

**TWENTY-FIFTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas
February 5, 2009

The House was called to order at 1:32 p.m. by Mr. Wills, the Speaker. The following members answered to the roll call:

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

Total99

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

Total1

A quorum was present.

Unanimous leave was granted for Representative(s) J. Rogers.

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

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

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

COMMITTEE REPORT

| | |
|------------------------|------------------|
| | February 5, 2009 |
| EDUCATION | NANCY BLOUNT |
| | VICE-CHAIRPERSON |
| HOUSE BILL NO. 1034 | DO PASS |
| BY REPRESENTATIVE COOK | AS AMENDED # 3 |

COMMITTEE REPORT

| | |
|-----------------------------|------------------|
| | February 5, 2009 |
| EDUCATION | BILL ABERNATHY |
| | CHAIRPERSON |
| HOUSE BILL NO. 1271 | DO PASS |
| BY REPRESENTATIVE FLOWERS | |
| HOUSE BILL NO. 1357 | DO PASS |
| BY REPRESENTATIVE M. BURRIS | AS AMENDED # 1 |

COMMITTEE REPORT

| | |
|--------------------------------|------------------|
| | February 5, 2009 |
| JUDICIARY | STEVE HARRELSON |
| | CHAIRPERSON |
| HOUSE BILL NO. 1058 | DO PASS |
| BY REPRESENTATIVE D. CREEKMORE | AS AMENDED # 3 |
| HOUSE BILL NO. 1269 | DO PASS |
| BY REPRESENTATIVE OVERBEY | |
| HOUSE BILL NO. 1270 | DO PASS |
| BY REPRESENTATIVE OVERBEY | |
| HOUSE BILL NO. 1331 | DO PASS |
| BY REPRESENTATIVE WILLIAMS | |
| HOUSE BILL NO. 1338 | DO PASS |
| BY REPRESENTATIVE PIERCE | |
| HOUSE BILL NO. 1341 | DO PASS |
| BY REPRESENTATIVE MOORE | |
| HOUSE BILL NO. 1350 | DO PASS |
| BY REPRESENTATIVE D. CREEKMORE | |
| HOUSE BILL NO. 1351 | DO PASS |
| BY REPRESENTATIVE D. CREEKMORE | |

COMMITTEE REPORT, CONTINUED

JUDICIARY

HOUSE BILL NO. 1352 DO PASS
 BY REPRESENTATIVE D. CREEKMORE

SENATE BILL NO. 142 DO PASS
 BY SENATOR PRITCHARD

COMMITTEE REPORT

February 5, 2009
 PUBLIC HEALTH, WELFARE GREGG REEP
 AND LABOR CHAIRPERSON
 SENATE BILL NO. 85 DO PASS
 BY SENATOR KEY

COMMITTEE REPORT

February 5, 2009
 PUBLIC TRANSPORTATION OTIS DAVIS
 VICE-CHAIRPERSON
 SENATE BILL NO. 104 DO PASS
 BY SENATOR GLOVER

SENATE CONCURRENT RESOLUTION NO. 4 DO PASS
 BY SENATOR TEAGUE NON-CONTRO

COMMITTEE REPORT

February 5, 2009
 REVENUE AND TAXATION JOHN LOWERY
 CHAIRPERSON
 HOUSE BILL NO. 1345 DO PASS
 BY REPRESENTATIVE LOVELL

HOUSE BILL NO. 1346 DO PASS
 BY REPRESENTATIVE LOVELL NON-CONTRO

COMMITTEE REPORT

February 5, 2009

JOINT BUDGET

BRUCE MALOCH

CHAIRPERSON

HOUSE BILL NO. 1194

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1195

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1219

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1296

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1298

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1299

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1300

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1302

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1303

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1304

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1306

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1307

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1308

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1310

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1311

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1312

DO PASS

BY JOINT BUDGET COMMITTEE

HOUSE BILL NO. 1313

DO PASS

BY JOINT BUDGET COMMITTEE

COMMITTEE REPORT, CONTINUED

JOINT BUDGET

| | |
|---------------------------|----------------|
| HOUSE BILL NO. 1319 | DO PASS |
| BY JOINT BUDGET COMMITTEE | |
| HOUSE BILL NO. 1320 | DO PASS |
| BY JOINT BUDGET COMMITTEE | |
| HOUSE BILL NO. 1321 | DO PASS |
| BY JOINT BUDGET COMMITTEE | |
| HOUSE BILL NO. 1332 | DO PASS |
| BY JOINT BUDGET COMMITTEE | AS AMENDED # 1 |
| HOUSE BILL NO. 1333 | DO PASS |
| BY JOINT BUDGET COMMITTEE | |
| HOUSE BILL NO. 1334 | DO PASS |
| BY JOINT BUDGET COMMITTEE | |
| HOUSE BILL NO. 1335 | DO PASS |
| BY JOINT BUDGET COMMITTEE | |

Upon motion of Representative Cook, **HOUSE BILL NO. 1169** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1169

Amend **HOUSE BILL NO. 1169** as originally introduced:

Add Representatives Betts, Blount, T. Bradford, Breedlove, M. Burriss, J. Dickinson, J. Edwards, Nickels, Nix, Perry, J. Roebuck, Stewart, Wagner

/s/ David Cook

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Shelby, **HOUSE BILL NO. 1354** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1354

Amend **HOUSE BILL NO. 1354** as originally introduced:

Page 3, delete lines 15 through 18 and substitute the following:

"(i) When performing official duties, a county health officer is immune from civil suit and liability in the same manner officers and employees of the State of Arkansas are immune under § 19-10-305 and Arkansas Constitution of 1874, Article 5, Section 20."

/s/ Gene Shelby

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Hyde, **HOUSE BILL NO. 1222** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1222

Amend **HOUSE BILL NO. 1222** as originally introduced:

Page 1, line 22, add the following new section:

"SECTION 1. Arkansas Code § 6-20-415 is amended to read as follows:
6-20-415. Consultants.

(a) The Department of Education in consultation with the Attorney General shall hire consultants on the following basis:

(1) The consultants shall be qualified as experts in public school district desegregation;

~~(2) The department shall hire the consultants prior to October 1, 2007;~~

~~(3)~~(2) The purposes for employing the consultants are to determine whether and in what respects any of the three (3) Pulaski County school districts:

(A)(i) Are unitary.

(ii) If a school district has been declared unitary or has been declared unitary in some respects, the consultants shall not examine the school district on those issues; and

(B) Have complied with their respective consent decrees; and

~~(4)~~(3) The consultants shall understand and acknowledge in their work and research that their testimony in court may be required.

(b) The department shall not pay the consultant fees or expenses from moneys appropriated and available for the reimbursement of attorney's fees to the three (3) Pulaski County school districts under § 6-20-416."

AND

Appropriately renumber the remaining sections of the bill

/s/ Barry Hyde

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative M. Burris, **HOUSE BILL NO. 1362** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1362

Amend **HOUSE BILL NO. 1362** as originally introduced:

Add Representative Green as a cosponsor of the bill

AND

Add Senators Taylor and Elliott as cosponsors of the bill

AND

Page 2, line 18, delete "IS" and substitute "is"

AND

Page 2, delete line 23 and substitute the following:

"benefits for permanent total disability from the Second Injury Trust Fund, then"

AND

Page 3, delete line 13 and substitute the following:

"Compensation Law, § 11-9-101 et seq. and § 17-25-514."

AND

Page 3, delete line 26 and substitute the following:

"Compensation Law, § 11-9-101 et seq. and § 17-25-514."

/s/ Mike Burris

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

/s/ Ms. Jo Renshaw

Chief Clerk

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

AMENDMENT NO. 1 TO HOUSE BILL NO. 1172

Amend **HOUSE BILL NO. 1172** as originally introduced:

Page 1, delete line 9 and substitute the following:

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

AND

Page 1, line 27, delete "enterprise is" and substitute "enterprise with fifty (50) or fewer employees is"

AND

Page 1, line 32, delete "receptacle." and substitute the following:

"receptacle.

(3) A taxpayer may claim the income tax credit under this section only one (1) time and only for one (1) cigarette receptacle."

/s/ Rick Green

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Overbey, **HOUSE BILL NO. 1232** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 4 TO HOUSE BILL NO. 1232

Amend **HOUSE BILL NO. 1232** as engrossed,

H2/4/09 (version: 02-04-09 08:46):

Add Representatives Barnett, Clemmer, and B. Wilkins as co-sponsors to the bill

AND

Add Senators J. Key and H. Wilkins as co-sponsors to the bill

/s/ George Overbey

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Pennartz, **HOUSE BILL NO. 1060** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1060

Amend **HOUSE BILL NO. 1060** as engrossed,

H1/29/09 (version: 01-29-2009 09:34):

Add Representatives Dunn, Ingram, Webb, Betts, Breedlove, Carroll, Clemmer, English, Gaskill, House, Nix, Perry, Powers, Saunders, Slinkard, Wagner, S. Malone, Kidd, King, Lea, Wells as cosponsors to bill.

/s/ Tracy Pennartz

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

/s/ Ms. Jo Renshaw

Chief Clerk

ENGROSSED BILL REPORTS

WILHELMINA LEWELLEN, CHAIRPERSON

February 5, 2009

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1060 - TITLE - BY REPRESENTATIVE PENNARTZ

HOUSE BILL NO. 1169 - TITLE - BY REPRESENTATIVE COOK

HOUSE BILL NO. 1172 - TITLE - BY REPRESENTATIVE GREEN

HOUSE BILL NO. 1222 BY REPRESENTATIVE HYDE

HOUSE BILL NO. 1232 - TITLE - BY REPRESENTATIVE OVERBEY

HOUSE BILL NO. 1354 BY REPRESENTATIVE SHELBY

HOUSE BILL NO. 1362 - TITLE - BY REPRESENTATIVE BURRIS

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1060

BY: REPRESENTATIVES PENNARTZ, R. GREEN, GLIDEWELL, COOK, TYLER, CASH, J. ROEBUCK, J. BURRIS, L. SMITH, WILLIAMS, DUNN, INGRAM, WEBB, BETTS, BREEDLOVE, CARROLL, CLEMMER, ENGLISH, GASKILL, HOUSE, NIX, PERRY, POWERS, SAUNDERS, SLINKARD, WAGNER, S. MALONE, KIDD, KING, LEA, WELLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH AN INVESTMENT TAX CREDIT FOR THE REHABILITATION AND DEVELOPMENT OF CENTRAL BUSINESS IMPROVEMENT DISTRICTS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1169

BY: REPRESENTATIVES COOK, *BETTS, BLOUNT, T. BRADFORD, BREEDLOVE, M. BURRIS, J. DICKINSON, J. EDWARDS, NICKELS, NIX, PERRY, J. ROEBUCK, STEWART, WAGNER*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE ADDITIONAL CONTRIBUTIONS FOR HEALTH INSURANCE PREMIUMS UNDER THE PUBLIC SCHOOL EMPLOYEES' HEALTH INSURANCE PROGRAM; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1172

BY: REPRESENTATIVES R. GREEN, J. ROEBUCK

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

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1232

BY: REPRESENTATIVES OVERBEY, T. BAKER, BREEDLOVE, COOPER, DALE, DAVIS, DUNN, EVERETT, GASKILL, GEORGE, GLIDEWELL, R. GREEN, HALL, HOYT, LEA, LOVELL, S. MALONE, RAGLAND, RICE, SHELBY, *WELLS, WOODS, WORD, CARNINE, KIDD, J. ROGERS, SAMPLE, SAUNDERS, SUMMERS, BARNETT, CLEMMER, B. WILKINS*

BY: SENATORS HORN, J. TAYLOR, D. WYATT, *ALTES, CRUMBLY, T. SMITH, STEELE, J. KEY, H. WILKINS*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE LONG-TERM CARE QUALITY IMPROVEMENT ACT; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1362

BY: REPRESENTATIVES M. BURRIS, *R. GREEN*

BY: SENATORS J. TAYLOR, *ELLIOTT*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE LAW REGARDING WORKERS' COMPENSATION PAYMENTS; TO ENSURE THAT LICENSED CONTRACTORS OBTAIN AND MAINTAIN WORKERS' COMPENSATION INSURANCE; AND FOR OTHER PURPOSES.

HOUSE RESOLUTION NO.1008

BY: REPRESENTATIVE GREENBERG

HOUSE RESOLUTION

TO AMEND THE RULES OF THE HOUSE OF
REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL
ASSEMBLY TO PROVIDE THAT THE HOUSE OF
REPRESENTATIVES SHALL BE IN RECESS ON THE DATE OF
A PRESIDENTIAL INAUGURATION WITHOUT REGARD TO
POLITICAL PARTY AFFILIATION.

Subtitle

TO PROVIDE THAT THE HOUSE OF
REPRESENTATIVES SHALL BE IN RECESS ON
THE DATE OF A PRESIDENTIAL INAUGURATION
WITHOUT REGARD TO POLITICAL PARTY
AFFILIATION.

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

That the Rules of the House of Representatives are amended to add an additional section to read as follows:

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.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 67 VOTES.

Morning Hour Expired.

Representative Dunn moved for immediate consideration of **HOUSE BILL NO. 1204**. Motion carried.

HOUSE BILL NO. 1204

BY: REPRESENTATIVE REEP

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

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

Total75

NEGATIVE: Adcock, Baird, Barnett, J. Burris, Carnine, Carter, Clemmer, Dismang, English, Flowers, Garner, Glidewell, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, King, Lea, S. Malone, M. Martin, Rice, Slinkard, Woods.

Total24

ABSENT OR NOT VOTING: J. Rogers.

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....99

Total number voting in the affirmative75

Necessary to the passage of the bill75

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

Upon motion of Representative Reep the Clincher motion prevailed.

There being an Emergency Clause attached to **HOUSE BILL NO. 1204**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total75

NEGATIVE: Adcock, Baird, Barnett, J. Burris, Carnine, Carter, Clemmer, Dismang, English, Flowers, Garner, Glidewell, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, King, Lea, S. Malone, M. Martin, Rice, Slinkard, Woods.

Total24

ABSENT OR NOT VOTING: J. Rogers.

Total1

VOTING PRESENT:

Total0

Total number of votes cast99

Total number voting in the affirmative75

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

So the Emergency Clause was adopted.

Upon motion of Representative Reep the Clincher motion prevailed.

Representative Glidewell requested the Sounding of the Ballot on **HOUSE BILL NO. 1204** and the call was sustained. So the Bill passed and the title as read was agreed to.

Representative Pyle moved to re-refer **HOUSE BILL NO. 1237** back to the Judiciary Committee. Motion carried.

HOUSE BILL NO. 1239

BY: REPRESENTATIVE COLE

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

AFFIRMATIVE: Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, 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, King, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, T. Rogers, Sample, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Abernathy, J. Edwards, Hall, Pyle, J. Rogers, Saunders.

Total6

VOTING PRESENT: Lea.

Total1

Total number of votes cast94

Total number voting in the affirmative93

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

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

HOUSE BILL NO. 1261

BY: REPRESENTATIVE BREEDLOVE

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

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

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Abernathy, D. Hutchinson, Nix, J. Rogers.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative.....96

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

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

Representative D. Hutchinson moved that the record by which **AMENDMENT #2** to **HOUSE BILL NO. 1010** passed be expunged from the record, which motion prevailed by more than 67 votes. So the Motion was adopted.

HOUSE BILL NO. 1315

BY: REPRESENTATIVE T. BAKER

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

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

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Hutchinson, Nickels, J. Rogers, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative.....96

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

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

HOUSE BILL NO. 1276

BY: REPRESENTATIVE PENNARTZ

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

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hyde, King, Lovell, Pennartz, J. Rogers, Mr. Speaker.

Total6

VOTING PRESENT: Flowers.

Total1

Total number of votes cast94

Total number voting in the affirmative93

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

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

HOUSE BILL NO. 1263

BY: REPRESENTATIVE HOYT

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

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

| | |
|---|----|
| Total | 98 |
| NEGATIVE: | |
| Total | 0 |
| ABSENT OR NOT VOTING: McLean, J. Rogers. | |
| Total | 2 |
| VOTING PRESENT: | |
| Total | 0 |
| Total number of votes cast | 98 |
| Total number voting in the affirmative..... | 98 |
| Necessary to the passage of the bill..... | 51 |

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

HOUSE BILL NO. 1265

BY: REPRESENTATIVE HARDY

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

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

Total99

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. Rogers.

Total1

VOTING PRESENT:

Total0

Total number of votes cast99

Total number voting in the affirmative99

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

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

HOUSE BILL NO. 1340

BY: REPRESENTATIVE MOORE

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

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

| | |
|--|----|
| Total | 96 |
| NEGATIVE: Flowers. | |
| Total | 1 |
| ABSENT OR NOT VOTING: Moore, J. Rogers, Mr. Speaker. | |
| Total | 3 |
| VOTING PRESENT: | |
| Total | 0 |
| Total number of votes cast | 97 |
| Total number voting in the affirmative..... | 96 |
| Necessary to the passage of the bill..... | 67 |

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

HOUSE BILL NO. 1279

BY: REPRESENTATIVE INGRAM

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

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

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. Burris, George, D. Hutchinson, Rice, J. Rogers, Wells.

Total6

VOTING PRESENT: Adcock.

Total1

Total number of votes cast94

Total number voting in the affirmative93

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

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

SENATE BILL NO. 112

BY: SENATOR R. THOMPSON

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

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

Total95

NEGATIVE: Flowers.

Total1

ABSENT OR NOT VOTING: D. Hutchinson, King, Perry, J. Rogers.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 112**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

| | |
|--|----|
| Total | 95 |
| NEGATIVE: Flowers. | |
| Total | 1 |
| ABSENT OR NOT VOTING: D. Hutchinson, King, Perry, J. Rogers. | |
| Total | 4 |
| VOTING PRESENT: | |
| Total | 0 |
| Total number of votes cast..... | 96 |
| Total number voting in the affirmative | 95 |
| Necessary to the adoption of the emergency clause..... | 67 |

So the Emergency Clause was adopted.

SENATE BILL NO. 133

BY: SENATOR T. SMITH

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

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

Total95

NEGATIVE: Harrelson.

Total1

ABSENT OR NOT VOTING: M. Martin, Rainey, J. Rogers, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

SENATE BILL NO. 206

BY: SENATOR MILLER

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

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

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hardy, D. Hutchinson, J. Rogers, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....96

Total number voting in the affirmative96

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 206**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Hardy, D. Hutchinson, J. Rogers, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

| | |
|---------------------|-----------------------------|
| HOUSE BILL NO. 1204 | BY REPRESENTATIVE REEP |
| HOUSE BILL NO. 1239 | BY REPRESENTATIVE COLE |
| HOUSE BILL NO. 1261 | BY REPRESENTATIVE BREEDLOVE |
| HOUSE BILL NO. 1263 | BY REPRESENTATIVE HOYT |
| HOUSE BILL NO. 1265 | BY REPRESENTATIVE HARDY |
| HOUSE BILL NO. 1267 | BY REPRESENTATIVE SHELBY |
| HOUSE BILL NO. 1276 | BY REPRESENTATIVE PENNARTZ |
| HOUSE BILL NO. 1279 | BY REPRESENTATIVE INGRAM |
| HOUSE BILL NO. 1315 | BY REPRESENTATIVE T. BAKER |
| HOUSE BILL NO. 1340 | BY REPRESENTATIVE MOORE |

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

| | |
|---------------------|------------------------|
| SENATE BILL NO. 112 | BY SENATOR R. THOMPSON |
| SENATE BILL NO. 133 | BY SENATOR T. SMITH |
| SENATE BILL NO. 206 | BY SENATOR MILLER |

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

| | |
|---------------------|--------------------------------|
| HOUSE BILL NO. 1014 | BY REPRESENTATIVE D. CREEKMORE |
| HOUSE BILL NO. 1109 | BY REPRESENTATIVE HARRELSON |
| HOUSE BILL NO. 1118 | BY REPRESENTATIVE WILLS |
| HOUSE BILL NO. 1171 | BY REPRESENTATIVE MALOCH |
| HOUSE BILL NO. 1258 | BY JOINT BUDGET COMMITTEE |
| HOUSE BILL NO. 1260 | BY JOINT BUDGET COMMITTEE |

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

| | |
|--------------------|------------------------|
| SENATE BILL NO. 33 | BY SENATOR R. THOMPSON |
| SENATE BILL NO. 35 | BY SENATOR R. THOMPSON |
| SENATE BILL NO. 59 | BY SENATOR MADISON |
| SENATE BILL NO. 60 | BY SENATOR MADISON |
| SENATE BILL NO. 61 | BY SENATOR MADISON |
| SENATE BILL NO. 66 | BY SENATOR MADISON |
| SENATE BILL NO. 67 | BY SENATOR MADISON |
| SENATE BILL NO. 70 | BY SENATOR MADISON |
| SENATE BILL NO. 71 | BY SENATOR MADISON |
| SENATE BILL NO. 74 | BY SENATOR MADISON |
| SENATE BILL NO. 88 | BY SENATOR GLOVER |

ARKANSAS SENATE
SENATE CONCURRENT RESOLUTIONS ADOPTED AND
TRANSMITTED TO THE HOUSE

| | |
|---------------------------------------|--------------------|
| SENATE CONCURRENT RESOLUTION NO. 5 | BY SENATOR HENDREN |
|---------------------------------------|--------------------|

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

February 5, 2009

MR. SPEAKER:

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

| | |
|---------------------|---------------------------------------|
| HOUSE BILL NO. 1014 | BY REPRESENTATIVE D. CREEKMORE, ET AL |
| HOUSE BILL NO. 1109 | BY REPRESENTATIVE HARRELSON |
| HOUSE BILL NO. 1118 | BY REPRESENTATIVE WILLS |
| HOUSE BILL NO. 1171 | BY REPRESENTATIVE MALOCH |
| HOUSE BILL NO. 1258 | BY JOINT BUDGET COMMITTEE |
| HOUSE BILL NO. 1260 | BY JOINT BUDGET COMMITTEE |

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 3:05 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Wilhelmina Lewellen,
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

| | |
|---------------------|--------------------------------|
| HOUSE BILL NO. 1014 | BY REPRESENTATIVE D. CREEKMORE |
| HOUSE BILL NO. 1109 | BY REPRESENTATIVE HARRELSON |
| HOUSE BILL NO. 1118 | BY REPRESENTATIVE WILLS |
| HOUSE BILL NO. 1171 | BY REPRESENTATIVE MALOCH |
| HOUSE BILL NO. 1258 | BY JOINT BUDGET COMMITTEE |
| HOUSE BILL NO. 1260 | BY JOINT BUDGET COMMITTEE |

/s/ Mike Beebe - Governor

TIME: 3:05 p.m.

By: Pamela Hayes

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

February 5, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on February 5, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE BILL NO. 1031 - ACT 75

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

February 5, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on February 5, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

| | | |
|------------------------------|------------------------------|------------------------------|
| HOUSE BILL NO. 1062 - ACT 34 | HOUSE BILL NO. 1087 - ACT 48 | HOUSE BILL NO. 1125 - ACT 62 |
| HOUSE BILL NO. 1063 - ACT 35 | HOUSE BILL NO. 1088 - ACT 49 | HOUSE BILL NO. 1127 - ACT 63 |
| HOUSE BILL NO. 1064 - ACT 36 | HOUSE BILL NO. 1094 - ACT 50 | HOUSE BILL NO. 1128 - ACT 64 |
| HOUSE BILL NO. 1065 - ACT 37 | HOUSE BILL NO. 1095 - ACT 51 | HOUSE BILL NO. 1136 - ACT 65 |
| HOUSE BILL NO. 1068 - ACT 38 | HOUSE BILL NO. 1096 - ACT 52 | HOUSE BILL NO. 1139 - ACT 66 |
| HOUSE BILL NO. 1070 - ACT 39 | HOUSE BILL NO. 1101 - ACT 53 | HOUSE BILL NO. 1141 - ACT 67 |
| HOUSE BILL NO. 1071 - ACT 40 | HOUSE BILL NO. 1102 - ACT 54 | HOUSE BILL NO. 1158 - ACT 68 |
| HOUSE BILL NO. 1072 - ACT 41 | HOUSE BILL NO. 1104 - ACT 55 | HOUSE BILL NO. 1159 - ACT 69 |
| HOUSE BILL NO. 1073 - ACT 42 | HOUSE BILL NO. 1106 - ACT 56 | HOUSE BILL NO. 1174 - ACT 70 |
| HOUSE BILL NO. 1074 - ACT 43 | HOUSE BILL NO. 1107 - ACT 57 | HOUSE BILL NO. 1176 - ACT 71 |
| HOUSE BILL NO. 1075 - ACT 44 | HOUSE BILL NO. 1112 - ACT 58 | HOUSE BILL NO. 1196 - ACT 72 |
| HOUSE BILL NO. 1076 - ACT 45 | HOUSE BILL NO. 1121 - ACT 59 | HOUSE BILL NO. 1144 - ACT 73 |
| HOUSE BILL NO. 1077 - ACT 46 | HOUSE BILL NO. 1122 - ACT 60 | HOUSE BILL NO. 1182 - ACT 74 |
| HOUSE BILL NO. 1082 - ACT 47 | HOUSE BILL NO. 1123 - ACT 61 | |

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

House of Representatives

February 5, 2009

To Whom It May Concern:

I was called away from my seat during the vote on **HOUSE BILL NO. 1276**. Had I been in my seat, I would have voted yes.

Sincerely,

/s/ Tracy Pennartz
State Representative

TP/jwa

HOUSE BILL NO. 1383

BY: REPRESENTATIVE NICKELS

BY: SENATOR ELLIOTT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW THE CONTRACTORS LICENSING BOARD TO IMPOSE CIVIL PENALTIES OR SUSPEND OR REVOKE THE CERTIFICATE OF LICENSE FOR A CONTRACTOR WHO IS FOUND TO KNOWINGLY EMPLOY ILLEGAL IMMIGRANTS EITHER DIRECTLY OR THROUGH A SUBCONTRACTOR; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1384

BY: REPRESENTATIVE MCLEAN

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE AUTHORITY OF A FIRE PROTECTION DISTRICT TO BORROW FUNDS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1385

BY: JOINT BUDGET COMMITTEE

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

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

HOUSE BILL NO. 1386

BY: REPRESENTATIVE DAVENPORT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW DELINQUENT PERSONAL PROPERTY TAXES AND PENALTY TO BE DEDUCTED FROM THE PROCEEDS OF DELINQUENT LAND SALES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1387

BY: REPRESENTATIVE DAVENPORT

A BILL FOR AN ACT TO BE ENTITLED AN ACT PROVIDING FOR THE JOINDER OF THIS STATE IN THE INTERSTATE PEST CONTROL COMPACT; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1388

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR THE STATE MILITARY DEPARTMENT WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1061 OF 2007; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1389

BY: REPRESENTATIVES REEP, ALLEN, EVERETT, GASKILL, HARDY, HYDE, WELLS

BY: SENATORS ELLIOTT, CRUMBLY, STEELE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE ONE (1) COMPREHENSIVE EYE AND VISION EXAMINATION PERFORMED BY A LICENSED OPTOMETRIST OR OPHTHALMOLOGIST FOR EVERY CHILD ENTERING A PUBLIC SCHOOL OR A PUBLIC CHARTER SCHOOL FOR THE CHILD'S FIRST YEAR IN PREKINDERGARTEN, KINDERGARTEN, OR GRADE ONE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1390

BY: REPRESENTATIVES G. SMITH, GLIDWELL, PATTERSON, BARNETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE AUTHORITY OF THE BOARD OF ELECTRICAL EXAMINERS WITH RESPECT TO THE ISSUANCE OF A TEMPORARY ELECTRICIAN'S LICENSE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1391

BY: REPRESENTATIVE ABERNATHY

BY: SENATOR J. KEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING NEW OR ADDITIONAL POSITIONS AT STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

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

HOUSE RESOLUTION NO. 1012

BY: REPRESENTATIVE PENNARTZ

A BILL FOR AN ACT TO BE ENTITLED ENDORSING THE AMERICAN KENNEL CLUB CANINE GOOD CITIZEN PROGRAM AND SUPPORTING ITS EFFORT TO PROMOTE RESPONSIBLE DOG OWNERSHIP IN THE STATE OF ARKANSAS.

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

SENATE BILL NO. 33

BY: SENATOR R. THOMPSON

BY: REPRESENTATIVE HARRELSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND SUPREME COURT RULE 5-2 AS AUTHORIZED BY SECTION 9 OF AMENDMENT 80 TO THE ARKANSAS CONSTITUTION TO PERMIT UNPUBLISHED OPINIONS OF THE COURT OF APPEALS TO BE CITED BY COURTS OR IN MATERIALS PRESENTED TO COURTS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 35

BY: SENATOR R. THOMPSON

BY: REPRESENTATIVE J. BROWN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE A PROCEDURE FOR TERMINATING AN ORAL LEASE OF FARMLANDS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

SENATE BILL NO. 59

BY: SENATORS MADISON, B. PRITCHARD, HENDREN, WHITAKER

BY: REPRESENTATIVES L. SMITH, BARNETT, HOBBS, HOUSE, D. HUTCHINSON, KING, LINDSEY, RAGLAND, SLINKARD, SUMMERS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE A NEW CIRCUIT JUDGESHIP IN THE FOURTH JUDICIAL DISTRICT; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 60

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 10 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 61

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 1 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 66

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 7 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 67

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 3 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 70

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 12 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 71

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 19 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 74

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 21 OF THE ARKANSAS CODE OF 1987 ANNOTATED; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 88

BY: SENATORS GLOVER, BROADWAY, ALTES, G. BAKER, BLEDSOE, BOOKOUT, BRYLES, CAPPS, CRUMBLY, ELLIOTT, FARIS, HENDREN, J. JEFFRESS, G. JEFFRESS, B. JOHNSON, J. KEY, LAVERTY, LUKER, P. MALONE, MILLER, SALMON, STEELE, R. THOMPSON, H. WILKINS, WILKINSON, D. WYATT, *HORN*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REDUCE THE STATE SALES AND USE TAX RATE ON FOOD AND FOOD INGREDIENTS; AND FOR OTHER PURPOSES.

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

SENATE CONCURRENT RESOLUTION NO. 5

BY: SENATORS HENDREN, J. KEY, TRUSTY, ALTES, WHITAKER, G. BAKER, BLEDSOE, B. PRITCHARD

A BILL FOR AN ACT TO BE ENTITLED TO RECOGNIZE FEBRUARY 6 AS "RONALD REAGAN DAY" IN THE STATE OF ARKANSAS.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

Upon motion of Representative Curren Everett, the House adjourned at 4:15 p.m. until 10:00 a.m., Friday, February 6, 2009.

ATTEST:

Robbie Wills
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk