

**FIFTY-EIGHTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas
March 10, 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.

Total100

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

Total0

A quorum was present.

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

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

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

COMMITTEE REPORT

	March 10, 2009
EDUCATION	BILL ABERNATHY
	CHAIRPERSON
HOUSE BILL NO. 1272	DO PASS, CONCUR IN
BY REPRESENTATIVE BLOUNT	SENATE AMENDMENT #1
HOUSE BILL NO. 1932	DO PASS
BY REPRESENTATIVE J. ROEBUCK	
SENATE BILL NO. 226	DO PASS
BY SENATOR BROADWAY	
SENATE BILL NO. 252	DO PASS
BY SENATOR D. JOHNSON	

COMMITTEE REPORT

	March 10, 2000
JUDICIARY	STEVE HARRELSON
	CHAIRPERSON
HOUSE BILL NO. 1706	DO PASS
BY REPRESENTATIVE PIERCE	
HOUSE BILL NO. 1711	DO PASS
BY REPRESENTATIVE TYLER	
HOUSE BILL NO. 1744	DO PASS
BY REPRESENTATIVE MALOCH	
HOUSE BILL NO. 1800	DO PASS
BY REPRESENTATIVE HARRELSON	
HOUSE BILL NO. 1833	DO PASS
BY REPRESENTATIVE POWERS	
HOUSE BILL NO. 1848	DO PASS
BY REPRESENTATIVE NICKELS	
HOUSE BILL NO. 1853	DO PASS
BY REPRESENTATIVE WILLIAMS	
HOUSE BILL NO. 1901	DO PASS
BY REPRESENTATIVE SLINKARD	
HOUSE BILL NO. 2017	DO PASS
BY REPRESENTATIVE HYDE	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 2025	DO PASS
BY REPRESENTATIVE HARRELSON	
SENATE BILL NO. 217	DO PASS
BY SENATOR ALTES	
SENATE BILL NO. 381	DO PASS
BY SENATOR R. THOMPSON	
SENATE BILL NO. 486	DO PASS
BY SENATOR J. KEY	
SENATE BILL NO. 543	DO PASS
BY SENATOR D. JOHNSON	
SENATE BILL NO. 596	DO PASS
BY SENATOR PRITCHARD	

COMMITTEE REPORT

	March 10, 2009
PUBLIC HEALTH, WELFARE AND LABOR	GREGG REEP
	CHAIRPERSON
HOUSE BILL NO. 1409	DO PASS, CONCUR IN
BY REPRESENTATIVE MCLEAN	SENATE AMENDMENT #1
HOUSE BILL NO. 1917	DO PASS
BY REPRESENTATIVE HAWKINS	
HOUSE BILL NO. 1934	DO PASS
BY REPRESENTATIVE HYDE	
HOUSE BILL NO. 1967	DO PASS
BY REPRESENTATIVE WAGNER	
HOUSE BILL NO. 1983	DO PASS
BY REPRESENTATIVE ALLEN	
SENATE BILL NO. 113	DO PASS
BY SENATOR T. SMITH	
SENATE BILL NO. 354	DO PASS
BY SENATOR LAVERTY	
SENATE BILL NO. 451	DO PASS
BY SENATOR ELLIOTT	

COMMITTEE REPORT

	March 10, 2009
PUBLIC TRANSPORTATION	BILL SAMPLE
	CHAIRPERSON
HOUSE BILL NO. 1327	DO PASS
BY REPRESENTATIVE ALLEN	
HOUSE BILL NO. 1634	DO PASS
BY REPRESENTATIVE STEWART	

COMMITTEE REPORT

	March 10, 2009
JOINT BUDGET	BRUCE MALOCH
	CHAIRPERSON
SENATE BILL NO. 284	DO PASS
BY JOINT BUDGET COMMITTEE	

Upon motion of Representative Reynolds, **HOUSE BILL NO. 1941** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1941

Amend **HOUSE BILL NO. 1941** as originally introduced:

Page 3, delete lines 11 through 13 and substitute:

"this state unless otherwise permitted by state law;

(2) Does not apply to a severed mineral interest in a county where brine, natural gas, methane, or oil was produced in a commercially paying quantity before 1995;

(3) Does not affect water rights; and

(4) Is not intended to affect the meaning of the term "mineral"

/s/ Lance Reynolds

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Reynolds, **HOUSE BILL NO. 2070** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2070

Amend **HOUSE BILL NO. 2070** as originally introduced:

Add Representative Hoyt as a cosponsor of the bill

/s/ Lance Reynolds

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Flowers, **HOUSE BILL NO. 2000** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 2000

Amend **HOUSE BILL NO. 2000** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 23-112-605 is amended to read as follows:
23-112-605. Violations.

(a) It ~~shall be~~ is a violation of this subchapter to knowingly or intentionally:

(1)(A) Sell a vehicle without a dealer license.

(B) The sale of each vehicle ~~shall constitute~~ constitutes a separate offense;

(2) Commit a fraudulent act in selling, purchasing, or otherwise dealing in motor vehicles;

(3) Fail to maintain the conditions and requirements necessary to qualify for the issuance of a license;

(4) Sell, attempt to sell, or advertise for sale vehicles from a location other than that set forth on the dealer license, except:

(A) As a participating dealer in a state trade association promotion or exhibit;

(B) With a special sale permit; or

(C) At an auto auction;

(5) Falsify, alter, or neglect to endorse or deliver a certificate of title to

a transferee or lawful owner; or fail to properly designate a transferee on a document of assignment or certificate of title;

(6) ~~Knowingly purchase~~ Purchase, sell, or otherwise acquire or dispose of a stolen motor vehicle;

(7) Submit a false affidavit setting forth that a title has been lost or destroyed;

(8) Pass title or reassign title as a dealer without a dealer's license or when his or her dealer's license has been suspended;

(9) ~~To represent~~ Represent oneself as a dealer or as a salesperson, either verbally or in any advertisement, when not licensed as such;

(10) Violate any provision or requirement in this subchapter; or

(11) Knowingly assist an unlicensed dealer in the sale of a motor vehicle.

(b)(1) It is a violation of this subchapter if a dealer sells a vehicle that he or she knew or should have known at the time of sale:

(A) Was not in safe mechanical condition as provided under § 27-32-101 so as to endanger the driver of the vehicle, a passenger in the vehicle, or other person;

(B) Was not properly equipped with any of the following:

(i) Head lamps as required under § 27-36-209;

(ii) Tail lamps as required under § 27-36-215;

(iii) Brakes as required under § 27-37-501 et seq.;

(iv) A working horn as required under § 27-37-202(a);

(v) Signal lamps as required under § 27-36-216;

(vi) Glass and mirrors as required under §§ 27-37-301 – 27-37-306;

(vii) Seat belts as required under § 27-37-701 et seq.; or

(viii) Any other equipment required by state or federal

law; or

(C) Has equipment that was not in proper adjustment or repair.

(2) If the driver of a motor vehicle is issued a safety compliance summons by a law enforcement officer within thirty (30) days from the date of the sale of the motor vehicle, there is a rebuttable presumption that the dealer violated this subsection.

(3)(A) In addition to any other penalty prescribed by law, a civil penalty of five hundred dollars (\$500) shall be imposed against the dealer that sold the motor vehicle in violation of this subsection.

(B) The civil penalty collected under this subdivision (b)(3) shall

be distributed as follows:

- (i) Fifty percent (50%) to the Autism Support Fund; and
- (ii) Fifty percent (50%) to the court that imposes the civil

penalty.

(4) The Director of the Department Arkansas State Police may make all necessary rules for the implementation, administration, and enforcement of this subsection.

SECTION 2. Arkansas Code Title 19, Chapter 6, Subchapter 8 is amended to add a new section to read as follows:

19-6-811. Autism Support Fund.

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "Autism Support Fund".

(b) The fund shall consist of fifty percent (50%) of the revenues collected under § 23-112-605(b).

(c) The fund shall be managed by the Department of Health.

(d) The fund shall be used to provide research in the area of autism and to provide support services for persons with autism."

/s/ Stephanie Flowers

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Breedlove, HOUSE BILL NO. 1852 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1852

Amend HOUSE BILL NO. 1852 as originally introduced:

Add Representatives: Carroll, Cash, Davenport, Gaskill, Lindsey, McCrary, McLean, Nix, Patterson, J. Roebuck, Wagner, Woods

AND

Add Senator: Broadway

/s/ Steve Breedlove

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

/s/ Ms. Jo Renshaw

Chief Clerk

The House gave Representative Carroll unanimous leave to withdraw HOUSE BILL NO. 1852. Recommended Committee study by PUBLIC TRANSPORTATION-House.

ENGROSSED BILL REPORTS

WILHELMINA LEWELLEN, CHAIRPERSON

March 10, 2009

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1852 - TITLE - BY REPRESENTATIVE BREEDLOVE

HOUSE BILL NO. 1941 BY REPRESENTATIVE REYNOLDS

HOUSE BILL NO. 2000 BY REPRESENTATIVE FLOWERS

HOUSE BILL NO. 2070 BY REPRESENTATIVE REYNOLDS .

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1852

BY: REPRESENTATIVES BREEDLOVE, HAWKINS, ALLEN, BETTS, T. BRADFORD, J. BROWN, M. BURRIS, CHEATHAM, COLE, COOK, COOPER, L. COWLING, DALE, DAVIS, ENGLISH, GEORGE, GLIDEWELL, R. GREEN, HALL, HARRELSON, HOUSE, HOYT, KERR, LOVELL, OVERBEY, PENNARTZ, PERRY, PIERCE, POWERS, RAGLAND, RAINEY, REYNOLDS, RICE, SAMPLE, SAUNDERS, G. SMITH, STEWART, SUMMERS, TYLER, WEBB, WELLS, B. WILKINS, WORD, *CARROLL, CASH, DAVENPORT, GASKILL, LINDSEY, MCCRARY, MCLEAN, NIX, PATTERSON, J. ROEBUCK, WAGNER, WOODS*
BY: *SENATOR BROADWAY*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ESTABLISH AN ACADEMIC FACILITIES REVIEW BOARD; TO PROVIDE PUBLIC SCHOOL DISTRICTS WITH AN ADDITIONAL OPPORTUNITY FOR A HEARING ON THE DETERMINATION REGARDING STATE FINANCIAL PARTICIPATION FOR ACADEMIC FACILITIES PROJECTS; AND FOR OTHER PURPOSES.

Representative Harrelson moved that the House pass over **SENATE CONCURRENT RESOLUTION NO. 7** and leave it on the Calendar. Motion carried.

Morning Hour Expired.

The Chair requested that the House transfer **HOUSE BILL NO. 1904** from the INSURANCE AND COMMERCE Committee to the PUBLIC TRANSPORTATION Committee.

HOUSE BILL NO. 1832

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

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

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

HOUSE BILL NO. 1580

BY: REPRESENTATIVE LOWERY

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

AFFIRMATIVE: Abernathy, 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, Williams, Woods, Word, Mr. Speaker.

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

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

HOUSE BILL NO. 1052

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, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, 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, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, 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, Williams, Woods, Word, Mr. Speaker.

Total	96
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Cooper, Dunn.	
Total	2
VOTING PRESENT: Flowers, Rainey.	
Total	2
Total number of votes cast	98
Total number voting in the affirmative.....	96
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 1559

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, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, 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, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Rainey, Reep, Reynolds, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total94

NEGATIVE: Carter, Pyle.

Total2

ABSENT OR NOT VOTING: Betts, M. Martin, Ragland, Rice.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative94

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

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

HOUSE BILL NO. 1177

BY: REPRESENTATIVE OVERBEY

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, 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.

Total99

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Betts.

Total1

VOTING PRESENT:

Total0

Total number of votes cast99

Total number voting in the affirmative99

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1177**, 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, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dismang, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

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

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1052	BY REPRESENTATIVE GREENBERG
HOUSE BILL NO. 1177	BY REPRESENTATIVE OVERBEY
HOUSE BILL NO. 1559	BY REPRESENTATIVE REEP
HOUSE BILL NO. 1580	BY REPRESENTATIVE LOWERY
HOUSE BILL NO. 1832	BY REPRESENTATIVE CARTER

ARKANSAS SENATE

HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1452	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1453	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1455	BY REPRESENTATIVE MOORE
HOUSE BILL NO. 1629	BY REPRESENTATIVE REYNOLDS
AS AMENDED #1	

ARKANSAS SENATE

HOUSE CONCURRENT RESOLUTIONS CONCURRED IN
AND RETURNED TO THE HOUSE

HOUSE CONCURRENT RESOLUTION NO. 1009	BY REPRESENTATIVE G. SMITH
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ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 155	BY SENATOR GLOVER
SENATE BILL NO. 170	BY SENATOR G. JEFFRESS
SENATE BILL NO. 191	BY SENATOR FARIS
SENATE BILL NO. 227	BY SENATOR J. JEFFRESS
SENATE BILL NO. 239	BY SENATOR BLEDSOE
SENATE BILL NO. 353	BY SENATOR FARIS
SENATE BILL NO. 396	BY SENATOR ELLIOTT
SENATE BILL NO. 454	BY SENATOR MADISON
SENATE BILL NO. 524	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 631	BY SENATOR FARIS
SENATE BILL NO. 681	BY SENATOR D. WYATT
SENATE BILL NO. 765	BY SENATOR T. SMITH
SENATE BILL NO. 767	BY SENATOR FARIS
SENATE BILL NO. 771	BY SENATOR BRYLES
SENATE BILL NO. 782	BY SENATOR BOOKOUT
SENATE BILL NO. 800	BY SENATOR TEAGUE
SENATE BILL NO. 826	BY SENATOR J. KEY
SENATE BILL NO. 831	BY SENATOR BOOKOUT

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 10, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 1026	BY REPRESENTATIVE G. SMITH, ET AL
HOUSE BILL NO. 1350	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1351	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1352	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1359	BY REPRESENTATIVE SAMPLE
HOUSE BILL NO. 1422	BY REPRESENTATIVE SAUNDERS
HOUSE BILL NO. 1424	BY REPRESENTATIVE WEBB, ET AL
HOUSE BILL NO. 1470	BY REPRESENTATIVE SLINKARD, ET AL
HOUSE BILL NO. 1477	BY REPRESENTATIVE ABERNATHY
HOUSE BILL NO. 1480	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1549	BY REPRESENTATIVE MOORE
HOUSE BILL NO. 1551	BY REPRESENTATIVE MAXWELL

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 8:45 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Wilhelmina Lewellen,
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1026	BY REPRESENTATIVE G. SMITH, ET AL
HOUSE BILL NO. 1350	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1351	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1352	BY REPRESENTATIVE D. CREEKMORE, ET AL
HOUSE BILL NO. 1359	BY REPRESENTATIVE SAMPLE
HOUSE BILL NO. 1422	BY REPRESENTATIVE SAUNDERS
HOUSE BILL NO. 1424	BY REPRESENTATIVE WEBB, ET AL
HOUSE BILL NO. 1470	BY REPRESENTATIVE SLINKARD, ET AL
HOUSE BILL NO. 1477	BY REPRESENTATIVE ABERNATHY
HOUSE BILL NO. 1480	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1549	BY REPRESENTATIVE MOORE
HOUSE BILL NO. 1551	BY REPRESENTATIVE MAXWELL

/s/ Mike Beebe - Governor

TIME: 8:45 a.m.

By: J. D. Lowery

STATE OF ARKANSAS

House of Representatives

March 10, 2009

To Whom It May Concern:

I am writing this letter in regards to my no - vote on **HOUSE BILL NO. 1559**, on March 10, 2009. It was my intention to vote YES.

Please see that this matter is noted in the journal. Thank you.

Sincerely,

/s/ Davy Carter
State Representative

DC/el

The Chair requested that **HOUSE BILL NO. 2105** be transferred from the INSURANCE AND COMMERCE Committee to the JUDICIARY Committee.

SENATE BILL NO. 155

BY: SENATORS GLOVER, FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW THE ARKANSAS TEACHER RETIREMENT SYSTEM TO CORRECT CALCULATION ERRORS THAT CAUSE MANIFEST INJUSTICE TO ARKANSAS TEACHER RETIREMENT SYSTEM MEMBERS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 170

BY: SENATOR G. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A WAIVER OF PENALTY FOR DELINQUENT EMPLOYER CONTRIBUTIONS TO PREVENT A MANIFEST INJUSTICE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 191

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE TECHNICAL CORRECTIONS TO ARKANSAS CODE TITLE 24, CHAPTER 7 CONCERNING THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 227

BY: SENATOR J. JEFFRESS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW THE ARKANSAS TEACHER RETIREMENT SYSTEM TO RECOUP BENEFITS, INCLUDING INTEREST, PAID TO A MEMBER WHO DOES NOT MEET THE ELIGIBILITY REQUIREMENTS UNDER THE TEACHER DEFERRED RETIREMENT OPTION PLAN; TO ALLOW FOR THE COLLECTION OF INTEREST; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 239

BY: SENATORS BLEDSOE, *HORN*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE *PHYSICIANS AND PODIATRISTS* TO DELEGATE THE PERFORMANCE OF SOME SIMPLE PROCEDURES TO EMPLOYEES; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 353

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING VOTER REGISTRATION; TO AMEND AMENDMENT 51 OF THE ARKANSAS CONSTITUTION; TO AMEND § 7-5-406 TO ALLOW FOR USE OF THE FEDERAL WRITE-IN ABSENTEE BALLOT WITHOUT PRIOR REGISTRATION; 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. 396

BY: SENATORS ELLIOTT, BRYLES, *G. BAKER, BOOKOUT, CRUMBLY, D. JOHNSON, J. KEY, T. SMITH, H. WILKINS*

BY: REPRESENTATIVES *W. LEWELLEN, RAINEY, ALLEN, J. EDWARDS, HALL, INGRAM, L. SMITH, WEBB*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE ARKANSAS HOUSING TRUST FUND; TO CREATE A HOUSING TRUST FUND ADVISORY COMMITTEE; TO PROVIDE FOR THE ADMINISTRATION OF THE HOUSING TRUST FUND BY THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 454

BY: SENATOR MADISON

BY: REPRESENTATIVE PATTERSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THE LAW CONCERNING SECURITY DEPOSITS FOR THE LEASE OF RESIDENTIAL PROPERTY; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 524

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES FOR THE ARKANSAS STATE GAME AND FISH COMMISSION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1240 OF 2007; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 631

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND VARIOUS PROVISIONS REGARDING LEGISLATIVE PROCEEDINGS; TO CLARIFY THE SUBPOENA POWER OF THE SENATE AND THE HOUSE OF REPRESENTATIVES AND THE COMMITTEES THEREOF; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 681

BY: SENATOR D. WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THAT THE WEIGHT LIMITATIONS FOR VEHICLES UNDER THE ARKANSAS NEW MOTOR VEHICLE QUALITY ASSURANCE ACT DO NOT APPLY TO A VEHICLE THAT HAS BEEN SUBSTANTIALLY ALTERED AFTER ITS INITIAL SALE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 765

BY: SENATOR T. SMITH

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE MAXIMUM WEIGHT ALLOWED ON THE FRONT OR STEERING AXLE OF A VEHICLE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 767

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE RESOLUTION OF PROTESTED SOLICITATIONS AND AWARDS FOR STATE CONTRACTS TO PROVIDE FOR A DEADLINE TO PROTEST THE SOLICITATION PROCESS BEFORE TO OPENING THE SOLICITATION RESPONSES; 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. 771

BY: SENATOR BRYLES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW THE STATE HIGHWAY COMMISSION TO ISSUE SPECIAL PERMITS FOR THE MOVEMENT OF SEALED CONTAINERIZED CARGO BETWEEN TWO (2) CONTIGUOUS COUNTIES OF THE STATE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 782

BY: SENATORS BOOKOUT, ALTES, G. BAKER, BLEDSOE, BROADWAY, BRYLES, CRUMBLY, FARIS, HENDREN, HORN, J. JEFFRESS, D. JOHNSON, J. KEY, LAVERTY, P. MALONE, MILLER, B. PRITCHARD, SALMON, T. SMITH, STEELE, J. TAYLOR, TEAGUE, R. THOMPSON, TRUSTY, WHITAKER, WILKINSON, D. WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A PERSON WHO QUALIFIES TO BE ISSUED A MILITARY SERVICE OR VETERANS SPECIAL LICENSE PLATE TO OBTAIN A REGULAR LICENSE PLATE AT THE SAME FEE REQUIRED FOR ISSUANCE OR RENEWAL OF THE MILITARY SERVICE OR VETERANS SPECIAL LICENSE PLATE; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 800

BY: SENATOR TEAGUE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO GIVE COUNTY OFFICIALS ADMINISTRATIVE RIGHTS TO COUNTY ELECTRONIC INFORMATION AND RECORDS; 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. 826

BY: SENATOR J. KEY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PLACE REASONABLE RESTRICTIONS ON YOUTHFUL DRIVERS GRANTED A HARDSHIP LICENSE; TO IMPROVE THE SAFETY OF ROADS AND HIGHWAYS IN THE STATE BY ADDRESSING ISSUES RELATED TO THE LICENSING OF BEGINNING OR YOUTHFUL DRIVERS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 831

BY: SENATOR BOOKOUT

BY: REPRESENTATIVES CASH, KIDD, B. WILKINS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALTER THE OFFICIAL ROUTE DESIGNATED AS CROWLEY'S RIDGE SCENIC HIGHWAY SO THAT THE ROUTE CAN BE DESIGNATED AS A NATIONAL SCENIC BYWAY; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Curren Everett, the House adjourned at 4:08 p.m. until 1:30 p.m., Wednesday, March 11, 2009.

ATTEST:

Robbie Wills
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk

