the accomplishment of one (1) or more charitable or educational purposes within the meaning of § 170(c)(2)(B) of the Internal Revenue Code of 1986, 26 U.S.C. § 170(c)(2)(B); and

(b) Would not have been formed but for the company's relationship to the accomplishment of charitable or educational purposes;

(ii)(a) A significant purpose of the company is not the production of income or the appreciation of property.

(b) However, the fact that a person produces significant income or capital appreciation shall not, in the absence of other factors, be conclusive evidence of a significant purpose involving the production of income or the appreciation of property; and

(iii) The purpose of the company is not to accomplish one (1) or more political or legislative purposes within the meaning of § 170(c)(2)(D) of the Internal Revenue Code of 1986, 26 U.S.C. § 170(c)(2)(D).

(B)(i) If a company that met the definition of this subdivision at the time it was formed ceases to satisfy any one (1) of the requirements of subdivision (9)(A) of this section, the company shall cease being a low-profit limited liability company but by continuing to meet all other requirements of this chapter shall continue to exist as a limited liability company.

(ii) If a company no longer meets the definition of a low-

profit limited liability company, the name of the company shall be changed to comply with § 4-32-103;

~~(9)~~(10) "Manager" or "managers" means, with respect to a limited liability company that has set forth in its articles of organization that it is to be managed by managers, the person or persons designated in accordance with § 4-32-401;

~~(10)~~(11) "Member" or "members" means a person or persons who have been admitted to membership in a limited liability company as provided in § 4-32-801 and who have not ceased ~~to be~~ being members as provided in § 4-32-802;

~~(11)~~(12) "Operating agreement" means the written agreement which shall be entered into among all of the members as to the conduct of the business and affairs of a limited liability company;

~~(12)~~(13) "Person" means an individual, a general partnership, a limited partnership, a domestic or foreign limited liability company, a trust, an estate, an association, a corporation, a custodian, a nominee and other individual entity in its own or representative capacity, or any other legal entity;

~~(13)~~(14) "Professional service" means any type of professional service which may be legally performed only pursuant to a license or other legally mandated personal authorization. For example: the personal service rendered by certified public accountants, architects, engineers, dentists, doctors and attorneys at law; and

~~(14)~~(15) "State" means a state, territory, or possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico.

SECTION 2. Arkansas Code § 4-32-103(a), concerning the name of a limited liability company, is amended to read as follows:

(a)(1) ~~The~~ Except for a low-profit limited liability company, the name of each limited liability company as set forth in its articles of organization must contain the words "Limited Liability Company" or "Limited Company" or the abbreviations "L.L.C.," "L.C.," "LLC," or "LC." The word "Limited" may be abbreviated as "Ltd." and the word "Company" may be abbreviated as "Co."

(2) The name of a low-profit limited liability company shall contain the abbreviation "L3C" or "l3c".

SECTION 3. Arkansas Code § 4-32-202 is amended to read as follows:

4-32-202. Articles of organization.

The articles of organization shall set forth:

(1) A name for the limited liability company that satisfies the requirements of § 4-32-103;

(2) The information required by § 4-20-105(a), concerning the limited liability company's agent for service of process; and

(3) If management of the limited liability company is vested in a manager or managers, a statement to that effect; and

(4) Whether the limited liability company is a low-profit limited liability company."

/s/ Kathy Webb

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. 1487**. Recommended Committee study by STATE AGENCIES AND GOVERNMENTAL AFFAIRS-House.

The House gave Representative Stewart unanimous leave to withdraw **HOUSE BILL NO. 1960**. Recommended Committee study by EDUCATION Committee-House.

The House gave Representative Webb unanimous leave to withdraw **HOUSE BILL NO. 2079**.

The House gave Representative Webb unanimous leave to withdraw **HOUSE BILL NO. 2139**.

ENGROSSED BILL REPORTS

WILHELMINA LEWELLEN, CHAIRPERSON

March 26, 2009

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1172 - TITLE - BY REPRESENTATIVE R. GREEN
 HOUSE BILL NO. 1224 - TITLE - BY REPRESENTATIVE HARRELSON
 HOUSE BILL NO. 1746 - TITLE - BY REPRESENTATIVE J. EDWARDS
 HOUSE BILL NO. 1859 BY REPRESENTATIVE ABERNATHY
 HOUSE BILL NO. 1862 BY REPRESENTATIVE CARNINE
 HOUSE BILL NO. 1903 - TITLE - BY REPRESENTATIVE CASH
 HOUSE BILL NO. 1910 BY REPRESENTATIVE INGRAM
 HOUSE BILL NO. 1947 BY REPRESENTATIVE GARNER
 HOUSE BILL NO. 1968 - TITLE - BY REPRESENTATIVE WEBB
 HOUSE BILL NO. 1986 - TITLE - BY REPRESENTATIVE J. ROEBUCK
 HOUSE BILL NO. 2004 - TITLE - BY REPRESENTATIVE HOPPER
 HOUSE BILL NO. 2011 - TITLE - BY REPRESENTATIVE WOODS
 HOUSE BILL NO. 2028 - TITLE - BY REPRESENTATIVE CARROLL
 HOUSE BILL NO. 2053 BY REPRESENTATIVE DISMANG
 HOUSE BILL NO. 2069 BY REPRESENTATIVE HYDE
 HOUSE BILL NO. 2102 - TITLE - BY REPRESENTATIVE WEBB
 HOUSE BILL NO. 2127 BY REPRESENTATIVE GARNER
 HOUSE BILL NO. 2141 BY REPRESENTATIVE HARRELSON
 HOUSE BILL NO. 2192 BY REPRESENTATIVE PATTERSON
 HOUSE BILL NO. 2231 BY REPRESENTATIVE FLOWERS
 HOUSE BILL NO. 2249 BY REPRESENTATIVE CHEATHAM
 HOUSE BILL NO. 2266 BY REPRESENTATIVE LEA
 HOUSE RESOLUTION
 NO. 1029 - TITLE - BY REPRESENTATIVE WOODS
 SENATE BILL NO. 334 BY SENATOR BRYLES
 SENATE BILL NO. 441 - TITLE - BY SENATOR G. BAKER
 SENATE BILL NO. 776 BY SENATOR MADISON
 SENATE BILL NO. 847 BY SENATOR BROADWAY

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1172

BY: REPRESENTATIVES R. GREEN, J. ROEBUCK

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO HELP REDUCE CIGARETTE LITTER IN ARKANSAS BY PROVIDING AN INCOME TAX CREDIT FOR A BUSINESS THAT PURCHASES A CIGARETTE RECEPTACLE; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1224

BY: REPRESENTATIVES HARRELSON, COOK

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO EQUALIZE RETIREE GROUP HEALTH INSURANCE PREMIUM COSTS UNDER THE ARKANSAS TEACHER RETIREMENT SYSTEM FOR RETIRED STATE EMPLOYEES AND RETIRED PUBLIC SCHOOL EMPLOYEES; TO PERMIT STATE CONTRIBUTIONS TO GROUP HEALTH INSURANCE PREMIUM COSTS FOR PARTICIPANTS IN THE ARKANSAS TEACHER RETIREMENT SYSTEM WHO ARE NOT STATE EMPLOYEES; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1746

BY: REPRESENTATIVES J. EDWARDS, WILLS, HOYT, WEBB, DALE

BY: SENATORS B. JOHNSON, D. JOHNSON, STEELE

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO CREATE THE TASK FORCE ON WATER SOURCE PROTECTION; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1903

BY: REPRESENTATIVES CASH, BLOUNT, BREEDLOVE, CARROLL,
HARRELSON, KIDD, MOORE, J. ROEBUCK, L. SMITH, WAGNER, B. WILKINS
BY: SENATOR BOOKOUT

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO SET ENERGY EFFICIENCY SAVINGS GOALS FOR AN ELECTRIC PUBLIC UTILITY AND A NATURAL GAS PUBLIC UTILITY REGULATED BY THE ARKANSAS PUBLIC SERVICE COMMISSION; TO REQUIRE THE ELECTRIC PUBLIC UTILITY AND THE NATURAL GAS PUBLIC UTILITY TO DEVELOP AND ENERGY EFFICIENCY PLAN; TO ALLOW FOR THE RECOVERY OF COSTS; TO REQUIRE REVIEW BY THE COMMISSION; TO ALLOW THE COMMISSION TO AWARD INCENTIVES; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1968

BY: REPRESENTATIVES WEBB, DISMANG, GREENBERG

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO PROHIBIT CONFLICT OF INTEREST VOTING BY MEMBERS OF STATE BOARDS AND COMMISSIONS; TO AMEND VARIOUS PROVISIONS OF ARKANSAS CODE TITLES 7 AND 21 PERTAINING TO CONFLICTS OF INTEREST FOR PUBLIC SERVANTS; TO AMEND A PORTION OF ARKANSAS CODE THAT RESULTED FROM INITIATED ACT 1 OF 1990; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1986

BY: REPRESENTATIVES J. ROEBUCK, *HARRELSON*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW FOR ALTERNATIVE METHODS FOR PROVIDING TESTIMONY UNDER SUBPOENA FROM A STATE AGENCY; TO PROVIDE A METHOD TO CHALLENGE A SUBPOENA; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2004

BY: REPRESENTATIVES HOPPER, *BETTS, COOK, J. EDWARDS, D. HUTCHINSON, STEWART*

BY: SENATOR J. KEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ELIMINATE THE REQUIREMENT THAT MEMBERS OF THE NATIONAL GUARD OR RESERVE WHO ARE TEACHERS OR ADMINISTRATORS PAY FOR THE COST OF A SUBSTITUTE EMPLOYEE WHEN THE MEMBER IS ON MILITARY LEAVE; 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, RAGLAND*

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. 2028

BY: REPRESENTATIVE CARROLL

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REGULATE THE SALE OF HOME EXTENDED WARRANTY COVERAGE AND HOME SERVICE CONTRACTS TO PROVIDE GREATER CONSUMER PROTECTION; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 2102

BY: REPRESENTATIVE WEBB

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO ALLOW FOR THE CREATION OF A LOW-PROFIT LIMITED LIABILITY COMPANY; AND FOR OTHER PURPOSES.*

HOUSE RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE RESOLUTION NO. 1029

BY: REPRESENTATIVES WOODS, CARROLL

A BILL FOR AN ACT TO BE ENTITLED COMMENDING MICHAEL MARION ON HIS SUCCESSFUL MANAGEMENT OF ALLTEL ARENA IN NORTH LITTLE ROCK, ARKANSAS.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 441

BY: SENATOR G. BAKER

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REQUIRE THAT A CANDIDATE FOR ELECTED OFFICE INCLUDE IN HIS OR HER REPORT OF CAMPAIGN CONTRIBUTIONS A SEPARATE STATEMENT REGARDING LOANS RECEIVED BY THE CAMPAIGN; TO REQUIRE THAT A CANDIDATE FOR ELECTED OFFICE REPORT ALL PERSONAL LOANS MADE BY THE CANDIDATE TO HIS OR HER CAMPAIGN; TO AMEND A PORTION OF THE ARKANSAS CODE THAT RESULTED FROM INITIATED ACT 1 OF 1990; TO AMEND A PORTION OF THE ARKANSAS CODE THAT RESULTED FROM INITIATED ACT 1 OF 1996; AND FOR OTHER PURPOSES.*

STATE OF ARKANSAS
ARKANSAS SENATE

GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS 72201

Ann Cornwell
Secretary of the Senate
Coordinator of Legislative Services
Phone: 501-682-5951
E-mail: annc@arkleg.state.ar.us

State Capitol, Room 320
Little Rock, Arkansas 72201

March 26, 2009

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

Dear Ms. Renshaw:

The Senate respectfully requests the return to the Senate, of **SENATE BILL NO. 988**.

Respectfully submitted,

/s/ Ann Cornwell
Secretary of the Senate

Without objection, the House returned **SENATE BILL NO. 988** back to the Senate.

STATE OF ARKANSAS
ARKANSAS SENATE

GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS 72201

Ann Cornwell
Secretary of the Senate
Coordinator of Legislative Services
Phone: 501-682-5951
E-mail: annc@arkleg.state.ar.us

State Capitol, Room 320
Little Rock, Arkansas 72201

March 26, 2009

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

Dear Ms. Renshaw:

The Senate respectfully requests the return to the Senate, of **SENATE BILL NO. 989**.

Respectfully submitted,

/s/ Ann Cornwell
Secretary of the Senate

Without objection, the House returned **SENATE BILL NO. 989** back to the Senate.

Upon motion of Representative Abernathy, **SENATE BILL NO. 847** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 847

Amend **SENATE BILL NO. 847** as originally introduced:

Page 1, delete lines 28 through 33 and substitute the following language:

"to attend school in either the:

(A) School district in which the parent or guardian resides;

(B) ~~the~~ School district in which the parent or guardian is at least a half-time employee of a public school; or

(C) ~~any~~ Any school district located in the county where the main office of the education service cooperative is located."

AND

Page 2, delete lines 2 through 7 and substitute the following language:

school in the:

(A) School district in which the parent or guardian resides;

(B) School district in which the parent or guardian is a full-time employee of the public school; or

(C) Any school district located in the county where the main office of the educational service cooperative is located."

/s/ Bill Abernathy

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Powers, **SENATE BILL NO. 776** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 776

Amend **SENATE BILL NO. 776** as engrossed,

S3/12/09 (version: 03-12-2009 13:53):

Page 4, delete lines 12 through 17 and substitute:

“(i) The parent is not fit to make decisions concerning the child; and

(ii) The marriage is not in the child’s best interest.”

/s/ Bubba Powers

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

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE CONCURRENT RESOLUTION NO.1013

BY: REPRESENTATIVE TYLER

RESOLUTION TO SUPPORT THE ARKANSAS WHOLE CHILD INITIATIVE.

THE RESOLUTION WAS READ AND ADOPTED BY UNANIMOUSLY.

HOUSE RESOLUTION NO.1028

BY: REPRESENTATIVE CARTER

TO ENCOURAGE CONGRESS TO AMEND THE UNITED STATES BANKRUPTCY CODE TO PROVIDE CREDITOR PROTECTION TO COTTON FARMERS EQUAL TO THE PROTECTION GIVEN TO FARMERS AND PRODUCERS OF GRAIN.

THE RESOLUTION WAS READ AND ADOPTED UNANIMOUSLY.

SENATE CONCURRENT RESOLUTION NO. 12

BY: SENATOR BRYLES

A BILL FOR AN ACT TO BE ENTITLED A RESOLUTION REGARDING TRANSITIONAL CLIMATE CHANGE POLICY.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES.

Morning Hour Expired.

Representative Maloch moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2247

Amend HOUSE BILL NO. 2247 as originally introduced:

Page 1, delete lines 35 and 36

/s/ Jim Luker

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, 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, Glidewell, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, Maxwell, McCrary, McLean, Moore, Nix, Overbey, Patterson, Pennartz, Pierce, Powers, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total89

NEGATIVE: R. Green, Pyle.

Total2

ABSENT OR NOT VOTING: Abernathy, Breedlove, George, Hoyt, Lea, M. Martin, Nickels, Perry, Tyler.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

Total number voting in the affirmative89

Necessary to concur in the amendment51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

Representative Hawkins moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 2112

Amend **HOUSE BILL NO. 2112** as originally introduced:

Add Senators Horn and H. Wilkins as cosponsors of the bill

AND

Page 1, line 23, delete "law, rule, or directive" and substitute "law or rule"

AND

Page 1, line 27, delete "rule, order, or directive" and substitute "rule, or order"

AND

Page 2, line 2, delete "held on" and substitute "held under § 23-61-301 et seq. on"

AND

Page 2, delete lines 11 and 12 and substitute the following:

"after notice and opportunity for hearing:

(i) May affirm, modify, or vacate the order; and

(ii) Shall conduct the hearing within ten (10) days of the

date a hearing is requested or ordered by the commissioner."

/s/ Barbara Horn

The Amendment was read and 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, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total100

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast100

Total number voting in the affirmative100

Necessary to the passage of the bill51

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED *****04/08/09*****

Representative Hoyt moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1451

Amend HOUSE BILL NO. 1451 as engrossed,

H2/23/09 (version: 02-23-2009 10:06):

Page 1, delete lines 32 through 36

AND

Page 2, delete lines 1 through 20 and substitute the following:

"(1) "Butter" means the fatty substance obtained from milk by churning;

(2) "Cheese" means solid foods made from pressed curds of milk, including hard, American, processed, shredded, mozzarella, and cream;

(3) "Cultured milk products" means yogurt, cottage cheese, and sour cream;

(4)(A) "Dairy products" means refrigerated or frozen items sold to consumers in Arkansas that are processed directly from raw milk.

(B) "Dairy products" does not include a dairy product that is used as an ingredient for a nondairy finished product;"

(5) "Fluid milk" means whole, reduced fat, skim, flavored, and buttermilk, including cream and half and half;

(6) "Ice cream" means flavored cream or custard made from milk, sweetened and frozen, including full fat, low fat, ice milk, frozen yogurt, and milk sherbet;

(7) "Milk producer" means any person or entity that operates a"

AND

Page 2, line 23, delete "(3)" and substitute "(8)"

AND

Page 2, delete lines 27 and 28 and substitute the following:

"2-10-202. Dairy fee.

(a) A wholesaler shall pay a dairy fee of not more than"

AND

Page 2, delete lines 34 through 36 and substitute the following:

"(2) The director shall deposit the dairy fee into general revenues.

(c) A wholesaler that is subject to the dairy fee under"

AND

Page 3, delete line 6 through 36

AND

Page 4, delete lines 1 through 28 and substitute the following:

"moneys collected under this section.

(e) If an Arkansas retailer purchases milk or dairy products from an unlicensed wholesaler, distributor, or manufacturer for sale in Arkansas, the retailer shall pay the fee when the property is transferred to a retail store for sale to the ultimate consumers as reflected in the records of the retailer."

AND

Page 4, delete line 30 and substitute the following:

"The Director of the Department of Finance and Administration shall adopt rules"

AND

Page 5, delete lines 1 through 4 and substitute the following:

"Auditor of State, and the Chief Fiscal Officer of the State an Arkansas Agriculture Department Stabilization Program fund.

(b)(1) Moneys from a Dairy Stabilization program appropriation from general revenues shall be deposited into the State Treasury to the credit of the Arkansas Agriculture Department Stabilization Program fund."

AND

Page 5, line 9, delete "payments" and substitute "grants"

/s/ Steve Bryles

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Abernathy, Allen, T. Baker, Barnett, Blount, Breedlove, J. Brown, J. Burris, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, Everett, Gaskill, George, R. Green, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Ingram, King, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, Williams, Word, Mr. Speaker.

Total..... 73

NEGATIVE: Adcock, Baird, Betts, M. Burris, Carnine, D. Creekmore, English, Garner, Glidewell, Greenberg, Hobbs, Hopper, Kerr, Kidd, Lea, S. Malone, M. Martin, J. Rogers, L. Smith, Woods.

Total..... 20

ABSENT OR NOT VOTING: T. Bradford, Ragland, B. Wilkins.

Total..... 3

VOTING PRESENT: Carter, Clemmer, Dismang, Flowers.

Total..... 4

Total number of votes cast 97

Total number voting in the affirmative 73

Necessary to concur in the amendment 51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED*****04/08/09*****

***** EXPUNGED*****04/08/09*****

Representative Hoyt moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 2 TO HOUSE BILL NO. 1451

Amend HOUSE BILL NO. 1451 as engrossed,
S3/10/09 (version: 03-10-2009 09:33):

Page 2, delete line 4 and substitute the following:

"(B) "Dairy products" includes without limitation:

- (i) Butter;
- (ii) Cheese;
- (iii) Cultured milk products;
- (iv) Fluid milk; and
- (v) Ice cream.

(C) "Dairy products" does not include a dairy product that"

AND

Page 3, delete SECTION 2 in its entirety

/s/ Steve Bryles

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Abernathy, Allen, T. Baker, Barnett, Blount, Breedlove, J. Brown, J. Burris, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, Everett, Gaskill, George, R. Green, Hall, Hardy, Harrelson, Hawkins, Hobbs, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, King, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Word, Mr. Speaker.

Total..... 77

NEGATIVE: Adcock, Baird, Betts, M. Burris, Carnine, Carroll, D. Creekmore, English, Garner, Glidewell, Greenberg, Hopper, Kerr, Lea, S. Malone, M. Martin, Pyle, J. Rogers, Woods.

Total..... 19

ABSENT OR NOT VOTING: T. Bradford.

Total..... 1

VOTING PRESENT: Carter, Dismang, Flowers.

Total..... 3

Total number of votes cast 99

Total number voting in the affirmative 77

Necessary to concur in the amendment 51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

***** EXPUNGED *****04/08/09*****

***** EXPUNGED *****04/08/09*****

Representative Hoyt moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 3 TO HOUSE BILL NO. 1451

Amend HOUSE BILL NO. 1451 as engrossed,

S3/12/09 (version: 03-12-2009 08:29):

Page 2, line 25, delete "not more than"

/s/ David Wyatt

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Abernathy, Allen, T. Baker, Barnett, Blount, Breedlove, J. Brown, J. Burris, Carnine, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, Dunn, J. Edwards, Everett, Gaskill, George, R. Green, Hall, Hardy, Harrelson, Hawkins, Hobbs, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, King, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Word, Mr. Speaker.

Total77

NEGATIVE: Adcock, Baird, Betts, M. Burris, D. Creekmore, English, Garner, Glidewell, Greenberg, Hopper, Kerr, Lea, S. Malone, M. Martin, L. Smith, Woods.

Total16

ABSENT OR NOT VOTING: T. Bradford, J. Dickinson, J. Rogers.

Total3

VOTING PRESENT: Carter, Clemmer, Dismang, Flowers.

Total4

Total number of votes cast97

Total number voting in the affirmative77

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

***** EXPUNGED *****04/08/09*****

Representative Harrelson moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1402

Amend HOUSE BILL NO. 1402 as engrossed,

H2/24/09 (version: 02-24-2009 09:22):

Page 7, delete lines 18 through 20 and substitute the following:

"(e)(1)(A) For each brand family of cigarettes listed for certification, a manufacturer shall pay a fee of one thousand dollars (\$1,000) to the Director of the Arkansas Tobacco Control Board.

(B) The fee shall be applied to all cigarettes within the certified brand family and shall include any new cigarette certified within the brand family during the three-year certification period."

AND

Page 11, delete line 18 and substitute the following:

"SECTION 3. This act shall become effective January 1, 2010."

/s/ Barbara Horn

The Amendment was read and the vote was as follows:

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

Total84

NEGATIVE: Adcock, Baird, J. Burris, Carter, Glidewell, Hopper, S. Malone, Rice.

Total8

ABSENT OR NOT VOTING: T. Bradford, D. Hutchinson, King, M. Martin, J. Rogers, Wagner, Woods.

Total7

VOTING PRESENT: Dismang.

Total1

Total number of votes cast93

Total number voting in the affirmative84

Necessary to concur in the amendment.....51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

Representative D. Creekmore moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1414

Amend HOUSE BILL NO. 1414 as engrossed,

H3/3/09 (version: 03-03-2009 10:21):

Add Senator H. Wilkins as a co-sponsor to the bill

/s/ Henry "Hank" Wilkins

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, 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, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total..... 98

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING: J. Burris, Davis.

Total..... 2

VOTING PRESENT:

Total..... 0

Total number of votes cast 98

Total number voting in the affirmative 98

Necessary to concur in the amendment 51

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

Representative Davenport moved that the House pass over **HOUSE BILL NO. 2045** and leave it on the Calendar. Motion carried.

Representative Hawkins moved that the House pass over **HOUSE BILL NO. 1918** and take it off the Calendar. Motion carried.

HOUSE BILL NO. 2217

BY: REPRESENTATIVE FLOWERS

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, T. Baker, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, R. Green, Greenberg, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Kidd, King, Lea, W. Lewellen, Lovell, Lowery, Maxwell, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Powers, Pyle, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total..... 79

NEGATIVE: Baird, Barnett, D. Creekmore, Dismang, Hall, Kerr, Lindsey, M. Martin, McCrary, Slinkard, G. Smith.

Total..... 11

ABSENT OR NOT VOTING: J. Burris, L. Cowling, Glidewell, Ingram, Maloch, S. Malone, McLean, Pierce, Ragland, Mr. Speaker.

Total..... 10

VOTING PRESENT:

Total..... 0

Total number of votes cast 90

Total number voting in the affirmative 79

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

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

HOUSE BILL NO. 2170

BY: REPRESENTATIVE CARNINE

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, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total100

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....100

Total number voting in the affirmative100

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1830

BY: REPRESENTATIVE B. WILKINS

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, 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, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total..... 96

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING: L. Cowling, King, Maloch, Nickels.

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. 1943

BY: REPRESENTATIVE B. WILKINS

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, L. Cowling, D. Creekmore, Davenport, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Gaskill, George, Glidewell, R. Green, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Woods, Word, Mr. Speaker.

Total90

NEGATIVE: Garner, Greenberg.

Total2

ABSENT OR NOT VOTING: T. Baker, Dale, Davis, Hall, King, Lea, Williams.

Total7

VOTING PRESENT: Flowers.

Total1

Total number of votes cast93

Total number voting in the affirmative90

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2086

BY: REPRESENTATIVE B. WILKINS

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, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total.....	99
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING: Hardy.	
Total.....	1
VOTING PRESENT:	
Total.....	0
Total number of votes cast	99
Total number voting in the affirmative	99
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 1649

BY: REPRESENTATIVE KIDD

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, 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, King, Lea, W. Lewellen, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total95

NEGATIVE: Lindsey, L. Smith.

Total2

ABSENT OR NOT VOTING: J. Burris, Hardy, Webb.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1799

BY: REPRESENTATIVE HARRELSON

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, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total.....	100
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING:	
Total.....	0
VOTING PRESENT:	
Total.....	0
Total number of votes cast	100
Total number voting in the affirmative	100
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 2082

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, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total100

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast100

Total number voting in the affirmative100

Necessary to the passage of the bill51

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

HOUSE BILL NO. 2113

BY: REPRESENTATIVE HAWKINS

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, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total.....	99
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING: Webb.	
Total.....	1
VOTING PRESENT:	
Total.....	0
Total number of votes cast	99
Total number voting in the affirmative	99
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 1975

BY: REPRESENTATIVE WILLIAMS

Was read the third time and placed on final passage, the question being shall the Bill pass and shall the Emergency Clause be adopted. 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, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total99

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Maloch.

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....99

Total number voting in the affirmative99

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1975**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total.....	99
NEGATIVE:	
Total.....	0
ABSENT OR NOT VOTING: Maloch.	
Total.....	1
VOTING PRESENT:	
Total.....	0
Total number of votes cast	99
Total number voting in the affirmative	99
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

HOUSE BILL NO. 2251

BY: REPRESENTATIVE LOWERY

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

AFFIRMATIVE: Abernathy, Allen, T. Baker, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, Everett, Gaskill, George, Glidewell, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maxwell, McCrary, McLean, Moore, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, Williams, Word, Mr. Speaker.

Total71

NEGATIVE: Adcock, Baird, J. Burris, Clemmer, D. Creekmore, Dismang, English, Flowers, R. Green, Greenberg, Hobbs, Hopper, Kerr, Lea, S. Malone, M. Martin, Pyle, L. Smith.

Total18

ABSENT OR NOT VOTING: Barnett, Carter, J. Edwards, Garner, King, Maloch, Nickels, J. Rogers, B. Wilkins, Woods.

Total10

VOTING PRESENT: Carnine.

Total1

Total number of votes cast.....90

Total number voting in the affirmative71

Necessary to the passage of the bill51

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

Upon motion of Representative Lowery the Clincher motion prevailed.

There being an Emergency Clause attached to **HOUSE BILL NO. 2251**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Allen, T. Baker, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, Everett, Gaskill, George, Glidewell, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maxwell, McCrary, McLean, Moore, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, Williams, Word, Mr. Speaker.

Total..... 71

NEGATIVE: Adcock, Baird, J. Burris, Clemmer, D. Creekmore, Dismang, English, Flowers, R. Green, Greenberg, Hobbs, Hopper, Kerr, Lea, S. Malone, M. Martin, Pyle, L. Smith.

Total..... 18

ABSENT OR NOT VOTING: Barnett, Carter, J. Edwards, Garner, King, Maloch, Nickels, J. Rogers, B. Wilkins, Woods.

Total..... 10

VOTING PRESENT: Carnine.

Total..... 1

Total number of votes cast 90

Total number voting in the affirmative 71

Necessary to the adoption of the emergency clause 67

So the Emergency Clause was adopted.

Upon motion of Representative Lowery the Clincher motion prevailed.

HOUSE BILL NO. 2013

BY: REPRESENTATIVE M. BURRIS

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, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, English, Everett, Flowers, Garner, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total	96
NEGATIVE: Gaskill.	
Total	1
ABSENT OR NOT VOTING: Clemmer, Hobbs.	
Total	2
VOTING PRESENT: Dismang.	
Total	1
Total number of votes cast	98
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. 2252

BY: REPRESENTATIVE KING

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, 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, King, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total..... 99

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT: Betts.

Total..... 1

Total number of votes cast 100

Total number voting in the affirmative..... 99

Necessary to the passage of the bill 51

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

HOUSE BILL NO. 1913

BY: REPRESENTATIVE LOWERY

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

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

Total85

NEGATIVE: Adcock, D. Creekmore, Greenberg, Hobbs, Lindsey.

Total5

ABSENT OR NOT VOTING: Baird, Barnett, Flowers, R. Green, Hall, King, M. Martin, Reynolds, Rice, Woods.

Total10

VOTING PRESENT:

Total0

Total number of votes cast90

Total number voting in the affirmative.....85

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

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

HOUSE BILL NO. 1858

BY: REPRESENTATIVE BETTS

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

AFFIRMATIVE: Abernathy, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burriss, M. Burriss, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, 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, Sample, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total..... 92

NEGATIVE: Lindsey.

Total..... 1

ABSENT OR NOT VOTING: Adcock, D. Creekmore, R. Green, Greenberg, Hall, King.

Total..... 6

VOTING PRESENT: Slinkard.

Total..... 1

Total number of votes cast 94

Total number voting in the affirmative..... 92

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

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

SENATE BILL NO. 449

BY: SENATOR D. JOHNSON

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, Hardy, 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, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hall, D. Hutchinson, King, Rice.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

Necessary to the passage of the bill51

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

SENATE BILL NO. 804

BY: SENATOR D. JOHNSON

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, 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, 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, Sample, 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: Dale, D. Hutchinson, King, 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.

SENATE BILL NO. 179

BY: SENATOR G. JEFFRESS

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, Barnett, 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, George, Glidewell, R. Green, Greenberg, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, D. Hutchinson, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, Sample, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total86

NEGATIVE: T. Baker, Garner, Gaskill, Hall, Hyde, Lovell, Powers.

Total7

ABSENT OR NOT VOTING: Betts, L. Cowling, Hobbs, King, Slinkard, Mr. Speaker.

Total6

VOTING PRESENT: T. Rogers.

Total1

Total number of votes cast94

Total number voting in the affirmative86

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 179**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, Barnett, 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, George, Glidewell, R. Green, Greenberg, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, D. Hutchinson, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, Sample, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total..... 86

NEGATIVE: T. Baker, Garner, Gaskill, Hall, Hyde, Lovell, Powers.

Total..... 7

ABSENT OR NOT VOTING: Betts, L. Cowling, Hobbs, King, Slinkard, Mr. Speaker.

Total..... 6

VOTING PRESENT: T. Rogers.

Total..... 1

Total number of votes cast 94

Total number voting in the affirmative 86

Necessary to the adoption of the emergency clause..... 67

So the Emergency Clause was adopted.

SENATE BILL NO. 516

BY: SENATOR MADISON

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, S. Malone, M. Martin, Maxwell, McCrary, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hardy, King, Maloch, McLean, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

SENATE BILL NO. 934

BY: SENATOR D. WYATT

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

AFFIRMATIVE: Abernathy, Allen, T. Baker, Barnett, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carroll, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, Everett, Flowers, Gaskill, George, R. Green, Hall, Harrelson, Hawkins, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, Lea, W. Lewellen, Lindsey, Lowery, McCrary, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Word.

Total..... 73

NEGATIVE: Baird, Carnine, English, Garner, Glidewell, Greenberg, Hobbs, Hopper, Kerr, Lovell, S. Malone, M. Martin, L. Smith, Woods.

Total..... 14

ABSENT OR NOT VOTING: Adcock, Betts, D. Creekmore, Hardy, King, Maloch, Maxwell, McLean, Pierce, J. Rogers, Mr. Speaker.

Total..... 11

VOTING PRESENT: Carter, Dismang.

Total..... 2

Total number of votes cast 89

Total number voting in the affirmative 73

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

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

SENATE BILL NO. 873

BY: SENATOR T. SMITH

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

AFFIRMATIVE: Abernathy, 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, W. Lewellen, Lindsey, Lovell, Lowery, M. Martin, Maxwell, McCrary, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Adcock, Hardy, King, Lea, Maloch, S. Malone, McLean, Slinkard, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast91

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. 806

BY: SENATOR T. SMITH

Was read the third time and placed on final passage, the question being shall the Bill pass and shall the Emergency Clause be adopted. 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, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total..... 94

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING: Hardy, D. Hutchinson, King, Maloch, Nix, Mr. Speaker.

Total..... 6

VOTING PRESENT:

Total..... 0

Total number of votes cast 94

Total number voting in the affirmative 94

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

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

There being an Emergency Clause attached to **SENATE BILL NO. 806**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, 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, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hardy, D. Hutchinson, King, Maloch, Nix, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast94

Total number voting in the affirmative94

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

SENATE BILL NO. 460

BY: SENATOR P. MALONE

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, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, 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, Nix, Overbey, Patterson, Pennartz, Perry, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total..... 91

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING: Dunn, Glidewell, Hardy, D. Hutchinson, King, Pierce, Rice, Slinkard, Mr. Speaker.

Total..... 9

VOTING PRESENT:

Total..... 0

Total number of votes cast 91

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.

Upon motion of Representative Tyler, **SENATE BILL NO. 441** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 441

Amend **SENATE BILL NO. 441** as originally introduced:

Page 1, delete lines 9 through 15 and substitute the following:

"AN ACT TO REQUIRE THAT A CANDIDATE FOR ELECTED OFFICE INCLUDE IN HIS OR HER REPORT OF CAMPAIGN CONTRIBUTIONS A SEPARATE STATEMENT REGARDING LOANS RECEIVED BY THE CAMPAIGN; TO REQUIRE THAT A CANDIDATE FOR ELECTED OFFICE REPORT ALL PERSONAL LOANS MADE BY THE CANDIDATE TO HIS OR HER CAMPAIGN; TO AMEND A PORTION OF THE ARKANSAS CODE THAT RESULTED FROM INITIATED ACT 1 OF 1990; TO AMEND A PORTION OF THE ARKANSAS CODE THAT RESULTED FROM INITIATED ACT 1 OF 1996; AND FOR OTHER PURPOSES."

AND

Page 1, delete line 27 and substitute the following:

"SECTION 1. Arkansas Code § 7-6-201(17), resulting from Initiated Act 1 of 1990 and Initiated Act 1 of 1996, concerning the definition of surplus campaign funds, is amended to read as follows:

(17) "Surplus campaign funds" means any balance of campaign funds over expenses incurred as of the day of the election except for:

(A) Carryover funds; and

(B) Any funds required to ~~reimburse~~ repay loans made by the candidate for from his or her personal funds contributed to the campaign or to repay loans made by financial institutions to the candidate and applied to the campaign.

SECTION 2. Arkansas Code § 7-6-203(c), resulting from Initiated Act 1 of 1990 and Initiated Act 1 of 1996, concerning the limitations on campaign contributions not applying to the candidate's own contributions to his or her campaign, is amended to read as follows:

(c) The limitation shall not apply to ~~a candidate's own contribution~~ loans made by a candidate from his or her own personal funds to the campaign, contributions made by a candidate from his or her personal funds to the campaign, or to personal loans made by financial institutions to the candidate and applied to his or her campaign.

SECTION 3. Arkansas Code § 7-6-207(b)(1)(A), resulting from Initiated Act 1 of 1990 and Initiated Act 1 of 1996, concerning the"

AND

Page 1, delete line 36 and substitute the following:

"SECTION 4. Arkansas Code § 7-6-208(b)(1)(A), resulting from Initiated Act 1 of 1996, concerning the requirement"

AND

Page 2, delete line 8 and substitute the following:

"SECTION 5. Arkansas Code § 7-6-209(b)(1)(A), resulting from Initiated Act 1 of 1996, concerning the"

AND

Page 2, delete lines 18 and 19 and substitute the following:

"(a)(1) The transfer of a candidate's own personal funds to his or her campaign shall be reported as either a loan from the candidate to his or her campaign or a contribution from the candidate to his or her campaign.

(2) In the even the transfer of such funds is reported as a loan from the candidate to his or her campaign, the campaign funds may be used to repay the candidate for the funds loaned by the candidate to his or her campaign.

(3) In the event the transfer of the funds is reported as a contribution from the candidate to his or her campaign, the campaign funds may not be used to reimburse the candidate for the funds contributed by the candidate to his or her campaign."

AND

Appropriately renumber the sections of the bill.

/s/ Linda Tyler

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

/s/ Ms. Jo Renshaw
Chief Clerk

SENATE BILL NO. 470

BY: SENATOR ELLIOTT

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

AFFIRMATIVE: Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Davenport, Davis, J. Dickinson, Dismang, J. Edwards, English, Everett, Flowers, Garner, Gaskill, Greenberg, Hall, Harrelson, Hawkins, Hobbs, House, Hyde, Ingram, Kidd, Lea, W. Lewellen, Lindsey, Lowery, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Rainey, Reep, J. Roebuck, T. Rogers, Saunders, Shelby, G. Smith, L. Smith, Stewart, Tyler, Wagner, Webb, Williams, Woods, Word.

Total72

NEGATIVE: Hopper, D. Hutchinson, Lovell, S. Malone, Pyle, Rice, Summers, B. Wilkins.

Total8

ABSENT OR NOT VOTING: Abernathy, Carter, Dale, Dunn, George, Glidewell, R. Green, Hardy, Hoyt, Kerr, King, Maloch, M. Martin, Ragland, Reynolds, J. Rogers, Sample, Slinkard, Wells, Mr. Speaker.

Total20

VOTING PRESENT:

Total0

Total number of votes cast80

Total number voting in the affirmative72

Necessary to the passage of the bill51

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

SENATE BILL NO. 515

BY: SENATOR MADISON

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, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, R. Green, Greenberg, Hall, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, 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, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total..... 91

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING: Carter, D. Creekmore, Glidewell, Hardy, D. Hutchinson, King, Maloch, Ragland, Mr. Speaker.

Total..... 9

VOTING PRESENT:

Total..... 0

Total number of votes cast 91

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.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1649	BY REPRESENTATIVE KIDD
HOUSE BILL NO. 1799	BY REPRESENTATIVE HARRELSON
HOUSE BILL NO. 1830	BY REPRESENTATIVE B. WILKINS
HOUSE BILL NO. 1858	BY REPRESENTATIVE BETTS
HOUSE BILL NO. 1913	BY REPRESENTATIVE LOWERY
HOUSE BILL NO. 1943	BY REPRESENTATIVE B. WILKINS
HOUSE BILL NO. 1975	BY REPRESENTATIVE WILLIAMS
HOUSE BILL NO. 2013	BY REPRESENTATIVE M. BURRIS
HOUSE BILL NO. 2082	BY REPRESENTATIVE REYNOLDS
HOUSE BILL NO. 2086	BY REPRESENTATIVE B. WILKINS
HOUSE BILL NO. 2113	BY REPRESENTATIVE HAWKINS
HOUSE BILL NO. 2170	BY REPRESENTATIVE CARNINE
HOUSE BILL NO. 2217	BY REPRESENTATIVE FLOWERS
HOUSE BILL NO. 2251	BY REPRESENTATIVE LOWERY
HOUSE BILL NO. 2252	BY REPRESENTATIVE KING

HOUSE CONCURRENT RESOLUTIONS ADOPTED AND
ORDERED TRANSMITTED TO THE SENATE

HOUSE CONCURRENT RESOLUTION NO. 1013	BY REPRESENTATIVE TYLER
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SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 179	BY SENATOR G. JEFFRESS
SENATE BILL NO. 449	BY SENATOR D. JOHNSON
SENATE BILL NO. 460	BY SENATOR P. MALONE
SENATE BILL NO. 470	BY SENATOR ELLIOTT
SENATE BILL NO. 515	BY SENATOR MADISON
SENATE BILL NO. 516	BY SENATOR MADISON
SENATE BILL NO. 804	BY SENATOR D. JOHNSON
SENATE BILL NO. 806	BY SENATOR T. SMITH
SENATE BILL NO. 873	BY SENATOR T. SMITH
SENATE BILL NO. 934	BY SENATOR D. WYATT
AS AMENDED #1	

NOTICE OF RETURN OF SENATE BILLS AS REQUESTED

SENATE BILL NO. 988	BY SENATOR GLOVER
SENATE BILL NO. 989	BY SENATOR GLOVER

SENATE CONCURRENT RESOLUTIONS CONCURRED IN
AND ORDERED RETURNED TO THE SENATE

SENATE CONCURRENT RESOLUTION NO. 12	BY SENATOR BRYLES
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ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1305	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1354	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1364	BY REPRESENTATIVE M. BURRIS
HOUSE BILL NO. 1488	BY REPRESENTATIVE CARTER
HOUSE BILL NO. 1633	BY REPRESENTATIVE REEP
HOUSE BILL NO. 1654	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1685	BY REPRESENTATIVE REYNOLDS
HOUSE BILL NO. 1703	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1879	BY REPRESENTATIVE PIERCE
HOUSE BILL NO. 1892	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1893	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1919	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1920	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1939	BY REPRESENTATIVE SAUNDERS
AS AMENDED #1	
HOUSE BILL NO. 1950	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1985	BY REPRESENTATIVE CLEMMER
HOUSE BILL NO. 2032	BY REPRESENTATIVE ALLEN
HOUSE BILL NO. 2039	BY REPRESENTATIVE WELLS
HOUSE BILL NO. 2050	BY REPRESENTATIVE MAXWELL
HOUSE BILL NO. 2052	BY REPRESENTATIVE DISMANG
HOUSE BILL NO. 2055	BY REPRESENTATIVE DISMANG
HOUSE BILL NO. 2081	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 2212	BY REPRESENTATIVE SHELBY

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

HOUSE CONCURRENT RESOLUTION NO. 1014	BY REPRESENTATIVE RAGLAND
HOUSE CONCURRENT RESOLUTION NO. 1017	BY REPRESENTATIVE J. DICKINSON

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 345	BY SENATOR HENDREN
SENATE BILL NO. 429	BY SENATOR STEELE
SENATE BILL NO. 499	BY SENATOR HENDREN
SENATE BILL NO. 500	BY SENATOR HENDREN
SENATE BILL NO. 745	BY SENATOR BROADWAY
SENATE BILL NO. 880	BY SENATOR G. JEFFRESS
SENATE BILL NO. 885	BY SENATOR J. JEFFRESS
SENATE BILL NO. 889	BY SENATOR BRYLES
SENATE BILL NO. 896	BY SENATOR ALTES
SENATE BILL NO. 898	BY SENATOR MILLER
SENATE BILL NO. 903	BY SENATOR MADISON
SENATE BILL NO. 904	BY SENATOR J. KEY
SENATE BILL NO. 926	BY SENATOR BOOKOUT
SENATE BILL NO. 955	BY SENATOR CRUMBLY

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 26, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 1474	BY REPRESENTATIVE L. SMITH, ET AL
HOUSE BILL NO. 1531	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1552	BY REPRESENTATIVE L. SMITH, ET AL
HOUSE BILL NO. 1607	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1625	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1694	BY REPRESENTATIVE HYDE
HOUSE BILL NO. 1715	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1833	BY REPRESENTATIVE POWERS
HOUSE BILL NO. 1853	BY REPRESENTATIVE WILLIAMS
HOUSE BILL NO. 1924	BY REPRESENTATIVE MAXWELL, ET AL
HOUSE BILL NO. 1934	BY REPRESENTATIVE HYDE
HOUSE BILL NO. 2009	BY REPRESENTATIVE L. SMITH, ET AL
HOUSE BILL NO. 2257	BY REPRESENTATIVE RAGLAND
HOUSE CONCURRENT RESOLUTION NO. 1015	BY REPRESENTATIVE BREEDLOVE
HOUSE CONCURRENT RESOLUTION NO. 1021	BY REPRESENTATIVE W. LEWELLEN, 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 9:30 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. 1474	BY REPRESENTATIVE L. SMITH, ET AL
HOUSE BILL NO. 1531	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1552	BY REPRESENTATIVE L. SMITH, ET AL
HOUSE BILL NO. 1607	BY REPRESENTATIVE DUNN
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HOUSE BILL NO. 2009	BY REPRESENTATIVE L. SMITH, ET AL
HOUSE BILL NO. 2257	BY REPRESENTATIVE RAGLAND
HOUSE CONCURRENT RESOLUTION NO. 1015	BY REPRESENTATIVE BREEDLOVE
HOUSE CONCURRENT RESOLUTION NO. 1021	BY REPRESENTATIVE W. LEWELLEN, ET AL

/s/ Mike Beebe - Governor

TIME: 9:30 a.m.

By: Sarah Agee

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 26, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 1305	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1354	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1364	BY REPRESENTATIVE M. BURRIS, ET AL
HOUSE BILL NO. 1402	BY REPRESENTATIVE HARRELSON
HOUSE BILL NO. 1414	BY REPRESENTATIVE D. CREEKMORE
HOUSE BILL NO. 1488	BY REPRESENTATIVE CARTER
HOUSE BILL NO. 1633	BY REPRESENTATIVE REEP
HOUSE BILL NO. 1654	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1685	BY REPRESENTATIVE REYNOLDS
HOUSE BILL NO.1703	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1879	BY REPRESENTATIVE PIERCE
HOUSE BILL NO. 1892	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1893	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1919	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1920	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1950	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1985	BY REPRESENTATIVE CLEMMER
HOUSE BILL NO. 2032	BY REPRESENTATIVE ALLEN
HOUSE BILL NO. 2039	BY REPRESENTATIVE WELLS
HOUSE BILL NO. 2050	BY REPRESENTATIVE MAXWELL

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 4:20 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Wilhelmina Lewellen,
Chairperson

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 26, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 2052	BY REPRESENTATIVE DISMANG
HOUSE BILL NO. 2055	BY REPRESENTATIVE DISMANG
HOUSE BILL NO. 2081	BY REPRESENTATIVE DUNN
HOUSE BILL NO. 2112	BY REPRESENTATIVE HAWKINS, ET AL
HOUSE BILL NO. 2212	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 2247	BY REPRESENTATIVE MALOCH, ET AL
HOUSE CONCURRENT RESOLUTION NO. 1014	BY REPRESENTATIVE RAGLAND
HOUSE CONCURRENT RESOLUTION NO. 1017	BY REPRESENTATIVE J. DICKINSON

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 4:20 p.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. 1305	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1354	BY REPRESENTATIVE SHELBY
HOUSE BILL NO. 1364	BY REPRESENTATIVE M. BURRIS, ET AL
HOUSE BILL NO. 1402	BY REPRESENTATIVE HARRELSON
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HOUSE BILL NO. 1488	BY REPRESENTATIVE CARTER
HOUSE BILL NO. 1633	BY REPRESENTATIVE REEP
HOUSE BILL NO. 1654	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1685	BY REPRESENTATIVE REYNOLDS
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HOUSE BILL NO. 2039	BY REPRESENTATIVE WELLS
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HOUSE BILL NO. 2247	BY REPRESENTATIVE MALOCH, ET AL
HOUSE CONCURRENT RESOLUTION NO. 1014	BY REPRESENTATIVE RAGLAND
HOUSE CONCURRENT RESOLUTION NO. 1017	BY REPRESENTATIVE J. DICKINSON

/s/ Mike Beebe - Governor

TIME: 4:20 p.m.

By: J. D. Lowery

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

March 25, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on March 25, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE BILL NO. 1002 - ACT 606

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

MIKE BEEBE

GOVERNOR

March 26, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on March 26, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE BILL NO. 1149 - ACT 607

HOUSE BILL NO. 1188 - ACT 608

HOUSE BILL NO. 1190 - ACT 609

HOUSE BILL NO. 1242 - ACT 610

HOUSE BILL NO. 1593 - ACT 611

HOUSE BILL NO. 1653 - ACT 612

HOUSE BILL NO. 1667 - ACT 613

HOUSE BILL NO. 1681 - ACT 614

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

SENATE BILL NO. 345

BY: SENATOR HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A SUPERINTENDENT'S EMPLOYMENT CONTRACT WITH A SCHOOL DISTRICT TO BE TERMINATED FOR CAUSE AND WITHOUT THE SCHOOL DISTRICT HAVING ANY FURTHER FINANCIAL OBLIGATION TO THE SUPERINTENDENT UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 429

BY: SENATOR STEELE

BY: REPRESENTATIVE ALLEN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND VARIOUS PROVISIONS OF THE DEPARTMENT OF WORKFORCE SERVICES LAW; 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. 499

BY: SENATOR HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO IMPROVE THE REPORTING OF MOTOR VEHICLE OPERATORS WHO PASS A SCHOOL BUS ILLEGALLY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 500

BY: SENATOR HENDREN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE SCHOOL BUS SAFETY EQUIPMENT GRANT PILOT PROGRAM TO ASSIST SCHOOL DISTRICTS IN EQUIPPING SCHOOL BUSES WITH VIDEO RECORDING DEVICES OR OTHER ELECTRONIC WARNING DEVICES TO REDUCE THE INCIDENTS OF DRIVERS WHO ILLEGALLY PASS A SCHOOL BUS; TO CLARIFY THE USE OF A NOTICE OR WARNING DEVICE ON A SCHOOL BUS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 745

BY: SENATOR BROADWAY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR THE ECONOMIC DEVELOPMENT COMMISSION FOR INVESTMENT INCENTIVES TO ENHANCE THE ECONOMY OF THE STATE THROUGH TECHNOLOGY DEVELOPMENT 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. 880

BY: SENATOR G. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE CONCERNING THE DEFINITIONS REGARDING PRIVATE RESIDENT AND CORRESPONDENCE SCHOOLS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 885

BY: SENATOR J. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE AN INTERIM STUDY OF THE AFFORDABILITY OF *HIGHER EDUCATION FOR UNDERGRADUATE STUDENTS* IN THIS STATE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 889

BY: SENATOR BRYLES

BY: REPRESENTATIVE RAINEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE THE DEPARTMENT OF EDUCATION TO PROVIDE A DETAILED REPORT OF NATIONAL SCHOOL LUNCH STUDENT CATEGORICAL FUND EXPENDITURES AND RESULTS FROM PROGRAMS FUNDED BY NATIONAL SCHOOL LUNCH STUDENT CATEGORICAL FUNDS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 896

BY: SENATOR ALTES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND TITLE 6 RELATED TO PUBLIC SCHOOL FINANCE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 898

BY: SENATORS MILLER, LAVERTY, BROADWAY

BY: REPRESENTATIVES ABERNATHY, CHEATHAM, COOK, COOPER,
EVERETT, HOYT, PERRY, STEWART

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND PROVISIONS OF THE ARKANSAS CODE RELATING TO FUNDING FOR ISOLATED SCHOOLS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 903

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED TO ENACT THE INTERNATIONAL STUDENT EXCHANGE VISITOR PLACEMENT ORGANIZATION REGISTRATION ACT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 904

BY: SENATOR J. KEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH THE REVIEW OF LEGISLATIVE JOINT AUDITING COMMITTEE FINDINGS BY THE PROFESSIONAL LICENSURE STANDARDS BOARD FOR TEACHERS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 926

BY: SENATORS BOOKOUT, CAPPS, HORN, D. JOHNSON, R. THOMPSON

BY: REPRESENTATIVES R. GREEN, CASH, INGRAM, KIDD, B. WILKINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS LAW CONCERNING THE AWARD PROCEDURE FOR PUBLIC IMPROVEMENTS BY INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 955

BY: SENATOR CRUMBLY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO STRENGTHEN VOCATIONAL AND TECHNICAL EDUCATION IN PUBLIC HIGH SCHOOLS; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Eddie Cooper, the House adjourned at 4:04 p.m. until 10:00 a.m., Friday, March 27, 2009.

ATTEST:

Robbie Wills
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

