

--ooOoo--

**SEVENTEENTH DAY'S PROCEEDINGS
SENATE CHAMBER
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION**

Little Rock, Arkansas

January 28, 2009

The Senate was called to order at 1:30 o'clock p.m. by the President.

The Secretary called the roll, and the following members answered to roll call:

ALTES, BAKER, BLEDSOE, BOOKOUT, BROADWAY,
BRYLES, CAPPS, CRUMBLY, ELLIOTT, FARIS,
GLOVER, HENDREN, HORN, G. JEFFRESS, J.
JEFFRESS, B. JOHNSON, D. JOHNSON, KEY,
LAVERTY, LUKER, MADISON, MALONE, MILLER,
PRITCHARD, SALMON, SMITH, STEELE, TAYLOR,
TEAGUE, THOMPSON, TRUSTY, WHITAKER, WILKINS,
WILKINSON, WYATT.

The Senate was led in prayer by Senator Elliott.

The Senate was led in the Pledge of Allegiance by the President.

On motion of Senator Whitaker, the reading of the Journal was dispensed with.

On motion of Senator Teague, **Senate Bill No. 108** was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 108

Amend **Senate Bill No. 108** as originally introduced:

Page 2, delete line 16 and substitute the following:

"license applicant is subject to a criminal background check under § 6-17-410 upon application."

(SIGNED) SENATOR TEAGUE

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 108 was ordered engrossed.

On motion of Senator Altes, **Senate Bill No. 20** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
 EIGHTY-SEVENTH GENERAL ASSEMBLY
 REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 20

Amend **Senate Bill No. 20** as originally introduced:

Add the following Senators as cosponsors of the bill:

Senators Teague, D. Wyatt

AND

Add the following Representatives as cosponsors of the bill:

Representatives Cole, Moore

AND

Delete the title entirely and substitute:

"AN ACT TO PROVIDE OPTIONS FOR THE AGRICULTURE INDUSTRY TO USE MORE FUEL-EFFICIENT VEHICLES TO REDUCE COSTS; TO ALLOW MINI-TRUCKS TO BE REGISTERED AND LICENSED; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO PROVIDE OPTIONS FOR THE AGRICULTURE INDUSTRY TO USE MORE FUEL-EFFICIENT VEHICLES TO REDUCE COSTS."

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 27-14-601(a)(3)(H), regarding the fees for registration and licensing of Class Eight motor vehicles, is amended to read as follows:

(H) Class Eight.

(i) In order to aid in the development of the natural resources and to promote agriculture, timber harvesting, and forestry in Arkansas and in order to eliminate apparent inequities in license charges for vehicles using only improved roads and those used primarily on the farm, for timber harvesting or forestry, in the wooded areas, and off the main highway system of this state, a special classification is created to provide a different and more equitable rate for those vehicles used exclusively for the noncommercial hauling of farm or timber products produced in this state and for the noncommercial hauling of feed, seed, fertilizer, poultry litter, and other products commonly produced or used in agricultural operations or the noncommercial hauling of animal feed by owners of livestock or poultry for consumption in this state by livestock or poultry owned by them and for those vehicles used in the noncommercial hauling of unfinished and unprocessed forest products and clay minerals and ores originating in Arkansas from the point of severance to a point in the state at which they first undergo any processing,

preparation for processing, conversion, or transformation from their natural or severed state. Notwithstanding any provision of this subdivision (a)(3)(H) to the contrary, farmers may transport cotton seed from the gin or warehouse to the first point of sale under this special classification. Rock or stone or crushed rock or crushed stone, except rock or stone which is to undergo further processing into a finished or semifinished product other than crushed rock or crushed stone, shall not be construed as "clay minerals" or "ores" under the provisions of this classification. Notwithstanding any provision of this subdivision (a)(3)(H) or any other law to the contrary, persons in the timber harvesting or forestry industries who transport wood waste, wood chips, or wood dust from a mill or a temporary location may transport the wood waste, wood chips, or wood dust from the mill or the temporary location to a destination for further processing under this special classification.

(ii) The annual license fees for vehicles classified as either farm or natural resources vehicles shall be as follows:

(a) For a vehicle with two (2) axles, including mini-trucks, a fee of three dollars and ninety cents (\$3.90) per one thousand pounds (1,000 lbs.) of gross loaded weight of the vehicle, with a minimum fee of thirty-two dollars and fifty cents (\$32.50) and a maximum fee of sixty-five dollars (\$65.00) for each vehicle;

(b) For a vehicle with three (3) axles, a fee of ninety-seven dollars and fifty cents (\$97.50);

(c) For a vehicle with four (4) axles, a fee of one hundred thirty dollars (\$130);

(d) For a vehicle with five (5) axles, a fee of one hundred sixty-two dollars and fifty cents (\$162.50);

(e) For a vehicle with five (5) axles used exclusively by the owner of livestock or poultry in hauling animal feed for consumption in this state by the owner's livestock or poultry, a fee of six hundred fifty dollars (\$650); and

(f) Notwithstanding any of the provisions of this subdivision (a)(3)(H) to the contrary, for a vehicle to be operated separately or in combination with other vehicles, which vehicle or combination has a total outside width in excess of one hundred two inches (102") but not exceeding one hundred eight inches (108") and is utilized or intended to be utilized to transport compacted seed cotton, the annual license fee shall be six hundred fifty dollars (\$650). Provided, any full trailer or semitrailer used in combination with such registered vehicle shall also be registered in accordance with and pursuant to the applicable fees set out in subdivision (a)(3)(I) of this section. That portion of the annual license fee established by this subdivision (a)(3)(H)(ii)(f) which equals four hundred eighty-seven dollars and fifty cents (\$487.50) is declared to be a permit fee for the use of the public roads and streets of this state by such vehicles while operated separately or in combination with other vehicles due to the unusual design and size of such vehicles or combinations of vehicles.

(iii)(a) The foregoing vehicles shall not exceed the maximum axle load permitted by law.

(b) Five-axle vehicles may haul maximum gross loaded weights of up to eighty thousand pounds (80,000 lbs.) without the purchase of any additional or different type license.

(iv) The Director of the Department of Finance and Administration shall cause to be issued special and distinctive license plates for vehicles in this classification, with separate farm license plates to be established for those vehicles used in the noncommercial hauling of farm products produced in this state, ~~and for hauling~~ feed, seed, fertilizer, poultry litter, and other products commonly produced or used in agricultural operations or compacted seed cotton and separate natural resources license plates to be established for those vehicles hauling timber products, clay minerals, or ores.

(v)(a) Before any license may be issued for a vehicle

designated as either a farm vehicle or a natural resources vehicle, the applicant shall, by affidavit, state that he or she is familiar with the purposes for which such licenses may be used as authorized under this classification and that he or she will not use such vehicle for which application for license is made for any purpose not authorized under this classification. The applicant shall indicate on his or her affidavit whether the vehicle is to be used for the hauling of farm products, animal feed, compacted seed, or cotton; or for the hauling of forest products, clay minerals, or ores.

(b) If the applicant is the owner of a mini-truck, then the affidavit shall state that the vehicle is being used exclusively for farm purposes and that the mini-truck meets the other requirements of § 27-14-726.

(vi)(a) Upon submitting an affidavit, any person entitled to obtain a ~~natural resources~~ farm license for a motor vehicle used for hauling farm products as authorized under this classification, if the vehicle is required for only seasonal or occasional use, may be issued a ~~natural resources~~ farm license for the vehicle for the first six (6) months of the annual licensing period, at a rate equal to one-half ($\frac{1}{2}$) of the annual fee but in no event less than sixty-five dollars (\$65.00) or for the last month of the current annual licensing period and the first six (6) months of the subsequent annual licensing period at a rate equal to seven-twelfths ($\frac{7}{12}$) of the annual fee but in no event less than seventy-five dollars (\$75.00).

(b) The director shall issue special distinctive license plates or license plate validation decals for the vehicles, including the indication thereon of the expiration date, so as to identify them from annual ~~natural resources~~ plates.

(vii) The owner of any motor vehicle who is entitled to obtain a ~~natural resources~~ farm license for such motor vehicle for use in hauling farm products as authorized in this subdivision (a)(3)(H) may use such motor vehicle for the hauling of baled cotton from the cotton gin to a cotton compress without the necessity of the payment of additional license fees or the obtaining of additional license plates for such motor vehicle.

(viii) The director shall promulgate such rules and regulations as may be necessary to carry out the intent of this classification and prevent abuse thereof. However, before any such rules or regulations shall be effective, they shall be approved by majority action of the members of the State Highway Commission acting for and in behalf of the Arkansas Highway Police Division of the Arkansas State Highway and Transportation Department, which is the agency charged with the principal responsibility of enforcing the motor vehicle license laws of this state.

(ix) Vehicles licensed under this classification for the hauling of farm products only shall be permitted, without payment of additional fees, to transport return loads to the farm or domicile of the owner of such vehicles where such return load contents are the property of, and to be used or consumed by, the owner of the vehicle or his family.

(x) If a violation of the natural resources classification, as authorized in this subdivision (a)(3)(H) is discovered, a license must immediately be purchased for such vehicle in accordance with the rate of license that should lawfully be required for such vehicle for so moving on the roads and highways of this state. No credit shall be given on the purchase price of such license for any amount or amounts paid for license hitherto purchased for use on such vehicle. This requirement of license purchase shall not be in lieu of any criminal prosecution.

(xi) All affidavits required under the provisions of this subdivision (a)(3)(H) shall be acknowledged by the director, his or her authorized agent, or some other person authorized by the laws of this state to administer oaths;

(xii) The owner of a mini-truck under § 27-14-726 may license and register the mini-truck as a Class Eight farm vehicle if the vehicle is used for farm purposes.

SECTION 2. Arkansas Code § 27-14-705(b)(2)(B), regarding the application for registration and certificate of title, is amended to read as follows:

(B)(i) ~~The~~ Except as provided under § 27-14-726, the certificate of origin shall be furnished to the dealer by the manufacturer and shall accompany the application for license and title.

(ii) ~~No~~ Except as provided under § 27-14-726, no license for the operation of the vehicle shall be granted and no certificate of title shall be issued unless the certificate of origin is made a part of the application.

SECTION 3. Arkansas Code Title 27, Chapter 14, Subchapter 7 is amended to add an additional section to read as follows:

27-14-726. Mini-trucks.

(a) As used in this section:

(1) "Low pressure tire" means a pneumatic tire six inches (6") or more in width designed for use on a wheel with a rim diameter of twelve inches (12") or less and utilizing an operating pressure of ten pounds per square inch (10 p.s.i.) or less as recommended by the vehicle manufacturer;

(2)(A) "Mini-truck" means a motor vehicle that is:

(i) At least forty-eight inches (48") in width;

(ii) Not more than one hundred thirty-five inches (135") in length including the bumper;

(iii) At least one thousand five hundred pounds (1,500 lbs.) in unladen weight including fuel and fluids;

(iv) Equipped with:

(a) Four (4) or more low pressure tires or pneumatic rubber tires that are used on motor vehicles;

(b) A steering wheel;

(c) Seating for at least two (2) people to sit side-by-side in the front seating area;

(d) A fully-enclosed metal or metal-reinforced cab with glass and mirrors and complies with § 27-37-301 — 27-37-305 regarding safety glass and mirrors;

(e) Metal doors with functioning handle locks that are similar to the handle locks on motor vehicles;

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

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

(h) Signal lamps as provided under § 27-36-216;

(i) A working horn as required under § 27-37-

202(a);

(j) Seat belts as provided under §§ 27-37-701 et

seq.; and

(k) Front and rear bumpers.

(B) A mini-truck may be equipped with a bed or cargo box for hauling materials.

(C) A mini-truck is not an all-terrain vehicle under § 27-20-201 — 27-20-208 and §§ 27-21-101 — 27-21-109.

(b)(1) The owner of a mini-truck may register and license it as a Class Eight farm vehicle under § 27-14-601(a)(3)(H).

(2) In the application to register the mini-truck, the owner of the mini-truck shall provide:

(A) The same affidavit as required under §§ 27-14-601(a)(3)(H)(v) and §§ 27-14-601(a)(3)(H)(xi);

(B) Proof of insurance as required under the Motor Vehicle Safety Responsibility Act, § 27-19-101 et seq., and § 27-22-101 — 27-22-107; and

(C) Proof of ownership that is in the English language to include a bill of sale and an export certificate or a title.

(3) The fees for registering and licensing a mini-truck shall be the

same as for registering a Class Eight farm vehicle under 27-14-601(a)(3)(H)(ii)(a).

(4) The driver of a mini-truck shall have a valid driver's license.

(5) The driver of a mini-truck that is registered and licensed under this section shall comply with and is subject to the same penalties for violating the rules of the road as provided under § 27-51-101 et seq.

(6) A mini-truck is a motor vehicle for the purposes of minimum insurance liability under the Motor Vehicle Safety Responsibility Act, § 27-19-101 et seq., and § 27-22-101 — 27-22-107.

(c) A mini-truck shall not be operated on an interstate highway.

(d) A mini-truck shall not be operated on a road or highway if:

(1) The operation of mini-trucks is prohibited;

(2) The road is a controlled-access highway;

(3) The posted speed limit is more than fifty-five (55) miles per hour; or

(4) The mini-truck cannot maintain a speed equal to the posted speed

limit."

(SIGNED) SENATOR DENNY ALTES

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 20 was ordered engrossed.

**ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION**

January 28, 2009

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 20, BY SENATOR ALTES,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,
(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

On motion of Senator Altes, **Senate Bill No. 20** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

Senate BILL NO. 108, BY SENATOR TEAGUE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

On motion of Senator Teague, **Senate Bill No. 108** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 112, BY SENATOR THOMPSON,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on JUDICIARY, to whom was referred:

SENATE BILL NO. 75, BY SENATOR MADISON,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass, as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR ED WILKINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE & LABOR, to whom was referred:

SENATE BILL NO. 120, BY SENATOR PERCY MALONE,
SENATE BILL NO. 225, BY SENATOR BLEDSOE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR W. PERCY MALONE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE & LABOR, to whom was referred:

SENATE BILL NO. 85, BY SENATOR KEY,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR W. PERCY MALONE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on PUBLIC HEALTH, WELFARE & LABOR, to whom was referred:

HOUSE BILL NO. 1014, BY REPRESENTATIVE D. CREEKMORE,
HOUSE BILL NO. 1022, BY REPRESENTATIVE PENNARTZ,
HOUSE BILL NO. 1031, BY REPRESENTATIVE ALLEN,
HOUSE BILL NO. 1044, BY REPRESENTATIVE PENNARTZ,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR W. PERCY MALONE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on JOINT BUDGET, to whom was referred:

SENATE BILL NO. 144, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 145, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 147, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 150, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 196, BY JOINT BUDGET COMMITTEE,

SENATE BILL NO. 203, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 207, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 232, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that they do pass.

Respectfully submitted,

(SIGNED) SENATOR GILBERT BAKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

SENATE BILL NO. 206, BY SENATOR MILLER,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR JIMMY JEFFRESS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on EDUCATION, to whom was referred:

HOUSE BILL NO. 1098, BY REPRESENTATIVE WEBB,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass.

Respectfully submitted,

(SIGNED) SENATOR JIMMY JEFFRESS
CHAIRMAN

On motion of Senator Trusty, **House Concurrent Memorial Resolution No. 1001** was called up for third reading and final disposition.

HOUSE CONCURRENT MEMORIAL RESOLUTION NO. 1001
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES OVERBEY AND LEA
BY: SENATOR TRUSTY

HOUSE CONCURRENT MEMORIAL RESOLUTION IN RESPECTFUL MEMORY OF JUDGE RICHARD MOBLEY AND IN RECOGNITION OF HIS MANY CONTRIBUTIONS TO THE STATE OF ARKANSAS AND HIS LOCAL COMMUNITY.

House Concurrent Memorial Resolution No. 1001 was read the third time and concurred in.

(SIGNED) ANN CORNWELL, SECRETARY

House Concurrent Memorial Resolution No. 1001 was ordered immediately returned to the House as concurred in.

The President declared the morning hour to have expired.

On motion of Senator J. Jeffress, Senate Bill No.16 was called up for third reading and final disposition.

SENATE BILL NO. 16
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT CONCERNING LETTERS OF CREDIT OR CERTIFICATES OF DEPOSIT FILED WITH THE PROFESSIONAL BAIL BOND COMPANY AND PROFESSIONAL BAIL BONDSMAN LICENSING BOARD; AND FOR OTHER PURPOSES.

Senate Bill No. 16 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 16 was ordered immediately transmitted to the House as passed.

On motion of Senator D. Johnson, Senate Bill No. 80 was called up for third reading and final disposition.

SENATE BILL NO. 80
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS OF THE ARKANSAS NONPROFIT CORPORATION ACT OF 1993; AND FOR OTHER PURPOSES.

Senate Bill No. 80 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 80 was ordered immediately transmitted to the House as passed.

On motion of Senator Smith, **Senate Bill No. 53** was called up for third reading and final disposition.

SENATE BILL NO. 53
As Engrossed: S1/26/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR T. SMITH

A Bill for an Act to be Entitled: *AN ACT TO MAKE THE INSURANCE COMMISSIONER SERVE AT THE PLEASURE OF THE GOVERNOR; AND FOR OTHER PURPOSES.*

Senate Bill No. 53 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 53 was ordered immediately transmitted to the House as passed.

On motion of Senator D. Johnson, **House Bill No. 1117** was called up for third reading and final disposition.

HOUSE BILL NO. 1117
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MALOCH

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE 2008 HOUSING ACT VOLUME CAP; AND FOR OTHER PURPOSES.

House Bill No. 1117 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1117 was ordered immediately returned to the House as passed.

On motion of Senator Laverty, [Senate Bill No. 220](#) was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed on the Calendar.

On motion of Senator Laverty, [Senate Bill No. 220](#) was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

On motion of Senator Laverty, [Senate Bill No. 221](#) was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

On motion of Senator Laverty, [Senate Bill No. 221](#) was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

On motion of Senator Faris, [House Bill No. 1019](#) was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator Baker, [Senate Bill No. 194](#) was withdrawn from the Committee on Joint Budget, and placed back on second reading for purpose of Amendment No. 1.

[ARKANSAS SENATE](#)
[EIGHTY-SEVENTH GENERAL ASSEMBLY](#)
[REGULAR SESSION](#)
[Amendment No. 1 to SENATE BILL NO. 194](#)

Amend [Senate Bill No. 194](#) as originally introduced:

Delete Section 23 in its entirety and substitute the following:

" SECTION 23. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER PROVISION - INDUSTRY TRAINING. If during ~~either year of the 2007-2009 fiscal biennium year,~~ the Industry Training Division effects savings in Item ~~(05) (08), Industry Training Program~~ State Operations Section of this Act, such savings may be transferred to item (02), Extra Help or item (04), Maintenance and General Operations, of the ~~Industry Training~~ State Operations Section of this Act, after obtaining approval of the Chief Fiscal Officer of the State and after prior review by the Legislative Council or Joint Budget Committee. In addition, if any savings are effected in ~~either year of the 2007-2009 fiscal biennium year~~ in item (04), Maintenance and General Operations, of the ~~Industry Training~~ State Operations Section of this Act, such savings may be transferred to item ~~(05) (08), Industry Training Program,~~ of the ~~Industry Training~~ State Operations Section of this Act, after obtaining approval of the Chief Fiscal Officer of the State and after prior approval by the Legislative Council or Joint Budget Committee.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the prerogative of the General Assembly. This is usually accomplished by delineating such maximums in the appropriation act(s) for a state agency and the general revenue allocations authorized for each fund and fund account by amendment to the Revenue Stabilization law. Further, the General Assembly has determined that the Department of Economic Development may operate more efficiently if some flexibility is provided to the Department of Economic Development authorizing broad powers under this Section. Therefore, it is both necessary and appropriate that the General Assembly maintain oversight by requiring prior approval of the Legislative Council or Joint Budget Committee as provided by this section. The requirement of approval by the Legislative Council or Joint Budget Committee is not a severable part of this section. If the requirement of approval by the Legislative Council or Joint Budget Committee is ruled unconstitutional by a court of competent jurisdiction, this entire section is void.

The provisions of this section shall be in effect only from July 1, ~~2007~~ 2009 through June 30, ~~2009~~ 2010."

(SIGNED) GILBERT BAKER

The Amendment was read for the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 194 was ordered engrossed.

On motion of Senator Baker, the Senate resolved itself into the Committee of the Whole for the purpose of Joint Budget Bills.

Without objection, the Committee of the Whole was dissolved, and the Senate took up its regular order of business.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 37** at this time.

On motion of Senator Baker, **Senate Bill No. 37** was called up for third reading and final disposition.

SENATE BILL NO. 37
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING, RESEARCH AND DEVELOPMENT EXPENSES FOR THE ARKANSAS BEEF COUNCIL FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 37 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 37**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 37 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 42** at this time.

On motion of Senator Baker, **Senate Bill No. 42** was called up for third reading and final disposition.

**SENATE BILL NO. 42
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES, RESEARCH, PROMOTION AND CONSUMER ACTIVITIES FOR THE ARKANSAS CATFISH PROMOTION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 42 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 42**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

<vote> AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	27

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 42 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 44** at this time.

On motion of Senator Baker, **Senate Bill No. 44** was called up for third reading and final disposition.

SENATE BILL NO. 44
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES FOR THE ARKANSAS BOARD OF HEALTH EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 44 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 44**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	27

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 44 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 51** at this time.

On motion of Senator Baker, **Senate Bill No. 51** was called up for third reading and final disposition.

**SENATE BILL NO. 51
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS BOARD OF EXAMINERS IN COUNSELING FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 51 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 51**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

<vote> AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 51 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 52** at this time.

On motion of Senator Baker, **Senate Bill No. 52** was called up for third reading and final disposition.

**SENATE BILL NO. 52
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE BURIAL ASSOCIATION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 52 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 52**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 52 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 57** at this time.

On motion of Senator Baker, **Senate Bill No. 57** was called up for third reading and final disposition.

**SENATE BILL NO. 57
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF EMBALMERS AND FUNERAL DIRECTORS FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 57 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 57**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 57 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 84** at this time.

On motion of Senator Baker, **Senate Bill No. 84** was called up for third reading and final disposition.

**SENATE BILL NO. 84
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS TOWING AND RECOVERY BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 84 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 84**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 84 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 92** at this time.

On motion of Senator Baker, **Senate Bill No. 92** was called up for third reading and final disposition.

**SENATE BILL NO. 92
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE LIQUEFIED PETROLEUM GAS BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 92 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 92**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Lavery, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 92 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 98** at this time.

On motion of Senator Baker, **Senate Bill No. 98** was called up for third reading and final disposition.

**SENATE BILL NO. 98
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF RURAL SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 98 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 98**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 98 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 99** at this time.

On motion of Senator Baler, **Senate Bill No. 99** was called up for third reading and final disposition.

**SENATE BILL NO. 99
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF PARKS AND TOURISM - ARKANSAS HISTORY COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 99 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 99**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Lavery, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 99 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 109** at this time.

On motion of Senator Baker, **Senate Bill No. 109** was called up for third reading and final disposition.

**SENATE BILL NO. 109
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF COLLECTION AGENCIES FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 109 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 109**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 109 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 111** at this time.

On motion of Senator Baker, **Senate Bill No. 111** was called up for third reading and final disposition.

**SENATE BILL NO. 111
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS DEPARTMENT OF AERONAUTICS FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 111 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 111**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Lavery, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 111 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 114** at this time.

On motion of Senator Baker, **Senate Bill No. 114** was called up for third reading and final disposition.

**SENATE BILL NO. 114
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR SALARIES AND EXPENSES OF THE GOVERNOR'S LEGISLATIVE LIAISONS, LEGISLATIVE CLERK, LEGISLATIVE ASSISTANT CLERK, LEGISLATIVE SENIOR ADMINISTRATIVE ASSISTANT, LEGISLATIVE RECEPTIONIST AND LEGISLATIVE ADMINISTRATIVE ASSISTANT DURING THE EIGHTY-SEVENTH SESSION OF THE ARKANSAS GENERAL ASSEMBLY FOR THE OFFICE OF THE GOVERNOR FOR THE FISCAL YEAR ENDING JUNE 30, 2009; AND FOR OTHER PURPOSES.

Senate Bill No. 114 was placed on third reading and final disposition, the question being: Shall the Bill pass?

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total	35
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 114**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

The Secretary called the roll, and the following members voted:

AFFIRMATIVE: Altes, G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, H. Wilkins, Wilkinson, D. Wyatt.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 114 was ordered immediately transmitted to the House.

SENATE CONCURRENT RESOLUTION NO. 4

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS TEAGUE, HORN & WILKINSON

BY: REPRESENTATIVES COLE, GLIDEWELL, PENNARTZ, BREEDLOVE,
ABERNATHY, RICE, R. GREEN, HARRELSON, L. COWLING, WELLS, S.
MALONE & PYLE

SENATE CONCURRENT RESOLUTION RECOMMENDING THAT THE CONGRESS, THE ARKANSAS CONGRESSIONAL DELEGATION, THE PRESIDENT OF THE UNITED STATES, THE SECRETARY OF THE DEPARTMENT OF TRANSPORTATION, AND THE DIRECTOR OF THE FEDERAL HIGHWAY ADMINISTRATION ENSURE THAT A SIGNIFICANT PORTION OF FUNDING FOR TRANSPORTATION INFRASTRUCTURE BE COMMITTED TO COMPLETE CONSTRUCTION OF I-49 BETWEEN TEXARKANA, ARKANSAS, AND FT. SMITH, ARKANSAS.

Senate Concurrent Resolution No. 4 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

SENATE MEMORIAL RESOLUTION NO. 1

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS J. KEY AND LAVERTY

SENATE RESOLUTION IN RESPECTFUL MEMORY OF MR. CLIFFORD D. TOMLINSON.

Senate Memorial Resolution No. 1 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 253
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS FARIS AND B. PRITCHARD

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE PRESIDENTIAL PREFERENTIAL PRIMARY ELECTION; TO MOVE THE DATE OF THE PRIMARY ELECTIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 253 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 254
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. JOHNSON
BY: REPRESENTATIVES HARRELSON, BARNETT & D. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO ENACT THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT (2006); AND FOR OTHER PURPOSES.

Senate Bill No. 254 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

Senate Bill No. 77 was returned from the House as passed and ordered enrolled.

Received from the House

HOUSE BILL NO. 1005
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ABERNATHY

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DEFINITION OF MISCELLANEOUS FUNDS USED IN CALCULATING FOUNDATION FUNDING FOR PUBLIC SCHOOL DISTRICTS; AND FOR OTHER PURPOSES.

House Bill No. 1005 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

Received from the House

HOUSE BILL NO. 1109
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HARRELSON

A Bill for an Act to be Entitled: AN ACT TO ENSURE THE STATE BOARD OF HEALTH POSSESSES SUBPOENA POWER; AND FOR OTHER PURPOSES.

House Bill No. 1109 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1119

As Engrossed: H1/23/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES KERR, *ENGLISH* & *J. BURRIS*

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT *WIRELESS* TELEPHONE USE BY DRIVERS WHO ARE UNDER EIGHTEEN YEARS OF AGE; TO REQUIRE DRIVERS WHO ARE EIGHTEEN TO TWENTY YEARS OF AGE TO USE HANDS-FREE *WIRELESS* TELEPHONES; TO PROHIBIT DRIVERS WHO ARE EIGHTEEN TO TWENTY YEARS OF AGE FROM USING HANDHELD *WIRELESS* TELEPHONES; AND FOR OTHER PURPOSES.

House Bill No. 1119 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 1154

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE SAMPLE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THE EFFECTIVE DATE FOR THE RECEIPT OF BENEFITS BY SURVIVING SPOUSES OF A DECEASED MEMBER OF THE POLICEMEN'S PENSION AND RELIEF FUND; AND FOR OTHER PURPOSES.

House Bill No. 1154 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1170
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES LOWERY, MALOCH, REYNOLDS, HAWKINS & HOYT
BY: SENATORS TRUSTY, B. JOHNSON, MILLER & CAPPS

A Bill for an Act to be Entitled: AN ACT TO ALLOW FLEXIBILITY IN THE REPORTING OF SEVERED NATURAL GAS; AND FOR OTHER PURPOSES.

House Bill No. 1170 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1171
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MALOCH

A Bill for an Act to be Entitled: AN ACT TO MAKE THE PROSECUTING ATTORNEY OF THE THIRTEENTH JUDICIAL DISTRICT A DIVISION A PROSECUTOR; AND FOR OTHER PURPOSES.

House Bill No. 1171 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on ENROLLED BILLS, to whom was referred:

SENATE BILL NO. 77, BY SENATOR MADISON,
SENATOR J. JEFFRESS,
SENATOR SALMON ET AL,

beg leave to report that we have carefully compared the enrolled copy with the original and we find the same correctly enrolled and have at 2:45 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 77

RECEIVED the above papers from the Secretary of the Senate this 28th day of January 2009, at 2:45 p.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) J. D. Lowery
Secretary

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

January 28, 2009

Mr. President:

We, your Committee on ENGROSSED BILLS, to whom was referred:

SENATE BILL NO. 194, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the engrossed copy with the original and we find the same correctly engrossed.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

On motion of Senator Baker, **Senate Bill No. 194** was ordered re-referred to the Committee on Joint Budget.

On motion of Senator Madison and without objection, the Governor requested to return **Senate Bill No. 77** for further consideration.

STATE OF ARKANSAS

ARKANSAS SENATE

State Capitol

Little Rock, Arkansas 72201

ANN CORNWELL
Secretary of the Senate
State Capitol, Room 320
Little Rock, Arkansas 72201

January 28, 2009

The Honorable Mike Beebe
Governor of Arkansas
Executive Chambers
State Capitol
Little Rock, Arkansas

Dear Governor Beebe:

The Senate respectfully requests the return to the Senate, of Senate Bill 77.

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of Senate

AC:as

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR
State Capitol
Little Rock 72201

January 28, 2009

TO THE PRESIDENT:

Dear Mr. President:

This is to inform you that on January 28, 2009, I returned Senate Bill 77 as requested by the Senate.

Sincerely,

(SIGNED) MIKE BEEBE
Governor

Senate Bill No. 77 returned from the Governor as requested.

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

STATE CAPITOL
LITTLE ROCK, ARKANSAS 72201

January 26, 2009

The Honorable Bob Johnson
Senate President Pro Tempore
State Chambers, State Capitol
Little Rock, Arkansas 72201

Dear Senator Johnson:

Pursuant to the authority vested in me by the Constitution of Arkansas, I am submitting the following appointments to be confirmed.

I respectfully submit these appointments to your honorable body and request that they be Confirmed.

Sincerely,

(SIGNED) MIKE BEEBE
GOVERNOR

SENATOR STEVE BRYLES
SENATOR CONFIRMATIONS 2009

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Bruce Harlan Mississippi County	January 14, 2015	State Crime Laboratory Board
Roger Pohlner Poinsett County	June 30, 2010	Arkansas Rice Research and Promotion Board
Judge Steve McGuire Mississippi County	June 1, 2012	Ar. Workforce Investment Board
Bobby Gammill Mississippi County	July 1, 2012	Boll Weevil Eradication Committee
Dr. Anes Abraham Mississippi County	December 31, 2008	Arkansas Northeastern College Board Trustees
Mike Gibson Mississippi County	January 14, 2014	Arkansas State University Board of Trustees

SENATOR JIM LUKER
SENATOR CONFIRMATIONS 2009

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Terry Woodward Cross County	June 1, 2011	State Board of Embalmers and Funeral Directors
Phyllis Stinson Monroe County	June 8, 2013	Mississippi River Parkway Commission
Bryan Moery Cross County	June 30, 2010	Arkansas Rice Research and Promotion Board
William "Bart" Turner Crittenden County	June 30, 2010	Arkansas Wheat Promotion Board
Tim Smith Monroe County	June 30, 2010	Arkansas Wheat Promotion Board
(Luker Continued)		
Michael Richardson Monroe County	July 1, 2010	Arkansas Corn and Grain Sorghum Promotion Board
Frances Harper Monroe County	June 30, 2013	Crowley's Ridge Technical Institute Board of Directors

SENATOR TRACY STEELE
SENATOR CONFIRMATIONS 2009

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Delois Sykes Pulaski County	July 1, 2010	Emergency Medical Services Advisory Board
Glenna Butler Pulaski County	June 22, 2011	Arkansas Towing and Recovery Board
Debbie Hoofman Pulaski County	January 14, 2012	Keep Arkansas Beautiful Commission

SENATOR HENRY "HANK" WILKINS, IV
SENATOR CONFIRMATIONS 2009

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Sherica Smith Jefferson County	June 1, 2010	Governor's Commission on People with Disabilities

Cora Bradshaw Lincoln County	April 26, 2013	Ar. State Board of Architects
Donald Warren Jefferson County	June 1, 2011	State Bd. of Embalmers and Funeral Directors
Clifford Flowers Jefferson County	July 7, 2015	Southeast Ar. College Board of Trustees

January 28, 2009

The Honorable Mike Beebe
Governor of Arkansas
State Capitol Building
Little Rock, Arkansas 72201

Dear Governor Beebe:

This is to advise that the Senate of the Regular Session of the Eighty-Seventh General Assembly, on a motion of Senator Steve Bryles, advised with and consented unanimously to the enclosed appointments heretofore submitted to this honorable body.

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Bruce Harlan Mississippi County	January 14, 2015	State Crime Laboratory Board
Roger Pohlner Poinsett County	June 30, 2010	Arkansas Rice Research and Promotion Board
Judge Steve McGuire Mississippi County	June 1, 2012	Ar. Workforce Investment Board
Bobby Gammill Mississippi County	July 1, 2012	Boll Weevil Eradication Committee
Dr. Anes Abraham Mississippi County	December 31, 2008	Arkansas Northeastern College Board Trustees
<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Mike Gibson Mississippi County	January 14, 2014	Arkansas State University Board of Trustees

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate

AC/as

Cc: The Honorable Charlie Daniels, Secretary of State
Mica Strother, Director of Boards and Commissions

January 28, 2009

The Honorable Mike Beebe
Governor of Arkansas
State Capitol Building
Little Rock, Arkansas 72201

Dear Governor Beebe:

This is to advise that the Senate of the Regular Session of the Eighty-Seventh General Assembly, on a motion of Senator Jim Luker, advised with and consented unanimously to the enclosed appointments heretofore submitted to this honorable body.

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Terry Woodward Cross County	June 1, 2011	State Board of Embalmers and Funeral Directors
Phyllis Stinson Monroe County	June 8, 2013	Mississippi River Parkway Commission
Bryan Moery Cross County	June 30, 2010	Arkansas Rice Research and Promotion Board
William "Bart" Turner Crittenden County	June 30, 2010	Arkansas Wheat Promotion Board
Tim Smith Monroe County	June 30, 2010	Arkansas Wheat Promotion Board

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Michael Richardson Monroe County	July 1, 2010	Arkansas Corn and Grain Sorghum Promotion Board
Frances Harper Monroe County	June 30, 2013	Crowley's Ridge Technical Institute Board of Directors

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate

AC/as
Cc: The Honorable Charlie Daniels, Secretary of State
Mica Strother, Director of Boards and Commissions

The Honorable Mike Beebe
January 28, 2009

The Honorable Mike Beebe
Governor of Arkansas
State Capitol Building
Little Rock, Arkansas 72201

Dear Governor Beebe:

This is to advise that the Senate of the Regular Session of the Eighty-Seventh General Assembly, on a motion of Senator Tracy Steele, advised with and consented unanimously to the enclosed appointments heretofore submitted to this honorable body.

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Delois Sykes Pulaski County	July 1, 2010	Emergency Medical Services Advisory Board
Glenna Butler Pulaski County	June 22, 2011	Arkansas Towing and Recovery Board
Debbie Hoofman Pulaski County	January 14, 2012	Keep Arkansas Beautiful Commission

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate

AC/as

Cc: The Honorable Charlie Daniels, Secretary of State

Governor of Arkansas
State Capitol Building
Little Rock, Arkansas 72201

Dear Governor Beebe:

This is to advise that the Senate of the Regular Session of the Eighty-Seventh General Assembly, on a motion of Senator Henry "Hank" Wilkins, IV, advised with and consented unanimously to the enclosed appointments heretofore submitted to this honorable body.

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Sherica Smith Jefferson County	June 1, 2010	Governor's Commission on People with Disabilities
Cora Bradshaw Lincoln County	April 26, 2013	Arkansas State Board of Architects
Donald Warren Jefferson County	June 1, 2011	State Board of Embalmers and Funeral Directors

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Clifford Flowers Jefferson County	July 7, 2015	Southeast Arkansas College Board of Trustees

Respectfully submitted,

(SIGNED) ANN CORNWELL
Secretary of the Senate

AC/as

Cc: The Honorable Charlie Daniels, Secretary of State
Mica Strother, Director of Boards and Commissions

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 16
SENATE BILL NO. 37
SENATE BILL NO. 42
SENATE BILL NO. 44
SENATE BILL NO. 51
SENATE BILL NO. 52
SENATE BILL NO. 53
SENATE BILL NO. 57
SENATE BILL NO. 80
SENATE BILL NO. 84
SENATE BILL NO. 92
SENATE BILL NO. 98
SENATE BILL NO. 99
SENATE BILL NO. 109
SENATE BILL NO. 111
SENATE BILL NO. 114

HOUSE BILL RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1117

HOUSE CONCURRENT MEMORIAL RESOLUTION RETURNED
TO THE HOUSE AS CONCURRED IN

HOUSE CONCURRENT MEMORIAL RESOLUTION NO. 1001

SENATE BILL RETURNED FROM THE HOUSE

AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 77

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1005

HOUSE BILL NO. 1109

HOUSE BILL NO. 1119

HOUSE BILL NO. 1154

HOUSE BILL NO. 1170

HOUSE BILL NO. 1171

On motion of Senator Whitaker, the Senate adjourned until 11:00 a.m.,
Thursday, January 29, 2009.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE