

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

---

---

Little Rock, Arkansas  
February 25, 2009

The House was called to order at 1:30 p.m. by Mr. Wills, the Speaker. The following members answered to the roll call:

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

Total .....100

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

Total .....0

A quorum was present.

The House stood and was led in prayer by Reverend Orin Frank, Pastor, First Presbyterian Church, Greenwood, 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 25, 2009
AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS	DAWN CREEKMORE CHAIRPERSON
HOUSE RESOLUTION NO. 1021 BY REPRESENTATIVE WILLIAMS	DO PASS
HOUSE MEMORIAL RESOLUTION NO. 1002 BY REPRESENTATIVE D. CREEKMORE	DO PASS
SENATE BILL NO. 350 BY SENATOR KEY	DO PASS
SENATE BILL NO. 351 BY SENATOR KEY	DO PASS
SENATE CONCURRENT MEMORIAL RESOLUTION NO. 1 BY SENATOR BRYLES	DO PASS

COMMITTEE REPORT

	February 25, 2009
AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT	ROY RAGLAND CHAIRPERSON
HOUSE BILL NO. 1349 BY REPRESENTATIVE COOK	DO PASS
HOUSE BILL NO. 1384 BY REPRESENTATIVE MCLEAN	DO PASS
HOUSE BILL NO. 1424 BY REPRESENTATIVE WEBB	DO PASS
HOUSE RESOLUTION NO. 1019 BY REPRESENTATIVE MALOCH	DO PASS
HOUSE RESOLUTION NO. 1020 BY REPRESENTATIVE STEWART	DO PASS AS AMENDED #1

COMMITTEE REPORT

	February 25, 2009
CITY, COUNTY AND LOCAL AFFAIRS	TOMMY BAKER
	CHAIRPERSON
HOUSE BILL NO. 1443	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE BILL NO. 1444	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE BILL NO. 1445	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE BILL NO. 1465	DO PASS
BY REPRESENTATIVE BAKER	
HOUSE BILL NO. 1468	DO PASS
BY REPRESENTATIVE SLINKARD	
HOUSE BILL NO. 1469	DO PASS
BY REPRESENTATIVE SLINKARD	
HOUSE BILL NO. 1584	DO PASS
BY REPRESENTATIVE WOODS	
SENATE BILL NO. 331	DO PASS
BY SENATOR BLEDSOE	

COMMITTEE REPORT

	February 25, 2009
INSURANCE AND COMMERCE	EDDIE HAWKINS
	CHAIRPERSON
HOUSE BILL NO. 1359	DO PASS
BY REPRESENTATIVE SAMPLE	

COMMITTEE REPORT

	February 25, 2009
STATE AGENCIES	EDDIE CHEATHAM
AND GOVERNMENTAL AFFAIRS	CHAIRPERSON
HOUSE BILL NO. 1422	DO PASS
BY REPRESENTATIVE SAUNDERS	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 1453	DO PASS
BY REPRESENTATIVE TYLER	
HOUSE BILL NO. 1477	DO PASS
BY REPRESENTATIVE ABERNATHY	
SENATE BILL NO. 91	DO PASS
BY SENATOR WILKINS	
SENATE BILL NO. 332	DO PASS
BY SENATOR WHITAKER	

COMMITTEE REPORT

	February 25, 2009
RULES	ROBERT MOORE
	CHAIRPERSON
HOUSE BILL NO. 1402	DO PASS
BY REPRESENTATIVE HARRELSON	
HOUSE BILL NO. 1553	DO PASS
BY REPRESENTATIVE BRADFORD	
HOUSE BILL NO. 1585	DO PASS
BY REPRESENTATIVE ALLEN	

COMMITTEE REPORT

	February 25, 2009
JOINT BUDGET	BRUCE MALOCH
	CHAIRPERSON
HOUSE BILL NO. 1081	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1519	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 200	DO PASS
BY JOINT BUDGET COMMITTEE	
SENATE BILL NO. 355	DO PASS
BY JOINT BUDGET COMMITTEE	

Upon motion of Representative Overbey, **HOUSE BILL NO. 1492** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1492**

Amend **HOUSE BILL NO. 1492** as originally introduced:

Page 2, delete lines 10 through 36, and substitute the following:

"SECTION 3. Arkansas Code § 14-16-105(d)(1), concerning the appraised value of property that is under a certain dollar amount and the subsequent sale, is amended to read as follows:"

AND

Page 3, delete lines 1 through 12

AND

Page 3, line 15, delete "sold or traded and" and substitute "sold and"

AND

Page 3, delete lines 19 through 33, and substitute the following:

"SECTION 4. Arkansas Code § 14-16-105(e), concerning the appraised value of property that is over a certain dollar amount and the subsequent sale, is amended to read as follows:"

AND

Page 4, delete lines 19 and 20, and substitute the following:

"(C) The notice shall be dated and signed by the judge.

(D) If the sale is conducted on the Internet, the invoice from the Internet vendor or publisher shall be accompanied by a statement from the Internet vendor or publisher that the sale was published and conducted on the Internet.

(3) The judge shall have the right to reject any and all bids"

AND

Page 4, delete lines 32 through 36

AND

Page 5, delete lines 1 through 27, and substitute the following:

"SECTION 5. Arkansas Code § 14-16-105(g), concerning the sale of county hospitals, is amended to read as follows:"

AND

Appropriately renumber the remaining sections of 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 Nickels, **HOUSE BILL NO. 1556** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1556**

Amend **HOUSE BILL NO. 1556** as originally introduced:

Page 2, line 9 delete "shall" and substitute "may"

AND

Page 3, line 17 delete "shall" and substitute "may"

/s/ Jim Nickels

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Maloch, **HOUSE BILL NO. 1137** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1137**

Amend **HOUSE BILL NO. 1137** as originally introduced:

Page 2, line 3 delete "DIRECTOR BANK DEPARTMENT" and substitute "STATE BANK COMMISSIONER"

AND

Page 2, line 4 delete "ASSISTANT" and substitute "DEPUTY"

AND

Page 2, line 5 delete "C128" and substitute "N906"

AND

Page 2, line 6 delete "C127" and substitute "C130"

AND

Page 2, line 10 delete "BANK REVIEW ADMINISTRATOR" and substitute

"CERTIFIED EXAMINER MANAGER"

AND

Page 2, line 10 delete "C124" and substitute "C128"

AND

Page 2, line 12 delete "BANK SENIOR EXAMINER" and substitute "CERTIFIED BANK SENIOR EXAMINER"

AND

Page 2, line 12 delete "C123" and substitute "C126"

/s/ Bruce Maloch

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Maloch, **HOUSE BILL NO. 1286** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1286**

Amend **HOUSE BILL NO. 1286** as originally introduced:

Page 3, line 5, delete "1,859,990" and substitute "2,221,461"

AND

Page 3, line 6, delete "50,000" and substitute "75,000"

AND

Page 3, line 7, delete "537,108" and substitute "664,117"

AND

Page 3, line 9, delete "282,655" and substitute "440,000"

AND

Page 3, line 10, delete "31,957" and substitute "45,000"

AND

Page 3, line 11, delete "1,257,165" and substitute "2,300,000"

AND

Page 3, line 14, delete "TRANSFER TO BREAST CANCER CONTROL FUND" and substitute "JUVENILE DRUG COURT TREATMENT PROGRAMS"

AND

Page 3, line 16, delete "10,349,295" and substitute "14,150,793"

AND

Page 3, line 19, delete "\$ 15,561,918" and substitute "\$ 21,090,119".

/s/ Bruce Maloch

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

/s/ Ms. Jo Renshaw  
Chief Clerk

Upon motion of Representative L. Smith, **HOUSE BILL NO. 1326** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 2 TO HOUSE BILL NO. 1326**

Amend **HOUSE BILL NO. 1326** as engrossed,

H2/13/09 (version: 02-13-2009 09:47):

Page 2, delete lines 16 and 17 and substitute the following:

"substantially prevailed unless the court finds that the position of the defendant was substantially justified ~~or that other circumstances make an~~"

/s/ Lindsley Smith

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. 1567** was placed back on second reading for the purpose of amendment.

**AMENDMENT NO. 1 TO HOUSE BILL NO. 1567**

Amend **HOUSE BILL NO. 1567** as originally introduced:

Add Representative Wells as a co-sponsor of the bill

AND

Page 1, line 12, between the words "LIBRARY" and "PARKING", insert "CONSTRUCION AND"

AND

Page 1, line 13, delete the words "AND CONSTRUCTION"

AND

Delete the subtitle in its entirety and substitute:

"AN ACT FOR THE UNIVERSITY OF ARKANSAS -  
FORT SMITH - PROPERTY ACQUISITION, NEW  
FACILITY DESIGN, LIBRARY CONSTRUCTION  
AND PARKING GENERAL IMPROVEMENT  
APPROPRIATION."

AND

Page 1, line 30, delete the word "perimeter"

AND

Page 1, line 30, between the words "property" and "and", insert ", library expansion"

AND

Page 1, line 30, following the word "and", delete "for"

AND

Page 1, line 31, delete the word "library"

/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 25, 2009

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1137                    BY JOINT BUDGET COMMITTEE  
 HOUSE BILL NO. 1286                    BY JOINT BUDGET COMMITTEE  
 HOUSE BILL NO. 1326                    BY REPRESENTATIVE L. SMITH  
 HOUSE BILL NO. 1492                    BY REPRESENTATIVE OVERBEY  
 HOUSE BILL NO. 1556                    BY REPRESENTATIVE NICKELS  
 HOUSE BILL NO. 1567 - TITLE - BY REPRESENTATIVE PENNARTZ

HOUSE BILL ENGROSSED AS TITLE AMENDED  
 HOUSE BILL NO. 1567

---

BY: REPRESENTATIVES PENNARTZ, BREEDLOVE, GLIDEWELL, R. GREEN, S. MALONE, PYLE, RICE, *WELLS*

BY: SENATORS ALTES, WHITAKER, WILKINSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS - FORT SMITH FOR PROPERTY ACQUISITION, NEW FACILITY DESIGN, LIBRARY *CONSTRUCION* AND PARKING; AND FOR OTHER PURPOSES.

HOUSE CONCURRENT RESOLUTION NO. 1008

---

BY: REPRESENTATIVE LEA

COMMENDING CPL. BLAKE WILSON OF RUSSELLVILLE, ARKANSAS, ON HIS SELECTION AS THE AMERICAN ASSOCIATION OF STATE TROOPERS 2008 NATIONAL TROOPER OF THE YEAR.

THE RESOLUTION WAS ADOPTED UNANIMOUSLY.

Representative G. Smith moved to pass over **HOUSE CONCURRENT RESOLUTION NO. 1009** and leave it on the Calendar. Motion carried.

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1318

Amend **HOUSE BILL NO. 1318** as engrossed,

H2/11/09 (version: 02-11-2009 10:39):

Page 7, delete line 6 and substitute:

"(3) Other circumstances as justice may require.

23-16-511. Right of railroad to contract.

(a) This subchapter is not intended to limit, and shall not be construed as limiting, the right of a railroad to contract with a contract carrier that certifies to the railroad that it is in compliance with the provisions of this subchapter or any applicable federal requirements.

(b) The railroad is entitled to rely on a contract carrier's certification that it is operating in compliance with this subchapter without further inquiry.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that safety issues have arisen where the contract carrier that transports railroad employees have operated under less than ideal circumstances; that by establishing standards in state law that are consistent with federal law, railroad employees will be provided transportation that complies with recognized safety standards; and that this act is immediately necessary to ensure the safe transportation of railroad employees by contract carriers. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

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

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

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

/s/ Bobby Glover

The Amendment was read and the vote was as follows:

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

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw  
 Chief Clerk

There being an Emergency Clause attached to **HOUSE BILL NO. 1318**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

**EMERGENCY CLAUSE**

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

Total .....	100
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	100
Total number voting in the affirmative .....	100
Necessary to the adoption of the emergency clause .....	67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1463

---

**BY: REPRESENTATIVE GREENBERG**

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, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word.

Total .....	98
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: McLean, Mr. Speaker.	
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. 1464

---

**BY: REPRESENTATIVE NICKELS**

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

Total .....67

NEGATIVE: Baird, Barnett, J. Burris, Carnine, Carter, Dismang, Dunn, English, Garner, Glidewell, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, King, Lovell, S. Malone, M. Martin, Maxwell, Pyle, Ragland, Rice, Sample, Slinkard, Summers, B. Wilkins.

Total .....27

ABSENT OR NOT VOTING: L. Cowling, Lea, Maloch, Woods.

Total .....4

VOTING PRESENT: Cheatham, Clemmer.

Total .....2

Total number of votes cast.....96

Total number voting in the affirmative .....67

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

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

Upon motion of Representative Nickels the Clincher motion prevailed.

There being an Emergency Clause attached to **HOUSE BILL NO. 1464**, 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, T. Baker, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cole, Cook, Cooper, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, J. Edwards, Everett, Flowers, Gaskill, George, R. Green, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lowery, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, G. Smith, L. Smith, Stewart, Tyler, Wagner, Webb, Wells, Williams, Word, Mr. Speaker.

Total .....67

NEGATIVE: Baird, Barnett, J. Burris, Carnine, Carter, Dismang, Dunn, English, Garner, Glidewell, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, King, Lovell, S. Malone, M. Martin, Maxwell, Pyle, Ragland, Rice, Sample, Slinkard, Summers, B. Wilkins.

Total .....27

ABSENT OR NOT VOTING: L. Cowling, Lea, Maloch, Woods.

Total .....4

VOTING PRESENT: Cheatham, Clemmer.

Total .....2

Total number of votes cast .....96

Total number voting in the affirmative .....67

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

So the Emergency Clause was adopted.

Upon motion of Representative Nickels the Clincher motion prevailed.

HOUSE BILL NO. 1558

---

BY: REPRESENTATIVE REEP

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, 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, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Perry, Pierce, Powers, Pyle, Ragland, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Woods, Word, Mr. Speaker.

Total .....93

NEGATIVE: Flowers.

Total .....1

ABSENT OR NOT VOTING: Glidewell, Lowery.

Total .....2

VOTING PRESENT: Carnine, Pennartz, Rainey, Williams.

Total .....4

Total number of votes cast .....98

Total number voting in the affirmative .....93

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

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

HOUSE BILL NO. 1549

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

Total .....	96
NEGATIVE: Slinkard.	
Total .....	1
ABSENT OR NOT VOTING: Lowery, Nickels, 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.....	51

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

HOUSE BILL NO. 1488

---

BY: REPRESENTATIVE CARTER

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

Total .....98

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Lowery, Mr. Speaker.

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. 1459

---

BY: REPRESENTATIVE NIX

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

AFFIRMATIVE: Abernathy, Baird, T. Baker, Barnett, Betts, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Cash, Cheatham, Clemmer, Cole, D. Creekmore, Dale, J. Dickinson, J. Edwards, English, Everett, Garner, R. Green, Greenberg, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, B. Wilkins, Williams, Mr. Speaker.

Total .....75

NEGATIVE: Blount, Cook, L. Cowling, Flowers, Gaskill, Glidewell, Hall, Lovell, Lowery, Ragland, Slinkard, Woods, Word.

Total .....13

ABSENT OR NOT VOTING: Carter, Cooper, Davenport, Davis, Dunn, George, Overbey, Sample, Wells.

Total .....9

VOTING PRESENT: Adcock, Allen, Dismang.

Total .....3

Total number of votes cast .....91

Total number voting in the affirmative.....75

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

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

Representative Powers moved that the House pass over HOUSE BILL NO. 1398 and leave it on the Calendar. Motion carried.

HOUSE BILL NO. 1551

---

BY: REPRESENTATIVE MAXWELL

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, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, 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, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Summers, Tyler, Wagner, Webb, Wells, Williams, Woods, Word, Mr. Speaker.

Total .....	94
NEGATIVE: Flowers, B. Wilkins.	
Total .....	2
ABSENT OR NOT VOTING: Cooper, Hall, Stewart.	
Total .....	3
VOTING PRESENT: King.	
Total .....	1
Total number of votes cast.....	97
Total number voting in the affirmative .....	94
Necessary to the passage of the bill .....	51

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

Representative Dunn moved that the record by which the Emergency Clause to **SENATE BILL NO. 121** failed to pass be expunged from the record, which motion prevailed by more than 67 votes.

The vote on the motion was as follows:

AFFIRMATIVE: Abernathy, Adcock, Allen, T. Baker, Barnett, Betts, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, Everett, Flowers, Gaskill, George, 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, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Wagner, Webb, Wells, B. Wilkins, Williams, Word, Mr. Speaker.

Total .....72

NEGATIVE: Baird, J. Burris, Carnine, Carter, Dismang, English, Garner, R. Green, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, King, Lea, S. Malone, M. Martin, Ragland, Rice, Summers, Woods.

Total .....21

ABSENT OR NOT VOTING: Blount, D. Creekmore, Glidewell, Pyle, Sample.

Total .....5

VOTING PRESENT: Clemmer, Tyler.

Total .....2

Total number of votes cast .....95

Total number voting in the affirmative .....72

Necessary to the adoption of the motion .....67

So the Motion was adopted.

SENATE BILL NO. 121

---

BY: SENATOR R. THOMPSON

There being an Emergency Clause attached to **SENATE BILL NO. 121**, 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, T. Baker, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, Everett, Flowers, George, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, Hyde, Ingram, Kidd, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Wells, B. Wilkins, Williams, Word, Mr. Speaker.

Total .....68

NEGATIVE: Baird, Barnett, J. Burris, Carnine, Carter, Dismang, English, Garner, Glidewell, R. Green, Greenberg, Hobbs, Hopper, D. Hutchinson, Kerr, King, Lea, S. Malone, M. Martin, Ragland, Rice, Summers, Woods.

Total .....23

ABSENT OR NOT VOTING: D. Creekmore, Gaskill, Maxwell, Pyle, Sample, Tyler.

Total .....6

VOTING PRESENT: Clemmer, Wagner, Webb.

Total .....3

Total number of votes cast .....94

Total number voting in the affirmative .....68

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

So the Emergency Clause was adopted.

Representative Saunders moved that the record by which **HOUSE BILL NO. 1420** failed to pass be expunged from the record, which motion prevailed by more than 67 votes.

The vote was as follows:

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

Total .....79

NEGATIVE: J. Burris, English, Flowers, Garner, Glidewell, D. Hutchinson, Kerr, King, Lea, Lovell, M. Martin, McLean, Pyle, Sample, Summers.

Total .....15

ABSENT OR NOT VOTING: D. Creekmore, Maloch, Ragland, Saunders.

Total .....4

VOTING PRESENT: Carnine, Dismang.

Total .....2

Total number of votes cast .....96

Total number voting in the affirmative .....79

Necessary to the adoption of the motion .....67

So the Motion was adopted.

Representative Saunders moved that the House re-refer **HOUSE BILL NO. 1420** back to the House Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

The vote on the motion was as follows:

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

Total .....86

NEGATIVE: J. Burris, Clemmer, Flowers, Hall, D. Hutchinson, Kerr, Lovell, Slinkard.

Total .....8

ABSENT OR NOT VOTING: Barnett, Glidewell, King, Pyle, Ragland.

Total .....5

VOTING PRESENT: Dismang.

Total .....1

Total number of votes cast.....95

Total number voting in the affirmative .....86

Necessary to the adoption of the motion.....64

So the Motion was adopted.

Representative Greenberg moved that the House re-refer **HOUSE BILL NO. 1496** back to the House JUDICIARY COMMITTEE.

The vote on the motion 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, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total .....	94
NEGATIVE: Flowers, Gaskill, Hyde, Pennartz, J. Roebuck, T. Rogers.	
Total .....	6
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	100
Total number voting in the affirmative .....	94
Necessary to the adoption of the motion .....	67

So the Motion was adopted.

Representative Sample moved for immediate consideration of **HOUSE BILL NO. 1339**. The vote on the motion was as follows:

AFFIRMATIVE: T. Baker, Betts, Blount, T. Bradford, Cash, Cheatham, Cook, Davis, J. Dickinson, Flowers, Gaskill, Hall, Hardy, Hawkins, Hoyt, Ingram, Lovell, McCrary, McLean, Pennartz, Perry, Pyle, Rainey, Reep, Reynolds, J. Rogers, Sample, Shelby, G. Smith, Stewart, Summers, Williams, Word, Mr. Speaker.

Total .....34

NEGATIVE: Abernathy, Adcock, Allen, Baird, Barnett, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Clemmer, Cole, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Dismang, Dunn, J. Edwards, English, Everett, Garner, George, Glidewell, R. Green, Greenberg, Harrelson, Hobbs, Hopper, House, D. Hutchinson, Hyde, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lowery, Maloch, S. Malone, M. Martin, Maxwell, Moore, Nickels, Nix, Patterson, Pierce, Powers, Ragland, Rice, J. Roebuck, T. Rogers, Slinkard, L. Smith, Tyler, Wagner, Webb, Wells, Woods.

Total .....63

ABSENT OR NOT VOTING: Overbey, Saunders.

Total .....2

VOTING PRESENT: B. Wilkins.

Total .....1

Total number of votes cast.....98

Total number voting in the affirmative .....34

Necessary to the adoption of the motion.....51

So the Motion failed.

HOUSE BILL NO. 1339

BY: REPRESENTATIVE COOPER

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

AFFIRMATIVE: Adcock, T. Baker, Blount, Breedlove, J. Brown, M. Burris, Carroll, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, Davenport, Davis, J. Dickinson, Dunn, Everett, Gaskill, George, Hall, Hardy, Harrelson, Hawkins, House, Hoyt, Hyde, Kidd, Lovell, Maxwell, McCrary, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Saunders, G. Smith, L. Smith, Stewart, Tyler, Wagner, Webb, Wells, Williams, Word, Mr. Speaker.

Total .....56

NEGATIVE: Abernathy, Baird, Barnett, Betts, T. Bradford, J. Burris, Carnine, Carter, Clemmer, D. Creekmore, Dale, Dismang, J. Edwards, English, Flowers, Garner, Glidewell, R. Green, Greenberg, Hobbs, Hopper, D. Hutchinson, Ingram, Kerr, King, Lea, W. Lewellen, Lindsey, Lowery, Maloch, S. Malone, M. Martin, McLean, Powers, Pyle, Ragland, Rice, Sample, Shelby, Slinkard, Summers, B. Wilkins, Woods.

Total .....43

ABSENT OR NOT VOTING:

Total .....0

VOTING PRESENT: Allen.

Total .....1

Total number of votes cast .....100

Total number voting in the affirmative.....56

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

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

Upon motion by Representative Cooper the Clincher motion prevailed.

SENATE BILL NO. 45

---

BY: SENATOR J. TAYLOR

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

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

Total .....93

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Clemmer, Garner, Glidewell, Hall, Summers, Williams, Mr. Speaker.

Total .....7

VOTING PRESENT:

Total .....0

Total number of votes cast.....93

Total number voting in the affirmative .....93

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

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

Representative Cook moved for immediate consideration of **SENATE BILL NO. 78**. Motion carried.

**SENATE BILL NO. 78**

---

**BY: SENATOR H. WILKINS**

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, Barnett, Betts, Blount, T. Bradford, J. Brown, J. Burris, Carnine, Carroll, Cash, Cheatham, Clemmer, Cook, L. Cowling, Dale, Davis, J. Edwards, English, Everett, George, Hardy, Harrelson, House, Hyde, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lowery, Maloch, Maxwell, McCrary, McLean, Moore, Nickels, Overbey, Pennartz, Pierce, Powers, Rainey, Reep, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, B. Wilkins, Williams, Word.

Total .....60

NEGATIVE: Adcock, Baird, Breedlove, Carter, Cole, D. Creekmore, J. Dickinson, Dismang, Dunn, Garner, Gaskill, Glidewell, R. Green, Greenberg, Hall, Hobbs, Hopper, D. Hutchinson, Ingram, King, Lovell, S. Malone, M. Martin, Nix, Patterson, Perry, Pyle, Ragland, Rice, Wells, Woods.

Total .....31

ABSENT OR NOT VOTING: M. Burris, Cooper, Davenport, J. Rogers, Mr. Speaker.

Total .....5

VOTING PRESENT: Flowers, Hawkins, Hoyt, Reynolds.

Total .....4

Total number of votes cast .....95

Total number voting in the affirmative .....60

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

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

Upon motion by Representative Allen the Clincher motion prevailed.

There being an Emergency Clause attached to **SENATE BILL NO. 78**, 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, Barnett, Betts, Blount, T. Bradford, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Cash, Cheatham, Cook, Cooper, L. Cowling, Dale, Davenport, Davis, Dunn, J. Edwards, English, Everett, George, Hardy, Harrelson, Hawkins, Hobbs, House, Ingram, Kerr, Kidd, W. Lewellen, Lindsey, Lowery, Maloch, Maxwell, McCrary, McLean, Moore, Nickels, Overbey, Pierce, Powers, Rainey, Reep, J. Roebuck, T. Rogers, Sample, Saunders, Shelby, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Word, Mr. Speaker.

Total .....64

NEGATIVE: Adcock, Baird, Breedlove, Carter, Clemmer, Cole, D. Creekmore, Dismang, Gaskill, Glidewell, R. Green, Greenberg, Hall, Hopper, D. Hutchinson, King, Lea, Lovell, S. Malone, M. Martin, Nix, Patterson, Pennartz, Perry, Pyle, Ragland, Rice, Slinkard.

Total .....28

ABSENT OR NOT VOTING: J. Dickinson, Garner, Hyde, Reynolds, J. Rogers, Woods.

Total .....6

VOTING PRESENT: Flowers, Hoyt.

Total .....2

Total number of votes cast.....94

Total number voting in the affirmative .....64

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

So the Emergency Clause was not adopted.

SENATE BILL NO. 267

BY: SENATOR BRYLES

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

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

Total .....89

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Carter, Davis, Garner, Glidewell, Greenberg, King, M. Martin, Nix, Rice, Woods, Mr. Speaker.

Total .....11

VOTING PRESENT:

Total .....0

Total number of votes cast .....89

Total number voting in the affirmative .....89

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

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

#### NOTICE OF RECONSIDERATION

---

Representative Greenberg served notice that he will, within the time prescribed by law, move to reconsider the vote by which the Emergency Clause to **SENATE BILL NO. 78** failed to pass.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

---

HOUSE BILL NO. 1339	BY REPRESENTATIVE COOPER
HOUSE BILL NO. 1459	BY REPRESENTATIVE NIX
HOUSE BILL NO. 1463	BY REPRESENTATIVE GREENBERG
HOUSE BILL NO. 1464	BY REPRESENTATIVE NICKELS
HOUSE BILL NO. 1488	BY REPRESENTATIVE CARTER
HOUSE BILL NO. 1549	BY REPRESENTATIVE MOORE
HOUSE BILL NO. 1551	BY REPRESENTATIVE MAXWELL
HOUSE BILL NO. 1558	BY REPRESENTATIVE REEP

HOUSE CONCURRENT RESOLUTIONS ADOPTED AND  
ORDERED TRANSMITTED TO THE SENATE

---

HOUSE CONCURRENT RESOLUTION NO. 1008	BY REPRESENTATIVE LEA
---	-----------------------

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

---

SENATE BILL NO. 45	BY SENATOR J. TAYLOR
SENATE BILL NO. 121	BY SENATOR R. THOMPSON
SENATE BILL NO. 267	BY SENATOR BRYLES

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

---

HOUSE BILL NO. 1019 AS AMENDED #2	BY REPRESENTATIVE GREENBERG
HOUSE BILL NO. 1222	BY REPRESENTATIVE HYDE
HOUSE BILL NO. 1391	BY REPRESENTATIVE ABERNATHY
HOUSE BILL NO. 1397 AS AMENDED #1	BY REPRESENTATIVE J. EDWARDS

ARKANSAS SENATE  
SENATE BILLS RECEIVED FROM SENATE

---

SENATE BILL NO. 40	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 258	BY SENATOR BROADWAY
SENATE BILL NO. 259	BY SENATOR BROADWAY
SENATE BILL NO. 320	BY SENATOR BRYLES
SENATE BILL NO. 321	BY SENATOR BRYLES
SENATE BILL NO. 380	BY SENATOR MILLER
SENATE BILL NO. 392	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 432	BY SENATOR LUKER

**STATE OF ARKANSAS**

MIKE BEEBE

GOVERNOR

February 25, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

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

HOUSE BILL NO. 1024 - ACT 220  
HOUSE BILL NO. 1033 - ACT 221  
HOUSE BILL NO. 1034 - ACT 222  
HOUSE BILL NO. 1037 - ACT 223  
HOUSE BILL NO. 1133 - ACT 224  
HOUSE BILL NO. 1142 - ACT 225  
HOUSE BILL NO. 1157 - ACT 226  
HOUSE BILL NO. 1243 - ACT 227

HOUSE BILL NO. 1259 - ACT 228  
HOUSE BILL NO. 1263 - ACT 229  
HOUSE BILL NO. 1280 - ACT 230  
HOUSE BILL NO. 1309 - ACT 231  
HOUSE BILL NO. 1376 - ACT 232  
HOUSE BILL NO. 1433 - ACT 233  
HOUSE BILL NO. 1434 - ACT 234

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](http://www.governor.arkansas.gov)

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

---

Little Rock, Arkansas

February 25, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 1222 BY REPRESENTATIVE HYDE

HOUSE BILL NO. 1318 BY REPRESENTATIVE NIX, ET AL

HOUSE BILL NO. 1391 BY REPRESENTATIVE ABERNATHY

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 3:25 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. 1222 BY REPRESENTATIVE HYDE

HOUSE BILL NO. 1318 BY REPRESENTATIVE NIX, ET AL

HOUSE BILL NO. 1391 BY REPRESENTATIVE ABERNATHY

/s/ Mike Beebe - Governor

TIME: 3:25 p.m.

By: J. D. Lowery

HOUSE BILL NO. 1611

---

BY: REPRESENTATIVE HARRELSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE FOR AN INTERNET BROADCAST OF THE PROCEEDINGS OF COMMITTEES OF THE HOUSE OF REPRESENTATIVES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1612

---

BY: REPRESENTATIVE BARNETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE TITLE 27, CHAPTERS 16 AND 23, TO COMPLY WITH FEDERAL LAW IN ORDER TO QUALIFY FOR RECEIPT OF FEDERAL HIGHWAY FUNDS; TO DELETE OBSOLETE LANGUAGE; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1613

---

BY: REPRESENTATIVE DUNN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO § 4-115-101 ET SEQ., CONCERNING THE REGULATION OF CREDIT CARD PROCESSING SERVICES; AND FOR OTHER PURPOSES.

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

**HOUSE BILL NO. 1614**

---

**BY: REPRESENTATIVE M. MARTIN**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXEMPT PURCHASES UP TO TWENTY-FIVE THOUSAND DOLLARS (\$25,000) YEARLY BY OR FOR A PERMANENTLY DISABLED VETERAN FROM THE SALES AND USE TAX; 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. 1615**

---

**BY: REPRESENTATIVE WOODS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR THE ARKANSAS CYBERINFRASTRUCTURE INITIATIVE; 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. 1616**

---

**BY: REPRESENTATIVE WOODS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR THE ARKANSAS COMMISSION FOR THE NEWBORN UMBILICAL CORD BLOOD INITIATIVE; 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. 1617

---

BY: REPRESENTATIVE WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ARKANSAS STATE POLICE FOR COMMUNICATION CENTER TECHNOLOGY GRANTS, TRUNKING RADIO SYSTEM GRANTS, AND MOBILE DATA COMPUTER SYSTEMS GRANTS; 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. 1618

---

BY: REPRESENTATIVE WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR ENHANCED TECHNOLOGY GRANTS TO SCHOOL DISTRICTS; 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. 1619

---

BY: REPRESENTATIVE GEORGE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC DEVELOPMENT COMMISSION FOR GENERAL IMPROVEMENT PROJECTS; 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. 1620**

---

**BY: REPRESENTATIVE SHELBY**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE PATIENT PROTECTION AND ANY WILLING PROVIDER LAWS; TO REQUIRE THE ARKANSAS SAFETY-NET BENEFIT PROGRAM AND THE STATE EMPLOYEE AND PUBLIC SCHOOL PERSONNEL SELF-FUNDED HEALTH BENEFIT PLANS TO COMPLY WITH ARKANSAS'S PATIENT PROTECTION AND ANY WILLING PROVIDER LAWS; 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. 1621**

---

**BY: REPRESENTATIVES MAXWELL, MOORE, RAINEY, REEP, CHEATHAM****BY: SENATOR J. JEFFRESS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF PARKS AND TOURISM FOR REMOVAL, STORAGE AND RESTORATION OF THE DELTA HERITAGE TRAIL RAILROAD BEDS; 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. 1622

---

BY: REPRESENTATIVES OVERBEY, WILLS, T. BAKER, CARROLL, CASH, DAVIS, GASKILL, HAWKINS, HYDE, INGRAM, KIDD, NIX, PATTERSON, POWERS, J. ROEBUCK, TYLER, WAGNER, WELLS, B. WILKINS

BY: SENATORS G. BAKER, BOOKOUT, BROADWAY, BRYLES, LUKER, SALMON, TEAGUE, R. THOMPSON, D. WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS CODE § 18-15-301 AND TO MODIFY THE PROCEDURES CONCERNING A CERTIFICATE OF CONVENIENCE AND NECESSITY FOR MUNICIPALLY OWNED ELECTRIC UTILITIES FROM THE ARKANSAS PUBLIC SERVICE COMMISSION; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1623

---

BY: REPRESENTATIVES STEWART, WOODS, ADCOCK, BARNETT, CHEATHAM, COLE, FLOWERS, HOUSE, KERR, M. MARTIN, NIX, PERRY, SAMPLE, G. SMITH, WELLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT PROHIBITING THE RELEASE OF THE IDENTITIES OR OTHER INFORMATION CONCERNING CONCEALED HANDGUN LICENSEES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1624

---

BY: REPRESENTATIVES DUNN, BAIRD, BARNETT, BREEDLOVE, J. BURRIS, M. BURRIS, CARNINE, CARTER, CLEMMER, DALE, DISMANG, ENGLISH, GARNER, GLIDEWELL, R. GREEN, HOPPER, D. HUTCHINSON, HYDE, KERR, KING, LEA, S. MALONE, M. MARTIN, MOORE, PENNARTZ, REYNOLDS, RICE, J. ROEBUCK, WELLS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROMOTE ECONOMIC DEVELOPMENT WITHIN THE STATE BY EXEMPTING FROM THE STATE SALES TAX FUEL AND ENERGY USED OR CONSUMED IN MANUFACTURING; 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. 1625

---

BY: REPRESENTATIVE DUNN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE CONSOLIDATED INCENTIVE ACT OF 2003 TO REQUIRE ELIGIBLE BUSINESSES TO CLAIM PAYMENTS TO WHICH THEY ARE ENTITLED UNDER THE PAYROLL REBATE INCENTIVE PROGRAM ON AN ANNUAL BASIS; TO PROVIDE FOR A REDUCTION OF THE AVAILABLE REBATE IF NOT CLAIMED WITHIN TWELVE (12) MONTHS; TO PROVIDE FOR FORFEITURE OF THE AVAILABLE REBATE IF NOT CLAIMED WITHIN TWENTY-FOUR (24) MONTHS; 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. 1626

---

BY: REPRESENTATIVE HARRELSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE THE OFFICE OF CHILD SUPPORT ENFORCEMENT TO PROVIDE A REPORT TO THE CIRCUIT CLERK DETAILING ARREARAGES PAID IN NONSUPPORT CASES; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1627

---

BY: REPRESENTATIVE GEORGE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF RURAL SERVICES FOR GRANTS FOR OPERATING, CONSTRUCTION, IMPROVEMENTS, EQUIPMENT, RENOVATION AND MAINTENANCE EXPENSES FOR GENERAL IMPROVEMENT PROJECTS; 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. 1628

---

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR RECOVERY AND REINVESTMENT STIMULUS GRANTS FOR THE ARKANSAS NATURAL RESOURCES COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES..

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

**HOUSE BILL NO. 1629**

---

**BY: REPRESENTATIVE REYNOLDS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE THE DIRECTOR OF THE LIQUEFIED PETROLEUM GAS BOARD TO AUTHORIZE A LIQUEFIED PETROLEUM GAS COMPANY TO FILL OR SERVICE ANOTHER LIQUEFIED PETROLEUM GAS COMPANY'S CONTAINER DURING A DECLARED EMERGENCY; 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. 1630**

---

**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS FEDERAL PROGRAM FUNDS AND PROVIDING STATE AGENCIES WITH APPROPRIATIONS FOR CASH FUNDS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1290 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. 1631**

---

**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR PROVIDING DISASTER ASSISTANCE GRANTS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1290 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. 1632

BY: REPRESENTATIVE MOORE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS - CRIMINAL JUSTICE INSTITUTE FOR SAFE SCHOOLS PROGRAM EDUCATION AND TRAINING; AND FOR OTHER PURPOSES.

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

## HOUSE JOINT RESOLUTION NO. 1014

BY: REPRESENTATIVES L. SMITH, T. BAKER, BLOUNT, CARROLL, CASH, CHEATHAM, COLE, COOK, DAVENPORT, DAVIS, J. EDWARDS, EVERETT, FLOWERS, GASKILL, HARRELSON, HOUSE, INGRAM, KIDD, W. LEWELLEN, LINDSEY, MCCRARY, MCLEAN, MOORE, NICKELS, NIX, PENNARTZ, PERRY, PIERCE, POWERS, RAINEY, REEP, J. ROEBUCK, J. ROGERS, T. ROGERS, SAUNDERS, SHELBY, G. SMITH, TYLER, WAGNER, WEBB, B. WILKINS, WILLIAMS, WILLS

BY: SENATORS MADISON, SALMON, ELLOITT, BOOKOUT, BRYLES, CRUMBLY, FARIS, J. JEFFRESS, B. JOHNSON, D. JOHNSON, LAVERTY, LUKER, T. SMITH, STEELE, R. THOMPSON, H. WILKINS, WILKINSON, D. WYATT

A BILL FOR AN ACT TO BE ENTITLED RATIFYING THE PROPOSED AMENDMENT TO THE UNITED STATES CONSTITUTION PROVIDING THAT EQUALITY OF RIGHTS UNDER THE LAW SHALL NOT BE DENIED OR ABRIDGED BY THE UNITED STATES OR ANY STATE ON ACCOUNT OF SEX.

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. 40

---

BY: JOINT BUDGET COMMITTEE

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

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

SENATE BILL NO. 258

---

BY: SENATOR BROADWAY

BY: REPRESENTATIVE MAXWELL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH A "GROWTH POOL" OF POSITIONS FOR STATE-SUPPORTED FOUR-YEAR INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 259

---

BY: SENATOR BROADWAY

BY: REPRESENTATIVE MAXWELL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH A "GROWTH POOL" OF POSITIONS FOR STATE-SUPPORTED TWO-YEAR INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 320

---

BY: SENATOR BRYLES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW FOR THE EXTENSION OF A LOCAL SALES AND USE TAX UPON THE APPROVAL OF THE VOTERS OF THE MUNICIPALITY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 321

---

BY: SENATOR BRYLES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW FOR THE EXTENSION OF A COUNTY-WIDE SALES AND USE TAX UPON THE APPROVAL OF THE VOTERS OF THE COUNTY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 380

---

BY: SENATOR MILLER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO SEPARATE THE COUNTY AND CIRCUIT CLERKS CONTINUING EDUCATION BOARDS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

SENATE BILL NO. 392

---

**BY: JOINT BUDGET COMMITTEE**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE WORKERS' COMPENSATION COMMISSION FOR MAINTENANCE, RENOVATION, EQUIPPING, CONSTRUCTION, IMPROVEMENT, UPGRADE AND REPAIR PROJECTS FOR THE WORKERS' COMPENSATION COMMISSION BUILDING; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 432

---

**BY: SENATOR LUKER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH A PROCEDURE FOR THE RECALL OF ELECTED MUNICIPAL OFFICIALS ELECTED TO SERVE A TERM OF FOUR (4) YEARS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

Upon motion of Representative Eddie Cooper, the House adjourned at 3:37 p.m. until 1:30 p.m., Thursday, February 26, 2009.

ATTEST:

\_\_\_\_\_  
Robbie Wills  
Speaker of the House of Representatives

\_\_\_\_\_  
Jo Renshaw  
Chief Clerk

