

ADDENDUM

STATE OF ARKANSAS

MIKE BEEBE
GOVERNOR

April 13, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on April 10, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE JOINT RESOLUTION NO. 1044

HOUSE BILL NO. 1058 - ACT 1444	HOUSE BILL NO. 1993 - ACT 1451
HOUSE BILL NO. 1091 - ACT 1445	HOUSE BILL NO. 2075 - ACT 1452
HOUSE BILL NO. 1671 - ACT 1446	HOUSE BILL NO. 2129 - ACT 1453
HOUSE BILL NO. 1711 - ACT 1447	HOUSE BILL NO. 2187 - ACT 1454
HOUSE BILL NO. 1751 - ACT 1448	HOUSE BILL NO. 2228 - ACT 1455
HOUSE BILL NO. 1862 - ACT 1449	HOUSE BILL NO. 2264 - ACT 1456
HOUSE BILL NO. 1992 - ACT 1450	

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

April 14, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on April 10, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE BILL NO. 1663 - ACT 1494

HOUSE BILL NO. 2160 - ACT 1495

HOUSE BILL NO. 1193 - ACT 1497

HOUSE BILL NO. 1221 - ACT 1498

HOUSE BILL NO. 1405 - ACT 1499

HOUSE BILL NO. 1172 - ACT 1500

HOUSE BILL NO. 1555 - ACT 1501

/s/ Mike Beebe

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STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

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

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

May 1, 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached are the House Resolutions that were read and adopted during the Regular Session of the 87th General Assembly.

HR 1001	HR1002	HR 1003	HR 1004	HR 1005	HR 1006
HR 1007	HR 1008	HR 1009	HR 1010	HR 1011	HR 1012
HR 1013	HR 1014	HR 1015	HR 1016	HR 1017	HR 1018
HR 1019	HR 1020	HR 1021	HR 1022	HR 1024	HR 1025
HR 1027	HR 1028	HR 1029	HR 1026	HR 1033	HMR 1001
HMR 1002	HMR 1003	HMR 1004	HMR 1005	HMR 1006	

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

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ROBBIE WILLS, SPEAKER

TIM MASSANELLI, PARLIAMENTARIAN

JO RENSHAW, CHIEF CLERK

May 1, 2009

The Honorable Charles Daniels
 Secretary of State
 State Capitol Building
 Little Rock, AR 72201

Dear Mr. Daniels:

Attached are the House Bills that were withdrawn by their authors during the Regular Session of the 87th General Assembly and recommended for study during the interim.

RULES

HB 1598 HB 2054

RETIREMENT

HB 1181 HB 1207

AGING

HB 1235 HB 2134

AGRI

HB 1178 HB 1592 HB 1873 HB 1941

TRANSPORTATION

HB 1262 HB 1423 HB 1909 HB 1994 HB 2000 HB 2106

HB 2125 HB 2137 HB 2190

PUBLIC HEALTH

HB 1003 HB 1108 HB 1281 HB 1389 HB1495 HB 1575

HB 1797 HB 1891 HB 2015 HB 2088 HB 2089 HB 2136

HB 2188 HB 2189 HB 2218

CITY COUNTY LOCAL

HB 1393 HB 1590 HB 2176 HB 2233

REVENUE AND TAX

HB 1060 HB 1084 HB 1164 HB 1245 HB 1358 HB 1441
HB 1563 HB 1599 HB1696 HB 1802 HB 1850 HB 1914
HB 1915 HB 1947 HB 1981 HB 1995 HB 2008 HB 2077
HB 2165 HB 2166 HB 2225 HB 2226

JUDICIARY

HB 1093 HB 1252 HB1637 HB 1701 HB 1844 HB 1885
HB 2047 HB 2048 HB 2053 HB 2103 HB 2184 HB 2221
HB 2223

ENERGY

HB 1790 HB 2078 HB 2273 HB 1562 HB 1672 HB 2241

JBC

INSURANCE

HB 1100 HB 1278 HB1544 HB 1864 HB 1903 HB 2028
HB 2040 HB 2051 HB 2090 HB 2102

STATE AGENCIES

HB 1485 HB 1487 HB 1855 HB 1931 HB 2107 HB 2115
HB 2116 HB 2126 HB 2161

EDUCATION

HB 1251 HB 1253 HB 1408 HB 1665 HB 1854 HB 1878
HB 1908 HB 1921 HB 1960 HB 1989 HB 2012 HB 2026
HB 2140 HB 2249

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

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

May 1, 2009

The Honorable Charles Daniels
 Secretary of State
 State Capitol Building
 Little Rock, AR 72201

Dear Mr. Daniels:

Attached are the House Bills and Resolutions that were withdrawn by their authors during the Regular Session of the 87th General Assembly.

HB 1017	HB 1032	HB 1042	HB 1046	HB 1059	HB 1105
HB 1131	HB 1145	HB 1162	HB 1179	HB 1216	HB 1217
HB 1229	HB 1236	HB 1266	HB 1342	HB 1381	HB 1406
HB 1411	HB 1437	HB 1456	HB 1472	HB 1482	HB 1494
HB 1550	HB 1556	HB 1620	HB 1641	HB 1675	HB 1677
HB 1710	HB 1760	HB 1761	HB 1762	HB 1856	HB 1857
HB 1874	HB 1890	HB 1918	HB 1922	HB 1933	HB 1958
HB 1987	HB 2079	HB 2117	HB 2131	HB 2139	HB 2167
HB 2194	HB 2219	HB 2204	HJR 1010	HJR 1011	

Respectfully submitted,

/s/ Jo Renshaw
 Chief Clerk

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

May 1, 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached are the House Bills and Resolutions that failed during the Regular Session of the 87th General Assembly.

- HB 1047 HB1 051 HB 1173 HB 1380 HB 1588 HB 1866
- HB 1949 HB 1968 HB 2080 HB 2095 HB 2245 HCR 1011
- HCR 1022

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

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

May 1 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached is **HOUSE BILL NO. 2179** which was improperly introduced during the Regular Session of the 87th General Assembly.

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

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

May 1, 2009

The Honorable Ann Cornwell
Secretary of the Senate
State Capitol Building
Little Rock, AR 72201

Dear Ms. Cornwell:

Attached are the Senate Bills and Resolutions which either failed or died in Committee at Sine Die adjournment of the Regular Session of the 87th General Assembly.

Rev. & Tax	Education	Judiciary	State Agencies	Rules
SB 9	SB 313	SB 251	SB 775	SB 892
SB 95	SB 910		SCR 5	
SB 126	SB 987			

Transportation	City, County & Local
SB 782	SB 608

Failed
SB 377

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

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ROBBIE WILLS, SPEAKER

TIM MASSANELLI, PARLIAMENTARIAN

JO RENSHAW, CHIEF CLERK

May 1, 2009

The Honorable Charles Daniels
 Secretary of State
 State Capitol Building
 Little Rock, AR 72201

Dear Mr. Daniels:

Attached are the House Bills that died in the Senate at Sine Die adjournment of the Regular Session of the 87th General Assembly.

HOUSE BILLS DYING ON THE SENATE CALENDAR

HB 1451 HB 2071

HOUSE BILLS DYING IN SENATE COMMITTEES

EDUCATION	JUDICIARY	PUBLIC HEALTH
HB 1554	HB 1010	HB 1114
HB 2049	HB 1215	HB 1464
HB 2101	HB 1237	HB 1839
HB 2263	HB 1545	
	HB 1566	
	HB 1578	
	HB 1713	
	HB 1849	
	HB 1943	
	HB 2017	
	HB 2086	

AGRI	STATE AGENCIES	REV & TAX	
HB 1666	HB 1086	HB 1045	HB 1910
HB 2251	HB 1339	HB 1225	HB 1911
	HB 1928	HB 1378	HB 1929
		HB 1491	HB 2060
		HB 1686	HB 2202
		HB 1748	HB 2250
		HB 1905	

TRANSPORTATION	DYING IN THE SENATE
HB 1148	HB 1459
HB 1865	
HB 2217	

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

JUDICIARY

HOUSE BILL 1010	HOUSE BILL 1713
1215	1849
1237	1943
1545	2017
1566	2086
1578	

PUBLIC HEALTH, WELFARE AND LABOR

HOUSE BILL 1114
1464
1839

AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT

HOUSE BILL 1666
2251

STATE AGENCIES AND GOVERNMENTAL AFFAIRS

HOUSE BILL 1086
1339
1928

REVENUE AND TAXATION

HOUSE BILL 1045	HOUSE BILL 1910
1225	1911
1378	1929
1491	2060
1686	2202
1748	2250
1905	

TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS

HOUSE BILL 1148

1865

2217

HOUSE BILL DYING IN THE SENATE

HOUSE BILL 1459

Respectfully submitted,

/s/ Ann Cornwell, Secretary of the Senate
Coordinator of Legislative Services

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

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

May 1, 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached are the House Bills and Resolutions that died in House Committees at Sine Die Adjournment of the Regular Session of the 87th General Assembly.

Agri

HB 1004 HB 1025 HB 1804 HB 1923 HB 1926 HB 1991
HB 2094 HB 2156 HB 2213 HB 2214 HB 2268

City County Local

HB 1016 HB 1201 HB 1240 HB 1317 HB 1323 HB 1609
HB 1695 HB 1897 HB 2197 HB 2240

Education

HB 1006 HB 1007 HB 1054 HB 1412 HB 1425 HB 1805
HB 1868 HB 1869 HB 1870 HB 1871 HB 1875 HB 1896
HB 1900 HB 1907 HB 1937 HB 1938 HB 1952 HB 1970
HB 1971 HB 1972 HB 1974 HB 1976 HB 2019 HB 2043
HB 2063 HB 2064 HB 2072 HB 2111 HB 2130 HB 2144

HB 2146	HB 2150	HB 2157	HB 2159	HB 2172	HB 2192
HB 2199	HB 2227	HB 2232	HB 2234	HB 2235	HB 2236
HB 2237	HB 2238	HB 2239	HB 2254		

Aging, Children and Youth

HB 2016	HB 2087
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Judiciary

HB 1015	HB 1027	HB 1097	HB 1227	HB 1255
HB 1324	HB 1401	HB 1682	HB 1782	HB 1872
HB 1889	HB 2006	HB 2018	HB 2030	HB 2037
HB 2044	HB 2092	HB 2110	HB 2121	HB 2128
HB 2133	HB 2141	HB 2149	HB 2152	HB 2154
HB 2155	HB 2180	HB 2181	HB 2182	HB 2211
HB 2216	HB 2246	HB 2253	HB 2272	HR 1032

Joint Budget

HB 1029	HB 1092	HB 1163	HB 1180	HB 1282
HB 1283	HB 1413	HB 1432	HB 1458	HB 1627
HB 1642	HB 1648	HB 1714	HB 1737	HB 1747
HB 1769	HB 1774	HB 1780	HB 1783	HB 1791
HB 1792	HB 1801	HB 1803	HB 1806	HB 1812
HB 1819	HB 1826	HB 1827	HB 1828	HB 2024
HB 2171				

Public Health

HB 1134	HB 1238	HB 1275	HB 1419	HB 1520
HB 1565	HB 1969	HB 1988	HB 1998	HB 2027
HB 2036	HB 2038	HB 2056	HB 2058	HB 2061
HB 2091	HB 2138	HB 2143	HB 2148	HB 2168
HB 2175	HB 2177	HB 2178	HB 2185	HB 2186
HB 2196				

Rev & Tax

HB 1055	HB 1056	HB 1150	HB 1165	HB 1254
HB 1284	HB 1328	HB 1360	HB 1447	HB 1454
HB 1484	HB 1490	HB 1583	HB 1608	HB 1610
HB 1614	HB 1643	HB 1664	HB 1835	HB 1836
HB 1861	HB 1886	HB 1888	HB 1945	HB 1965
HB 2001	HB 2010	HB 2042	HB 2059	HB 2062
HB 2083	HB 2093	HB 2098	HB 2104	HB 2108
HB 2109	HB 2120	HB 2122	HB 2124	HB 2142
HB 2163	HB 2168	HB 2209	HB 2210	HB 2248
HB 2255	HB 2269	HB 2275		

Retirement

HB 1115	HB 1151	HB 1155	HB 1168	HB 1187
HB 1199	HB 1200	HB 1205	HB 1206	HB 1208
HB 1209	HB 1210	HB 1211	HB 1212	HB 1223
HB 1226	HB 1228	HB 1230	HB 1231	HB 1233

Rules

HB 1361	HB 1439	HB 1570	HB 1611	HB 1661
HB 1840	HB 1973	HB 2035	HB 2153	HB 2205
HB 2229	HB 2242	HB 2262	HR 1023	

State Agencies

HB 1020	HB 1049	HB 1053	HB 1247	HB 1348
HB 1355	HB 1383	HB 1707	HB 1863	HB 1923
HB 1925	HB 1977	HB 1980	HB 1982	HB 2068
HB 2096	HB 2097	HB 2158	HB 2174	HB 2220
HR 1031	HJR 1001	HJR 1002	HJR 1003	HJR 1005
HJR 1006	HJR 1008	HJR 1009	HJR 1012	HJR 1013
HJR 1014				

Insurance

HB 1169	HB 1248	HB 1314	HB 1407	HB 1417
HB 1446	HB 1601	HB 1613	HB 1851	HB 1935
HB 2041	HB 2118	HB 2198	HB 2207	HB 2267

Transportation

HB 1012	HB 1083	HB 1481	HB 1635	HB 1683
HB 1684	HB 1786	HB 1887	HB 1954	HB 2084
HB 2085	HB 2100	HB 2123		

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

STATE OF ARKANSAS
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ROBBIE WILLS, SPEAKER
TIM MASSANELLI, PARLIAMENTARIAN JO RENSHAW, CHIEF CLERK

May 1 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached is **HOUSE BILL NO. 1704** which failed in Joint Budget Committee during the Regular Session of the 87th General Assembly.

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

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

May 1 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached are **HOUSE BILLS 1440, 2206** and **RESOLUTION 1030** which died on the House Calendar at Sine Die adjournment of the Regular Session of the 87th General Assembly.

Respectfully submitted,

/s/ Jo Renshaw
Chief Clerk

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HOUSE OF REPRESENTATIVES

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ROBBIE WILLS, SPEAKER
TIM MASSANELLI, PARLIAMENTARIAN SHERRI STACKS, CHIEF CLERK

October 23, 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached is **HOUSE BILL NO. 1838** that died in the House Energy Committee at Sine Die Adjournment of the Regular Session of the 87th General Assembly. This bill was not included on the letter submitted to you on May 1, 2009, because it was inadvertently left in the bill filing cabinet.

Respectfully submitted,

/s/ Sherri Stacks

87th General Assembly

House Caucus

November 4, 2009

**HOUSE CAUCUS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas
November 4, 2009

The House was called to order at 12:00 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, Carroll, Carter, Cash, Cheatham, Clemmer, Cook, Cooper, Creekmore, Dale, Davenport, Davis, Dickinson, Dismang, Dunn, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, Lewellen, Lindsey, Lovell, Lowery, Maloch, Malone, Martin, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, Roebuck, J. Rogers ,T. Rogers, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wilkins, Williams, Woods, Word, Mr. Speaker.

Total 90

The following member(s) was absent and did not answer to the roll call: Carnine, Cole, Cowling, Edwards, King, Maxwell, Pennartz, Sample, L. Smith, Wells.

Total 10

A quorum was present.

Unanimous leave was granted for Representative(s) Carnine, Cowling, Edwards, King, Pennartz, Sample, Wells.

The House stood and was led in prayer by House Chaplain, Pastor Cornell Maltbia.

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

Remarks were made by Secretary of State Charlie Daniels and he introduced Capitol Historian David Ware.

Capitol Historian David Ware addressed the House.

NOTABLE GRACE

Saluting the Arkansas House Chamber's Scagliola Restoration

The House chamber today is the sum of the work of craftsmen old and new, as well as the vision of not one but two top-notch architects and the best efforts of other architects and engineers who have over the decades worked on this room and its antechambers to adapt the spaces to changing demands and developing technology.

One hundred years ago, the House chamber looked nothing like it does now. In November 1909 it was a mess of exposed brickwork walls, tarpaulins, faceted concrete columns, some half-finished plasterwork, an open skylight, boards and timber scraps. This was not what had been expected in early 1899, when the Legislative Assembly took the step of authorizing construction of a new home for Arkansas's government. The project began with big aspirations. A master architect, George Mann of St. Louis, proposed a design in keeping with other capitols built around the turn of the century: a symmetrical neoclassical structure, its faces ornamented with columns and triangular pediments, its inside a mix of handsome but utilitarian offices and stately public spaces richly finished and trimmed with marble, topped by a porthole-pierced, metal-clad dome.

The big hopes and aspirations met big obstacles, however, in the form of a governor dead-set against spending a million dollars on what he thought was an unneeded building. Other impediments included quarrels over material choices, contracts, shorted shipments, shortages of labor and, almost always, short funds. As the anticipated five-year project stretched out, costs and accusations rose, and the patience of its supporters and detractors alike wore thin. By late 1904, the walls of the basement and first floor were almost done, but quarry delays forced stone work on the site to stop well before Christmas. Even worse, a boodling (bribery) scandal broke in the spring of 1905. Work continued in fits and starts but, by the middle of 1907, work was stopped with no money appropriated by the legislature.

Not until the summer of 1909 did work begin again—under pressure from a new governor, George Donaghey, and made possible by a legislature open to the vision of seeing the Capitol completed.

As part of that rebirth of the project, George Mann resigned. His place was taken by Cass Gilbert of New York, a detail-conscious artist with a national reputation. Gilbert's challenge was to complete the building, joining his artistic sense and his firm's established expertise in managing big undertakings with Mann's handsome original design, all the while keeping costs moderate.

One choice that addressed all of these objectives was that of using a traditional decorative surface known as *scagliola* to clad columns throughout the building, including those in the House chamber. Scagliola is, in its simplest sense, an imitation stone made of gypsum plaster and an adhesive, with colored stone dust or chips set into the surface (*scaglia* is Latin for "chip."). It is colored with ground marble or granite or other pigments worked into the plaster, with the veins of highly figured marble simulated by pulling silken threads through the kneaded material. Sliced into sheets, it is applied, either with adhesive or mechanically, to a prepared surface, then honed smooth and either waxed or varnished. George Mann originally envisioned a capitol full of marble surfaces—walls, floors, stairs, columns and pilasters. As the project dragged on and money proved tight, he made the decision to substitute imitation or "plastic" marble—scagliola—for some of the building's marble elements. Mann was widely criticized for this, but Cass Gilbert accepted this substitution, and with good reasons: scagliola was a widely-used, durable and highly-admired ornamental surface...and it could be more economical than marble.

In the spring of 1910, the Artificial Marble Works of New York City were selected to supply scagliola for the Capitol. In a March 30 letter, they agreed to send three samples for Cass Gilbert's inspection: a plain white marble, for columns in the ground floor rotunda; *pavonazzo* (with irregular veins of dark red with bluish and yellowish tints) for the columns in the stair halls and the upper rotunda, and sienna (yellows and browns) for the bases and columns in the House chamber. The samples went first to Gilbert's New York office for approval, then by mid-September arrived at the Capitol construction site. By early December, photographs reveal that the scagliola was installed. The pilasters' flat panels and the column bases were molded, allowed to cure, then fastened in place. The rounded column veneers were created on flexible surfaces, most likely linoleum, hoisted vertical while still plastic and adhered to the masonry with fresh plaster or mortar. They were then polished smooth and then shellacked after curing in place. The distinctive plaster Corinthian column capitals were sourced from another New York concern, Donnelly & Ricci.

The names of the craftsmen who gilded the capitals and applied the scagliola surfaces are not known to us, nor do we know exactly when they started or finished. Many records of the Capitol's construction did not survive, and much of what did is in the Cass Gilbert collection at the New-York Historical Society, awaiting researchers'

attention. What we do know is that the chamber was deemed ready for the joint session of January 9, 1911. The central chandelier was probably not in place, but ample light came through the frosted glass of the skylight. The chamber was not “done”—the next few years would bring stained glass, drapes, lighting, decorative painting and even a permanent heating system—but it was “done enough.” From that date, the Capitol was open for business and it has remained so, loved and cared for by those who work in it, now approaching its 100th birthday but wearing its decades with notable grace.

Almost a century of sessions have since passed since the Capitol opened for business. Though the House chamber has worn its decades with notable grace, the time had come by summer 2009 to restore the splendor that had been dimmed by age and wear. Evergreen Painting Studios, Inc., of New York worked nearly four months in a major project to repair damaged plaster and restore the scagliola surfaces of the Corinthian columns. In an unexpected turn, it was revealed that the columns' capitals were finished not with the familiar golden-hued paint, but with genuine gold leaf. Thus the ornate capitals are now re-gilded with a fresh layer of 28-karat leaf.

As the legislature embarks on a new tradition of annual sessions, may the restored surroundings be a fitting tribute to the wise leaders of yesterday and a symbol of hope for Arkansas' future.

HOUSE RESOLUTION NO. 1034

BY: REPRESENTATIVE MOORE

A BILL FOR AN ACT TO BE ENTITLED TO AMEND THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL ASSEMBLY.

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

The House stood in recess at 12:18 p.m. until 12:50 p.m. for the Rules Committee to meet.

COMMITTEE REPORT

RULES	November 4, 2009
	ROBERT MOORE
	CHAIRPERSON
HOUSE RESOLUTION NO. 1034	DO PASS
BY REPRESENTATIVE MOORE	AS AMENDED #1

Upon motion of Representative Wills **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 48, delete lines 25 through 33 and substitute:"106. It shall be a violation of the Rules of the House for any member of the House to accept a campaign contribution during the period beginning thirty (30) days before and ending thirty (30) days after any regular session of the General Assembly. If there is an extended recess of the General Assembly, the period shall end thirty (30) days after the beginning of the recess. It shall also be a violation of the Rules of the House for any member of the House to accept a campaign contribution during any extended session of the General Assembly or during any special session or fiscal session of he General Assembly."

AND

Page 48, line 34, delete "107106" and substitute "107"

AND

Page 49, delete line 1 and substitute "108.(a)(1) Except as provided in subdivisions 108.(a)(2) and (c)"

/s/ Robbie Wills

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, Carroll, Carter, Cash, Cheatham, Clemmer, Cook, Cooper, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, M. Martin, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total88

NEGATIVE: Hall.

Total1

ABSENT OR NOT VOTING: Carnine, Cole, L. Cowling, J. Edwards, King, Maxwell, Pennartz, J. Rogers, Sample, L. Smith, Wells.

Total11

VOTING PRESENT:

Total0

Total number of votes cast89

Total number voting in the affirmative88

Necessary to the adoption of the amendment.....51

So the Amendment was adopted.

/s/ Ms. Sherri Stacks

Chief Clerk

Upon motion of Representative Clemmer, **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 49, delete line 14 and substitute the following: "the birthday of Dr. Martin Luther King, Jr. under § 10-2-128.

TRAVEL

108.(a) All out-of-state travel by House of Representatives members and staff shall be by the mode most advantageous to the State of Arkansas when cost and other factors are considered.

(b) Out-of-state travel by House of Representatives members and staff shall be by the most expeditious means of transportation and be commensurate with the nature and purpose of the duties of the House of Representatives members and staff. The following factors shall be considered when choosing the mode of transportation:

(1) Total cost, including:

(A) Per diem;

(B) Overtime;

(C) Lost work time; and

(D) Actual transportation costs;

(2) Total distance traveled;

(3) Number of points visited; and

(4) Number of travelers who are House of Representatives members or staff.

(c) Travel by airplane common carrier is presumed to be the most advantageous method of transportation, and reimbursement for travel must be based on airplane common carrier rates when they are both reasonably available and most economical.

(d) Exceptions to this rule may be made for bona fide medical

/s/ Ann Clemmer

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Baird, Barnett, Breedlove, J. Burris, M. Burris, Carter, Clemmer, D. Creekmore, Dale, Dismang, Dunn, English, Garner, Glidewell, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, Lea, Lindsey, S. Malone, M. Martin, McCrary, McLean, Moore, Nickels, Nix, Pierce, Powers, Pyle, Ragland, Rice, J. Roebuck, Slinkard, Summers, Woods.

Total37

NEGATIVE: Abernathy, Adcock, Allen, T. Baker, Betts, Blount, T. Bradford, J. Brown, Carroll, Cash, Cheatham, Cook, Cooper, Davenport, Davis, J. Dickinson, Everett, Flowers, Gaskill, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, Hyde, Ingram, Kidd, W. Lewellen, Lovell, Patterson, Perry, Rainey, Reep, Reynolds, T. Rogers, Saunders, Shelby, G. Smith, Tyler, Wagner, Webb, B. Wilkins, Williams, Word.

Total45

ABSENT OR NOT VOTING: Carnine, Cole, L. Cowling, J. Edwards, George, R. Green, King, Lowery, Maloch, Maxwell, Overbey, Pennartz, J. Rogers, Sample, L. Smith, Wells, Mr. Speaker.

Total17

VOTING PRESENT: Stewart.

Total1

Total number of votes cast83

Total number voting in the affirmative37

Necessary to the adoption of the amendment.....51

So the Amendment was not adopted.

/s/ Ms. Sherri Stacks

Chief Clerk

Upon motion of Representative Clemmer, **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 37, delete lines 23 through 24 and substitute the following:

"63.(a)(1)(A) Except as provided in subdivision (a)(1)(B) of this rule, All all proposed action touching the rules, joint rules, and order of business shall be referred to the Committee on Rules.

(B) If a Rule of the House of Representatives or a revision to a Rule of the House of Representatives is adopted by a vote of sixty-seven (67) members of the House of Representatives, the rule shall not

be referred to the Committee on Rules and is considered adopted."

/s/ Ann Clemmer

The Amendment was read and vote was as follows:

AFFIRMATIVE: Baird, J. Burris, Carter, Clemmer, D. Creekmore, Dale, Dismang, English, Garner, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, Lea, S. Malone, M. Martin, Pyle, Rice, J. Roebuck, Stewart, Summers.

Total22

NEGATIVE: Abernathy, Adcock, Allen, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cook, Cooper, Davenport, Davis, J. Dickinson, Dunn, Everett, Flowers, Gaskill, George, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, McCrary, McLean, Moore, Nickels, Nix, Patterson, Perry, Pierce, Powers, Rainey, Reep, Reynolds, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, Tyler, Wagner, Webb, B. Wilkins, Williams, Word, Mr. Speaker.

Total62

ABSENT OR NOT VOTING: Carnine, Cole, L. Cowling, J. Edwards, Glidewell, R. Green, King, Maxwell, Overbey, Pennartz, Ragland, J. Rogers, Sample, L. Smith, Wells, Woods.

Total16

VOTING PRESENT:

Total0

Total number of votes cast.....84

Total number voting in the affirmative22

Necessary to the adoption of the amendment.....51

So the Amendment was not adopted.

/s/ Ms. Sherri Stacks

Chief Clerk

Upon motion of Representative Greenberg, **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 5 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 6, delete lines 23 and 24 and substitute the following:

“13.(h) Act as custodian of House properties; and

13.(i) Review and approve all requests for employee leave.;

13.(j) Require that the House Communications Office provide independent and unbiased services to all members of the House of Representatives; and

13.(k) Require that no information be disseminated by the House Communications Office unless the name or names of the House of Representatives members on whose behalf the information is being disseminated are included in the body of the document.”

/s/ Dan Greenberg

The Amendment was read and vote was as follows:

AFFIRMATIVE: Baird, J. Burris, Clemmer, D. Creekmore, Dismang, English, Garner, Glidewell, Greenberg, Hobbs, M. Martin, Ragland, Summers, Woods.

Total14

NEGATIVE: Abernathy, Adcock, Allen, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Carter, Cash, Cheatham, Cook, Cooper, Davenport, Davis, J. Dickinson, Dunn, Everett, Flowers, Gaskill, George, Hall, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, McCrary, McLean, Moore, Nickels, Nix, Patterson, Perry, Pierce, Powers, Rainey, Reep, Reynolds, J. Roebuck, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, Stewart, Tyler, Wagner, Webb, B. Wilkins, Williams, Word, Mr. Speaker.

Total68

ABSENT OR NOT VOTING: Carnine, Cole, L. Cowling, Dale, J. Edwards, R. Green, Kerr, King, Maxwell, Overbey, Pennartz, Pyle, Rice, J. Rogers, Sample, L. Smith, Wells.

Total17

VOTING PRESENT: Lea.

Total1

Total number of votes cast83

Total number voting in the affirmative14

Necessary to the adoption of the amendment.....51

So the Amendment was not adopted.

/s/ Ms. Sherri Stacks

Chief Clerk

Upon motion of Representative Greenberg, **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

Representative Cooper moved for immediate consideration of **HOUSE RESOLUTION NO. 1034**. Motion carried.

AMENDMENT NO. 6 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 45, delete lines 13 through 16 and substitute the following:

"84.(a) No representative shall speak more than once on the same question without leave of the House.

(b) One (1) mover, proposer or introducer of the question pending may speak the second time and close, but not until every representative choosing to speak shall have been heard.

(c) Unless at least one (1) representative has spoken against the measure or three (3) representatives have spoken in favor of the measure, the Speaker shall not:

1. Accept a motion to close debate on the measure; or
2. Entertain a motion for suspension of this rule."

/s/ Dan Greenberg

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Baird, J. Burris, Clemmer, Dale, Dismang, English, Garner, Glidewell, Greenberg, Hobbs, Lea, S. Malone, M. Martin, Pyle, Ragland, Rice, Summers, Woods.

Total 18

NEGATIVE: Abernathy, Adcock, Allen, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cook, Cooper, D. Creekmore, Davenport, Davis, J. Dickinson, Dunn, Everett, Flowers, Gaskill, George, Hall, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, McCrary, McLean, Moore, Nickels, Nix, Patterson, Perry, Pierce, Powers, Rainey, Reep, Reynolds, J. Roebuck, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, Stewart, Tyler, Wagner, Webb, B. Wilkins, Williams, Word, Mr. Speaker.

Total 68

ABSENT OR NOT VOTING: Carnine, Carter, Cole, L. Cowling, J. Edwards, R. Green, King, Maxwell, Overbey, Pennartz, J. Rogers, Sample, L. Smith, Wells.

Total 14

VOTING PRESENT:

Total 0

Total number of votes cast 86

Total number voting in the affirmative 18

Necessary to the adoption of the amendment 51

So the Amendment was not adopted.

/s/ Ms. Sherri Stacks

Chief Clerk

Upon motion of Representative Greenberg, **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 7 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 39, delete lines 11 through 14 and substitute the following:

"67.(a) 5.(A) A record of how every member voted on each bill when action is taken by the committee, including votes on a motion to postpone consideration on the bill and a recorded vote on any other motion, if requested by any two (2) committee members.

(B) With regard to the House Rules Committee and the "A" and "B" committees, the record required by Rule 67.(a)5.(A) shall be required if requested by any one (1) House of Representatives member without regard to committee membership."

AND

Page 54, delete lines 3 through 6 and substitute the following:

"67.(a) 5.(A) A record of how every member voted on each bill when action is taken by the committee, including votes on a motion to postpone consideration on the bill and a recorded vote on any other motion, if requested by any two (2) committee members.

(B) With regard to the House Rules Committee and the "A" and "B" committees, the record required by Rule 67.(a)5.(A) shall be required if requested by any one (1) House of Representatives member without regard to committee membership."

AND

Page 57, delete lines 11 through 14 and substitute the following:

"28) (House Rule 67(a)5.(A) and House Rule 67(a)5.(B)) Except as provided in Rule 67.(a)5.(B), A a roll call vote will be required if requested by any two (2) committee members, except for a quorum call which may be requested by one (1) member. The request for a quorum call is always in order."

/s/ Dan Greenberg

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Baird, J. Burris, Clemmer, Dismang, English, Garner, Greenberg, Hobbs, D. Hutchinson, S. Malone, M. Martin.

Total11

NEGATIVE: Abernathy, Adcock, Allen, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cook, Cooper, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dunn, Everett, Flowers, Gaskill, George, Hall, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, Hyde, Ingram, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, McCrary, McLean, Moore, Nickels, Nix, Patterson, Perry, Pierce, Powers, Pyle, Rainey, Reep, Reynolds, J. Roebuck, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, Stewart, Summers, Tyler, Wagner, Webb, B. Wilkins, Williams, Word.

Total69

ABSENT OR NOT VOTING: Carnine, Carter, Cole, L. Cowling, J. Edwards, Glidewell, R. Green, Kerr, King, Maxwell, Overbey, Pennartz, Ragland, Rice, J. Rogers, Sample, L. Smith, Wells, Woods, Mr. Speaker.

Total20

VOTING PRESENT:

Total0

Total number of votes cast80

Total number voting in the affirmative 11

Necessary to the adoption of the amendment.....51

So the Amendment was not adopted.

/s/ Ms. Sherri Stacks

Chief Clerk

Upon motion of Representative Lea, **HOUSE RESOLUTION NO. 1034** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 8 TO HOUSE RESOLUTION NO. 1034

Amend **HOUSE RESOLUTION NO. 1034** as originally introduced:

Page 21, delete lines 24 through 25 and substitute the following:

"or twenty-four (24) forty-eight (48) hours prior to the bill's being called up for third reading and final passage. The Speaker or presiding officer shall not accept a motion to suspend this rule unless the motion to suspend the rule is made after the eightieth (80th) day of a regular session or after the fifteenth (15th) day of a fiscal session."

AND

Page 22, delete lines 26 through 30 and substitute the following:

"placed on every representative's desk for twenty-four (24) forty-eight (48) hours. The Speaker or presiding officer shall not accept a motion to suspend this rule unless the motion to suspend the rule is made after the eightieth (80th) day of a regular session or after the fifteenth (15th) day of a fiscal session.

The twenty-four (24) hour forty-eight-hour period begins when a bill is initially introduced and read across the desk. No bill or resolution may be brought up for a third reading and final passage on the Floor of the House until it has been on the calendar of the House for at least one (1) day two (2) days. The Speaker or presiding officer shall not accept a motion to suspend this rule unless the motion to suspend the rule is made after the eightieth (80th) day of a regular session or after the fifteenth (15th) day of a fiscal session."

AND

Page 25, delete lines 7 through 12 and substitute the following:

"engrossed, proofed and reported "correctly engrossed" and forty-eight (48) hours have elapsed since the bill was reported correctly engrossed. The Speaker or presiding officer shall not accept a motion to suspend this rule unless the motion to suspend the rule is made after the eightieth (80th) day of a regular session or after the fifteenth (15th) day of a fiscal session."

/s/ Andrea Lea

The Amendment was read and the vote was as follows:

AFFIRMATIVE: Baird, Barnett, J. Burris, M. Burris, Clemmer, Dale, Dismang, English, Flowers, Garner, Glidewell, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, Lea, S. Malone, M. Martin, McLean, Moore, Powers, Pyle, Ragland, Rice, J. Roebuck, Slinkard, Stewart, Summers, Woods.

Total30

NEGATIVE: Abernathy, Adcock, Allen, T. Baker, Blount, T. Bradford, Breedlove, J. Brown, Cash, Cheatham, Cook, Cooper, D. Creekmore, Davenport, Davis, J. Dickinson, Dunn, Everett, Gaskill, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, McCrary, Nickels, Nix, Patterson, Perry, Pierce, Rainey, Reep, Reynolds, T. Rogers, Saunders, Shelby, G. Smith, Tyler, Wagner, Webb, B. Wilkins, Mr. Speaker.

Total51

ABSENT OR NOT VOTING: Betts, Carnine, Carter, Cole, L. Cowling, J. Edwards, George, R. Green, King, Maxwell, Overbey, Pennartz, J. Rogers, Sample, L. Smith, Wells, Word.

Total17

VOTING PRESENT: Carroll, Williams.

Total2

Total number of votes cast83

Total number voting in the affirmative30

Necessary to the adoption of the amendment.....51

So the Amendment was not adopted.

/s/ Ms. Sherri Stacks
Chief Clerk

The House stood in recess at 1:39 p.m. until 2:01 p.m.

ENGROSSED BILL REPORTS

WILHELMINA LEWELLEN, CHAIRPERSON

November 4, 2009

The following bill(s) reported correctly engrossed:

HOUSE RESOLUTION NO. 1034

BY REPRESENTATIVE MOORE

AS AMENDED # 1

HOUSE RESOLUTION NO.1034

BY: REPRESENTATIVE MOORE

State of Arkansas

87th General Assembly

House Caucus, 2009

HR 1034

By: Representative Moore

HOUSE RESOLUTION

TO AMEND THE RULES OF THE HOUSE OF
REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL
ASSEMBLY.

Subtitle

TO AMEND THE RULES OF THE HOUSE OF
REPRESENTATIVES OF THE EIGHTY-SEVENTH
GENERAL ASSEMBLY.

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

SECTION 1. The Rules of the House of Representatives of the Eighty- Seventh
General Assembly of the State of Arkansas are amended to read as follows:

MEMBERS

1. Every representative shall be present within the House during the session of the
House and every member shall be present at each committee meeting of which
he/she is a member, unless excused or necessarily prevented. It is the policy of the
Arkansas General Assembly, as a term-limited body, to encourage legislators to
learn as much as possible by attending meetings of committees of which they are
not a member. Prior signed and documented approval must be obtained from the
chairperson of a committee for a visiting non-committee member to enjoy certain
privileges offered to regular members.

2. For the purpose of seating in the House Chamber for an upcoming regular
session of the General Assembly, the Speaker of the House shall, on the first Friday
following the November General Election, declare all House Chamber seats vacant
and representatives and representatives-elect must select in the order of their

seniority any seat not occupied after notification by the Chief Clerk of available seats. Absence or failure to select a seat at the assigned selection time will automatically allow the Speaker to assign the member to his or her same seat if it is available or the member or member-elect to a seat selected by the Speaker.

Immediately following the selection of a seat by a member or member-elect or assignment of a seat by the Speaker, the member or member-elect's signature or Speaker's signature is required. Following all seat selections or assignments, member or member-elect's signatures or the Speaker's signature shall represent final movement. The Chief Clerk shall furnish voting machine and desk keys.

3. When it is necessary for seniority of incoming members to be determined by lot, the Speaker of the House and the Speaker-designate of the House shall conduct a drawing by lots upon receiving certification from the Secretary of State of the election of membership to each General Assembly. Qualified and certified persons to be seated and officially receive the oath of office may do so only at a time and place prescribed by the House. No person having resigned from public office as a provision to a plea agreement to avoid felony prosecution shall be seated or administered the oath of office. Incoming members with previous legislative tenure shall be placed highest in seniority among the incoming members based upon previous terms of service. Where an equivalence of terms of service exists, seniority for those with equal terms shall be asserted by drawing lots to determine their numerical standing.

4. A majority of all representatives elected to the House shall be necessary to transact business. When less than a quorum of House members shall assemble, those present shall be authorized to send for the absent representatives or adjourn. Penalties may be decided by a majority of the representatives present. (Art. 5, Sec. 11)

5. Each representative is expected to vote on each question put before the House unless he/she has an immediate personal interest.

6. Any representative shall have the right to explain his/her vote on any bill or other question before the House, in writing. Such explanation shall not be entered upon the Journal, but shall be filed with the Chief Clerk.

7. Every bill or resolution in the possession of the House or of any committee thereof shall be made available to any member for his/her examination.

8. No member at any time shall take from the House or any committee any bill or other paper belonging to the House, without consent of the Speaker, subject to the will of the House.

9. It shall be the duty of each representative to know, practice and preserve Parliamentary Law.

THE SPEAKER

10. Selection.

10.(a) As used in this rule, the term "Speaker-designate" shall mean the member of the House of Representatives selected by the House of Representatives of each General Assembly held preceding the convening of the next-following regular session of the General Assembly, in the following manner:

10.(a)(1) A caucus of the entire House of Representatives shall be held on the fourth Wednesday in March of each even numbered year at which time the members of the House shall select by secret ballot a member of the House to be known as the Speaker-designate. Each candidate for Speaker-designate shall be allowed fifteen (15) minutes to address the House before the ballot is taken. All members are required to be present for the addresses and for the election. In the event a member is unable to attend, absentee ballots may be requested by a member for himself/herself from the Speaker's Office no sooner than twenty (20) calendar days prior to the scheduled election and must be completed and returned to the Speaker's Office no later than two (2) hours before the scheduled election. Leave for absence shall be requested immediately before the time of the election. The Speaker shall announce the name and number of votes received by the candidate who received at least a majority of the votes of the membership of the House. Each candidate shall be entitled to verify the number of votes he or she received.

10.(a)(2) The candidate receiving a majority vote of the membership of the House of Representatives shall be declared the winner of such election for Speaker-designate of the House of Representatives of the next-following General Assembly.

10.(a)(3) If no candidate receives a majority vote of the membership of the House of Representatives, the names of the two (2) candidates receiving the highest number of votes cast shall be placed on a run-off ballot and distributed among the membership of the House of Representatives in the same manner provided above.

10.(a)(4) If it is determined that the Speaker-designate will not serve as a member of the House of Representatives of the next-following General Assembly due to death, resignation, failure to be a candidate for reelection in the party primary election, or failure to be reelected as a party candidate in the Primary Election, a vacancy in the position of Speaker-designate shall exist and be filled at the caucus of the entire House of Representatives-elect held on the Friday of the week designated for the biennial Institute of Legislative Procedure (House Legislative Orientation), and the Speaker of the House of Representatives shall be elected upon convening of the next regular session.

10.(a)(5) It is the intent of this subsection that the Speaker-designate be the Speaker of the House of Representatives of the next-following General Assembly,

subject to selection by the membership of the House upon convening of the regular session.

10.(a)(6) Petitions seeking pledge signatures of members of the House of Representatives for a particular candidate seeking selection as Speaker- designate shall not be circulated among the members of the House of Representatives.

10.(b) At the beginning of each session the members of the House of Representatives shall choose from its own membership a presiding officer designated as the Speaker of the House of Representatives.

11. Duties. The duties of the Speaker of the House shall be to:

11.(a) Take the chair each day at the hour fixed on the preceding day at adjournment. After the opening prayer and pledge of allegiance, he/she shall immediately call the members to order, and on the appearance of a quorum, cause the Journal of the preceding day to be read;

11.(b) Have control of the area set aside for use by the House and, in case of disturbance therein, shall have the authority to have the areas cleared. He/she or his/her designee shall supervise and control the temporary employees while the legislature is in session and the permanent employees during the biennium (A.C.A. 10-2-125 -- Employees of the House of Representatives);

11.(c) Preserve order and decorum;

11.(d) Sign all acts, proceedings and orders of the House. All writs, warrants and subpoenas issued by the House shall be signed and attested by him/her and the Clerk (J.R. 10; A.C.A. 21-10-101 thru 21-10-108);

11.(e) Decide, with assistance of the Parliamentarian, all points of order, subject to appeal by any representative;

11.(f) Appoint and confirm all representatives to certain committees and to appoint and confirm committee chairpersons and vice chairpersons in accordance with the House Rules and Statutes;

11.(g) Assign all bills to their appropriate committee;

11.(h) The Speaker shall not be required to vote, but may do so at his/her discretion. If the Speaker allows a substitute Speaker, neither the Speaker nor the substitute Speaker, if voting, shall be struck during the sounding of the ballot.

11.(i) State the question to the House before each vote is taken;

11.(j) Appoint, at the beginning of each session, a member of the House to serve as Speaker Pro Tempore. The Speaker Pro Tempore shall serve during the absences of the Speaker and shall perform the Speaker's duties. The Speaker Pro Tempore shall not serve more than ten (10) consecutive legislative days without the consent of the House, or beyond adjournment. The Speaker of the House may appoint Assistant Speakers Pro Tempore, one (1) from each House Caucus District;

- 11.(k) Supervise and direct the preparation of the daily House calendar (J.R. 12);
- 11.(l) Administer the Oath of Office to the Chief Clerk and the Parliamentarian at the beginning of each legislative session;
- 11.(m) Vacate the Speaker's office by January 1 of the calendar year that a new General Assembly is to convene (odd-numbered years) so as to allow the Speaker-designate the privilege of the use of the office in preparation for the forthcoming General Assembly;
- 11.(n) Vacate the Speaker's premises by December 15 in the even-numbered years; and
- 11.(o) Keep a permanent register of the seniority of the members of the House of Representatives.
- 11.(p) When either body shall request a conference, and appoint a committee for that purpose, the other body shall also appoint a committee of equal number to confer, and such conference shall be held at any time and place agreed on by the chairpersons.

COORDINATOR OF HOUSE LEGISLATIVE SERVICES

12. The Coordinator of House Legislative Services shall be appointed by the Speaker of the House with the approval of the House Management Committee. (Art. 5, Sec.11) 7
13. The duties of the Coordinator of House Legislative Services shall be to:
- 13.(a) Coordinate and supervise the activities of all temporary and permanent House employees, i.e., Chief Clerk, Chief Fiscal Officer, Executive Secretary, Assistant Executive Secretary, House Information Officer, and House Properties Manager;
- 13.(b) Keep or cause to be kept all fiscal accounts and records;
- 13.(c) Approve, by co-signing with the Speaker of the House, disbursements of all House funds;
- 13.(d) Acquire stationery, postage and other supplies and equipment for the House of Representatives and its members; (A.C.A. 10-3-602 -- Joint Committee on Legislative Printing Requirements and Specifications)
- 13.(e) Approve for disbursement all interim expense funds;
- 13.(f) Act as travel supervisor;
- 13.(g) Act as purchasing agent;
- 13.(h) Act as custodian of House properties; and
- 13.(i) Review and approve all requests for employee leave.

THE CHIEF CLERK

14. The Chief Clerk shall be appointed by the Speaker-designate by November 1 of the even-numbered years, subject to confirmation by a majority vote of the membership of the House. (Article 5, Sec. 11)

15. The duties of the Chief Clerk shall be to (A.C.A. 10-2-102):

15.(a) Have custody of all bills, papers and records of the House and not to permit them to be taken out of his/her custody except by the provisions established in House Rule #8. Staff must sign a receipt for all bills taken from the Clerk;

15.(b) Keep the Journal of the proceedings of the House, and, under the direction of the Speaker, subject to the will of the House, correct errors in the Journal;

15.(c) Keep the necessary records for the House;

15.(d) Supervise the engrossment and enrollment of bills and to certify their passage, with the assistance of the appropriate committee (J.R. 4 6 thru 9);

15.(e) Transmit bills, other documents, and messages to the Senate, as required and secure a receipt thereof and to receive communications from the Senate and receipts of bills, documents and messages (J.R. 3 and 5) (J.R. 19);

15.(f) Attend every session of the House, call or delegate the reading of the roll and the reading of all bills, resolutions and other papers as directed by the Speaker;

15.(g) Supervise and have control of session House employees, subject to the direction of the House Management Committee and the Speaker or his/her designee (A.C.A. 10-2-125 -- Employees of the House of Representatives);

15.(h) Clear the House Chamber and pertinent support areas of all unauthorized persons thirty (30) minutes prior to the convening of the House; and

15.(i) Be responsible for the distribution of all literature within the House Chamber and other House premises. One copy of such literature which is distributed in the House Chamber and House premises must bear the signature of a representative authorizing distribution and the signed copy must be filed with the Chief Clerk.

15.(j) The Secretary of the Senate and the Clerk of the House are authorized, subject to approval by the appropriate designated committee, to correct obvious errors occurring in documents originating in the House and the Senate respectively, provided that each such correction is noted on the bill jacket and is documented by a "correction note" at the end of the official daily Journal for the date on which the correction was made. (J.R. 23)

PARLIAMENTARIAN

16. The duties of the Parliamentarian shall be to (Art. 5, Sec. 11):

16.(a) Convene the first session of the House at the time prescribed by law. The Parliamentarian shall call the members to order, call the roll, preserve order and decorum, and decide all questions of order subject to appeal by any representative pending the election of the Speaker. The Parliamentarian of the previous House shall serve as the official Parliamentarian until the appointment of a new Parliamentarian. In the absence of a Parliamentarian of the previous House, the Speaker of the House shall designate a temporary Parliamentarian to convene the first session of the House;

16.(b) Assist the Speaker in deciding all points of order;

16.(c) Advise the Speaker on the proprieties of motions and the numbers of votes necessary for passage;

16.(d) Assist the Speaker in the supervision of the preparation of the daily House calendar;

16.(e) Assist the Speaker in the selection of a Chaplain for the day;

16.(f) Assist the Speaker in the assignment of bills to their appropriate committee;

16.(g) Sit as an ex-officio non-voting member of the House Rules Committee, and serve as secretary and advisor to the House Committee on the Journal; Engrossed and Enrolled Bills;

16.(h) Prepare and distribute the House Rules and amendments thereto, under the supervision of the Speaker and the House Rules Committee; and

16.(i) Have an adequate knowledge of Parliamentary Law and the Rules of the Arkansas House of Representatives.

PARLIAMENTARY PRACTICE

17. When a question is under debate, motions shall have precedence in the following order (the request for a quorum call is always in order; the Chairperson is not compelled to accept any motion):

17.(a) To fix the time to which the House will adjourn (non-debatable) (majority of a quorum);

17.(a)(1) (A majority of a quorum is a majority of those voting when at least a majority of the members are present and voting;)

17.(b) To adjourn (non-debatable) (majority of a quorum);

17.(c) To take a recess (non-debatable) (majority of a quorum);

17.(d) Postpone temporarily; lay on the table (non-debatable) (majority of a quorum)
To take from the table (non-debatable) (majority of a quorum) (when the motion to

take from the table is adopted, the proposition takes the same position it held when the motion to lay on the table was adopted);

17.(e) Immediate consideration (non-debatable) (2/3 of a quorum);

17.(f) Previous question (non-debatable) (5 seconds) (majority of a quorum);

17.(g) Limit or extend debate (non-debatable) (2/3 of a quorum);

17.(h) To expunge (debatable) (2/3 of membership) (67);

17.(i) Postpone to a day certain (debatable) (majority of a quorum);

17.(j) Committee of the Whole, go into (non-debatable) (majority of a quorum);

17.(k) Refer (debatable) (majority of a quorum);

17.(l) Amend (debatable) (majority of a quorum);

17.(m) Substitute motion (debatable) (majority of a quorum);

17.(n)(m) Postpone indefinitely (debatable) (majority of membership);

17.(o)(n) Take out of proper order (non-debatable) (2/3 of a quorum);

17.(p)(o) Special order of business (debatable) (2/3 of a quorum); and

17.(q)(p) To suspend the rules (non-debatable) (2/3 of a quorum).

18. A motion to adjourn shall always be in order, when the Floor can be obtained for that purpose, except when the previous question has been ordered.

19. The motion to recess, when the Floor can be obtained for that purpose, must specify the time which shall elapse and the time for reconvening. It may be amended to alter specific time.

20. Previous question:

20.(a) When any debatable question is before the House, any member may move the previous question. It shall be seconded by five (5) members whether the question shall be stated. When the previous question shall have been adopted, the proponents shall be allowed fifteen (15) minutes in which to debate it, and the opponents of the main question shall be allowed fifteen (15) minutes, after which time a vote upon the main question shall be taken.

20.(b) Pending a vote on the main question, one (1) motion to refer is permitted. A motion to refer under this rule applies to House resolutions as well as to House bills, to Senate bills and to Senate amendments to a House bill, and to a motion to amend the Journal. The motion to refer under this rule is non-debatable and may not be laid upon the table.

21. A motion to postpone to a day certain may not specify the hour; a special order is necessary to specify the hour; the motion may be amended and it is debatable within narrow limits only, confined to the merit of the motion itself.

22. The simple motion to refer is debatable within its narrow limits, but the merits of the proposition to which it is proposed to refer may not be brought into the debate. The motion to refer with instructions is debatable (majority vote of a quorum). When

a question is raised about the proper referral of a bill to committee, if the Speaker admits error in the referral of the bill to a committee, the bill may be re-referred by a majority vote of a quorum; however, if the Speaker does not admit error in the referral of the bill to committee, the bill may only be re-referred by a two-thirds (2/3) vote of a quorum. When a bill is re-referred to a committee, any previous committee recommendation is automatically stripped from the bill.

22.(a) When a motion is under consideration, only two (2) substitutes to that motion shall be in order. Only a motion applicable to the main motion and of a higher precedence upon recognition may be substituted for the motion under consideration. A substitute to the third degree shall not be in order. Unless specified otherwise by the presenter of the motion at the time the motion is made, a substitute motion shall apply to the main motion.

23. The motion to postpone indefinitely opens to debate all the merits of the proposition to which it is applied. It may not be applied to the motion to refer, or to suspend the rules, or to motions relating to the order of business.

23.(a) The motion for indefinite postponement and possible consideration by a joint interim committee shall be as follows: "Mr. Speaker, I move that consideration of _____ be postponed indefinitely and that consideration be given by the joint interim committee on _____ for a study of _____." (majority of membership).

24. The motion to limit or extend debate must specify time limitations. A substitute motion specifying a lesser time may be accepted.

25. Reconsideration:

25.(a) When a proposition has been made and carried or lost, it shall be in order for any member of the majority on the same or succeeding legislative day to move for the reconsideration thereof, or give notice of his/her intentions to do so and such motion shall take precedence over other questions except consideration of a conference report or a motion to adjourn: Provided, the motion or proposition shall only be considered during the period reserved for regular bills. The notice shall not be withdrawn after the said succeeding legislative day without the consent of the House, and thereafter any member may call it up for consideration: Provided, the notice to reconsider must be disposed of within three (3) legislative days following the day the vote was taken; provided, that such notice to reconsider cannot be given after the 57th day of a regular session or during a special session or fiscal session during which times a motion to reconsider must be disposed of immediately.

25.(b) The provisions of the rule that the motion may be made "by any member of the majority" is construed, in case of a tie, to mean the member of the prevailing side, and the same construction applies in the case of a two-thirds (2/3) vote. Where the yeas and nays have not been ordered recorded in the Journal, any

member, irrespective of whether he/she voted with the majority or not, may make the motion to reconsider or give notice thereof; but a member who was absent or who was paired in favor of the majority contention and did not vote may not make a motion.

25.(c) A bill in the possession of the House is not considered passed or an amendment agreed to if a motion to reconsider is pending; the effect of the motion being to suspend the original proposition. A notice or motion to reconsider shall not be allowed unless the bill is in the House. A bill shall not leave the House once notice of reconsideration is given. When the motion to reconsider is decided in the affirmative, the question immediately recurs on the motion reconsidered. However, prior to consideration of the question at hand, the Speaker shall have the title, expressing the main contents of the proposition being reconsidered, read to the House. When the motion to reconsider is defeated, a second motion to reconsider may not be made.

25.(d) The motion to reconsider is agreed to by a majority of a quorum, even though the vote reconsidered requires a majority or more of the membership. Upon reconsideration when a proposition has been voted twice and either carried or lost it is considered "Clinched".

25.(e) A notice to reconsider is not debatable. A motion to reconsider is debatable when the item to which it applies is debatable.

25.(f) No bill, petition, memorial, or resolution referred to a committee or reported there-from for recommitment shall be brought back into the House on a motion to reconsider.

25.(g) The "Clincher" motion is two (2) motions in one (1); it is a motion to reconsider and to lay on the table. Having prevailed, the proposition shall not be again considered except by expunging the record. The "Clincher" motion is adopted by a majority of the membership. The Speaker shall accept a "Sound the Ballot" request after the "Clincher" has been adopted and before the next order of business is called.

25.(h) No "Clincher" motion shall be entertained on a bill passed during the morning hour or which has been represented to be non-controversial regardless of when passed. Prior to the 60th day of a session, no bill passed during the morning hour, or a bill appearing on the non-controversial bill calendar which has passed, shall be transmitted to the Senate until the expiration of the morning hour of the day next following its passage in which the House is in session.

26. No dilatory motion shall be entertained by the Speaker.

27. Two-thirds (2/3) of a quorum may suspend the rules, other than rules that require a two-thirds (2/3) or three-fourths (3/4) vote of the membership. (J.R. 14 - Suspending Joint Rules)
28. No standing rule or order shall be revised without one (1) day's notice being given thereof.
29. In every case not provided for in the House rules, the Speaker, the Parliamentarian, and the members shall be guided by Mason's Manual of Legislative Procedure. Each member of the Rules Committee may be furnished a copy of the current edition and of each new or revised edition of Mason's Manual of Legislative Procedure and additional copies may be available to other members from the Parliamentarian, upon approval of the Rules Committee.

DAILY ORDER OF BUSINESS

30. The House shall convene at 1:30 p.m., unless otherwise ordered by the House membership.
31. The daily order of business shall be:
- (a) Prayer
 - (b) Pledge of Allegiance
 - (c) Roll Call
 - (d) Leaves of absence
 - (e) Reading and approval of the previous day's Journal
 - (f) Reports from select committees
 - (g) Reports from standing committees
 - (h) Unfinished business
 - (i) Executive communications
 - (j) Introduction, reading and advancement of bills and resolutions
- 31.(k)1. Senate communications and amendments to House bills
2. Introduction, reading and advancement of bills and joint resolutions
3. Bills and resolutions from the Senate on first reading
4. Bills and resolutions from the Senate on second reading
5. Senate bills and joint resolutions on third reading
- 31.(l) Announcement of committee meetings, and
- 31.(m) Adjournment.
- 32.(a) Introduction and reading of bills and resolutions may be ordered by the Speaker of the House at his/her discretion.
- 32.(b) The following types of resolutions shall be considered for passage during the time set aside for the consideration of members' own amendments to their own bills: a memorial resolution, a concurrent memorial resolution, and a resolution or a

concurrent resolution that commends, congratulates, or recognizes an individual, group, or other entity. Notwithstanding Rule 25 (h), a concurrent resolution or concurrent memorial resolution that is subject to this rule may be transmitted to the Senate on the same day that it is passed. A joint resolution proposing a Constitutional amendment shall be placed on the regular House calendar and is subject to Rule 25 (h).

33. Items "(a)" through "(h)" shall take no more than one (1) hour of House time each day unless extended by a majority vote of the House members present. These items may not be extended on those designated Senate days beyond the one (1) hour limit. (J.R. 12 – Senate days)

34. Unfinished business items, except items "(a)" through "(g)", take up where the House left the day before when it adjourned. Items "(a)" through "(g)" begin new each day.

35. Privileged matters may interrupt the order of business. These privileged matters are:

35.(a) Appropriation bills and revenue bills, sponsored by the committees on Budget, Revenue and Taxation and the Committee on Rules (J.R. 15);

35.(b) Conference reports;

35.(c) Special orders reported by the Committee on Rules for consideration by the House;

35.(d) Consideration of amendments between the House and Senate after disagreement;

35.(e) Question of privilege;

35.(f) Privileged resolutions reported under the right to report any time; and

35.(g) Bills returned with the objections of the Governor.

BILLS

36. Any representative may introduce bills, petitions, resolutions and memorials by filing them with the Clerk of the House. (A.C.A. 10-2-112 -- Pre-session filing)

36.(a) Each measure must have an original and eight (8) copies and eight (8) captions of the title either typewritten, photocopied or computer generated copies. (J.R. 18 [B])

36.(b) The Clerk shall take the original and perforate or stamp it as the original.

36.(c) No action shall be taken on any bill, resolution, or amendment that is not physically in the House. However, the motion to recall a bill or resolution may be made regardless of the location of the bill or resolution.

36.(d) No alterations or erasures or otherwise defacement of the bill or amendments shall be permitted.

36.(e) All amendments shall be entered on a separate sheet of paper noting the page number, the line or lines to be changed and the words to be deleted or inserted.

36.(f) All bills, resolutions, amendments, petitions and memorials must be signed by the author.

36.(g) The improper introduction of a bill, resolution, amendment, petition or memorial involves a question of privilege. Such measures improperly introduced, as determined by the Speaker or the House Committee on the Journal; Engrossed and Enrolled Bills, shall be returned to the representative who introduced them.

36.(h) The style of the laws of the State of Arkansas shall be: "Be it enacted by the General Assembly of the State of Arkansas." (Art. 5, Sec. 19)

36.(i) The General Assembly of Arkansas shall not pass any local or special act. This amendment shall not prohibit the repeal of local or special acts. (Amendment 14)

36.(j) No bill shall be passed by either house containing more than one subject, which shall be expressed in the title, and the subtitle. (J.R. 4)

36.(k) In making appropriations for any biennial period fiscal year, the General Assembly shall first pass the General Appropriation Bill provided for in Section 30 of Article 5 of the Constitution, and no other appropriation bill may be enacted before that shall have been done. (As added to Article 5, Sec. 40 by Amendment No. 19)

36.(l) No money shall be drawn from the treasury except in pursuance of specific appropriation made by law, the purpose of which shall be distinctly stated in the bill, and the maximum amount which may be drawn shall be specified in dollars and cents; and no appropriation shall be for a longer period than two (2) years one (1) fiscal year. (Art. 5, Sec. 29) The general appropriation bill shall embrace nothing but appropriations for the ordinary expense of the executive, legislative and judicial departments of the State; all other appropriations shall be made by separate bills, each embracing but one (1) subject. (Art.5, Sec. 30) No state tax shall be allowed, or appropriation of money made, except to raise means for the payment of the just debts of the State, for defraying the necessary expenses of government, to sustain common schools, to repel invasion and suppress insurrection, except by a majority of two-thirds (2/3) of both houses of the General Assembly. (Art. 5, Sec. 31) None of the rates for property, excise, privilege or personal taxes, now levied shall be increased by the General Assembly except after the approval of the qualified electors voting thereon at an election, or in case of emergency, by the votes of three-fourths (3/4) of the members elected to each House of the General Assembly. (Art. 5, Sec. 38 added by Amend. 19, Sec. 2) Excepting monies raised or collected for educational purposes, highway purposes, to pay Confederate pensions and the

just debts of the State, the General Assembly is hereby prohibited from appropriating or expending more than the sum of Two and One-Half Million Dollars for all purposes, for any biennial period fiscal year; provided the limit herein fixed may be exceeded by the votes of three-fourths ($3/4$) of the members elected to each House of the General Assembly. (Art. 5, Sec. 39 added by Amend. 19, Sec. 3)

36.(m)(a) No appropriation bill shall be filed for introduction in either the House of Representatives or the Senate later than the fiftieth (50th) day of a regular session except upon consent of two-thirds ($2/3$) of the members elected to each house; and, no other bill or resolution except adjournment resolutions and resolutions requesting permission to introduce a bill or resolution shall be filed for introduction in either the House of Representatives or the Senate later than the fifty-fifth (55th) day of a regular session, except upon consent of two-thirds ($2/3$) of the members elected to each house. When the filing deadline for any bills or resolutions ends on Saturday or Sunday, the deadline is hereby extended until the close of business the following Monday. (J.R. 16)

(b)(1) No appropriation bill shall be filed for introduction in either the House of Representatives or the Senate later than the fifteenth (15th) day of a fiscal session except upon consent of two-thirds ($2/3$) of the members elected to each house.

(2) For a fiscal session, a non-appropriation bill shall not be filed for introduction until a concurrent resolution authorizing the introduction of the bill has been approved by a vote of two-thirds ($2/3$) of the members elected to each house and the concurrent resolution becomes effective.

(3) A concurrent resolution authorizing the introduction of a non-appropriation bill in a fiscal session shall not be filed for introduction in either the House of Representatives or the Senate later than the first (1st) day of a fiscal session.

(4) A non-appropriation bill shall not be filed for introduction in either the House of Representatives or the Senate later than the fifteenth (15th) day of a fiscal session.

(c) When the filing deadline for any bills or resolutions ends on Saturday or Sunday, the deadline is extended until the close of business the following Monday. (J.R. 16)

36.(n) The Joint Committee on Constitutional Amendments shall consist of the members of the Senate Committee on State Agencies and Governmental Affairs and the members of the House Committee on State Agencies and Governmental Affairs. No proposed constitutional amendment can be recommended to either House of the General Assembly except upon the affirmative vote of a majority of the members of the Senate Committee on State Agencies and Governmental Affairs and an affirmative vote of a majority of the members of the House Committee on State Agencies and Governmental Affairs. No resolution proposing a constitutional amendment shall be filed in either the House of Representatives or the Senate after

the thirty-first (31st) day of each regular session of the General Assembly. All resolutions proposing constitutional amendments shall be referred to the Joint Committee on State Agencies and Governmental Affairs. Other resolutions proposing constitutional amendments shall not be reported to or considered by either House of the General Assembly until the original recommendations of the Joint Committee on State Agencies and Governmental Affairs are disposed of. A resolution proposing a constitutional amendment may be considered only during a regular session. (J.R. 21)

36.(o)(a) Any proposed legislation affecting any publicly supported retirement system or pension plan to be considered by the General Assembly at a regular biennial session shall be introduced in the General Assembly during the first fifteen (15) calendar days of a regular biennial session. (A.C.A. 10-2-115)

36.(o)(b) No such bill shall be introduced after the fifteenth day of a regular biennial session unless its introduction is first approved by a three-fourths (3/4) vote of the full membership of each House of the General Assembly. (A.C.A. 10-2-115)

36.(o)(c) A bill affecting any publicly supported retirement system or systems shall not be introduced or considered at any special session or fiscal session of the General Assembly unless the introduction and consideration of the bill is first approved by a three-fourths (3/4) vote of the full membership of each House of the General Assembly. (A.C.A. 10-2-115)

36.(p) Definition. -- As used in this subchapter, unless the context otherwise requires, "fiscal impact statement" means a realistic statement of the estimated financial cost of implementing or complying with the proposed law, regulation, rule, policy, order, or administrative law upon municipalities or counties to which the proposed law, regulation, rule, policy, order or administrative law applies. (A.C.A. 19-1-301) Before adoption of regulation, etc. -- No regulation, rule, policy, order, or administrative law which would have a fiscal impact on any municipality or county in this state shall be valid unless 30 days prior to its adoption by a board, commission, agency, department, office or other authority of the government of the State of Arkansas, except the General Assembly, the Courts and the Governor, such board, commission, agency, department, officer or other authority shall file a fiscal impact statement with the Secretary of State. Any municipality or county which will be affected by the proposed regulations, rule, policy, order or administrative law upon request shall immediately be furnished with a copy of the other authority. (A.C.A. 19-1-302) Bills imposing new or additional costs on municipality or county.

36.(p) 1. When any House or Senate bill requiring an expenditure of public funds or otherwise imposing a new or increased cost obligation on any municipality or county is pending before any committee of the House of Representatives, any member of

the committee may request that a fiscal impact statement for such bill be placed on the desk of each member of the committee before the bill is called up for final action in the committee. If such request is made, the chairperson of the committee shall refer the bill to the appropriate state agency or to the legislative staff for the preparation of a fiscal impact statement, to be returned to the committee in writing not later than five (5) days from the date of the request. (A.C.A. 19-1-303)

36.(p) 2. Any time before such bill is read for the third time in the House of Representatives, any member of the House may request that a fiscal impact statement for the bill be prepared and placed on the desk of each member. When a member of the House of Representatives so requests a fiscal impact statement on any bill, the Speaker shall furnish the member a fiscal impact statement signature form which shows the number of the bill for which the statement is requested and the date and time the request was made. If the member returns the form containing the signature of the requesting member and the signatures of at least nine (9) other House members within thirty (30) minutes of the time shown on the form, the fiscal impact statement shall be prepared and placed on the desk of each member of the House before the bill is read the third time. (A.C.A. 19-1-303)

36.(p) 3. If a bill is called up for final passage in the House of Representatives and a fiscal impact statement has not been provided for the bill, any member of the house in which the bill is being considered may move that a final vote on the passage of the bill be delayed until a fiscal impact statement is prepared and made available on the desk of each member of the House at least one (1) full day prior to the bill being called up for final passage. If such motion is made and is adopted by a majority vote of the membership of the House, the Speaker of the House shall cause the bill to be referred to the appropriate state agency or to the designated legislative staff for the preparation of a fiscal impact statement, which shall be filed with the House within five (5) days of the date of the request. (A.C.A. 19-1- 303)

36.(p) 4. Failure of the sponsor of a bill to provide the fiscal impact statement required in this rule shall not prohibit the consideration of it in the committee to which referred or on the Floor of the house in which the bill is called up for final passage, if no objection to it is made at the time such action is taken. (A.C.A. 19-1-303)

36.(p) 5. Nothing in this rule shall prohibit a committee to which a bill is referred or the house in which the bill is being considered from suspending the requirement of the filing of a fiscal impact statement on any such bill in the same manner as provided for the suspension of the rules in the house in which the bill is being considered. (A.C.A. 19-1-303)

36.(p) 6. Copies of the fiscal impact statements prepared in compliance with the provisions of this rule shall be made available, upon request for them, to

representatives of municipal or county governments. A fiscal impact statement filed or prepared in compliance with this rule is declared to be a public record within the meaning of the Freedom of Information Act of 1967, § 25-19-101 et seq. (A.C.A. 19-1-303)

36.(p) 7. For the purposes of this rule, the term "fiscal impact statement" means a realistic statement of the estimated financial cost to municipalities or counties of implementing or complying with a proposed law and regulations promulgated under it. (A.C.A. 19-1-303)

Bills imposing new or additional costs on education

36.(q)(a)(1) As used in this section, unless the context otherwise requires, "fiscal impact statement" means a realistic written statement of the purpose of a proposed law, or a regulation promulgated under a law, and the estimated financial cost to the state or any local school district of implementing or complying with the proposed law or regulation.

(2) The fiscal impact statement shall be developed by the Office of Economic and Tax Policy of the Bureau of Legislative Research with the assistance of the Department of Education within the guidelines adopted by the House Committee on Education and the Senate Committee on Education, as applicable.

(b) Any bill filed in the House of Representatives or Senate that will impose a new or increased cost obligation for education in grades kindergarten through twelve (K-12) on the State of Arkansas or any local school district shall have a fiscal impact statement attached to it prepared and filed with the chair of the committee to which the bill is referred:

(1) At least three (3) days before the bill may be called up for final action in the committee during a regular session or fiscal session of the General Assembly; and

(2) At least one (1) day before the bill may be called up for final action in the committee during a special session of the General Assembly.

(c)(1)(A) If any such House or Senate bill is called up for final passage in the House or Senate and a fiscal impact statement has not been provided by the author of the bill or by the committee to which the bill was referred, any member of the House or Senate may object to the bill's being called up for final passage until a fiscal impact statement is prepared and made available on the desk of each member of the House or Senate at least one

(1) day prior to the bill's being called up for final passage.

(B) An affirmative vote of two-thirds (2/3) of a quorum present and voting shall override the objection.

(2) If an objection is made without override, the presiding officer of the House or Senate shall cause the bill to be referred to the office for the preparation of a fiscal

impact statement which shall be filed with the presiding officer not later than five (5) days from the date of the request.

36.(r) Bills imposing new or additional costs and restrictions on inmate population patterns or affecting programs or services of the Department of Corrections.

(a) Each of the following bills introduced in the General Assembly shall have a cost impact statement attached to the bill prior to the committee to which the bill is referred taking action in regard to the bill:

(1) Bills which affect inmate population patterns at facilities of the Department of Correction by imposing restrictions on inmate release, or by increased intake into the department of inmates based on felony convictions; and

(2) Bills which affect programs or services of the department.

(b) In addition, copies of the cost impact statement shall be furnished on the desk of each member of the Senate and of the House of Representatives at least one (1) day prior to the date on which the bill is on third reading and debated for final passage in the respective houses.

(c) Cost impact statements required under this section shall be prepared, upon referral thereof by the Speaker of the House of Representatives, with respect to House bills, and by the President of the Senate upon recommendation of the Senate Rules Committee, with respect to Senate bills, at the time of introduction thereof, to:

(1) The Director of the Department of Correction, who shall either personally prepare, or cause appropriate officials of the department to prepare, a cost impact statement to be approved by the director before submission to the house in which the request was made; or

(2) Any other state agency which has information available upon which to base a cost impact statement.

(d) The cost impact statement shall be furnished to the Governor and to the resident of the Senate and the Speaker of the House of Representatives who shall cause copies thereof to be prepared for distribution upon the desks of the members of the House and Senate at least twenty-four (24) hours prior to consideration of any such bill by committee or twenty-four (24) hours prior to the bill's being called up for third reading and final passage.

(e) The cost impact statement shall be certified by the director, or the director of the appropriate agency to which the bill is referred for preparation of an impact statement, and shall be returned and filed as required in this section within not more than five (5) days from the date of receipt thereof unless additional time in which to prepare the statement is granted by the requesting official. (A.C.A. 12-28-103)

37.(a) The first reading of a bill shall be for information and unless otherwise ordered by the House, it shall be placed on the second reading calendar. (Every bill shall be

read at length on three different days in each house, unless the rules be suspended by two-thirds (2/3) of the House, when the same may be read a second or third time on the same day; (Art.5, Sec. 22)

37.(b) No bill shall be read and considered either a first, second or third time which does not contain a bill number, at least one author, a title expressing the main contents of the bill, a subtitle, an enacting clause and at least one section which shall be expressed in the title and the subtitle. The Speaker shall not entertain a motion to suspend this rule.

38. Second reading

38.(a) A bill shall be read a second time and the Speaker shall assign the bill to its appropriate committee.

38.(b) A bill or resolution may not be divided for assignment to committee although it may contain certain matters properly within the jurisdiction of several committees.

38.(c) Before consideration by a committee, any representative may attach an amendment to the bill which shall be referred to the committee with the bill, without debate. It is the author's responsibility to have the amendment properly numbered by the Bill Clerk, not the committee staff. An amendment must be properly filed by the author and properly numbered by the Bill Clerk prior to being voted on by the House.

38.(d) In order to amend a bill, it shall be necessary to adopt a motion to place the bill back on second reading for the purpose of submitting an amendment.

38.(e) When a bill has a committee recommendation, it is the author's responsibility to place the bill on the calendar for consideration.

39. A bill shall not be called for a third reading and final passage until a photocopied, printed copy, or electronic copy of same shall have been placed on every representative's desk for twenty-four (24) hours. The twenty-four (24) hour period begins when a bill is initially introduced and read across the desk. No bill or resolution may be brought up for a third reading and final passage on the Floor of the House until it has been on the calendar of the House for at least one (1) day.

40. A calendar of bills and resolutions to be considered in the order of business during any legislative day shall be printed and placed on the members' desks prior to the adjournment of the preceding legislative day. Calendared items are considered to be a motion for passage.

41. A bill ordered to be engrossed or enrolled shall be typed or photocopied.

42. A bill having been rejected may not be brought up again during the same legislative session unless it be an appropriation bill. Appropriation bills may be considered a total of two times during any calendar day. Following a second

consideration during the same calendar day, a motion to reconsider or a motion to expunge must be adopted before an appropriation bill may be considered.

43. When a bill has been passed and transmitted to the Senate, it may be recalled from the Senate by the same vote that was necessary to pass the bill.

44. A committee may receive a bill, resolution, amendment, petition and memorial only through the House, and the House may receive same only through a member. (Art.5, Sec. 34 -- No new bill shall be introduced into either house during the last three days of the a regular or fiscal session.)

45. Amendments to bills and resolutions:

45.(a) When a bill or resolution is under consideration, amendments shall be in order. Upon adoption, amendments shall become a part of the bill or resolution. Amendments to amendments may not be offered. All amendments offered before the House or one of its committees must be typewritten on an approved amendment form and signed by the sponsor. All amendments shall be attached to the original bill, numbered by the Bill Clerk, and shall be placed upon the members' desks before being acted upon by the House.

45.(b) When a House bill has been amended in the Senate, upon return of said bill to the House, the Speaker shall re-refer the bill, together with the Senate amendment(s), to the committee to which the bill was originally referred, for review. Concurrence in the Senate amendment shall not be considered by the House until the committee report is received by the House. When a House bill is amended and passed by the Senate and is returned to the House, the bill shall be reprinted with the Senate amendments included therein and specifically identified and shall be placed on each member's desk before final action is taken on the bill by the House. When the Senate amendment is before the House, the same number of votes will be required to concur in the Senate amendment as was required in the original passage of the bill in the House. Amendments containing an emergency clause require sixty-seven (67) votes.

45.(c) Fifty-one (51) votes shall be required to adopt a House amendment to a House or Senate bill. When a House bill has been amended in the House, it shall not be acted upon until it has been engrossed and such engrossed bill has been printed and placed on each member's desk.

45.(d) Every amendment proposed must be germane to the subject of the proposition to be amended.

45.(e) All appropriation bills and other bills which are required to be submitted to the Budget Committee, or to another designated committee of the House and Senate, which are amended on the Floor of either House of the General Assembly by an amendment which was not recommended favorably by the Budget Committee, or by

any other committee of the House and Senate to which referred, shall be re-referred to such committee of the House and Senate for consideration and recommendation before said bill may be considered for final passage or concurrence by the House of Representatives.

45.(f) Members' own House bills and Senate bills on which a House member is the lead sponsor may be amended with their own amendments beginning at a specific time set aside by the House. Senate bills may be amended in accordance with the applicable rules provided for amending members' own House bills with their own amendments.

45.(g) Members' own amendments to their own House bills and Senate bills with House sponsors must be signed only by the sponsor of the bill whose name is listed first in the list of sponsors.

45.(h) Members' own amendments to their own House bills and Senate bills on which there are House sponsors must be presented to the House Bill Clerk only by the sponsor of the House or Senate bill whose name is listed first in the list of sponsors.

45.(i) After acceptance, the House Bill Clerk shall furnish the sponsor with a stamped and numbered copy of the members' signed amendment.

45.(j) The sponsor shall present a stamped, numbered and signed copy of a proposed amendment to the Calendar Clerk in order to have the bill and amendment placed on the "Members' Own Bill/Own Amendment Calendar".

45.(k) A House or Senate bill to be amended by a member with his/her own amendment shall only be placed on the "Members' Own Bill/Own Amendment Calendar" by the sponsor whose name is listed first on the bill.

45.(l) An objection by any member, written or oral, to the Speaker of the House or his/her designee, shall cause a member's own amendment to his/her own bill to not be considered and to be removed from the "Members' Own Bill/Own Amendment Calendar" and automatically placed on the same day's regular amendment calendar for consideration.

45.(m) A member's own House bill or Senate bill amended with a member's own amendment shall be transmitted directly to Engrossing after having been amended.

45.(n) No House or Senate bills having been amended shall be considered by any committee or the full House until such bills have been engrossed, proofed and reported "correctly engrossed". The Speaker or presiding officer shall not accept a motion to suspend this rule.

45.(o) Members' own House bills or Senate bills to be amended with their own amendments shall be placed on the "Members' Own Bill/Own Amendment Calendar" no later than 4:30 p.m. the day preceding the day they are to be considered.

45.(p) When a bill has a committee recommendation and is subsequently amended to change the title, and/or the list of sponsors and/or an emergency clause, such amendment shall not cause the bill to be re-referred to committee.

45.(q) Members' own House bills may be withdrawn at a specific time set aside by the House by placing them on the "Withdrawal Calendar" no later than 4:30 p.m., the day preceding the day they are to be withdrawn. House bills for withdrawal may be placed on the "Withdrawal Calendar" only by the member whose name is listed first as author of the bill. The member requesting withdrawal may recommend the bill to be studied by the same committee to which the bill was assigned at the time of request for withdrawal.

45.(r) Budget bills sponsored by members but recommended to be amended to delete the sponsor and substitute the Joint Budget Committee as sponsor may be amended during the period set aside to amend "Members Own Bills with their Own Amendments".

45.(s) The Rules governing members amending their own bills with their own amendments shall be in effect for House and Senate Budget bills so far as they are applicable.

45.(t) Budget bills to be amended deleting the sponsor and substituting the Joint Budget Committee shall be placed on the Joint Budget Calendar by the Joint Budget Calendar Clerk.

45.(u) The House Chairman of the Joint Budget Committee shall sign all amendments deleting the sponsor and substituting the Joint Budget Committee as sponsor.

RESOLUTIONS

46. Resolutions shall follow the same procedure as bills.

47. A House resolution shall be directed at some matter for the sole action of the House and may be introduced in extraordinary sessions, lack of germaneness notwithstanding. Fifty-one (51) votes shall be required to adopt a House resolution.

48. Joint resolutions are for incidental, unusual, or informal objectives of legislation (i.e., as extending the thanks of the State to individuals; invitations to celebrities to visit the State), or to submit proposed amendments to the United States Constitution, ratifying United States Constitutional amendments and proposing amendments to the Arkansas Constitution.

49. Concurrent resolutions shall be a means of expressing fact, principles, opinions, purposes, and all other matters requiring concurrence of both houses except the subject matter provided for in the joint resolution. A concurrent resolution is binding on neither house until agreed to by both.

50. Resolutions of Inquiry:

50.(a) All resolutions of inquiry addressed to the heads of executive departments shall be reported to the House within one (1) week after presentation.

50.(b) A House resolution authorizing a committee to request information is treated as a resolution of inquiry.

50.(c) A resolution of inquiry from a committee shall have a privileged status to report.

STANDING, SELECT, AND SPECIAL COMMITTEES

(Interim Committees) (A.C.A. 10-3-201 thru 10-3-220)

51. The committees of the House of Representatives shall consist of ten (10) standing committees, seven (7) select committees, and three (3) special committees. The standing committees shall be five (5) Class "A" committees and five (5) Class "B" committees. The seven (7) select committees shall be five (5) joint select committees and two (2) House select committees. The three (3) special committees shall be two (2) joint committees and one (1) House committee. The House standing, joint select, select and special committees are as follows:

51.(a) HOUSE STANDING COMMITTEES

Class "A" Committees

Education

Judiciary

Public Health, Welfare and Labor

Public Transportation

Revenue and Taxation

Class "B" Committees

Aging, Children and Youth, Legislative and Military Affairs

Agriculture, Forestry and Economic Development

City, County and Local Affairs

Insurance and Commerce

State Agencies and Governmental Affairs

51.(b) JOINT SELECT COMMITTEES

(1) Joint Budget -- (to consist of twenty four (24) members of the House and twenty four (24) members of the Senate, and the immediate past co- chairs of the Legislative Council and ex-officio members in accordance with A.C.A. 10-3-502.).

(A.C.A. 10-3-501 thru 10-3-509) The House members of the Joint Budget Committee shall be known as the House Budget Committee.

(2) Joint Committee on Energy -- (to consist of fifteen (15) members of the House, fifteen (15) House alternates, and ten (10) members of the Senate). (A.C.A. 10-3-801 thru 10-3-822)

(3) Joint Committee on Public Retirement and Social Security Programs -- (to consist of ten (10) members of the House, ten (10) House alternates, and ten (10) members of the Senate). (A.C.A. 10-3-701 thru 10-3-703)

(4) Joint Performance Review Committee -- (to consist of twenty (20) members of the House and ten (10) members of the Senate). (A.C.A. 10-3-901 thru 10-3-903)

(5) Joint Committee on Advanced Communications and Information Technology -- (to consist of ten (10) members of the House, ten (10) House alternates, and seven (7) members of the Senate). (A.C.A. 10-3-1701 thru 10-3-1707)

51.(c) HOUSE SELECT COMMITTEES

House Rules Committee shall consist of no more than fifteen (15) members.

House Management Committee shall consist of the Speaker and no more than six (6) additional members.

51.(d) SPECIAL COMMITTEES

(1) Joint Interim Committee on Legislative Facilities -- (to consist of fourteen (14) members of the General Assembly, as follows:

51.(d)(1)(a) The chairperson of the House Budget Committee;

51.(d)(1)(b) Two (2) members of the House of Representatives appointed by the Speaker;

51.(d)(1)(c) The chairperson of the House Management Committee and two (2) additional members of the House Management Committee to be designated by its chairperson;

51.(d)(1)(d) The Speaker of the House of Representatives or his or her designee; and

51.(d)(1)(e) Seven (7) members of the Senate to be named by the Senate Committee on Committees. (A.C.A. 10-3-1101 thru 10-3-1111)

51.(2) House Committee on the Journal; Engrossed and Enrolled Bills shall consist of not more than five (5) members. The House Committee on the Journal; Engrossed and Enrolled Bills shall not be considered a standing or select committee. The committee shall consist of the Speaker of the House of Representatives or his or her designee who shall be chairperson, the chairperson of the House Rules Committee who shall be the vice chairperson, the chairperson of the House Management Committee, and two (2) members of the House appointed by the Speaker of the House; and, the House Parliamentarian shall serve as secretary and advisor to the committee. The chairperson of the committee shall receive an allowance in accordance with A.C.A. 10-2-215.

51.(3) Joint Committee on Legislative Printing Requirements and Specifications -- (to consist of the chairperson and vice chairperson of the House Management Committee, the chairperson and vice chairperson of the Senate Efficiency Committee, the Speaker of the House of Representatives or his or her designee and the President Pro Tempore of the Senate). (A.C.A. 10- 3-601 thru 10-3-605)

52.(a) STANDING COMMITTEES

52.(a)(1) Members of the standing committees shall be selected by House District Caucuses of members-elect on the Friday following the November General Election with each caucus selecting five (5) members for each "A" standing committee and five (5) members for each "B" standing committee. The members-elect of the Second District Caucus shall select up to three (3) members for each standing committee from within the Pulaski County membership and the remaining members for each standing committee from without the Pulaski County membership; this provision may be waived by majority vote of the members-elect from without Pulaski County. Standing committee membership shall be confirmed at the same time that representatives are administered the oath of office.

52.(a)(2) Each member of the House who is serving a first or second term in the House shall be entitled to serve as a non-voting member of one of the ten (10) joint interim committees designated as "A" and "B" committees. The non-voting members of each of the ten (10) joint interim committees shall be selected by the four (4) House caucuses at a time designated by the Speaker sometime before the adjournment of each regular session. Each caucus shall select not to exceed three (3) first or second term members to serve as non-voting members of each of the ten (10) joint interim committees designated as "A" and "B" committees. The non-voting members shall be entitled to attend meetings of the committees, to serve on subcommittees of the committee, to participate in the deliberations of the committee or subcommittee, and to receive per diem and mileage for attending meetings of the committee or subcommittee, but shall not have a vote in the committee or a subcommittee.

52.(a)(3) Members of the House of Representatives who are committee chairpersons or vice-chairpersons or select seniority members who have been assigned an office or other premises shall vacate the office or other premises

52.(a)(4) Each standing committee shall consist of twenty (20) members. Each member of the House shall serve on two (2) standing committees, one (1) of which shall be a Class "A" committee and one (1) of which shall be a Class "B" committee. From within each standing committee there shall be created three (3) permanent subcommittees consisting of eight (8) members. Each member of the House shall serve on two (2) permanent subcommittees, one (1) from a Class "A" standing

committee and one (1) from a Class “B” standing committee. The Speaker and the chairperson of each standing committee shall jointly appoint from the membership of the standing committee six (6) persons for each permanent subcommittee available, provided further the chairperson and vice chairperson of each standing committee shall be ex-officio, voting members of each permanent subcommittee created from within their standing committee. The permanent subcommittees of the standing committees may meet after having first obtained prior approval of the standing committee chairperson.

52.(a)(5) A signed report from the chairperson of a caucus district will represent final movement to a standing committee. A signed report from the chairperson of a standing committee will represent final movement to a permanent subcommittee. There shall be no transfers from one standing committee to another or from one permanent subcommittee to another during the biennium following initial biennial appointment and or confirmation. After selection of standing committee members and permanent subcommittee members, a vacancy occurring on a standing committee or permanent subcommittee during the biennium because of the death, resignation, impeachment, etc., of a member, shall be temporarily filled by the Speaker of the House assigning the newly elected member, for the remainder of the biennium, to the “A” and “B” standing committees, and the permanent subcommittees previously held by their predecessor. At the end of the biennium, the temporary positions held on the “A” and “B” committees and the permanent subcommittees will be declared vacant and will be available for choosing in accordance with House rules. The newly elected member does not automatically assume a chairmanship or vice-chairmanship, which vacancies shall be filled in the same manner as the original appointment.

52.(b) SELECT COMMITTEES

52.(b)(1) The Speaker shall appoint all members and all alternates on all House select committees and all Joint Select Committees except the Joint or House Budget Committee. The Speaker shall appoint ex-officio members in accordance with the law.

52.(b)(2) The House Budget Committee shall consist of six (6) members of the House of Representatives and two (2) alternates chosen from each caucus district on the first Friday following the November General Election before each regular biennial session. At the time the alternates are selected, one (1) shall be designated as first alternate and the other as second alternate. The selections shall be made by caucus of the House members-elect residing within each caucus district. Members-elect chosen for membership on the House Budget Committee shall select one (1) of

their number to serve as chairperson-elect and one (1) to serve as vice chairperson-elect. The term of office of the members shall be from January 1 of odd-numbered years through December 31 of the following even-numbered year. Vacancies in either a member or alternate member position shall be filled in the same manner as the initial member or alternate member position was filled. House Budget Committee membership shall be confirmed at the same time that representatives are administered the oath of office. Prior to confirmation, however, members-elect chosen to serve on the House Budget Committee shall conduct pre-session budget hearings, either standing alone or in conjunction with the Legislative Council.

52.(b)(3) No member of the House of Representatives shall serve on more than one (1) select committee. The Legislative Council, the Legislative Joint Auditing Committee, the House Budget Committee, the House Committee on the Journal; Engrossed and Enrolled Bills, and the House Management Committee are excluded therefrom.

52.(c)(1) The Speaker of the House shall appoint a chairperson and a vice chairperson of each standing committee and each select committee who shall serve at the pleasure of the Speaker. The Speaker, in consultation with the chairperson of each standing committee, shall appoint from the membership of each permanent subcommittee, a chairperson and vice chairperson, provided however that the vice chairperson of the standing committee may be the chairperson of a permanent subcommittee. No member of the House, with the exception of each House standing committee vice chairperson, shall be chairperson or vice chairperson of more than one (1) standing committee, select committee, or permanent subcommittee.

52.(c)(2) The rules or proceedings of the House of Representatives shall be observed in all select committees, standing committees, and subcommittees of the House so far as they may be applicable.

52.(c)(3) The House Committee on the Journal; Engrossed and Enrolled Bills shall serve as the supervisory committee over the preparation of the Journal and engrossing and enrolling of bills.

52.(c)(4) After the membership of a standing committee or a permanent subcommittee is established, no member shall be removed from any standing committee or any permanent subcommittee during the biennium for which he/she was selected. All appointees selected by the Speaker serve at his/her discretion.

53. Committee Operations.

53.(a) Each committee of the House shall be provided a secretary who shall maintain a current record of all bills, resolutions, amendments, petitions, memorials, or other matters filed in committee. A record of committee actions (committee reports, committee adopted amendments, etc.) shall be filed with the Chief Clerk of

the House as the first priority upon adjournment of the committee. The secretary shall post, on a bulletin board and/or electronically, a current list of all measures pending before the committee.

53.(b) All committees shall consider the bills, resolutions, amendments, petitions, and memorials referred to them and make one of the following reports in writing to the House:

53.(b)(1) That a bill, resolution, petition or memorial “do pass”;

53.(b)(2) That a bill, resolution, petition or memorial “do not pass”, in which event the measure shall not be considered unless the vote is expunged;

53.(b)(3) That a bill, resolution, petition or memorial “do pass as amended”. No bill, resolution, petition or memorial shall be acted upon without a “do pass” or a “do pass as amended” recommendation. No bills shall be placed on the non-controversial calendar or deemed to be non-controversial in any way unless a motion is adopted in the committee to which the bill was referred. With a quorum present, the motion is considered adopted if there are no negative votes.

53.(c) The appropriate subject matter standing committees of the House and the Senate may meet as joint committees whenever agreed by said committees, for the purposes of holding public hearings or considering any proposed or pending legislation but upon conclusion of the joint meeting of said committees, each standing committee of the House of Representatives and the Senate shall take such action and report to their respective houses as determined by said committees.

Whenever the appropriate subject committees of the House and Senate hold hearings or meetings, the chairperson of the House committee and the chairperson of the Senate committee shall by agreement determine which of them shall preside at the joint meeting.

54. The Speaker of the House shall keep a permanent register of the seniority of the members of the House of Representatives. When it is necessary for the seniority of incoming members to be determined by lot, the Speaker of the House and the Speaker-designate of the House shall conduct a drawing by lots upon receiving certification from the Secretary of State of the election of membership to each General Assembly. Such seniority drawings shall be effective for the purposes of determining legislative license tag numbers, Chamber seating, and State Capitol parking.

55. Seniority shall be based on the total consecutive uninterrupted terms served in the House of Representatives. In the event a member has been elected that has had previous non-continuous service, he/she shall rank ahead of members elected in the year his/her uninterrupted services began. In the event that two (2) or more members have equal terms of non-continuous service, their seniority shall be

asserted by drawing lots to determine their numerical standing in rank ahead of members elected in the year his/her uninterrupted services begin.

56. Seniority ranking for new members elected for the first time to serve in the General Assembly shall be determined by lot.

57. The chairperson shall appoint the clerk or clerks or other employees of his/her committee, subject to committee approval, who shall be paid at the public's expense, the House having first provided therefor.

58. Meetings and Hearings:

58.(a) All committee and subcommittee meetings including but not limited to hearings at which public testimony is to be taken, (normally called "public hearings") shall be open to the public (Art. 5, Sec. 13) and shall be scheduled at least eighteen (18) hours in advance; agendas of bills, resolutions, and other proposals to be considered at such meetings shall be posted in a designated place at least eighteen (18) hours in advance; but in case of an emergency, a two-thirds (2/3) majority of the membership of the committee may bring bills up for consideration upon notice of not less than two (2) hours.

58.(b) Special meetings of a standing committee may be called by the chairperson of the committee or by a majority of the members of the committee for conducting any business of the committee; provided, a special meeting of the committee may not conflict with regularly scheduled meetings of any standing committee; provided further, special meetings shall be subject to the same procedures regarding the publishing of agendas and notices of meetings that apply to regular standing committee meetings. (J.R. 22 – Joint Committees)

58.(c) The Speaker of the House shall establish a regular schedule of committee meetings in order that each Class "A" committee shall meet at a scheduled time on the mornings of Tuesday and Thursday of each legislative week, and all Class "B" committees shall meet at a scheduled time on the mornings of Wednesday and Friday of each legislative week.

58.(d) The Speaker of the House shall establish a schedule of House standing and select committee meetings so as to minimize conflicts.

59.(a) All persons wishing to offer testimony to a committee hearing shall be given a reasonable opportunity to do so as determined by a majority of the committee. An oral or written statement shall not be a prerequisite to offer testimony before a committee.

59.(b)(1) The testimony must be given in a manner by which the committee has the opportunity to ask questions of persons offering testimony.

59.(b)(2) Testimony in a committee meeting or on the House floor from cell phones, personal data assistants or other electronic devices shall not be allowed, except that video testimony may be permitted.

60. All contested elections cases entertained by the House shall be referred to the Rules Committee which shall make its final recommendation not later than two (2) weeks from the first day of the session.

61. No committee shall sit while the House is in session except the Committee on Rules or a Conference Committee, which shall notify the House.

62. The following subject areas shall be within the jurisdiction of each of the respective House standing committees:

62.(1) Committee on Education – matters pertaining to public kindergarten, elementary, secondary, and adult education, vocational education, vocational-technical schools, vocational rehabilitation, higher education, private educational institutions, similar legislation, and resolutions germane to the subject matter of the committee;

62.(2) Committee on Judiciary – matters pertaining to state and local courts, court clerks and stenographers and other employees of the courts, civil and criminal procedures, probate matters, civil and criminal laws, similar matters, and resolutions germane to the subject matter of the committee;

62.(3) Committee on Public Health, Welfare and Labor – matters pertaining to public health, mental health, mental retardation, public welfare, human relations and resources, environmental affairs, water and air pollution, labor and labor relations, contractors and contracting, similar legislation, and resolutions germane to the subject matter of the committee;

62.(4) Committee on Public Transportation – matters pertaining to roads and highways, city streets, county roads, road vehicles, highway safety, airports and air transportation, common and contract carriers, mass transit, similar legislation, and resolutions germane to the subject matter of the committee;

62.(5) Committee on Revenue and Taxation – matters pertaining to the levy, increase, reduction, collection, enforcement and administration of taxes and other revenue-producing measures, and resolutions germane to the subject matter of the committee;

62.(6) Committee on Aging, Children and Youth, Legislative and Military Affairs – matters pertaining to the aged, child custody, adoptions, problems of aging; children and youth, military, veterans, legislative affairs, memorials, other matters whenever the subject matter is not germane to the subject matter of any other standing committee and resolutions germane to the subject matter of the committee;

62.(7) Committee on Agriculture, Forestry and Economic Development –

matters pertaining to agriculture, livestock, forestry, industrial development, natural resources, oil and gas, publicity and parks, levee and drainage, rivers and harbors, similar legislation and resolutions germane to the subject matter of the committee;

62.(8) Committee on City, County and Local Affairs – matters pertaining to city and municipal affairs, county affairs, local improvement districts, water districts, interlocal government cooperation, similar legislation and resolutions germane to the subject matter of the committee;

62.(9) Committee on Insurance and Commerce – matters pertaining to banks and banking, savings and loan associations, stock, bonds, and other securities, securities dealers, insurance, public utilities, partnerships and corporations, home mortgage financing and housing, similar legislation and resolutions germane to the subject matter of the committee;

62.(10) Committee on State Agencies and Governmental Affairs – matters pertaining to state government and state agencies, except where the subject matter relates more appropriately to another committee, proposed amendments to the Constitution of the State of Arkansas or the Federal government, election laws and procedures, Federal and interstate relations, similar legislation, and resolutions germane to the subject matter of the committee;

62.(10)(a) The following permanent subcommittees are hereby created from within each standing committee:

62.(10)(a)(1) For the House standing committee on Aging, Children and Youth, Legislative and Military Affairs, the following permanent subcommittees are created:

- (1) Aging
- (2) Children and Youth
- (3) Legislative, Military and Veterans Affairs

62.(10)(a)(2) For the House standing committee on Agriculture, Forestry and Economic Development, the following permanent subcommittees are created:

- (1) Agriculture, Forestry and Natural Resources
- (2) Small Business and Economic Development
- (3) Parks and Tourism

62.(10)(a)(3) For House standing committee on City, County and Local Affairs, the following permanent subcommittees are created:

- (1) Planning
- (2) Finance
- (3) Local Government Personnel

62.(10)(a)(4) For the House standing committee on Education, the following permanent subcommittees are created:

(1) Early Childhood

(2) Kindergarten Through Twelve, Vocational/Technical Institutions

(3) Higher Education

62.(10)(a)(5) For the House standing committee on Insurance and Commerce, the following permanent subcommittees are created:

(1) Financial Institutions

(2) Insurance

(3) Utilities

62.(10)(a)(6) For the House standing committee on Judiciary, the following permanent subcommittees are created:

(1) Courts/Civil Law

(2) Corrections/Criminal Law

(3) Juvenile Justice/Child Support

62.(10)(a)(7) For the House standing committee on Public Health, Welfare and Labor, the following permanent subcommittees are created:

(1) Human Services

(2) Health Services

(3) Labor and Environment

62.(10)(a)(8) For the House standing committee on Public Transportation, the following permanent subcommittees are created:

(1) Motor Vehicle and Highways

(2) Public Transportation and Rail

(3) Waterways and Aeronautics

62.(10)(a)(9) For the House standing committee on Revenue and Taxation, the following permanent subcommittees are created:

(1) Sales, Use, Miscellaneous Taxes and Exemptions

(2) Income Taxes—Personal and Corporate

(3) Complaints and Remediation

62.(10)(a)(10) For the House standing committee on State Agencies and Governmental Affairs, the following permanent subcommittees are created:

(1) State Agencies and Reorganization

(2) Constitutional Issues

(3) Elections

63.(a) Committee on Rules:

63.(a)(1) All proposed action touching the rules, joint rules, and order of business shall be referred to the Committee on Rules.

63.(a)(2) It shall always be in order to call up, for consideration, a report from the Committee on Rules.

63.(a)(3) The Committee on Rules shall present to the House reports concerning rules, joint rules, and order of business on the third day after convening of the House. The permanent rules shall be adopted by a majority of the members and thereafter they may be changed only by a vote of sixty- seven (67) members.

63.(a)(4) The Speaker shall refer to the Committee on Rules, any matters dealing with alcohol, cigarettes, movies, pornography, tobacco, tobacco products, coin operated amusement devices, vending machines, lobbying, code of ethics, bingo, lotteries, raffles, racing, race tracks, pari-mutuel betting and similar legislation.

63.(a)(5) Rules of the preceding General Assembly shall automatically be adopted as temporary rules of the current assembly and may be amended or suspended by a majority vote of the membership.

63.(b) House Budget Committee. All appropriation bills coming before the House shall be assigned to and considered by the House Budget Committee.

64. No committee shall transact business without a quorum (a majority of the committee membership present). The request for a quorum call is always in order. All final action on bills, and on proposed amendments to bills, shall be decided by a majority vote of the total membership of the committee. Provided, however, that the Speaker of the House shall not be included for the purpose of determining what is a majority of a standing committee, unless present at the time of the vote. A member of the committee must be present at the time of the vote for his/her vote to be counted on any matter considered by the committee (no pairs, no proxies).

64.(a) A bill, resolution or amendment in a House committee, having been rejected twice, shall not be placed on the committee calendar again or considered again during the same legislative session unless the vote is expunged (two-thirds of the membership of the committee). The motion to expunge shall be placed on the committee agenda, by a committee member, and placed at the bottom of the active list. A bill or resolution may be amended before a second consideration; but, unless expunged, even an amended bill having failed twice shall not be placed on the calendar or considered.

65. Upon written request by the author of a bill directed to the chairperson of the committee, a bill shall be considered by the full committee within ten (10) days of the time of such request, but the committees may delay final action on a bill by a majority vote of the committee.

66. No bill shall be introduced with a committee as the author of said bill unless that committee has voted unanimously to sponsor the bill.

67. Committee Records and Reports:

67.(a) The chairperson of each committee of the House shall keep or cause to be kept a separate record for each committee meeting in which there shall be entered:

67.(a) 1. The time and place of each hearing and each meeting of the committee.

67.(a) 2. The number and title of the bill with one of the following three recommendations: “do pass”, “do pass as amended”, or “do not pass”. If a committee recommends a bill “do pass as amended” and any of the amendments recommended by the committee are not adopted on the Floor, the bill shall be re-referred to the same committee for further consideration and recommendation.

67.(a) 3. A summary of each bill’s major provision which may be several paragraphs in length in case of major bills or simply the title of the bill in the case of minor bills.

67.(a) 4. The reason for the committee’s action on the bill, including a brief minority report, if requested by any two (2) committee members.

67.(a) 5. A record of how every member voted on each bill when action is taken by the committee, including votes on a motion to postpone consideration on the bill and a recorded vote on any other motion, if requested by any two (2) committee members.

67.(a) 6. A list of all people testifying before a committee on each bill, the interest that they represent, and an indication of their position on the bill.

67.(b) Such records for each separate committee meeting shall be approved by the chairperson before the expiration of a seven (7) day period, with the exception of those records referred to in (a) 1. and 2., hereinabove which shall be filed immediately with the Clerk of the House.

67.(c) Other reports may be filed with the Clerk of the House.

68. Consent Calendar – Supplemental Calendar. In addition to the regular calendar of the House of Representatives, there shall be a consent calendar on which shall be placed bills that have been recommended “do pass” by committee, which are deemed by the committee or by the Speaker to be non- controversial, and may be used for other non-controversial matters such as resolutions and amendments to bills proposed by the author of the bill, if the Speaker deems such matter to be non-controversial. The Speaker of the House shall maintain the consent calendar. On Thursday of each week, and such other times as the Speaker may deem advisable, the House shall consider bills and other matters on the consent calendar. Provided, that a list of bills and other matters on the consent calendar which are to be considered on a particular day shall be circulated among the members of the House of Representatives the day prior to the date on which the consent calendar is to be considered. If as many as five (5) members object to a bill or other matter on the consent calendar being considered as non-controversial, the Speaker of the House shall remove the same from the consent calendar and shall place it on the regular calendar of the House business. When deemed advisable, in addition to the regular calendar and the consent calendar, the Speaker may provide for a supplemental

calendar on which shall be placed bills and resolutions and other matters as requested by the members for consideration. The list of bills, resolutions and other matters on the supplemental calendar for consideration on a particular day shall be circulated among the members of the House. If as many as five (5) members object to a bill, resolution or any other matter on the supplemental calendar the same shall be removed and placed on the regular House calendar for consideration consistent with the wishes of the House. No bill or resolution may be placed for consideration on any more than one (1) House calendar.

69. A vote of two-thirds (2/3) of the elected membership of the House of Representatives shall be necessary to remove a bill from a committee. A bill may be reported by a committee at any time as provided by the House Rules except for bills introduced after the fiftieth (50th) day of the Regular Session, or during a special session, which shall, upon written request by the author, be acted on at the next regular meeting of the committee, but committees may delay final action on a bill by a majority vote of the committee.

70.(a) Except as provided in subsection (b), no action may be taken in the House Committee on Public Health, Welfare and Labor or on the Floor of the House of Representatives on any bill that provides for licensure of any profession, occupation or class of health care providers not currently licensed or expands the scope of practice of any profession, occupation, or class of health care providers unless the House Committee on Public Health, Welfare and Labor has initiated a study of the feasibility of such legislation at least thirty (30) days prior to convening the next legislative session.

70.(b) A bill providing for the licensure of any profession, occupation, or class of health care providers not currently licensed or expanding the scope of any practice of any profession, occupation, or class of health care providers may be acted upon without the initiation of a feasibility study required in subsection (a) upon a two-thirds (2/3) vote of the House Public Health, Welfare and Labor Committee membership.

COMMITTEE OF THE WHOLE

71. All measures involving a tax or an appropriation of money, or property, may be first considered in a Committee of the Whole, amendments can be offered in the Committee of the Whole.

72. The Speaker of the House, in setting the calendar of budgets or appropriation bills to be considered in the House shall, from time to time, confer with the chairperson of the House Budget Committee on the appropriation bills pending and may designate specific days or times to be set aside in the House to be devoted solely to consideration of appropriation bills and other budget matters. At least by the

end of business on the previous day before any appropriation bill is to be considered by the House, the chairperson of the House Budget Committee shall cause to be prepared and placed on each member's desk a listing of appropriation bills to be considered in the Committee of the Whole or the House, broken down as follows:

72.(a) Appropriation bills sponsored by the Joint Budget Committee or the House Budget Committee, prepared in accordance with Legislative Council recommendations;

72.(b) All other appropriation bills sponsored by the Joint Budget Committee or the House Budget Committee which were not considered by the Legislative Council;

72.(c) Bills introduced by members of the House (or Senate) that shall have been recommended by the Joint Budget Committee or the House Budget Committee "do pass" or "do pass as amended"; and

72.(d) Appropriation bills amended in the Senate without Joint Budget Committee or House Budget Committee action. The aforementioned list of appropriation bills shall include the number of the bill, the author of the bill, and the name and agency and/or program for which the appropriation is to be made. In the event the Joint Budget Committee or the House Budget Committee recommendations in regard to the appropriation shall differ, in any respect, from the recommendations made by the Legislative Council in regard thereto, said list shall identify each such change in the appropriation bill which differs from the recommendation of the Legislative Council.

73. In forming a Committee of the Whole House, the Speaker may leave his/her chair after appointing a chairperson to preside, who shall have the same power as the Speaker to preserve order. A majority of a quorum is required to resolve the House into a Committee of the Whole.

74. When the House resolves itself into the Committee of the Whole, non-members who are to participate in the matters to be discussed may be invited into the House Chambers by the proponents or opponents of the proposals to be discussed but all such non-members shall leave at the time the committee arises.

75. A Committee of the Whole cannot report a measure without a quorum of its members present.

76. The rules and proceedings of the House shall be observed in Committee of the Whole House so far as they may be applicable. Decisions will be made by voice or standing votes.

77. No motion which has as its effect the limiting of debate in the Committee of the Whole shall be entertained by the chairperson. The motion for the disposition of any matter referred to the committee shall be, "Mr./Ms. Chairman, I move the committee

do now rise and report". If the committee had no specific report, the motion should be to rise and report progress.

LEGISLATIVE COUNCIL; LEGISLATIVE JOINT AUDITING COMMITTEE

78. Legislative Council.

78.(a) Twenty (20) of the House members of the Legislative Council shall be selected by members-elect of the House Caucus Districts. Each caucus shall select five (5) members. The selections shall occur on the Friday following the November General Election. Following the selections, the newly selected House of Representative members of the Legislative Council shall select one (1) of their number as Legislative Council co-chair and one

(1) of their number as Legislative Council co-vice-chair. However no more than one (1) member selected by caucus shall reside within the same county. The term of office of the members shall be from January 1 of odd-numbered years to December 31 of the following even-numbered year. Legislative Council membership shall be confirmed at the same time that representatives are administered the oath of office.

78.(b) In order that there may be no House vacancies on the Legislative Council at any time, at the time of selection of the House members to the Council there shall be selected in each Caucus District a first alternate and a second alternate for each member selected from that district. In the event that any House member or House alternate of the Legislative Council resigns from the Council, is disqualified from serving on the Council, dies, or for any other reason there becomes a permanent vacancy in a House position on the Council, the House members of the Caucus District from which the member or alternate was selected shall choose a replacement member or alternate to serve the remainder of the term. When a vacancy occurs in a House member position on the Council or a House alternate position on the Council, that person's alternate shall serve until a signed report from the Caucus chairperson designating otherwise is filed with the Speaker. The Speaker shall notify the Council chairperson of all changes in membership on the Council.

78.(c) Ex-officio members in accordance with A.C.A. 10-3-301.

79. Legislative Joint Auditing Committee.

79.(a) House members of the Legislative Joint Auditing Committee shall be selected by members-elect of each House Caucus District. The selections shall occur on the Friday following the November General Election. Following the selections, the newly selected House of Representative members of the Legislative Joint Auditing Committee shall select one (1) of their number as Legislative Joint Auditing Committee co-chair and one (1) of their number as Legislative Joint Auditing

Committee co-vice-chair. Each caucus shall select five (5) members. However no more than two (2) members shall reside within the same county. The term of office of the members shall be from January 1 of odd-numbered years to December 31 of the following even-numbered year. Legislative Joint Auditing Committee membership shall be confirmed at the same time that representatives are administered the oath of office.

79.(b) In order that there may be no House vacancies on the Legislative Joint Auditing Committee at any time, at the time of selection of the House members to the Committee there shall be selected in each Caucus District a first alternate and a second alternate for each member selected from that District. In the event that any House member or House alternate of the Legislative Joint Auditing Committee resigns from the Committee, is disqualified from serving on the Committee, dies, or for any other reason there becomes a permanent vacancy in a House position on the Committee, the House membership of the Caucus District from which the member or alternate was selected shall choose a replacement member or alternate to serve the remainder of the term. When a vacancy occurs in a House member position on the Committee or a House alternate position on the Committee, that person's alternate shall serve until a signed report from the Caucus chairperson designating otherwise is filed with the Speaker. The Speaker shall notify the Committee chairperson of all changes in membership on the Committee.

79.(c) Ex-officio members in accordance with A.C.A. 10-3-403 thru 10- 3-404.

CAUCUS DISTRICTS

80. The four caucus chairpersons shall be selected on the date of the selection of the Speaker-designate from among the first- and second-term members of the caucus. The First Caucus District shall be composed of the following House of Representatives Districts: 13; 14; 15; 48; 51; 52; 53; 54; 55; 56; 57; 58; 13 59; 71; 72; 73; 74; 75; 76; 77; 78; 79; 80; 81; and 82. The Second Caucus District shall be composed of the following House of Representatives Districts: 28; 29; 31; 32; 33; 34; 35; 36; 37; 38; 39; 40; 41; 42; 43; 44; 45; 46; 47; 49; 50; 60; 61; 68; and 70. The Third Caucus District shall be composed of the following House of Representatives Districts: 62; 63; 64; 65; 66; 67; 69; 83; 84; 85; 86; 87; 88; 89; 90; 91; 92; 93; 94; 95; 96; 97; 98; 99; and 100. The Fourth Caucus District shall be composed of the following House of Representatives Districts: 1; 2; 3; 4; 5; 6; 7; 8; 9; 10; 11; 12; 16; 17; 18; 19; 20; 21; 22; 23; 24; 25; 26; 27; and 30.

DEBATE

81. When a representative desires to speak or to have the attention of the House, he/she shall rise from his/her seat and respectfully address himself/herself to

“Mr./Madam Speaker”, (or in the Committee of the Whole, “Mr./Madam Chairperson”) and upon recognition, he/she may address the House from his/her seat or the “well” of the House. Representatives must be at their seats before obtaining recognition. Any representative who receives recognition from the Chair must confine himself/herself to the question before the House, or a privileged motion. No representative shall proceed until recognized by the Speaker. When two (2) or more representatives arise at once, the Speaker shall name the member who shall be first to speak.

82. When a representative desires to interrupt a representative having the Floor, he/she shall first obtain recognition of the Speaker and permission of the representative occupying the Floor; and when so recognized and such permission is obtained, he/she may ask questions of the representative occupying the Floor; but shall not propound a series of interrogatives or otherwise badger the representative having the Floor.

83. No representative shall occupy more than thirty (30) minutes in debate on any question in the House. The representative reporting a measure under consideration from a committee or the author may open and close debate. If debate shall extend beyond one (1) day, the author or sponsor shall be entitled to thirty (30) minutes to close. The right to close may not be automatically exercised after limited debate, the previous question or immediate consideration is voted.

84. No representative shall speak more than once on the same question without leave of the House. One (1) mover, proposer or introducer of the question pending may speak the second time and close, but not until every representative choosing to speak shall have been heard.

85. A representative having the Floor may not yield it to another for any purpose including making a motion; but, if he/she desires to allow a motion to be made, he/she must yield the Floor.

DECORUM

86. No person other than a member of the Arkansas General Assembly, designated legislative staff, or on special and certain occasions those persons specifically invited by the Speaker of the House, shall be permitted on the Floor of the House Chamber while the House is in session or in brief recess. A pool arrangement Arrangements for photographers the media shall be established, the direction and control of which shall be regulated by the Speaker of the House. No one in the House Chamber other than a member of the Legislature may advocate or oppose passage of a measure while the House is in session. No legislative aides, lobbyists or unauthorized persons shall be permitted access to the House Floor, lounges or

House support areas. This Rule shall be enforced by the Speaker of the House and/or the House Management Committee. The House Management Committee and the Rules Committee shall recommend punishment to the House for violation of this Rule. (A.C.A. 10-2-110 -- Disorderly Conduct)

87. The House Chamber during regular, fiscal and special sessions and during the interim shall be used only for the legislative business of the House and for the caucus meetings of its members, except upon occasions where the House, by resolution, agrees to take part in any ceremonies to be observed therein; and the Speaker shall not entertain a motion for suspension of this rule.

88. No representative shall use intemperate language with reference to the House or its members.

89. If any representative, in speaking or otherwise, transgresses the rules of the House, the Speaker shall or any representative may, call him/her to order. He/she shall immediately be seated unless permitted, on a motion of another representative, to explain. The House shall, if called upon, decide on the issue without debate. If the decision is in favor of the representative called to order, he/she shall be free to continue; and, if the dispute shall warrant, a representative shall be open to censure or such punishment as the House shall impose.

90. Normal conformity to good manners and taste shall be expected of each member of the House. Representatives shall avoid references to personalities and extend to each representative courtesies which they wish for themselves.

91. Introduction of and recognition of family, constituents, or groups shall not become excessive. Members should be extremely reluctant in using the time of the House for these personal courtesies. If deemed appropriate by the Speaker of the House, he/she shall make all introductions from information provided to the Speaker by a member or appropriate House staff.

92. The smoking of cigarettes, cigars and pipes or other tobacco products shall not be permitted in the Chamber of the House of Representatives or in the members' private work area.

93. A Roll Call shall not be interrupted by a motion or other order of business from the time the Speaker calls up the ballot until he/she casts up the ballot and announces the result of said ballot.

VOTING

94. No person not a representative shall cast a vote for a representative.

95. Any question or motion, except final passage of a bill or final action on a joint resolution, may be put to the House by a voice vote at the discretion of the Speaker.

96. Any five (5) representatives shall have the right to call for the ayes and nays and have the result entered on the Journal. (Art. 5, Sec. 12)

97. Any representative who will be absent from the House may pair his/her vote with a representative who shall be present.

97.(a) These representatives must be casting opposite votes.

97.(b) Dated pairs reflecting the bill number are counted when signed by both representatives,

(1) in the presence of each other, and witnessed by another representative, or

(2) when the member who will not be present for the vote signs the pair form in the presence of a person authorized by law to take acknowledgements and who verifies the identity of the signer.

97.(c) Pairs shall be presented to the Speaker only on the day of the vote for which the representatives are paired is to be taken.

97.(d) Pairs shall be announced by the Speaker immediately prior to the Roll Call from a Pair Form presented to the Speaker by the representative present. At the time of the announcement the Speaker shall (1) determine that the member who is required to be present is present, and (2) provide the membership with an opportunity to express procedural objections to the pairs.

97.(e) The representative may not cast his/her vote by other methods when he/she is paired.

98. The demand to "Sound the Ballot" (a device to determine how each representative voted) may be accomplished by any five (5) members rising and requesting the Speaker to have the names called and the way the member voted repeated. When contested, any representative (except a representative voting by pair vote and the Speaker and a substitute Speaker) who is not present and in his seat shall have his/her vote eliminated.

99. After a voice vote, the Speaker or any five (5) representatives that doubt the result may call for a division of the House.

99.(a) Representatives voting aye shall stand at their seats until counted.

99.(b) Then, representatives voting no shall stand at their seats until counted.

99.(c) No representative shall be counted that is not at his/her assigned voting station (his/her seat on the House Floor).

99.(d) The Speaker or his/her designee shall be responsible for counting the vote and the Speaker shall announce the result of the vote.

100. The Electronic Voting System shall have the same force and effect as a Roll Call. (Not less than a majority of the members of each House of the General Assembly may enact a law.) (Art. 5, Sec. 37 as added by Amend. 19, Sec. 1)

101. The Speaker, with three (3) representatives, is sufficient to adjourn, or recess to a time certain, or sine die. (Neither house shall, without the consent of the other, adjourn for more than three (3) days, nor to any other place than that in which the two (2) houses shall be sitting.) (Art. 5, Sec. 28) (Governor's power to adjourn) In cases of disagreement between the two

(2) houses of the General Assembly, at a regular or special session, with respect to the time of adjournment, the Governor may, if the facts be certified to him/her by the presiding officers of the two (2) houses, adjourn them to a time not beyond the day of their next meeting; and, on account of danger from an enemy or disease, to such other place of safety as he/she may think proper. (Art. 6, Sec. 20)

102. Vetoes. (Art. 6, Secs. 15 thru 17; A.C.A. 10-2-116)

103. Extraordinary sessions of the General Assembly. (Art. 6, Sec. 19)

104. Homestead exemption increase (3/4 vote) (Art. 16, Sec. 16 as added by Amend. 59)

105. Workmen's Compensation Laws (Art. 5, Sec. 32 as amended by Amend. 26)

106. It shall be a violation of the Rules of the House for any member of the House to accept a campaign contribution during the period beginning thirty (30) days before and ending thirty (30) days after any regular session of the General Assembly. If there is an extended recess of the General Assembly, the period shall end thirty (30) days after the beginning of the recess. It shall also be a violation of the Rules of the House for any member of the House to accept a campaign contribution during any extended session of the General Assembly or during any special session or fiscal session of the General Assembly.

107. All Roll Call votes on bills, emergency clauses on bills, resolutions, and amendments in the House of Representatives shall be entered by the House into the General Assembly's Internet web site.

108.(a)(1) Except as provided in subdivisions 108.(a)(2) and (c) of this section, the House of Representatives, when in session, shall recess on January 20 of any year in which the inauguration of an individual to the office of President of the United States is scheduled to occur.

(2) If the inauguration of an individual to the office of President of the United States is scheduled to occur on January 21 of any year, the House of Representatives shall recess on that date rather than January 20.

(b) The House of Representatives shall recess without regard to the party affiliation of the individual scheduled for inauguration as President of the United States.

(c) This section shall not apply if a recess under this section would occur on a date the House of Representatives shall recess in observance of the birthday of Dr. Martin Luther King, Jr. under § 10-2-128.

ADDENDUM

HOUSE OF REPRESENTATIVES COMMITTEE CHAIRPERSONS MANUAL AND HOUSE COMMITTEE RULES

A committee chairperson is a member appointed by the Speaker of the House to function as the parliamentary head of a standing, select, special or joint committee.

- 1) The chairperson (or vice chairperson in his or her absence) shall call the committee to order at the appointed time.
- 2) The presider shall determine a quorum present either by declaration, without objection, or by calling the roll (for quorum purposes only a roll call will be required if there is one objection by a committee member to the declaration of the presence of a quorum).
- 3) The presider shall maintain order of the committee meeting.
- 4) The presider shall decide all questions of order subject to appeal to the Speaker of the House who may refer the question to the Rules Committee whose decision may be appealed to the full House.
- 5) The presider shall supervise and direct the staff of the committee.
- 6) The presider shall prepare, or supervise the preparation of, and sign all reports of the committee and submit them to the full House.

House Rule 53.(b)

53.(b) All committees shall consider the bills, resolutions, amendments, petitions, and memorials referred to them and make one of the following reports in writing to the House:

53.(b)(1) That a bill, resolution, petition or memorial “do pass”;

53.(b)(2) That a bill, resolution, petition or memorial “do not pass”, in which event the measure shall not be considered unless the vote is expunged;

53.(b)(3) That a bill, resolution, petition or memorial “do pass as amended”. No bill, resolution, petition or memorial shall be acted upon without a “do pass” or a “do pass as amended” recommendation. No bills shall be placed on the non-controversial calendar or deemed to be non-controversial in any way unless a motion is adopted in the committee to which the bill was

referred. With a quorum present, the motion is considered adopted if there are no negative votes.

7) A quorum (one more than half the total membership of the committee) must be present to transact official House committee business. (House Rule 64) No committee shall transact business without a quorum (a majority of the committee membership present). All final action on bills or resolutions, and on proposed amendments to bills or resolutions, shall be decided by a majority vote of the total membership of the committee. Provided, however, that the Speaker of the House shall not be included for the purpose of determining what is a majority of a standing committee, unless present at the time of the vote. A member of the committee must be present at the time of the vote for his/her vote to be counted on any matter considered by the committee (no pairs, no proxies).

8) (House Rule 52. (c)(2)) The rules or proceedings of the House of Representatives shall be observed in all select committees, standing committees, and subcommittees of the House so far as they may be applicable.

The precedence of motions so far as they are applicable shall be as listed in House Rule 17(a) – (q):

(House Rule 17) When a question is under debate, motions shall have precedence in the following order (the request for a quorum call is always in order; the chairperson is not compelled to accept any motion):

17(a) To fix the time to which the House will adjourn (non-debatable) (majority of a quorum);

17(a)(1) (A majority of a quorum is a majority of those voting when at least a majority of the members are present and voting);

17(b) To adjourn (non-debatable) (majority of a quorum);

17(c) To take a recess (non-debatable) (majority of a quorum);

17(d) Postpone temporarily; lay on the table (non-debatable) (majority of a quorum)
To take from the table (non-debatable) (majority of a quorum) (when the motion to take from the table is adopted, the proposition takes the same position it held when the motion to lay on the table was adopted);

17(e) Immediate consideration (non-debatable) (2/3 of a quorum);

17(f) Previous question (non-debatable) (5 seconds) (majority of a quorum);

17(g) Limit or extend debate (non-debatable) (2/3 of a quorum);

17(h) To expunge (debatable) (2/3 of membership) (67);

17(i) Postpone to a day certain (debatable) (majority of a quorum);

17(j) Committee of the Whole, go into (non-debatable) (majority of a quorum);

17(k) Refer (debatable) (majority of a quorum);

17(l) Amend (debatable) (majority of a quorum);

17.(m) Substitute motion (debatable) (majority of a quorum);

17.(o)(n) Take out of proper order (non-debatable) (2/3 of a quorum);

17.(q)(p) To suspend the rules (non-debatable) (2/3 of a quorum).

9) (House Rule 58(a)) All committee and subcommittee meetings including but not limited to hearings at which public testimony is to be taken, (normally called “public hearings”) shall be open to the public (Art. V, Sec. 13) and shall be scheduled at least eighteen (18) hours in advance; agendas of bills, resolutions, and other proposals to be considered at such meetings shall be posted in a designated place at least eighteen (18) hours in advance; but in case of an emergency, a two-thirds (2/3) majority of the membership of the committee may bring bills or resolutions up for consideration upon notice of not less than two (2) hours.

10) (House Rule 58(b)) Special meetings of a standing committee may be called by the chairperson of the committee or by a majority of the members of the committee for conducting any business of the committee; provided, a special meeting of the committee may not conflict with regularly scheduled meetings of any standing committee; provided further, special meetings shall be subject to the same procedures regarding the publishing of agendas and notices of meetings that apply to regular standing committee meetings. (J.R. 21 – Joint Committee)

11) (House Rule 59) All persons wishing to offer testimony to a committee hearing shall be given a reasonable opportunity to do so as determined by a majority of the committee. An oral or written statement shall not be a prerequisite to offer testimony before a committee.

12) (House Rule 61) No committee shall sit while the House is in session except the Committee on Rules or a Conference Committee, which shall notify the House.

13) (House Rule 64(a)) A bill, resolution or amendment in a House committee, having been rejected twice, shall not be placed on the committee calendar again or considered again during the same legislative session unless the vote is expunged (two-thirds of the membership of the committee). The motion to expunge shall be placed on the committee agenda, by a committee member, and placed at the bottom of the active list. A bill or resolution may be amended before a second consideration;

but, unless expunged, even an amended bill having failed twice shall not be placed on the calendar or considered. Notice of reconsideration not permitted in committee.

14) (House Rule 45(a)) When a bill or resolution is under consideration, amendments shall be in order. Upon adoption, amendments shall become a part of the bill or resolution. Amendments to amendments may not be offered. All amendments offered before the House or one of its committees must be typewritten on an approved amendment form and signed by the sponsor. All amendments shall be attached to the original bill or resolution, numbered by the Bill Clerk, and shall be placed upon the members' desks before being acted upon by the House.

(House Rule 36(e)) All amendments shall be entered on a separate sheet of paper noting the line or lines to be changed and the words to be deleted or inserted.

15) (House Rule 66) No bill or resolution shall be introduced with a committee as the author of said bill or resolution unless that committee has voted unanimously to sponsor the bill or resolution.

16) (House Rule 67) Committee Records and Reports

67(a) The chairperson of each committee of the House shall keep or cause to be kept a separate record for each committee meeting in which there shall be entered:

67(a) 1. The time and place of each hearing and each meeting of the committee.

67(a) 2. The number and title of the bill or resolution with one of the following three recommendations: "do pass", "do pass as amended", or "do not pass". If a committee recommends a bill or resolution "do pass as amended" and any of the amendments recommended by the committee are not adopted on the floor, the bill or resolution shall be re-referred to the same committee for further consideration and recommendation.

67(a) 3. A summary of each bill or resolution's major provisions which may be several paragraphs in length in case of major bills or resolutions or simply the title of the bill or resolution in the case of minor bills or resolutions.

67(a) 4. The reason for the committee's action on the bill or resolution, including a brief minority report, if requested by any two (2) committee members.

67(a) 5. A record of how every member voted on each bill or resolution when action is taken by the committee, including votes on a motion to postpone consideration on the bill or resolution and a recorded vote on any other motion, if requested by any two (2) committee members.

67(a) 6. A list of all people testifying before a committee on each bill or resolution, the interest that they represent, and an indication of their position on the bill or resolution.

17) (House Rule 67(b)) Such records for each separate committee meeting shall be approved by the chairperson before the expiration of a seven (7) day period, with the exception of those records referred to in (a) 1. and 2., hereinabove which shall be filed immediately with the Clerk of the House.

18) (House Rule 22 part) When a question is raised about the proper referral of a bill or resolution to committee, if the Speaker admits error in the referral of the bill or resolution to a committee, the bill or resolution may be re-referred by a majority vote of a quorum; however, if the Speaker does not admit error in the referral of the bill or resolution to committee, the bill or resolution may only be re-referred by a two-thirds (2/3) vote of a quorum. When a bill or resolution is re-referred to a committee, any previous committee recommendation is automatically stripped from the bill or resolution. When a motion is under consideration, only two (2) substitutes to that motion shall be in order. Only a motion applicable to the main motion and of a higher precedence upon recognition may be substituted for the motion under consideration. A substitute to the third degree shall not be in order. Unless specified otherwise by the presenter of the motion at the time the motion is made, a substitute motion shall apply to the main motion.

19) (House Rule 53 (a)) House Committee Staff will automatically and without delay place all bills or resolutions referred to the committees on the committee agendas. Staff will notify the sponsor of bills or resolutions assigned to committee. Referred bills shall be placed on the committee's active agenda in the order they are read across the desk on the House Floor. When an active agenda is established in a committee and bills from that agenda are not placed on the deferred list and if they are passed over, they are placed at the bottom of the list of the day's active agenda. Bills read across the desk on the House Floor later that same day or on a later day are placed on the active agenda in the order they are read below bills already on the active agenda.

20) After a bill or resolution has appeared on the Committee agenda and has been called up for consideration by the Committee and the sponsor of the bill or resolution or a representative is not present to present the bill or resolution, the bill or

resolution will be placed on the active agenda two (2) additional times, but will be placed at the bottom of the active agenda.

21) If the sponsor or a representative is not present to present the bill or resolution when called up after the bill or resolution has appeared on the active agenda when called up during the third meeting, the bill or resolution will be automatically dropped from the active agenda and placed on the deferred list unless the sponsor notifies staff to put the bill or resolution back on the active agenda before the agenda is prepared, for the next called meeting. Requests to move bills or resolutions from the deferred list to the active agenda must be made by 2:30 p.m. two (2) days prior to the scheduled committee meeting. Bills moved from the deferred list to the active agenda shall be listed at the bottom of the active agenda. Bills on the deferred list may be moved to the active calendar as provided by rule for a total of three (3) times only. A suspension of this rule by the Committee (two-thirds of a quorum) will be required for each transfer of any bill having been moved three (3) times previously.

22) Bills or resolutions suggested as non-controversial will be considered before consideration of controversial bills or resolutions on the agenda. The objection of one (1) committee member to the consideration of a bill or resolution as non-controversial will automatically keep the bill or resolution from being considered as being non-controversial. Even though a bill or resolution has been considered as non-controversial, it will be necessary after a "do pass" or "do pass as amended" recommendation that a motion be made and there be unanimous consent of no less than a quorum of the Committee for a bill or resolution to be eligible to be placed on the House Non-controversial Calendar.

23) If a bill or resolution is discussed by a committee at a meeting, but is not voted on because of time limitations or because the vote is deferred to the next meeting, the bill or resolution will not lose its order on the agenda and will not be counted as having been considered.

24) The author/sponsor of a bill or resolution may make a presentation for his/her bill or resolution and may elect at that time to respond to questions from the committee members. Following the initial presentation, non-legislative---non-committee members will be allowed to alternately speak against and for the bill or resolution. A procedural motion made by a member of the committee and adopted by the committee to limit or end debate will be allowed to govern non-legislative--non-committee members' discussions. At the conclusion of the non-legislative--non-

committee member proponent and opponent presentations, the sponsor may return to the podium and may elect to field questions from the committee members. Those questions should be limited to requests for clarification or the securing of information. Questions that are rhetorically offered and are dilatory for the effect of debate are discouraged. At this point, the chair will entertain motions from committee members only. For disposition of a proposition in a House Committee, procedural motions (limit debate, immediate consideration, etc.) are allowed only following a main motion (do pass, do not pass, do pass as amended, etc.). Discussion from that point forward is limited to committee members for and against the motion, if debatable, in alternating fashion. If immediate consideration is not adopted and if debate has not been limited and time has not expired, the author/sponsor of the motion will be allowed to close for his/her motion bill or resolution. During the closing, the sponsor of the motion author may elect to field questions from committee members. At the conclusion of these presentations, a vote will be taken on the motion properly before the committee.

25) As determined by the presider courtesy may be extended to General Assembly members who are non-committee members who need to return to their own committee meetings.

26) (House Rule 64) Eleven (11) members of a standing committee constitute a committee quorum with the Speaker present if he/she is a member of the committee and ten (10) members when the Speaker is not present. A committee recommendation of a bill or resolution will require these same numbers.

27) Smoking is prohibited in the committee rooms and all adjoining rooms.

28) (House Rule 67(a)5) A roll call vote will be required if requested by any two (2) committee members, except for a quorum call which may be requested by one (1) member. The request for a quorum call is always in order.

29) When a roll call is required, the roll will be called by seniority with the vice chairperson being called next to last and the chairperson last. For a member's vote to be counted and recorded, he/she must vote "yes", "no" or "present".

30) During a roll call vote, when a member's name has been called twice and he/she does not respond, or when a member passes, they will not be allowed to vote at a later time on the current issue before the committee.

31) No seconds are required during the legislative process except those that are explicit in the rules, (roll call, previous question, sound the ballot, etc.)

32) (House Rule 36(p)1) When any House or Senate bill or resolution requiring an expenditure of public funds or otherwise imposing a new or increased cost obligation on any municipality or county is pending before any committee of the House of Representatives, any member of the committee may request that a fiscal impact statement for such bill or resolution be placed on the desk of each member of the committee before the bill or resolution is called up for final action in the committee. If such request is made, the chairperson of the committee shall refer the bill or resolution to the appropriate state agency or to the legislative staff for the preparation of a fiscal impact statement, to be returned to the committee in writing not later than five (5) days from the date of the request.

33) (House Rule 36(p)4) Failure of the sponsor of a bill or resolution to provide the fiscal impact statement required in this rule shall not prohibit the consideration of it in the committee to which referred or on the floor of the house in which the bill or resolution is called up for final passage, if no objection to it is made at the time such action is taken.

(House Rule 36(p)5) Nothing in this rule shall prohibit a committee to which a bill or resolution is referred or the house in which the bill or resolution is being considered from suspending the requirement of the filing of a fiscal impact statement on any such bill or resolution in the same manner as provided for the suspension of the rules in the house in which the bill or resolution is being considered.

34) Bills imposing new or additional costs on education.

(a)(1) As used in this section, unless the context otherwise requires, "fiscal impact statement" means a realistic written statement of the purpose of a proposed law, or a regulation promulgated under a law, and the estimated financial cost to the state or any local school district of implementing or complying with the proposed law or regulation.

(2) The fiscal impact statement shall be developed by the Office of Economic and Tax Policy of the Bureau of Legislative Research with the assistance of the Department of Education within the guidelines adopted by the House Committee on Education and the Senate Committee on Education, as applicable.

(b) Any bill filed in the House of Representatives or Senate that will impose a new or increased cost obligation for education in grades kindergarten through twelve (K-12) on the State of Arkansas or any local school district shall have a fiscal impact

statement attached to it prepared and filed with the chair of the committee to which the bill is referred:

(1) At least three (3) days before the bill may be called up for final action in the committee during a regular session or fiscal session of the General Assembly; and

(2) At least one (1) day before the bill may be called up for final action in the committee during a special session of the General Assembly.

(c)(1)(A) If any such House or Senate bill is called up for final passage in the House or Senate and a fiscal impact statement has not been provided by the author of the bill or by the committee to which the bill was referred, any member of the House or Senate may object to the bill's being called up for final passage until a fiscal impact statement is prepared and made available on the desk of each member of the House or Senate at least one (1) day prior to the bill's being called up for final passage.

(B) An affirmative vote of two-thirds (2/3) of a quorum present and voting shall override the objection.

(2) If an objection is made without override, the presiding officer of the House or Senate shall cause the bill to be referred to the office for the preparation of a fiscal impact statement which shall be filed with the presiding officer not later than five (5) days from the date of the request. (A.C.A. 10-2-127)

35) Bills imposing new or additional costs and restrictions on inmate population patterns or affecting programs or services of the Department of Corrections.

(a) Each of the following bills introduced in the General Assembly shall have a cost impact statement attached to the bill prior to the committee to which the bill is referred taking action in regard to the bill:

(1) Bills which affect inmate population patterns at facilities of the Department of Correction by imposing restrictions on inmate release, or by increased intake into the department of inmates based on felony convictions; and

(2) Bills which affect programs or services of the department.

(b) In addition, copies of the cost impact statement shall be furnished on the desk of each member of the Senate and of the House of Representatives at least one (1) day prior to the date on which the bill is on third reading and debated for final passage in the respective houses.

(c) Cost impact statements required under this section shall be prepared, upon referral thereof by the Speaker of the House of Representatives, with respect to House bills, and by the President of the Senate upon recommendation of the Senate Rules Committee, with respect to Senate bills, at the time of introduction thereof, to:

(1) The Director of the Department of Correction, who shall

either personally prepare, or cause appropriate officials of the department to prepare, a cost impact statement to be approved by the director before submission to the house in which the request was made; or

(2) Any other state agency which has information available upon which to base a cost impact statement.

(d) The cost impact statement shall be furnished to the Governor and to the President of the Senate and the Speaker of the House of Representatives who shall cause copies thereof to be prepared for distribution upon the desks of the members of the House and Senate at least twenty-four (24) hours prior to consideration of any such bill by committee or twenty-four (24) hours prior to the bill's being called up for third reading and final passage.

(e) The cost impact statement shall be certified by the director, or the director of the appropriate agency to which the bill is referred for preparation of an impact statement, and shall be returned and filed as required in this section within not more than five (5) days from the date of receipt thereof unless additional time in which to prepare the statement is granted by the requesting official. (A.C.A. 12-28-103)

TRACKING ITEM 24

1. "The next item on the Committee's agenda is HB/SB _____."
2. "Sen./Rep. _____, you are recognized to present HB/SB _____."
3. Presentation of bill by sponsor. The sponsor may respond to questions from committee members.
 - a. If there are amendments, recognize amendment sponsor(s) to present amendment(s).
 - b. To consider amendment(s), use same procedure listed below for consideration of bill(s). (Items 4 – 9)
 - c. Declare disposition of amendment(s).
 - d. Continue with bill as amended or unamended (back to Item 4).
4. Go to list of citizen proponents and opponents or ask "Is there anyone in the audience that desires to speak for or against the bill?" Recognition of citizens for discussion, alternating speakers in support and in opposition.
5. A procedural motion made by a member of the Committee and adopted by the Committee to limit or end debate will be allowed to govern non- legislative, non- Committee members' (citizen) discussion.
6. Upon completion of public commentary, recognize the sponsor for questions, then move to committee discussion and motions.
7. Ask "What is the pleasure of the Committee?" Motions (after recognition and the motion by a committee member only)
 - a. "Rep. _____, would you like to explain your motion?"

- b. Recognize committee members for questions/discussion.
 - c. In discussion, alternate between those supporting and those opposing the motion.
 - d. A procedural motion made by a member of the Committee and adopted by the Committee to limit or end debate (immediate consideration) will be allowed to govern the legislative members' discussion.
 - e. Recognize the member making the motion to close for the motion if debate has not been limited and time has not expired (proponents may save some time for member to close).
 - f. Repeat until all motions are resolved, and action on the bill is complete.
7. "The motion before the committee is _____. All of those in support of the motion indicate so by saying 'aye'; those opposed, 'no'."
8. The motion passes/fails, and state the disposition of the bill.
9. Roll call. (If requested by two or more members) Ask the committee *staff person to call the roll, then state the disposition of the bill.*

/s/ Moore

The vote was as follows:

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

Total84

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Carnine, Carter, Cole, L. Cowling, J. Edwards, George, King, Maxwell, Pennartz, J. Rogers, Sample, L. Smith, Wells.

Total13

VOTING PRESENT: D. Hutchinson, Lea, S. Malone.

Total3

Total number of votes cast87

Total number voting in the affirmative84

Necessary to the adoption of the resolution67

So the Resolution was adopted and the title as read was agreed to.

/s/Ms. Sherri Stacks
Chief Clerk

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

November 4, 2009

To Whom It May Concern:

I am attending a conference in regard to reducing the number of children in foster care sponsored by the National Conference of State Legislatures and the National Governors' Association in Tampa, Florida, as a member of Governor Beebe's team. As such, I will not be able to attend the House Caucus held today, November 4, 2009.

I support Speaker Wills' Amendment 1 (as presented on our website) to **HOUSE RESOLUTION NO. 1034**, and had I been present, I would have voted yes for **HOUSE RESOLUTION NO. 1034**.

Sincerely,

/s/ Tracy Pennartz
State Representative

CC: Speaker of the House Robbie Wills

TP/jwa

STATE OF ARKANSAS
HOUSE OF REPRESENTATIVES

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

ROBBIE WILLS, SPEAKER
TIM MASSANELLI, PARLIAMENTARIAN SHERRI STACKS, CHIEF CLERK

October 23, 2009

The Honorable Charles Daniels
Secretary of State
State Capitol Building
Little Rock, AR 72201

Dear Mr. Daniels:

Attached is **HOUSE RESOLUTION NO. 1034** which was read and adopted by the House of Representatives during the 2009 House Caucus meeting on November 4, 2009.

Respectfully submitted,

/s/ Sherri Stacks

87th General Assembly

House Caucus

March 4, 2010

Election of Speaker-Designate

**HOUSE CAUCUS
HALL OF THE HOUSE OF REPRESENTATIVES
ELECTION OF SPEAKER-DESIGNATE**

Little Rock, Arkansas
March 4, 2010

The House was called to order by Mr. Wills, the Speaker. The following members answered to the roll call:

Abernathy, Adcock, Allen, Baker, Barnett, Betts, Blount, Bradford, Breedlove, Brown, M. Burris, Carnine, Carroll, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, Cowling, Creekmore, Dale, Davenport, Davis, Dickinson, Dismang, Dunn, 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, Rice, Roebuck, J. Rogers ,T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, Williams, Woods, Word, Mr. Speaker.

Total 94

The following member(s) was absent and did not answer to the roll call:
Baird, J. Burris, Carter, Edwards, Reynolds, B. Wilkins.

Total 6

A quorum was present.

Unanimous leave was granted for Representative(s) J. Burris, Carter, Edwards, B. Wilkins.

In accordance with the House Rules, the House Caucus is convened for the sole purpose of electing one of our members as Speaker-designate of the 87th General Assembly.

Ladies and gentlemen of the House, it is extremely important that we have the full attention and full cooperation of all the members of the House as we continue this process in accordance with the House Rules.

A meeting was held on Tuesday, January 19th to allow members of the House to file as candidates for the position of Speaker-designate. That meeting was attended by Representatives' Johnnie J. Roebuck and Robert S. Moore, Jr..

Upon closing of the filing, the two members that indicated their interest in seeking the position were allowed an opportunity to draw for ballot position. The results of the drawing was as follows:

Rep. Johnnie J. Roebuck, Position #1

Rep. Robert S. Moore, Jr., Position #2

At that time the pertinent rules were discussed with the candidates. The House Rules provide for each candidate to be allowed fifteen (15) minutes each to address the House before the ballot is taken.

The Rules pertaining to absentee balloting have been reviewed and absentee balloting has been completed, the deadline being two (2) hours before the convening of this Caucus for this scheduled election.

In accordance with the House rules, Representative Johnnie J. Roebuck was recognized to address the House.

Representative Johnnie Roebuck's Speaker-designate speech:

Mr. Speaker, My Distinguished Colleagues,

As we look around this historic Chamber, we see extra ordinary talents, skills and expertise -- 100 members who have truly earned the right to sit in these seats and represent their constituents.

When I walk in this Chamber, I am awed by the fact that I am one of 100 members chosen from 2.7 million Arkansans to do the work of the people. I am honored to be a part of this great team.

We all come from diverse backgrounds with different ideas and, at times, opposing philosophies. But one thing is made crystal clear each and every day! We all share a calling and commitment to serve our state.

This House belongs to every citizen of our great state. We are a citizen legislature and we cherish the honor and privilege. BUT - our time here is short and we must be diligent to seize every opportunity -- to make a positive difference in the lives of all Arkansans.

That is why the choice for Speaker is so critical – because it is job of the Speaker to ensure that our brief time here is efficient, effective and productive.

Our next session will be a challenge for all of us. At times we will feel we are facing the impossible. Let's remember politics with sound policy is the art of the possible through a clear vision!

We can accomplish this vision through perseverance much like I learned on that Delta cotton farm as my family struggled to survive. My husband and best friend, Tommy, who is in the gallery today, grew up in a similar environment in the Delta and through hard work and education became a dentist and military leader. Like you, we know about hard work and perseverance. We survived because of our strong beliefs in faith, family and friends. Our granddaughter, Hannah, is also in the Gallery, and was chosen to represent our family today. Our son, State Police Corporal Jeff Sheeler, is at the door today. Thank you for being here.

I ask you to vote for me to be your next Speaker of the House because I have the leadership skills and the passion to represent you with professionalism and dedication.

My strong belief in accountability, accessibility and productivity will guide me as I serve you. Respect for individuality while working as a team will be paramount to our success. We can be unified without being uniform.

Our good friend, Rep. Bruce Maloch reminded us last week to always, always respect and protect the integrity of this institution. Because of that respect, I want each of you to know that my commitment is --- and will be as Speaker --- to this HOUSE. While I have the utmost respect for our colleagues in the Senate and our Governor, and while I will work with the Senate and the Governor, my first obligation and responsibility will be to the House of Representatives.

A good leader respects equality, and treats each member the same in making decisions whether about leadership appointments or GIF distribution. A good leader is inclusive in utilizing the expertise and talents of all members as we work together on multiple issues.

The issue of education will continue to be on the front burner. It will not go away because we cannot improve economically without improving our literacy rate; we cannot improve our per capita income without raising the number of citizens with college degrees. Education permeates all policy decisions from health care to agriculture; from transportation to the judicial system; from city, county and local affairs to state agencies to human services. Education is economic development and economic development is education! You cannot have one without the other.

A good leader finds the resources needed to make sound policy decisions. A good leader values relationships and respects the rights of all members to find their voices in fair dialogue, debate and consensus. Ladies and Gentlemen of the House -- I am that leader!!

When our time here is over and we walk out those doors to return home and continue our service in our communities, we will forever remember our efforts toward making a positive difference. We will remember the opportunity to make history and to be a part of this historical moment.

That time is here; it is now. It is time to vote for inclusive leadership built on equity, transparency and reform.

You have one vote today – it is yours– it belongs to you and the 27,000 people you represent. It does not belong to anyone else and no one can take it from you. I ask for your vote today so that we may work together to give our people the very best of our talents, our knowledge and our resources.

God bless us all, God bless our great State and God bless our nation. Thank you.

In accordance with the House rules, Representative Robert Moore was recognized to address the House.

Representative Robert Moore's Speaker-designate speech:

Speaker, Members, Beverly, Family, Constituents

I'd like to begin by thanking my wife for her love, counsel, and being by my side throughout this extraordinary time. You'll always be my best friend. And to my family and friends...you've been there when I've needed you and I'm deeply appreciative.

As each of us knows very well, we've been on this campaign trail for a long time and today the road comes to an end. The journey has been characterized by a lot of hard work by many of you and, again, I thank you. It has also given me the opportunity to visit numerous times with most of you, my supporters, getting to know you, your backgrounds, your interests and your passions in representing your constituents...and most importantly, you've shared with me your ideas as to how together we can more effectively serve the citizens of our great state. You've helped me formulate specific things that I will institute as your speaker in the 88th General Assembly that will insure that we will do our job in the most efficient, effective and honorable way possible. Towards that goal, I will make additions to the freshman orientation process to give each incoming member more in depth information about the internal resources that are available to help us do our job. We also will institute ongoing continuing education workshops on the budget and finance process so that every member of the house will be availed of the opportunity to best understand what goes into the considerations regarding our most important job here...deciding how the state will derive its revenue and how that revenue is spent.

Your voice will always be heard in conducting the affairs of the house because it's the right thing to do in representative government and it's the only way we can genuinely come together, as we must, in solving the difficult problems that we undoubtedly will be facing. To that end, you may rest assured that leadership in the 88th General Assembly will be every bit as diverse as is our membership...and you may rest assured that if, after meeting our budget obligations, we have General Improvement Funds available, the decisions regarding distribution will be made fairly and equitably, with the advice and consent of this body, for the optimum benefit of our constituents who send us here to take care of their business.

My door will be open and my mind receptive to your concerns, your insights, and your solutions in our common effort to advance Arkansas in job creation, education, healthcare, transportation, agriculture, industry, security and the environment. As your speaker, I will always keep the needs of the people who give us the privilege of serving as our number one priority and our number one responsibility.

The successes that I have enjoyed in life have largely been tied to principles instilled in me when I was young...I learned honesty, hard work and respect for others from my mother and father growing up in Arkansas City , as a college basketball player on a championship team I learned from my coach and teammates the value of commitment, loyalty and teamwork, and as a 22 year old Company Commander in the 82nd Airborne Division, I was taught by a very tough 1st Sgt who served under me, the worth of real discipline and the strength that comes from the trust earned amongst your fellow soldiers. These principles, that guide me today, have served throughout my life ..as a pilot in Vietnam, a college instructor, attorney, farmer, state agency director and state legislator... to keep me on an honorable course. And I will continue to rely on these principles and my history of successful military, business and civic leadership in bringing to the table your talents, your experience and your knowledge for the benefit of our state and its citizens.

One of my favorite singer/songwriters, Billy Joe Shaver, has a little saying that I think of often in this business of politics "It's nice to be important but it's more important to be nice"... I've tried to lead our campaign being ever mindful of this humbling bit of wisdom. We have run this race without engaging in the politics of promises ...no commitment of support has been made to my candidacy by any of you in exchange for the expectation of a position or individual favoritism. This speaks loudly as to your integrity and I thank you for your confidence on this matter that I think reflects well on the honor of this institution.

The support base in our campaign has been strong from the beginning and has continued to grow, the commitments you've made I believe are solid ***because in conducting the business of the AR House of Representatives, we know that there is nothing, nothing more important than the truthfulness of your word,*** we've remained positive, we've stayed on the high road keeping our focus on our responsibility to the people that elected us, and in doing these things we've formed a unified team, coming together, not for individual gain, but for the common good of the people we serve...and the strength of that unity brings us here today.

To everyone of you who is a part of this team, I want to tell you one more time, thank you for the commitment of your support, thank you for your loyalty, and thank you for a job well done. Because of that support, loyalty, and hard work I am privileged to stand before this body and reaffirm my one promise that, if elected, I will serve each one of you and the people of the state of Arkansas whom collectively we represent, as your speaker, honorably, fairly, and to the very best of my ability.

And now, there's only one thing left to do.....I ask for your vote and let's count 'em up!

Both candidates for Speaker-designate have spoken, in accordance with the House Rules and in the time permitted. The staff presented the ballot to each House member and the election was conducted. The ballots were collected and the absentee ballots were opened and placed with the ballots from the Floor. There were nine (9) absentee ballots. The election results were as follows:

Representative Johnnie J. Roebuck	37 votes
Representative Robert S. Moore, Jr.	63 votes

Speaker Wills recognized Representative Robert S. Moore, Jr. as Speaker-designate for the 87th General Assembly.

Without objection, Speaker Wills declared the House Caucus adjourned at 1:05 p.m.

ATTEST:

Robbie Wills
Speaker of the House of Representatives

Sherri Stacks
Chief Clerk

**PROCEEDINGS FOR SWEARING IN OF
REPRESENTATIVE-ELECT Nate Steel, DISTRICT 21
Sevier and Part Howard Counties
(Monday, November 1, 2010, 12:00 NOON - HOUSE CHAMBER)**

1. SPEAKER WILLS: May I have your attention. Will the Assembly please come to order.
2. SPEAKER WILLS: May we please stand for an invocation by Tim Massanelli, House Parliamentarian, and remain standing for the Pledge of Allegiance.
3. SPEAKER WILLS: Mr. Steel, I have received from the Secretary of State your Certifications of Election and your official Commissions. The Chair recognizes Charlie Daniels, Secretary of State, to declare the results of the Special Election.

(After Results Declared) "Pursuant to Article V, Section 11 of the Constitution of the State of Arkansas, no opposition having been received from any member of the House of Representatives, by authority vested in the Speaker of the House, I officially declare Mr. Steel as seated."

4. SPEAKER WILLS: The Chair recognizes the Honorable Charles Yeargan, Judge, Ninth Judicial Circuit West, Division 2, Murfreesboro, will you approach the podium, please.

"Mr. Steel, will you please join Judge Yeargan at the podium for the Oath of Office."

5. SPEAKER WILLS: Steps down to the podium to join Judge Yeargan for the swearing in of Mr. Steel and presents the keys to the assigned legislative desks in the House Chamber to Representative Steel.

SPEAKER WILLS: The Chair recognizes Speaker-designate Robert S. Moore, Jr. to present the legislative pin to Mr. Steel.

6. SPEAKER WILLS: Announces the committee assignments for Representative Steel.

Mr. Steel, in accordance with House Rules your temporary committee assignments will be as follows:

A - Judiciary

Corrections/Criminal Law Permanent Subcommittee

B - City, County and Local Affairs

Finance Permanent Subcommittee

7. SPEAKER WILLS: Invites Mr. Steel to respond.
8. SPEAKER WILLS: Announcements.

STATE OF ARKANSAS

SECRETARY OF STATE

CERTIFICATION OF ELECTION RESULTS

State of Arkansas)
County of Pulaski)

I, Charlie Daniels, Secretary of State of the State of Arkansas, and the designated official of the constitution and the laws of this State, maintain the official election results of all General Elections, do hereby certify as follows:

Based upon the election results of the Special General Election held in State Representative District 21 on October 12, 2010, and certified to the office of Secretary of State by the appropriate county election commissions, the following totals as certified by this office are as follows:

Nate Steel

The Honorable Nate Steel has been elected for the remaining term of office ending December 31, 2010.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of the Secretary of the State on this 25th day of October, 2010.

/s/ _____
Charlie Daniels, Secretary of State

STATE OF ARKANSAS

To All Whom These Presents Shall Come-Greeting:

Know Ye, That Whereas, It appears that

Nate Steel

Was duly elected State Representative District 021 in and for the State of Arkansas, at an election held on the Twelfth day of October, Two Thousand Ten.

Therefore, I, Mike Beebe, Governor of the State of Arkansas, in the name and by authority of the people of the State of Arkansas, vested in me by the Constitution and the laws of said State do hereby commission the aforementioned to the office of

State Representative District 021

In and for the State of Arkansas for and during the term prescribed by the laws of the State.

Nate Steel is, therefore, hereby authorized to do and perform all and singular the duties incumbent upon the office of

State Representative District 021

In and for the State of Arkansas, according to law and the trust reposed in said office.

In Testimony Whereof, I have hereunto set my hand and caused the Great Seal of the State of Arkansas to be affixed at Little Rock, this Twenty-Fifth day of October, in the year of our Lord, Two Thousand Ten.

/s/ _____

Mike Beebe, Governor

/s/ _____

Charlie Daniels, Secretary of State

