

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

Little Rock, Arkansas
March 11, 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, 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.

Total99

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

Total1

A quorum was present.

Unanimous leave was granted for Representative(s) Dismang.

The House stood and was led in prayer by Chaplain Blake Lasater, Pastor, Living Waters Methodist Church and Chaplain, U.S. Navy, Bentonville, 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 11, 2009
AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS	DAWN CREEKMORE CHAIRPERSON
HOUSE BILL NO. 2022	DO PASS
BY REPRESENTATIVE OVERBEY	
HOUSE BILL NO. 2049	DO PASS
BY REPRESENTATIVE HOBBS	
HOUSE CONCURRENT RESOLUTION NO. 1017	DO PASS
BY REPRESENTATIVE J. DICKINSON	
SENATE BILL NO. 330	DO PASS
BY SENATOR BLEDSOE	
SENATE CONCURRENT RESOLUTION NO. 3	DO PASS
BY SENATOR D. JOHNSON	

COMMITTEE REPORT

	March 11, 2009
AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT	JERRY BROWN VICE-CHAIRPERSON
HOUSE BILL NO. 1846	DO PASS
BY REPRESENTATIVE MOORE	
HOUSE BILL NO. 1847	DO PASS
BY REPRESENTATIVE MOORE	
HOUSE BILL NO. 1939	DO PASS
BY REPRESENTATIVE SAUNDERS	
HOUSE BILL NO. 1962	DO PASS
BY REPRESENTATIVE WILLS	
HOUSE BILL NO. 1964	DO PASS
BY REPRESENTATIVE KING	
HOUSE BILL NO. 2005	DO PASS
BY REPRESENTATIVE REYNOLDS	
HOUSE BILL NO. 2029	DO PASS
BY REPRESENTATIVE BROWN	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 2193	DO PASS
BY REPRESENTATIVE PYLE	
HOUSE RESOLUTION NO. 1027	DO PASS
BY REPRESENTATIVE COOK	
HOUSE CONCURRENT RESOLUTION	
NO. 1014	DO PASS
BY REPRESENTATIVE RAGLAND	

COMMITTEE REPORT

	March 11, 2009
CITY, COUNTY AND LOCAL AFFAIRS	TOMMY BAKER
	CHAIRPERSON
HOUSE BILL NO. 1751	DO PASS
BY REPRESENTATIVE R. GREEN	AS AMENDED #2
HOUSE BILL NO. 2021	DO PASS
BY REPRESENTATIVE OVERBEY	
HOUSE BILL NO. 2187	DO PASS
BY REPRESENTATIVE BLOUNT	
HOUSE BILL NO. 2233	DO PASS
BY REPRESENTATIVE BARNETT	
SENATE BILL NO. 380	DO PASS
BY SENATOR MILLER	
SENATE BILL NO. 505	DO PASS
BY SENATOR LUKER	

COMMITTEE REPORT

	March 11, 2009
INSURANCE AND COMMERCE	EDDIE HAWKINS
	CHAIRPERSON
HOUSE BILL NO. 1329	DO PASS
BY REPRESENTATIVE J. EDWARDS	
HOUSE BILL NO. 1912	DO PASS
BY REPRESENTATIVE HARDY	
HOUSE BILL NO. 1916	DO PASS
BY REPRESENTATIVE HAWKINS	
HOUSE BILL NO. 1936	DO PASS
BY REPRESENTATIVE HYDE	
HOUSE BILL NO. 1944	DO PASS
BY REPRESENTATIVE HYDE	AS AMENDED #1
HOUSE BILL NO. 2112	DO PASS
BY REPRESENTATIVE HAWKINS	
HOUSE BILL NO. 2247	DO PASS
BY REPRESENTATIVE MALOCH	
HOUSE CONCURRENT RESOLUTION	
NO. 1020	DO PASS
BY REPRESENTATIVE BLOUNT	
SENATE BILL NO. 357	DO PASS
BY SENATOR BOOKOUT	
SENATE BILL NO. 431	DO PASS
BY SENATOR T. SMITH	

COMMITTEE REPORT

	March 11, 2009
STATE AGENCIES	RICK SAUNDERS
AND GOVERNMENTAL AFFAIRS	CHAIRPERSON
HOUSE BILL NO. 1798	DO PASS
BY REPRESENTATIVE HARRELSON	
HOUSE BILL NO. 1879	DO PASS
BY REPRESENTATIVE PIERCE	
HOUSE BILL NO. 1884	DO PASS
BY REPRESENTATIVE SAUNDERS	

COMMITTEE REPORT, CONTINUED

HOUSE BILL NO. 1892	DO PASS
BY REPRESENTATIVE DUNN	
HOUSE BILL NO. 1893	DO PASS
BY REPRESENTATIVE DUNN	
HOUSE BILL NO. 1906	DO PASS
BY REPRESENTATIVE L. COWLING	
HOUSE BILL NO. 1928	DO PASS
BY REPRESENTATIVE HALL	
HOUSE BILL NO. 1946	DO PASS
BY REPRESENTATIVE T. ROGERS	
HOUSE BILL NO. 1957	DO PASS
BY REPRESENTATIVE REEP	
HOUSE CONCURRENT RESOLUTION NO. 1018	DO PASS
BY REPRESENTATIVE HOPPER	
SENATE BILL NO. 641	DO PASS
BY SENATOR G. JEFFRESS	

COMMITTEE REPORT

	March 11, 2009
RULES	ROBERT MOORE CHAIRPERSON
HOUSE BILL NO. 1256	DO PASS
BY REPRESENTATIVE GREENBERG	
HOUSE BILL NO. 1566	DO PASS
BY REPRESENTATIVE WILLIAMS	AS AMENDED #1
HOUSE BILL NO. 2151	DO PASS
BY REPRESENTATIVE GREENBERG	
SENATE BILL NO. 156	DO PASS
BY SENATOR J. JEFFRESS	
SENATE BILL NO. 317	DO PASS
BY SENATOR FARIS	

COMMITTEE REPORT

	March 11, 2009
JOINT BUDGET	BRUCE MALOCH
	CHAIRPERSON
HOUSE BILL NO. 1124	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1137	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1336	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1369	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1501	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1522	DO PASS
BY JOINT BUDGET COMMITTEE	
HOUSE BILL NO. 1628	DO PASS
BY JOINT BUDGET COMMITTEE	

COMMITTEE REPORT

	March 11, 2009
JOINT COMMITTEE ON PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS	GEORGE OVERBEY
	CHAIRPERSON
SENATE BILL NO. 155	DO PASS
BY SENATOR GLOVER	
SENATE BILL NO. 191	DO PASS
BY SENATOR FARIS	

Upon motion of Representative Edwards, **HOUSE BILL NO. 1746** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1746

Amend **HOUSE BILL NO. 1746** as originally introduced:

Delete Sections 2 and 3 of the bill and substitute the following:

"SECTION 2. Arkansas Code Title 20, Chapter 38, is amended to add an additional chapter to read as follows:

20-38-101. Title.

This chapter shall be known as the "Water Source Protection Act".

20-38-102. Definitions.

As used in this chapter:

(1)(A) "Nonmunicipal Sewage Treatment Plant" means a facility that is not a publicly owned treatment works and that is used to treat the excrementitious or other discharge from the bodies of humans, including a:

(i) Wastewater treatment plant;

(ii) Sewage treatment plant;

(iii) Package plant; or

(iv) Similar facility.

(B) "Nonmunicipal sewage treatment plant" does not include, among other things:

(i) Septic tank systems;

(ii) Drip irrigation systems; or

(iii) Systems for the treatment of animal waste;

(2) "Watershed" means the land area from which water drains into a stream, river, lake, or reservoir, including all tributaries; and

(3) "Publicly owned treatment works" means any device or system for the treatment of pollutants that is owned by, any:

(A) Municipality;

(B) Quasimunicipal corporation; or

(C) Other public entity.

20-38-103. Prohibition on surface discharges.

All surface discharges from a nonmunicipal sewage treatment plant are expressly prohibited in the watershed of any of the following:

(1) Lower Lake;

(2) Upper Lake;

(3) Galla Creek Lake;

(4) Lake Booneville;

- (5) Lake Winona;
- (6) Jackson Reservoir;
- (7) Lake Maumelle;
- (8) Lake Darby;
- (9) Lake Charleston;
- (10) Brewer Lake;
- (11) Cedar Piney Lake;
- (12) Lake Fort Smith;
- (13) Greenwood Lake;
- (14) Sanderson Lake;
- (15) Dillon Lake;
- (16) Lake Rix;
- (17) Lake Columbia;
- (18) Iron Forks Reservoir;
- (19) Cedar Creek Reservoir;
- (20) T. J. House Reservoir;
- (21) Lake Nichols;
- (22) Lake Ola Dale;
- (23) Lake Hudspeth;
- (24) Paris City Lake;
- (25) Cedar Creek Impoundment;
- (26) Prairie Grove Lake;
- (27) James Fork Reservoir;
- (28) Subiaco Reservoir;
- (29) Lake Waldron; and
- (30) Square Rock Lake.

AND

Renumber subsequent sections of the bill

AND

Page 4, line 29, add the words "listed above" immediately following the word "impoundments"

/s/ John Edwards

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. 1475** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1475

Amend **HOUSE BILL NO. 1475** as originally introduced:
Add Representative Glidewell as a co-sponsor to the bill.

/s/ Lindsley Smith

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. 1476** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1476

Amend **HOUSE BILL NO. 1476** as originally introduced:
Add Representative Glidewell as a co-sponsor to the bill.

/s/ Lindsley Smith

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Davis, **HOUSE BILL NO. 1955** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1955

Amend **HOUSE BILL NO. 1955** as originally introduced:

Page, 1, line 34, delete "§ 3-3-211" and substitute "§ 3-3-211 and Easter Sunday"

/s/ Otis Davis

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Woods, **HOUSE BILL NO. 1254** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1254

Amend **HOUSE BILL NO. 1254** as engrossed,

H3/6/09 (version: 03-06-2009 09:10):

Page 2, line 15, delete "(b)(2)" and substitute "(b)(1)"

/s/ Jon Woods

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. 1935** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1935

Amend **HOUSE BILL NO. 1935** as originally introduced:

Page 1, delete lines 9 through 12 and substitute:

“AN ACT TO REPEAL THE CHECK-CASHERS ACT, § 23-52-101 ET SEQ., WHICH THE SUPREME COURT OF ARKANSAS RULED UNCONSTITUTIONAL IN *McGHEE v. ARKANSAS STATE BOARD OF COLLECTION AGENCIES AND RUSTY GUINN*; AND FOR OTHER PURPOSES.”

AND

Page 1, delete lines 15 and 16 and substitute:

“TO REPEAL THE CHECK-CASHERS ACT AND TO CREATE THE OFFENSE OF UNLAWFUL CONSUMER LOANS.”

AND

Page 2, delete lines 27 and 28

AND

Delete Section 2 in its entirety and substitute:

"SECTION 2. Arkansas Code Title 23, Chapter 52 is repealed.

~~Chapter 52~~

~~Check-Cashers Act~~

~~23-52-101. Title.~~

~~This chapter shall be known and may be cited as the "Check-cashers Act".~~

~~23-52-102. Definitions.~~

~~As used in this chapter:~~

~~(1) "Board" means the State Board of Collection Agencies;~~

~~(2) "Check" means a check, warrant, draft, money order, travelers' check, or other instrument for the payment of money, whether or not negotiable, but excluding:~~

~~(A) Any such instrument drawn on an account or financial institution outside of the United States; and~~

~~(B) Money or currency of any nation;~~

~~(3) "Check-casher" means a person who for compensation engages, in whole or in part, in the check-cashing business, but excluding:~~

~~(A) The United States, any state of the United States, any political subdivision of such state, or any department or agency of the United States or such state;~~

~~(B) Receipt of money by any incorporated telegraph company~~

at any agency or office of the company for immediate transmission by telegraph;

~~(C) Any state or federally chartered bank, savings and loan association, or credit union;~~

~~(D) Any retail seller primarily engaged in the business of selling consumer or other goods to retail buyers that cash checks or issue money orders for a fee as a service to its customers that is incidental to its main purpose or business so long as revenue from such fees does not exceed three percent (3%) of such retail seller's gross revenues; and~~

~~(E) Issuance of a money order;~~

~~(4) "Check-cashing business" means the business of a check cashier selling currency or a check to another person in exchange for a check, with or without a deferred presentment option;~~

~~(5) "Deferred presentment option" in connection with the check-cashing business means a transaction pursuant to a written agreement involving the following combination of activities in exchange for a fee:~~

~~(A) Accepting a customer's personal check dated on the date it was written;~~

~~(B) Paying that customer an amount of money equal to the face amount of that check less any fees charged pursuant to this chapter; and~~

~~(C) Granting the customer the option to repurchase the customer's personal check for an agreed period of time prior to presentment of such check for payment or deposit. The term "deferred presentment" includes related terms such as "delayed deposit", "deferred deposit", or substantially similar terms evidencing the same type of transaction;~~

~~(6) "Permit" means a permit to engage in the check-cashing business issued by the board in accordance with this chapter; and~~

~~(7) "Person" means an individual, group of individuals, partnership, incorporated or unincorporated association, corporation, or any other business unit or legal entity.~~

~~23-52-103. Permit required.~~

~~No person shall engage in the check-cashing business without first obtaining a permit from the State Board of Collection Agencies in accordance with this chapter. A separate permit shall be required for each location from which such check-cashing business is conducted.~~

~~23-52-104. Permissible check-casher fees.~~

~~(a) A check-casher may charge a reasonable fee to defray operational costs incurred in the check-cashing business, including, without limitation:~~

~~(1) Investigating the checking account and copying required~~

documents;

- ~~(2) Photographing the person signing the check;~~
- ~~(3) Securing check and customer records in a safe, fireproof place;~~
- ~~(4) Maintaining records as required by this chapter;~~
- ~~(5) Maintaining required capital and liquidity; and~~
- ~~(6) Processing, documenting, and closing the check-cashing or~~

~~deferred deposit transactions.~~

~~(b) Unless otherwise authorized by this chapter, the fees authorized by this section shall not exceed the following:~~

~~(1) For the service of selling currency or check in exchange for checks, without regard to whether a deferred presentment option is involved:~~

~~(A) A fee not to exceed five percent (5%) of the face amount of the check if the check is the payment of any kind of state public assistance or federal social security benefit payable to the bearer of the check or the check is otherwise a check issued by a federal or state governmental entity;~~

~~(B) A fee not in excess of ten percent (10%) of the face amount of any personal check or money order; or~~

~~(C) A fee not in excess of six percent (6%) of the face amount of the check in the case of all other checks. Such a fee may be collected separately or by paying the customer an amount of money equal to the face amount of the check less the appropriate fee under this chapter;~~

~~(2) For a deferred presentment option which involves a personal check, an additional fee not to exceed ten dollars (\$10.00) may be charged by a check-casher; and~~

~~(3) In addition to the foregoing fees, a check-casher may charge a fee of no more than five dollars (\$5.00) to set up an initial customer account and issue an optional identification card for providing check-cashing services. A replacement optional identification card may be issued at a cost not to exceed five dollars (\$5.00).~~

~~23-52-105. General disclosure.~~

~~(a) Every check-casher, as applicable to the services provided, shall post a complete, detailed, and unambiguous schedule of all fees for:~~

~~(1) Cashing checks and making any deferred presentment option thereof;~~

~~(2) The sale or issuance of money orders; and~~

~~(3) The initial issuance of any identification card.~~

~~(b) Each check-casher shall also post a list of valid identification which is acceptable in lieu of identification provided by the person cashing the check. The information required by this section shall be posted at each location at which the~~

~~check-casher conducts the check-cashing business and in clear, legible letters not less than one-half inch (1/2") in height. The information shall be posted in a conspicuous location in the unobstructed view of the public within the check-casher's premises.~~

~~23-52-106. Other terms of doing the check-cashing business.~~

~~(a) A check-casher may not purchase a check for the purpose of deferred presentment option without receiving from the customer a written certification that the account upon which the check is drawn is legitimate and open. The certification may be contained in the body of the deferred presentment option agreement required by this chapter.~~

~~(b) Before a check-casher shall present for payment or deposit a check purchased by the check-casher, the check shall be endorsed with the actual name under which the check-casher is doing business.~~

~~(c) Any agreement for a deferred presentment option of a check shall be in writing and signed by the maker of the check. Such written agreement shall contain a written explanation in clear, understandable language of the fees to be charged by the check-casher and the date on which the check will be deposited or presented by the check-casher. Without limitation, such explanation shall contain a statement of the total amount of any fees charged for the deferred presentment option expressed both in United States currency and as an annual percentage rate. Enactment of this subsection shall not create any inference that a particular method of disclosure was required prior to April 7, 1999.~~

~~(d) The maker of any check purchased by a check-casher and accepted for deferred presentment option shall have the right to repurchase that check from the check-casher before the agreed date of deposit upon payment to the check-casher of the face amount of that check. If a check-casher accepts a partial payment, that check may not be presented for deposit nor may the check-casher charge any additional fee. A check-casher shall not defer presentment of any check for less than six (6) calendar days nor more than thirty one (31) calendar days after the date the check is sold to the check-casher.~~

~~(e) A check-casher shall issue a copy of the written agreement to each person for whom a check-casher grants a repurchase option and defers deposit of a check.~~

~~(f) A check-casher shall comply with all provisions of state and federal law regarding cash transactions and cash transaction reporting.~~

~~(g) If a check is returned to the check-casher from a payer bank or other financial institution due to insufficient funds, closed account, or a stop-payment order, the check-casher shall have the right to all civil remedies allowed by law to~~

~~collect the check and shall be entitled to recover any returned check fee authorized by applicable Arkansas law, court costs, and reasonable attorney's fee paid to an attorney who is not a salaried employee of the check-casher.~~

~~(h) If a check is returned to a check-casher from a payer financial institution because there are insufficient funds in or on deposit with the financial institution to pay the check, the check-casher or any other person on behalf of the check-casher shall not institute or initiate any criminal prosecution against the customer who sold such check to the check-casher, unless the check-casher would otherwise be entitled to institute or initiate a criminal prosecution against such customer under applicable Arkansas criminal law and such check is returned to the check-casher because:~~

~~——(1) The account on which such check was drawn was closed by the maker of the check, either before or during the term of the deferred presentment option agreement; and~~

~~(2) Payment on the check was stopped by the maker of the check.~~

~~(i) No check-casher may alter or delete the date on any check accepted by the check-casher.~~

~~(j) No check-casher may accept an undated check or a check dated on a date other than the date on which the check-casher purchases the check.~~

~~(k) Consistent with the nature of a deferred presentment option, no check-casher shall require a customer to provide security for the deferred presentment transaction or require the customer to provide a guaranty from another person.~~

~~(l) Each check-casher shall pay all proceeds in cash for any check purchased.~~

~~(m) No check-casher shall have more than one (1) deferred presentment check outstanding at any time from any one (1) customer per permitted location. A deferred presentment check purchased from any one (1) customer and outstanding at any one (1) time shall not exceed four hundred dollars (\$400).~~

~~(n) A check-casher shall not renew or otherwise consolidate a deferred presentment option transaction with the proceeds of another deferred presentment option transaction made by the same customer.~~

~~23-52-107. Qualification for check-casher permit.~~

~~A check-casher permit applicant shall satisfy the following requirements to qualify for a permit under this chapter:~~

~~(1) The applicant shall have a minimum of cash or other liquid assets of at least twenty thousand dollars (\$20,000) for the operation of each location at which the applicant will engage in the check-cashing business and shall be required to post with the State Board of Collection Agencies a fifty thousand dollar bond~~

payable to the State of Arkansas;

~~(2) The financial responsibility, financial condition, and business experience of the applicant shall reasonably warrant the belief that the applicant's check-cashing business will be conducted in accordance with this chapter. In determining whether this qualification has been met and for the purpose of investigating compliance with this chapter, the board may review and approve the following:~~

~~(A) The relevant business records and the capital adequacy of the applicant; and~~

~~(B) The competence, experience, and financial ability of any person who is a member, partner, director, officer, or five percent (5%) or more shareholder of the applicant or who otherwise controls the applicant;~~

~~(3) The requirements set forth in subdivisions (1) and (2) of this section shall be continuing in nature; and~~

~~(4) The board shall deny an application for a permit to conduct a check-cashing business or for renewal of a permit if the applicant or any person referred to in subdivision (2)(B) of this section has a felony conviction involving dishonesty, fraud, or deceit, provided the crime is substantially related to the qualifications, functions, or duties of a person engaged in the check-cashing business.~~

~~23-52-108. Form of application for permit.~~

~~(a) Each application for a check-cashing permit shall be in writing in a form prescribed by the State Board of Collection Agencies and shall include at least the following:~~

~~(1) The legal name, residence, business address, and telephone number of the applicant;~~

~~(2) If the applicant is a partnership, association, limited liability company, or corporation, the name and address of every member, officer, and director; and~~

~~(3) Such other data and information as the board may require with respect to the applicant and its directors, officers, partners or members.~~

~~(b) For each location at which the applicant wants to engage in the check-cashing business, each application for a permit shall be accompanied by both of the following:~~

~~(1) An initial permit fee of five hundred dollars (\$500) which shall not be subject to refund; and~~

~~(2) A financial statement showing that the applicant has at least twenty thousand dollars (\$20,000) in liquid or other cash assets available for the operation~~

of the check-cashing business prepared in accordance with standard accounting practices and procedures.

~~23-52-109. Board action and issuance of permits.~~

~~(a) Upon the filing of an application in the form prescribed by the State Board of Collection Agencies accompanied by the fees and documents required in this chapter, the board shall investigate to ascertain whether the qualifications prescribed by § 23-52-107 have been satisfied. If the board finds that the qualifications have been satisfied and approves the documents, the board shall issue to the applicant a permit to engage in the check-cashing business in Arkansas at the locations specified in the application as approved by the board.~~

~~(b) No person engaged in the check-cashing business shall conduct any other business within the same location without having obtained prior written approval from the board.~~

~~(c) The check-casher permit shall be kept conspicuously posted in the check-casher's place of business and shall not be assignable or transferable nor moved to another location without permission of the board.~~

~~(d) In addition to the initial permit fee required by § 23-52-108(b)(1), there shall be an annual permit fee of four hundred dollars (\$400) for each office, branch, or place of business of the check-casher, which shall be due on August 1 of each year. The annual permit fee shall be for a one-year period ending July 31 and shall be delinquent on September 1 of each year. There shall be a penalty of ten percent (10%) for each month or part thereof that the check-casher is delinquent in the payment of the annual permit fee. All permit fees collected by the board shall be used by the board in the supervision and examination of check-cashers and the issuance of permits under this chapter.~~

~~(e) A person operating a check-cashing business on April 7, 1999, shall have until the beginning of the next permit year after April 7, 1999, to apply for a permit under this chapter and to pay the required permit fee, and upon qualification and payment of the required fee shall be granted a permit under this chapter. Provided, that the check-casher shall comply with the other provisions of this chapter pending the application.~~

~~(f) A check-casher may voluntarily surrender its permit to the board. However, the check-casher shall not be entitled to receive a refund of any permit fees previously paid. Upon surrender, the check-casher shall immediately make available to the board all books, records, and papers required to be created and maintained under this chapter or regulations promulgated by the board under this chapter.~~

~~23-52-110. Change of control of check-casher.~~

~~The prior written approval of the State Board of Collection Agencies shall be required for the continued operation of a check-cashing business whenever a change in control of a permitted check-casher is proposed. Control in the case of a corporation shall mean direct or indirect ownership, the right to control twenty-five percent (25%) or more of the voting shares of the corporation, or the ability of a person to elect a majority of the directors. Control in the case of any other entity shall mean the ability to change the principles of the organization, whether active or passive. The board may require information deemed necessary to determine whether a new application is required.~~

~~23-52-111. Regulations.~~

~~The State Board of Collection Agencies is authorized and empowered to promulgate reasonable regulations for the execution and enforcement of this chapter. However, before any rules and regulations promulgated by the board shall be effective, they must be issued in accordance with the Arkansas Administrative Procedure Act, § 25-15-201 et seq.~~

~~23-52-112. Records and inspections.~~

~~(a) Each check-casher shall keep and use in its business any books, accounts, and records that the State Board of Collection Agencies may require to carry into effect the provisions of this chapter and the administrative regulations issued hereunder. Provided, such records may be retained on computer or other electronic storage devices.~~

~~(b) For the purpose of determining compliance with this chapter, the board, at any reasonable time, may cause an examination to be made at a check-casher's place of business of the records and transactions of such check-casher. Each check-casher shall preserve all relevant records for a period of at least two (2) years after making the last entry on any transaction, and the board shall have free access to such records at the check-casher's place of business at all reasonable times during the check-casher's normal business hours. If the board has probable cause to believe that a person has engaged in an activity which violates the provisions of this chapter, the board may compel the production of such books and records of the person as the board has probable cause to believe are relevant to the alleged violation.~~

~~23-52-113. Appeal of permit denial.~~

~~(a) If the State Board of Collection Agencies determines that an applicant is not qualified to receive a permit, the board shall notify the applicant in writing that the application has been denied, stating the basis for denial.~~

~~(b) If the board denies an application or if the board fails to act on an application within ninety (90) days after the filing of a properly completed application,~~

~~the applicant may make a written demand to the board for a hearing before the board on the question of whether the permit should be granted.~~

~~(c) At the hearing, the burden of proving that the applicant is entitled to a permit under this chapter shall be on the applicant. A decision of the board following any hearing on the denial of a permit may be subject to review in accordance with the Arkansas Administrative Procedure Act, § 25-15-201 et seq.~~

~~23-52-114. Revocation or suspension of permit.~~

~~(a) After notice and hearing, the State Board of Collection Agencies may suspend or revoke any permit if the Chairman of the State Board of Collection Agencies finds that the check-casher either knowingly or through lack of due care has committed one (1) of the following:~~

~~(1) Failed to pay the annual permit fee imposed by this chapter or an examination fee imposed by the board under the authority of this chapter;~~

~~(2) Violated a provision of this chapter or an administrative regulation issued pursuant to this chapter; and~~

~~(3) Made a false statement in the application for the permit or failed to give a true reply to a question in the application.~~

~~(b) If the reason for revocation or suspension of a permit of the check-casher at any one (1) location is of general application to all locations operated by a check-casher, the board may revoke or suspend all permits issued to the check-casher.~~

~~(c) Any hearing under this section shall be held on written notice given at least twenty (20) days prior to the date of the hearing.~~

~~23-52-115. Board remedies for violation of this chapter.~~

~~If after a hearing the State Board of Collection Agencies finds that a person has violated this chapter or any administrative regulation issued pursuant to this chapter, the board may do any or all of the following:~~

~~(1) Order the person to cease and desist violating this chapter or any administrative rules issued pursuant thereto;~~

~~(2) Require the refund of any fees collected by the person in violation of this chapter; and~~

~~(3) Order the person to pay to the board a civil penalty of not more than one thousand dollars (\$1,000) for each transaction in violation of this chapter or for each day that a violation has occurred and continues.~~

~~23-52-116. Consent orders.~~

~~(a) The State Board of Collection Agencies may enter into consent orders at any time with any person to resolve any matter arising under this chapter. A consent order shall be signed by the person to whom it is issued or an authorized representative and shall indicate agreement to the terms contained therein. A~~

~~consent order need not constitute an admission by any person that any provision of this chapter or any rule, regulation, or order promulgated or issued pursuant to this chapter has been violated, nor need it constitute a finding by the board that the person has violated any provision of this chapter or any rule, regulation, or order promulgated or issued hereunder.~~

~~(b) Notwithstanding the issuance of a consent order, the board may seek civil or criminal penalties or compromise civil penalties concerning matters encompassed by the consent order.~~

~~23-52-117. Complaints.~~

~~(a) Without limiting any other right, power, or remedy of the State Board of Collection Agencies under this chapter or the Attorney General pursuant to authority granted under § 4-88-101 et seq. pertaining to deceptive trade practices, any person aggrieved by the conduct of a check-casher under this chapter in connection with the regulated activities of the check-casher may file a written complaint with the board, which may investigate the complaint.~~

~~(b) In the course of the investigation of the complaint, the board may do any or all of the following:~~

~~(1) Subpoena witnesses;~~

~~(2) Administer oaths;~~

~~(3) Examine any individual under oath; and~~

~~(4) Compel the production of records, books, papers, contracts, or other documents relevant to the investigation.~~

~~(c) If a person fails to comply with a subpoena of the board under this chapter or to testify concerning any matter about which the person may be interrogated under this chapter, the board may petition any court of competent jurisdiction for enforcement.~~

~~(d) The permit of any check-casher under this chapter who fails to comply with a subpoena of the Chairman of the State Board of Collection Agencies may be suspended pending compliance with the subpoena.~~

~~(e) A person who willfully makes charges in excess of those permitted by § 23-52-104 or a person who willfully engages in the check-cashing business in violation of this chapter is guilty of a Class A misdemeanor.~~

~~(f) Any action for a civil remedy under this chapter by the board or any other person against a check-casher must be commenced within five (5) years after the action or inaction giving rise to the right to seek such a civil remedy."~~

AND

Delete Section 3 in its entirety

AND

Page 5, delete Section 4 in its entirety and substitute:

“SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Arkansas Constitution does not contain a criminal penalty for charging usurious interest rates; that citizens of this state who are required to pay usurious interest rates are subjected to financial burdens that can result in devastating financial hardships; that the Supreme Court of Arkansas has ruled the Check-Cashers Act unconstitutional; and that this act is immediately necessary because a criminal penalty will protect the citizens of this state from persons or businesses that charge an interest rate in violation of the Arkansas Constitution. 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/ Jim Nickels

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Ingram, **HOUSE BILL NO. 1911** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1911

Amend **HOUSE BILL NO. 1911** as originally introduced:

Please add Senator Teague as co-sponsor of this bill.

/s/ Keith Ingram

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Saunders, **HOUSE BILL NO. 1980** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1980

Amend **HOUSE BILL NO. 1980** as originally introduced:

Page 26, delete lines 9 through 12 and substitute the following:

"(d)(1) If a poll worker fails to appear at his or her designated polling place at the time designated by the county board of election commissioners on election day, the county board of election commissioners may appoint a qualified person to replace the absent poll worker.

(2) However, if the absent poll worker was recommended by the minority party representative to the county board of election commissioners, then the minority party representative may recommend a qualified person to replace the absent poll worker and the county board of election commissioners shall appoint that person as the replacement."

AND

Page 29, delete line 31 and substitute the following:

"by law and as necessary for the efficient administration of elections."

AND

Page 31, delete lines 25 through 30 and substitute the following:

"(a)(1)(A) An election judge, election sheriff, election clerk, or member of a

county board of election commissioners who is the spouse, parent, father-in-law, mother-in-law, child, son-in-law, daughter-in-law, grandparent, grandchild, brother, sister, brother-in-law, sister-in-law, uncle, aunt, nephew, or niece of a candidate to be voted for at the election shall be disqualified if challenged by any registered voter of the county.

(B) An election judge, election sheriff, election clerk, or a member of the county board of election commissioners who is an employee of the United States, the State of Arkansas, or any city shall be disqualified if challenged by a registered voter of the county."

AND

Page 32, delete line 33 and substitute the following:

"(b) The State Board of Election Commissioners shall provide curriculum materials to the county boards of election commissioners to train poll workers regarding their duties.

(c) At least one (1) poll worker at each polling place shall have"

/s/ Rick Saunders

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

/s/ Ms. Jo Renshaw
Chief Clerk

Upon motion of Representative Cook, **HOUSE BILL NO. 1940** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1940

Amend **HOUSE BILL NO. 1940** as originally introduced:

Page 6, delete line 35 and substitute the following language:

"(ii)(a) School district employees under initial written"

AND

Page 7, delete line 10 and substitute the following language:

"17-204 and 6-17-205."

AND

Page 7, delete line 35 and substitute the following language:

"with a negative legal balance;"

AND

Page 8, line 6, delete "Ensuring" and substitute "Ensure"

AND

Page 8, line 11, delete "Approving" and substitute "Approve"

AND

Page 8, delete lines 14 through 17 and substitute the following language:

"(9) Visit district schools and classrooms when students are present no less than annually and attend some events and functions."

AND

Page 8, line 18, delete "Obtaining" and substitute "Obtain"

AND

Page 8, line 21, delete "Doing" and substitute "Do"

AND

Page 9, delete lines 13 and 14 and substitute the following language:

"federal law or regulation shall be considered a part of certified personnel contracts on July 1 of the same calendar year."

AND

Page 9, delete line 18 and substitute the following language:

"shall be considered a part of certified personnel contracts on July 1 of the"

AND

Page 9, delete line 33 and substitute the following language:

"(b) For continuing contract employees covered"

/s/ David Cook

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

/s/ Ms. Jo Renshaw

Chief Clerk

Upon motion of Representative Dunn, **HOUSE BILL NO. 1624** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1624

Amend **HOUSE BILL NO. 1624** as originally introduced:

Add Representatives Lowery, Maloch, M.Burris, in this order after the sponsor Dunn and add Ragland as co-sponsor on the bill

AND

Delete all the language after the enacting clause and substitute the following:

"SECTION 1: Arkansas Code § 26-52-319(a), concerning natural gas and electricity used by manufacturers, is amended to read as follows:

(a)(1) Beginning July 1, 2007, in lieu of the gross receipts or gross proceeds tax levied in §§ 26-52-301 and 26-52-302(a)-(d), there is levied an excise tax on the gross receipts or gross proceeds derived from the sale of natural gas and electricity to a manufacturer for use directly in the actual manufacturing process at the rate of four and three-eighths percent (4.375%).

(2) Beginning July 1, 2008, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and seven-eighths ~~percent~~ eighths percent (3.875%).

(3)(A) Beginning July 1, 2009, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and one-eighth percent (3.125%).

(B)(i) The Director of the Department of Finance and Administration shall monitor the amount of tax savings received by all taxpayers as a result of the reduction in the tax rate from that levied in §§ 26-52-301 and 26-52-302 to that levied in subdivision (a)(3)(A) of this section.

(ii) When the director determines that the amount of tax savings resulting from the determination described in subdivision (a)(3)(B)(i) of this section plus any use tax savings described in § 26-53-148(a)(3)(B) would reach twenty-seven million dollars (\$27,000,000) during a fiscal year, the director shall not process any mrefund claims through a refund process during the fiscal year for taxpayers seeking to claim the reduced tax rate provided by this section. The amount of twenty-seven million dollars (\$27,000,000) is intended to cover the accumulated but unclaimed reduction of sales and use tax on natural gas and electricity as provided by Act 185 of 2007 (Ark. Code 26-52-319 and Ark. Code 26-53-148) as well as the additional reduction provided by this Act.

(iii) If the director determines that discontinuing refund payments, as provided in subdivision (a)(3)(B)(ii) of this section, is insufficient to

prevent the amount of tax savings from exceeding twenty-seven million dollars (\$27,000,000) during a fiscal year, the director may decline to accept any amended return filed by a taxpayer to claim an overpayment resulting from the reduced tax rate provided by this section, for a period other than the period for which a tax return is currently due.

(C)(i) Refund requests and amended returns filed with the director to claim the overpayment resulting from the reduced rate in subdivision (a)(3)(A) of this section shall be processed in the order they are received by the Director. A taxpayer that does not receive a refund after the refund and amended return process has ceased under subdivision (a)(3)(B) of this section shall be given priority to receive a refund during the subsequent fiscal year. The unpaid refunds from the prior fiscal year shall be processed before any refund claims filed in the current fiscal year to claim the benefit of this section.

(ii) The statute of limitations for refunds and amended returns under § 26-18-306(h)(i)(1)(A) is extended for one (1) year to allow the payment of a refund under the process provided in subdivision (a)(3)(C)(i) of this section.

~~(3)~~(4) The taxes levied in this subsection (a) shall be distributed as follows:

(A) Seventy-six and six-tenths percent (76.6%) of the tax, interest, penalties, and costs received by the Director of the Department of Finance and Administration shall be deposited as general revenues;

(B) Eight and five-tenths percent (8.5%) of the tax, interest, penalties, and costs received by the director shall be deposited into the Property Tax Relief Trust Fund; and

(C) Fourteen and nine-tenths percent (14.9%) of the tax, interest, penalties, and costs received by the director shall be deposited into the Educational Adequacy Fund.

~~(4)~~(5)(A) The excise tax levied in this section applies only to natural gas and electricity sold for use directly in the actual manufacturing process.

(B) Natural gas and electricity sold for any other purpose shall be subject to the full gross receipts or gross proceeds tax levied under §§ 26-52-301 and 26-52-302(a)-(d).

~~(5)~~(6) The excise tax levied in this section shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting, and payment of all other Arkansas gross receipts taxes.

SECTION 2. Arkansas Code § 26-53-148 is amended to read as follows:

26-53-148. Natural gas and electricity used by manufacturers.

(a)(1) Beginning July 1, 2007, in lieu of the tax levied in §§ 26-53-106 and 26-53-107(a)-(d), there is levied an excise tax on the sales price of natural gas and electricity purchased by a manufacturer for use directly in the actual manufacturing process at the rate of four and three-eighths percent (4.375%).

(2) Beginning July 1, 2008, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and seven-eighths percent (3.875%).

(3)(A) Beginning July 1, 2009, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and one-eighth percent (3.125%).

(B)(i) The Director of the Department of Finance and Administration shall monitor the amount of tax savings received by all taxpayers as a result of the reduction in the tax rate from that levied in §§ 26-53-106 and 26-53-107 to that levied in subdivision (a)(3)(A) of this section.

(ii) When the director determines that the amount of tax savings resulting from the determination described in subdivision (a)(3)(B)(i) of this section plus any gross receipts tax savings described in § 26-52-319(a)(3)(B) would reach twenty-seven million dollars (\$27,000,000) during a fiscal year, the director shall not process any further refund claims through a refund process during the fiscal year for taxpayers seeking to claim the reduced tax rate provided by this section. The amount of twenty-seven million dollars (\$27,000,000) is intended to cover the accumulated but unclaimed reduction of sales and use tax on natural gas and electricity as provided by Act 185 of 2007 (Ark. Code 26-52-319 and Ark. Code 26-53-148) as well as the additional reduction provided by this section.

(iii) If the director determines that discontinuing refund payments, as provided in subdivision (A)(3)(B)(ii) of this section, is insufficient to prevent the amount of tax savings from exceeding twenty-seven million dollars (\$27,000,000) during a fiscal year, the director may decline to accept any amended return filed by a taxpayer to claim an overpayment resulting from the reduced tax rate provided by this section, for a period other than the period for which a tax return is currently due.

(C)(i) Refund requests and amended returns filed with the Director of the Department of Finance to claim the overpayment resulting from the reduced rate in subdivision (a)(3)(A) of this section will be processed in the order they are received by the director. A taxpayer that does not receive a refund after the refund and amended return process has ceased under subdivision (a)(3)(B) of this section shall be given priority to receive a refund during the subsequent fiscal year. The unpaid refunds from the prior fiscal year shall be processed before any refund claims filed in the current fiscal year to claim the benefit of this section.

(ii) The statute of limitations for refunds and amended returns under § 26-18-306(h)(i)(1)(A) is extended for one (1) year to allow the payment of a refund under the process provided in subdivision (a)(3)(C)(i) of this section.

~~(3)~~(4) The taxes levied in subsection (a) of this section shall be distributed as follows:

(A) Seventy-six and six-tenths percent (76.6%) of the tax, interest, penalties, and costs received by the Director of the Department of Finance and Administration shall be deposited as general revenues;

(B) Eight and five-tenths percent (8.5%) of the tax, interest, penalties, and costs received by the director shall be deposited into the Property Tax Relief Trust Fund; and

(C) Fourteen and nine-tenths percent (14.9%) of the tax, interest, penalties, and costs received by the director shall be deposited into the Educational Adequacy Fund.

~~(4)~~(5)(A) The excise tax levied in this section applies only to natural gas and electricity purchased for use directly in the actual manufacturing process.

(B) Natural gas and electricity purchased for any other purpose shall be subject to the full compensating use tax levied under §§ 26-53-106 and 26-53-107(a)-(d).

~~(5)~~(6) The excise tax levied in this section shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting, and payment of all other Arkansas compensating use taxes.

SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly that manufacturers in this state have suffered losses due to sharp increases in energy costs; that these manufacturers are unable to set the price for the products they produce and are particularly vulnerable to price volatility; that the current sales and use tax on utilities consumed by these manufacturers located within this state creates a competitive disadvantage; that this act is intended to address that problem by providing a reduced tax rate on utilities consumed by manufacturers located in this state; and that this act is necessary to prevent the loss of manufacturing jobs. Therefore, an emergency is hereby declared to exist and this act being necessary for the preservation of public peace, health, and safety shall become effective on July 1, 2009."

/s/ David Dunn

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. 1658** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1658

Amend **HOUSE BILL NO. 1658** as engrossed,

H3/5/09 (version: 03-05-2009 09:05):

Add the following additional House sponsors to the bill:

"Representatives J. Brown, Cooper, Maxwell, B. Wilkins"

AND

Add the following additional Senate sponsors to the bill:

"Senators Madison, Steele, D. Wyatt".

/s/ Theresa Pennartz

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. 1432** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1432

Amend **HOUSE BILL NO. 1432** as originally introduced:

Page 1, line 31, delete "\$601,000" and substitute "\$300,000"

AND

Page 2, line 1, delete "six hundred one" and substitute "three hundred"

AND

Page 2, line 2, delete "(\$601,000)" and substitute "(\$300,000)".

/s/ Theresa Pennartz

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

/s/ Ms. Jo Renshaw

Chief Clerk

SENATE CONCURRENT RESOLUTION NO.7

BY: SENATOR R. THOMPSON

COMMENDING JUDGE WILLIAM JAY RILEY OF THE EIGHTH CIRCUIT COURT OF APPEALS FOR HIS CONTRIBUTIONS TO THE LEGAL PROFESSION.

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

The House gave Representative Sample unanimous leave to withdraw **HOUSE BILL NO. 1358**. Recommended Committee study by REVENUE AND TAXATION.

The House gave Representative Sample unanimous leave to withdraw **HOUSE BILL NO. 1441**. Recommended Committee study by REVENUE AND TAXATION.

The House gave Representative Sample unanimous leave to withdraw **HOUSE BILL NO. 1562**. Recommended Committee study by JOINT BUDGET COMMITTEE.

The House gave Representative Betts unanimous leave to withdraw **HOUSE BILL NO. 1856**.

The House gave Representative Shelby unanimous leave to withdraw **HOUSE BILL NO. 1411**.

The House gave Representative Shelby unanimous leave to withdraw **HOUSE BILL NO. 1456**.

The House gave Representative Shelby unanimous leave to withdraw HOUSE BILL NO. 1042.

The House gave Representative Carroll unanimous leave to withdraw HOUSE BILL NO. 1495. Recommended Committee study by PUBLIC HEALTH, WELFARE AND LABOR.

The House gave Representative Carroll unanimous leave to withdraw HOUSE BILL NO. 1710.

ENGROSSED BILL REPORTS

WILHELMINA LEWELLEN, CHAIRPERSON

March 11, 2009

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1254 BY REPRESENTATIVE WOODS
HOUSE BILL NO. 1432 BY REPRESENTATIVE PENNARTZ
HOUSE BILL NO. 1475 - TITLE - BY REPRESENTATIVE L. SMITH
HOUSE BILL NO. 1476 - TITLE - BY REPRESENTATIVE L. SMITH
HOUSE BILL NO. 1523 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1536 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1542 BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1624 - TITLE - BY REPRESENTATIVE DUNN
HOUSE BILL NO. 1658 - TITLE - BY REPRESENTATIVE PENNARTZ
HOUSE BILL NO. 1746 BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1911 - TITLE - BY REPRESENTATIVE INGRAM
HOUSE BILL NO. 1935 - TITLE - BY REPRESENTATIVE NICKELS
HOUSE BILL NO. 1940 BY REPRESENTATIVE COOK
HOUSE BILL NO. 1955 BY REPRESENTATIVE DAVIS
HOUSE BILL NO. 1980 BY REPRESENTATIVE SAUNDERS
SENATE BILL NO. 88 - TITLE - BY SENATOR GLOVER

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1475

BY: REPRESENTATIVES L. SMITH, *GLIDEWELL*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION FOR BIRTH CERTIFICATE EXPENSES FOR THE DEPARTMENT OF HEALTH FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1476

BY: REPRESENTATIVES L. SMITH, *GLIDEWELL*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - REVENUE SERVICES DIVISION FOR PERSONAL SERVICES AND OPERATING EXPENSES OF PROVIDING IDENTIFICATION CARDS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1624

BY: REPRESENTATIVES DUNN, *LOWERY, MALOCH, M. BURRIS*, BAIRD, BARNETT, BREEDLOVE, J. 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, *RAGLAND*

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.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1658

BY: REPRESENTATIVES PENNARTZ, NIX, ABERNATHY, ADCOCK, T. BAKER, BETTS, BLOUNT, BREEDLOVE, M. BURRIS, CASH, CLEMMER, COOK, D. CREEKMORE, DALE, J. DICKINSON, ENGLISH, EVERETT, GEORGE, GLIDEWELL, R. GREEN, HALL, HARDY, HARRELSON, HAWKINS, HOUSE, KERR, KIDD, KING, LEA, W. LEWELLEN, LOWERY, P. MALONE, MCCRARY, OVERBEY, PERRY, PIERCE, POWERS, PYLE, RAINEY, REEP, REYNOLDS, J. ROEBUCK, T. ROGERS, SHELBY, SLINKARD, L. SMITH, STEWART, TYLER, WAGNER, WILLIAMS, WOODS, WORD, *ALLEN, BAIRD, BARNETT, T. BRADFORD, CARROLL, CHEATHAM, COLE, L. COWLING, DAVENPORT, DAVIS, DUNN, J. EDWARDS, FLOWERS, GASKILL, HOBBS, HOYT, D. HUTCHINSON, INGRAM, LINDSEY, LOVELL, MOORE, RAGLAND, RICE, SAUNDERS, SUMERS, WELLS, J. BROWN, COOPER, MAXWELL, B. WILKINS*

BY: SENATORS ALTES, WHITAKER, WILKINSON, *BROADWAY, ELLIOTT, LUKER, SALMON, MADISON, STEELE, D. WYATT*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH FOR COMMUNITY MENTAL HEALTH CENTER GRANTS; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1911

BY: REPRESENTATIVE INGRAM

BY: *SENATOR TEAGUE*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXTEND THE NET OPERATING LOSS CARRYFORWARD PERIOD FOR CALCULATING ARKANSAS INCOME TAX; TO MAKE CONFORMING CHANGES TO RELATED SECTIONS OF LAW; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1935

BY: REPRESENTATIVE NICKELS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REPEAL THE CHECK-CASHERS ACT, § 23-52-101 ET SEQ., WHICH THE SUPREME COURT OF ARKANSAS RULED UNCONSTITUTIONAL IN MCGHEE v. ARKANSAS STATE BOARD OF COLLECTION AGENCIES AND RUSTY GUINN; AND FOR OTHER PURPOSES.*

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 88

BY: SENATORS GLOVER, BROADWAY, ALTES, G. BAKER, BLEDSOE, BOOKOUT, BRYLES, CAPPS, CRUMBLY, ELLOITT, 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

BY: REPRESENTATIVES SAUNDERS, MCCRARY, ABERNATHY, ADCOCK, ALLEN, BAIRD, T. BAKER, BARNETT, BETTS, BLOUNT, T. BRADFORD, BREEDLOVE, J. BROWN, M. BURRIS, J. 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, MCLEAN, MOORE, NICKELS, NIX, OVERBEY, PATTERSON, PENNARTZ, PERRY, PIERCE, POWERS, PYLE, RAGLAND, RAINEY, REEP, REYNOLDS, RICE, J. ROEBUCK, J. ROGERS, T. ROGERS, SAMPLE, SHELBY, SLINKARD, G. SMITH, L. SMITH, STEWART, SUMMERS, TYLER, WAGNER, WEBB, WELLS, B. WILKINS, WILLIAMS, WILLS, WOODS, WORD

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.

Upon motion of Representative Saunders, **SENATE BILL NO. 88** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 88

Amend **SENATE BILL NO. 88** as engrossed,

S1/22/09 (version: 01-22-2009 08:42):

Add the following Representatives as cosponsors of the bill: Saunders, McCrary, Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, M. Burris, J. 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, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Wills, Woods, Word

/s/ Rick Saunders

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

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE RESOLUTION NO. 1022

BY: REPRESENTATIVE LEA

PROCLAIMING MARCH 2009 AS MUSIC IN OUR SCHOOLS MONTH.

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

Morning Hour Expired.

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1409

Amend **HOUSE BILL NO. 1409** as engrossed,

H2/18/09 (version: 02-18-2009 09:30):

Page 1, add Senator Bookout as a co-sponsor to the bill.

AND

Page 4, delete lines 16 through 29 and substitute:

"(C) Any person who possesses the right of disposition, but who is unwilling to assume the liability for the costs of such arrangements and disposition if sufficient resources are not available in the decedent's estate to pay such costs at the time the costs become due and payable;

(D)(i) Where the person entitled to the right of disposition and the decedent were estranged at the time of death.

(ii)(a) As used in this section, "estranged" means a physical and emotional separation from the decedent at the time of death which has existed for a period of time that clearly demonstrates an absence of due affection, trust, and regard for the decedent;

(b) This shall also include the filing of a complaint for divorce by either party that remains pending at the time of the decedent's death or the separation by living apart of the decedent and spouse for a period of more than ninety (90) days preceding the decedent's death; and

(E) Where the Department of Human Services has custody of the decedent and a person authorized under subsection (d)(1) of this section has not claimed the right to possession of the decedent's remains within forty-eight (48) hours following the decedent's death."

/s/ Paul Bookout

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, 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, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Dismang, Flowers.

Total2

VOTING PRESENT:

Total0

Total number of votes cast98

Total number voting in the affirmative98

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw
Chief Clerk

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

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1272

Amend HOUSE BILL NO. 1272 as engrossed,

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

Page 2, delete lines 1 through 7, and substitute the following:

"(ii) Provide instruction to a parent on how to incorporate developmentally appropriate learning activities in the home environment, including without limitation:"

AND

Page 2, line 8, delete "(1)" and one tab before it and substitute "(a)"

AND

Page 2, line 10, delete "(2)" and one tab before it and substitute "(b)"

AND

Page 2, line 12, delete "(3)" and one tab before it and substitute "(c)"

AND

Page 2, line 14, delete "(4)" and one tab before it and substitute "(d)"

/s/ Joyce Elliott

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, Dunn, J. Edwards, English, Everett, Flowers, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lindsey, Lovell, Lowery, 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.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Dismang, Garner, King.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative97

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

So the Amendment was concurred in.

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 1983

BY: REPRESENTATIVE ALLEN

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

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

Total85

NEGATIVE: Baird, Garner, Greenberg, Hobbs, King, S. Malone, Slinkard.

Total7

ABSENT OR NOT VOTING: Adcock, J. Burris, Clemmer, D. Creekmore, Dismang, R. Green, Lea, Maloch.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative85

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

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

HOUSE BILL NO. 1967

BY: REPRESENTATIVE WAGNER

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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, 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	97
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: T. Baker, Dismang, Lea.	
Total	3
VOTING PRESENT:	
Total	0
Total number of votes cast	97
Total number voting in the affirmative.....	97
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 1934

BY: REPRESENTATIVE HYDE

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, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lovell, Lowery, Maloch, S. Malone, M. Martin, Maxwell, McCrary, McLean, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Dismang, R. Green, Lindsey.

Total3

VOTING PRESENT: Greenberg.

Total1

Total number of votes cast97

Total number voting in the affirmative96

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

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

HOUSE BILL NO. 1917

BY: REPRESENTATIVE HAWKINS

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total	98
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Dismang, D. Hutchinson.	
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. 1634

BY: REPRESENTATIVE STEWART

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, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, 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, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total	98
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Dismang, Hall.	
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. 1327

BY: REPRESENTATIVE ALLEN

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

AFFIRMATIVE: Abernathy, Adcock, Allen, T. Baker, 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, 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, Lovell, Lowery, 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.

Total94

NEGATIVE: Lindsey.

Total1

ABSENT OR NOT VOTING: Baird, Dismang, Maloch, Rainey, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

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.

HOUSE BILL NO. 1932

BY: REPRESENTATIVE J. ROEBUCK

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, 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: Dismang.	
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.

There being an Emergency Clause attached to **HOUSE BILL NO. 1932**, 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, 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: Dismang.	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	99
Total number voting in the affirmative	99
Necessary to the adoption of the emergency clause.....	67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1901

BY: REPRESENTATIVE SLINKARD

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, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Dismang, Mr. Speaker.

Total2

VOTING PRESENT:

Total0

Total number of votes cast98

Total number voting in the affirmative98

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

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

HOUSE BILL NO. 2017

BY: REPRESENTATIVE HYDE

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

Total	97
NEGATIVE: Lindsey.	
Total	1
ABSENT OR NOT VOTING: Dismang, Williams.	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	98
Total number voting in the affirmative.....	97
Necessary to the passage of the bill.....	51

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

HOUSE BILL NO. 2025

BY: REPRESENTATIVE HARRELSON

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

AFFIRMATIVE: Abernathy, Adcock, 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, 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, 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.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Allen, Dismang, Reynolds, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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

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

HOUSE BILL NO. 1848

BY: REPRESENTATIVE NICKELS

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, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, 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, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total	98
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Dismang, Hall.	
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. 1800

BY: REPRESENTATIVE HARRELSON

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, Dunn, J. Edwards, English, Everett, Garner, Gaskill, George, Glidewell, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, King, Lea, W. Lewellen, Lindsey, Lovell, Lowery, Maloch, 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.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Dismang, Flowers, R. Green, S. Malone.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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

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

HOUSE BILL NO. 1833

BY: REPRESENTATIVE POWERS

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, 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: Dismang.	
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. 1744

BY: REPRESENTATIVE MALOCH

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, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Carroll, Dismang, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative97

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

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

HOUSE BILL NO. 1711

BY: REPRESENTATIVE TYLER

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

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

Total	93
NEGATIVE: Baird, Hobbs.	
Total	2
ABSENT OR NOT VOTING: Dale, Dismang, Garner, Hardy, Maloch.	
Total	5
VOTING PRESENT:	
Total	0
Total number of votes cast	95
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. 1706

BY: REPRESENTATIVE PIERCE

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, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carter, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, J. Dickinson, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, Hyde, Ingram, Kidd, King, Lea, W. Lewellen, Lovell, Lowery, Maloch, S. Malone, Maxwell, McCrary, McLean, Moore, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Slinkard, G. Smith, Stewart, Summers, Wagner, Wells, B. Wilkins, Woods, Word.

Total79

NEGATIVE: Carroll, Clemmer, R. Green, Greenberg, D. Hutchinson, Kerr, Lindsey, Nickels, Shelby, L. Smith, Webb.

Total11

ABSENT OR NOT VOTING: Baird, Davis, Dismang, Hall, Hardy, M. Martin, Tyler, Williams, Mr. Speaker.

Total9

VOTING PRESENT: Rainey.

Total1

Total number of votes cast.....91

Total number voting in the affirmative79

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. 1706**, 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, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carter, Cash, Cheatham, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, J. Dickinson, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, George, Glidewell, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, Hyde, Ingram, Kidd, King, Lea, W. Lewellen, Lovell, Lowery, Maloch, S. Malone, Maxwell, McCrary, McLean, Moore, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Pyle, Ragland, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Sample, Saunders, Slinkard, G. Smith, Stewart, Summers, Wagner, Wells, B. Wilkins, Woods, Word.

Total79

NEGATIVE: Carroll, Clemmer, R. Green, Greenberg, D. Hutchinson, Kerr, Lindsey, Nickels, Shelby, L. Smith, Webb.

Total11

ABSENT OR NOT VOTING: Baird, Davis, Dismang, Hall, Hardy, M. Martin, Tyler, Williams, Mr. Speaker.

Total9

VOTING PRESENT: Rainey.

Total1

Total number of votes cast91

Total number voting in the affirmative79

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

So the Emergency Clause was adopted.

SENATE BILL NO. 113

BY: SENATOR T. SMITH

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

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

Total79

NEGATIVE: Baird, Barnett, J. Burris, Clemmer, Dale, English, Garner, R. Green, Greenberg, Hopper, Lea, M. Martin, Rice, Slinkard.

Total14

ABSENT OR NOT VOTING: Adcock, Davis, Dismang, King, J. Rogers, T. Rogers, Tyler.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative79

Necessary to the passage of the bill51

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

SENATE BILL NO. 252

BY: SENATOR D. JOHNSON

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, Carmine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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, 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, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. Burris, M. Burris, Dismang, Nickels, Tyler.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **SENATE BILL NO. 252**, 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, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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, 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, Wagner, Webb, Wells, B. Wilkins, Williams, Woods, Word, Mr. Speaker.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. Burris, M. Burris, Dismang, Nickels, Tyler.

Total5

VOTING PRESENT:

Total0

Total number of votes cast.....95

Total number voting in the affirmative95

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

So the Emergency Clause was adopted.

SENATE BILL NO. 354

BY: SENATOR LAVERTY

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

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

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Baird, Carter, Clemmer, D. Creekmore, Dismang, Greenberg, Lovell, M. Martin, Nickels, Woods.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Total number voting in the affirmative90

Necessary to the passage of the bill51

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

Upon motion of Representative Saunders the Clincher motion prevailed.

SENATE BILL NO. 226

BY: SENATOR BROADWAY

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

AFFIRMATIVE: Abernathy, Allen, T. Baker, Barnett, 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, Davis, J. Dickinson, Dunn, J. Edwards, English, Everett, Flowers, Garner, Gaskill, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hopper, House, Hoyt, D. Hutchinson, Hyde, Ingram, Kerr, Kidd, Lea, W. Lewellen, Lovell, McCrary, Moore, Nickels, Nix, Overbey, Patterson, Pennartz, Perry, Pierce, Powers, Ragland, Rainey, Reep, Reynolds, Rice, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, Stewart, Summers, Tyler, Wagner, Williams, Woods, Word, Mr. Speaker.

Total77

NEGATIVE: Adcock, Baird, Glidewell, R. Green, Hobbs, King, Lindsey, Maloch, S. Malone, M. Martin, Maxwell, McLean, Pyle, Sample, G. Smith, L. Smith.

Total16

ABSENT OR NOT VOTING: Davenport, Dismang, George, Lowery, Wells, B. Wilkins.

Total6

VOTING PRESENT: Webb.

Total1

Total number of votes cast.....94

Total number voting in the affirmative77

Necessary to the passage of the bill51

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

Upon motion of Representative T. Rogers the Clincher motion prevailed.

SENATE BILL NO. 217

BY: SENATOR ALTES

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, 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: Dismang.

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.

SENATE BILL NO. 543

BY: SENATOR D. JOHNSON

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

AFFIRMATIVE: Abernathy, Adcock, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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: Dismang.	
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.

SENATE BILL NO. 451

BY: SENATOR ELLIOTT

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

AFFIRMATIVE: Abernathy, Allen, Baird, T. Baker, Barnett, Betts, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, Dunn, J. Edwards, English, Everett, Flowers, Gaskill, George, Glidewell, R. Green, Greenberg, Hall, Hardy, Harrelson, Hawkins, Hobbs, Hopper, House, Hoyt, D. Hutchinson, Ingram, Kidd, 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, J. Roebuck, J. Rogers, T. Rogers, Saunders, Shelby, Slinkard, G. Smith, L. Smith, Stewart, Summers, Tyler, Wagner, Webb, Wells, B. Wilkins, Williams, Word, Mr. Speaker.

Total86

NEGATIVE: Carnine.

Total1

ABSENT OR NOT VOTING: Adcock, Cook, J. Dickinson, Dismang, Garner, Hyde, Kerr, King, Lea, Pyle, Sample, Woods.

Total12

VOTING PRESENT: Rice.

Total1

Total number of votes cast88

Total number voting in the affirmative86

Necessary to the passage of the bill51

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

SENATE BILL NO. 381

BY: SENATOR R. THOMPSON

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

AFFIRMATIVE: Abernathy, Allen, T. Baker, Barnett, Blount, T. Bradford, Breedlove, J. Brown, J. Burris, M. Burris, Carroll, Cash, Cheatham, Clemmer, Cole, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, J. Dickinson, 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, 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, Mr. Speaker.

Total90

NEGATIVE: Carter.

Total1

ABSENT OR NOT VOTING: Baird, Betts, Carnine, Cook, Davis, Dismang, Lea, Lowery.

Total8

VOTING PRESENT: Adcock.

Total1

Total number of votes cast.....92

Total number voting in the affirmative90

Necessary to the passage of the bill51

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

Upon motion of Representative Maloch, **HOUSE BILL NO. 1523** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1523

Amend **HOUSE BILL NO. 1523** as originally introduced:

Page 3, line 36, delete in its entirety and substitute the following:

"(063) Systems Specialist	1	GRADE C124
(064) Systems Analyst	3	GRADE C122"

AND

Page 4, delete line 1 in its entirety

AND

Page 4, line 29, delete in its entirety and substitute the following:

"(092) Administrative Analyst	5	GRADE C115
(093) Assistant Registrar	2	GRADE C115"

AND

Page 5, line 8, delete in its entirety

AND

Page 5, line 17, delete "Food Production Supervisor" and substitute "Food Preparation Supervisor"

AND

Page 8, line 10, delete in its entirety and substitute the following:

"(199) Assistant Registrar	1	GRADE C115
(200) Maintenance Supervisor	1	GRADE C115"

AND

Page 8, line 12, delete in its entirety

AND

Appropriately renumber the Item Numbers in Section 1.

/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. 1536** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1536

Amend **HOUSE BILL NO. 1536** as originally introduced:

Page 3, line 26, delete in its entirety

AND

Page 3, line 28, delete "Public Safety Supervisor" and substitute "HE Public Safety Supervisor"

AND

Page 3, lines 33 through 36, delete in their entirety and substitute the following:

"(060) Skilled Trades Supervisor	6	GRADE C116
(061) Assistant Registrar	2	GRADE C115
(062) Fiscal Support Analyst	2	GRADE C115
(063) Financial Aid Analyst	1	GRADE C115
(064) Purchasing Specialist	1	GRADE C115
(065) SAU Director of Housekeeping	1	GRADE C115"

AND

Page 4, line 7, delete in its entirety

AND

Page 5, line 18, delete "Food Production Supervisor" and substitute "Food Preparation Supervisor"

AND

Appropriately renumber the Item Numbers in Section 1.

/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. 1542** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1542

Amend **HOUSE BILL NO. 1542** as engrossed,

H2/27/09 (version: 02-27-2009 13:06):

Page 6, line 14, delete "Food Production Supervisor" and substitute "Food Preparation Supervisor".

/s/ Bruce Maloch

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

/s/ Ms. Jo Renshaw

Chief Clerk

HOUSE BILL NO. 1090

BY: JOINT BUDGET COMMITTEE

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

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: T. Baker, Cole, D. Creekmore, Dismang, Gaskill, Lindsey, Maxwell.

Total7

VOTING PRESENT: Nickels.

Total1

Total number of votes cast.....93

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1090**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

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

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: T. Baker, Cole, D. Creekmore, Dismang, Gaskill, Lindsey, Maxwell.

Total7

VOTING PRESENT: Nickels.

Total1

Total number of votes cast93

Total number voting in the affirmative92

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

So the Emergency Clause was adopted.

SENATE BILL NO. 284

BY: JOINT BUDGET COMMITTEE

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

Total	98
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Cole, Dismang.	
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	75

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

There being an Emergency Clause attached to **SENATE BILL NO. 284**, 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, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Cole, Dismang.

Total2

VOTING PRESENT:

Total0

Total number of votes cast98

Total number voting in the affirmative98

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

So the Emergency Clause was adopted.

HOUSE BILL NO. 1130

BY: REPRESENTATIVE RAGLAND

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, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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.	
Total	97
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Cole, Dismang, Mr. Speaker.	
Total	3
VOTING PRESENT:	
Total	0
Total number of votes cast.....	97
Total number voting in the affirmative	97
Necessary to the passage of the bill	75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1130**, 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, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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.

Total97

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Cole, Dismang, Mr. Speaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast97

Total number voting in the affirmative97

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

So the Emergency Clause was adopted.

HOUSE BILL NO. 1630

BY: JOINT BUDGET COMMITTEE

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, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. Burris, Dismang.

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....98

Total number voting in the affirmative98

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1630**, 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, M. Burris, Carnine, Carroll, Carter, Cash, Cheatham, Clemmer, Cole, Cook, Cooper, L. Cowling, D. Creekmore, Dale, Davenport, Davis, J. Dickinson, 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.

Total98

NEGATIVE:

Total0

ABSENT OR NOT VOTING: J. Burris, Dismang.

Total2

VOTING PRESENT:

Total0

Total number of votes cast98

Total number voting in the affirmative98

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

So the Emergency Clause was adopted.

SENATE BILL NO. 524

BY: JOINT BUDGET COMMITTEE

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, 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: Dismang.	
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	75

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

There being an Emergency Clause attached to **SENATE BILL NO. 524**, 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, 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: Dismang.	
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.

Representative Maloch moved to re-refer **HOUSE BILL NO. 1628** back to the JOINT BUDGET COMMITTEE. Motion carried.

 HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1090	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1130	BY REPRESENTATIVE RAGLAND
HOUSE BILL NO. 1327	BY REPRESENTATIVE ALLEN
HOUSE BILL NO. 1630	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1634	BY REPRESENTATIVE STEWART
HOUSE BILL NO. 1706	BY REPRESENTATIVE PIERCE
HOUSE BILL NO. 1711	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1744	BY REPRESENTATIVE MALOCH
HOUSE BILL NO. 1800	BY REPRESENTATIVE HARRELSON
HOUSE BILL NO. 1833	BY REPRESENTATIVE POWERS
HOUSE BILL NO. 1848	BY REPRESENTATIVE NICKELS
HOUSE BILL NO. 1901	BY REPRESENTATIVE SLINKARD
HOUSE BILL NO. 1917	BY REPRESENTATIVE HAWKINS
HOUSE BILL NO. 1932	BY REPRESENTATIVE J. ROEBUCK
HOUSE BILL NO. 1934	BY REPRESENTATIVE HYDE
HOUSE BILL NO. 1967	BY REPRESENTATIVE WAGNER
HOUSE BILL NO. 1983	BY REPRESENTATIVE ALLEN
HOUSE BILL NO. 2017	BY REPRESENTATIVE HYDE
HOUSE BILL NO. 2025	BY REPRESENTATIVE HARRELSON

 SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 113	BY SENATOR T. SMITH
SENATE BILL NO. 217	BY SENATOR ALTES
SENATE BILL NO. 226	BY SENATOR BROADWAY
SENATE BILL NO. 252	BY SENATOR D. JOHNSON
SENATE BILL NO. 284	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 354	BY SENATOR LAVERTY
SENATE BILL NO. 381	BY SENATOR R. THOMPSON
SENATE BILL NO. 451	BY SENATOR ELLIOTT
SENATE BILL NO. 524	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 543	BY SENATOR D. JOHNSON

SENATE CONCURRENT RESOLUTIONS CONCURRED IN
AND ORDERED RETURNED TO THE SENATE

SENATE CONCURRENT
RESOLUTION NO. 7

BY SENATOR R. THOMPSON

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOSUE BILL NO. 1387	BY REPRESENTATIVE DAVENPORT
HOUSE BILL NO. 1435	BY REPRESENTATIVE PYLE
HOUSE BILL NO. 1457	BY REPRESENTATIVE INGRAM
HOUSE BILL NO. 1462	BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1492	BY REPRESENTATIVE OVERBEY
HOUSE BILL NO. 1600	BY REPRESENTATIVE T. BAKER
HOUSE BILL NO. 1622	BY REPRESENTATIVE OVERBEY
HOUSE BILL NO. 1717	BY REPRESENTATIVE J. EDWARDS

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 38	BY SENATOR FARIS
SENATE BILL NO. 393	BY SENATOR ELLIOTT
SENATE BILL NO. 467	BY SENATOR SALMON
SENATE BILL NO. 701	BY SENATOR LUKER
SENATE BILL NO. 773	BY SENATOR MADISON
SENATE BILL NO. 797	BY SENATOR TEAGUE
SENATE BILL NO. 815	BY SENATOR P. MALONE
SENATE BILL NO. 824	BY SENATOR D. WYATT

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 11, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 1452	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1453	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1455	BY REPRESENTATIVE MOORE, ET AL
HOUSE CONCURRENT RESOLUTION 1009	BY REPRESENTATIVE G. SMITH, ET AL

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 8:50 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. 1452	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1453	BY REPRESENTATIVE TYLER
HOUSE BILL NO. 1455	BY REPRESENTATIVE MOORE, ET AL
HOUSE CONCURRENT RESOLUTION 1009	BY REPRESENTATIVE G. SMITH, ET AL

/s/ Mike Beebe - Governor

TIME: 8:50 a.m.

By: Pamela Hayes

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 11, 2009

MR. SPEAKER:

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

HOUSE BILL NO. 1272	BY REPRESENTATIVE BLOUNT, ET AL
HOUSE BILL NO. 1387	BY REPRESENTATIVE DAVENPORT
HOUSE BILL NO. 1409	BY REPRESENTATIVE MCLEAN
HOUSE BILL NO. 1435	BY REPRESENTATIVE PYLE, ET AL
HOUSE BILL NO. 1457	BY REPRESENTATIVE INGRAM
HOUSE BILL NO. 1462	BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1492	BY REPRESENTATIVE OVERBEY
HOUSE BILL NO. 1600	BY REPRESENTATIVE T. BAKER
HOUSE BILL NO. 1622	BY REPRESENTATIVE OVERBEY, ET AL
HOUSE BILL NO. 1717	BY REPRESENTATIVE J. EDWARDS, ET AL

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 4:20 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Wilhelmina Lewellen,
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1272	BY REPRESENTATIVE BLOUNT, ET AL
HOUSE BILL NO. 1387	BY REPRESENTATIVE DAVENPORT
HOUSE BILL NO. 1409	BY REPRESENTATIVE MCLEAN
HOUSE BILL NO. 1435	BY REPRESENTATIVE PYLE, ET AL
HOUSE BILL NO. 1457	BY REPRESENTATIVE INGRAM
HOUSE BILL NO. 1462	BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1492	BY REPRESENTATIVE OVERBEY
HOUSE BILL NO. 1600	BY REPRESENTATIVE T. BAKER
HOUSE BILL NO. 1622	BY REPRESENTATIVE OVERBEY, ET AL
HOUSE BILL NO. 1717	BY REPRESENTATIVE J. EDWARDS, ET AL

/s/ Mike Beebe - Governor

TIME: 4:20 p.m.

By: Pamela Hayes

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

March 10, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

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

HOUSE BILL NO. 1011 - ACT 330 HOUSE BILL NO. 1394 - ACT 342 HOUSE BILL NO. 1350 - ACT 364
HOUSE BILL NO. 1038 - ACT 331 HOUSE BILL NO. 1395 - ACT 343 HOUSE BILL NO. 1351 - ACT 365
HOUSE BILL NO. 1040 - ACT 332 HOUSE BILL NO. 1396 - ACT 344 HOUSE BILL NO. 1352 - ACT 366
HOUSE BILL NO. 1041 - ACT 333 HOUSE BILL NO. 1398 - ACT 345 HOUSE BILL NO. 1359 - ACT 367
HOUSE BILL NO. 1057 - ACT 334 HOUSE BILL NO. 1399 - ACT 346 HOUSE BILL NO. 1422 - ACT 368
HOUSE BILL NO. 1069 - ACT 335 HOUSE BILL NO. 1468 - ACT 347 HOUSE BILL NO. 1424 - ACT 369
HOUSE BILL NO. 1161 - ACT 336 HOUSE BILL NO. 1469 - ACT 348 HOUSE BILL NO. 1470 - ACT 370
HOUSE BILL NO. 1214 - ACT 337 HOUSE BILL NO. 1471 - ACT 349 HOUSE BILL NO. 1477 - ACT 371
HOUSE BILL NO. 1330 - ACT 338 HOUSE BILL NO. 1546 - ACT 350 HOUSE BILL NO. 1480 - ACT 372
HOUSE BILL NO. 1338 - ACT 339 HOUSE BILL NO. 1577 - ACT 351 HOUSE BILL NO. 1549 - ACT 373
HOUSE BILL NO. 1340 - ACT 340 HOUSE BILL NO. 1585 - ACT 352 HOUSE BILL NO. 1551 - ACT 374
HOUSE BILL NO. 1341 - ACT 341 HOUSE BILL NO. 1631 - ACT 353

Sincerely,

/s/ Mike Beebe

STATE CAPITOL, SUITE 250 • LITTLE ROCK, AR 72201
TELEPHONE (501) 682-2345 • FAX (501) 682-1382
INTERNET WEB SITE • www.governor.arkansas.gov

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

March 11, 2009

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on March 11, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

HOUSE BILL NO. 1026 - ACT 389

HOUSE BILL NO. 1479 - ACT 390

Sincerely,

/s/ Mike Beebe

STATE CAPITOL, SUITE 250 • LITTLE ROCK, AR 72201
TELEPHONE (501) 682-2345 • FAX (501) 682-1382
INTERNET WEB SITE • www.governor.arkansas.gov

SENATE BILL NO. 38

BY: SENATOR FARIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE MINIMUM AGE FOR OPERATION OF A PERSONAL WATERCRAFT; TO APPLY THE ALCOHOL AND DRUG TESTING REQUIREMENTS USED FOR MOTOR VEHICLES TO OPERATION OF BOATS AND PERSONAL WATERCRAFT; TO REQUIRE PARENTAL CONSENT FOR RECEIPT OF A BOATER EDUCATION CERTIFICATE; TO AMEND THE EXAMINATION REQUIREMENTS FOR A BOATER EDUCATION CERTIFICATE; 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. 393

BY: SENATOR ELLIOTT

BY: REPRESENTATIVE WEBB

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AUTHORIZE CODE ENFORCEMENT OFFICERS TO MAIL CITATIONS; 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. 467

BY: SENATOR SALMON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ACT 1366 OF 2003, CONCERNING HOMELAND SECURITY AND THREAT ASSESSMENT PLANS; 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. 701

BY: SENATOR LUKER**BY: REPRESENTATIVE DUNN**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO SEPARATE THE OFFICES OF SHERIFF AND TAX COLLECTOR IN MONROE COUNTY; TO CONSOLIDATE THE OFFICES OF TAX COLLECTOR AND COUNTY TREASURER IN MONROE COUNTY; 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. 773

BY: SENATOR MADISON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THAT THE COUNTY JUDGE MAY INSTITUTE CIVIL ACTIONS ON BEHALF OF THE COUNTY; 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. 797

BY: SENATOR TEAGUE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW ONE MEMBER OF A MUNICIPAL AIRPORT COMMISSION TO HAVE FINANCIAL DEALINGS OR INTERESTS IN AN AERONAUTICAL ENTERPRISE WHILE HE OR SHE IS A MEMBER OF THE COMMISSION; 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. 815

BY: SENATOR P. MALONE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CONTINUE THE ARKANSAS LEGISLATIVE TASK FORCE ON ABUSED AND NEGLECTED CHILDREN; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

SENATE BILL NO. 824

BY: SENATOR D. WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CLARIFY THAT MAINTENANCE AND OPERATION COSTS FOR COUNTY LIBRARIES INCLUDE RENTAL COSTS; 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 Curren Everett, the House adjourned at 4:11 p.m. until 1:30 p.m., Thursday, March 12, 2009.

ATTEST:

Robbie Wills
Speaker of the House of Representatives

Jo Renshaw
Chief Clerk