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

Little Rock, Arkansas

February 19, 2009

The Senate was called to order at 11:00 o'clock a.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,
WILKINSON, WYATT.

Leave requested for Senator Wilkins.

The Senate was led in prayer by Senator Steele.

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On motion of Senator Madison, **Senate Bill No. 68** was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.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. 68

Amend **Senate Bill No. 68** as originally introduced:

Page 21, delete lines 31 through 36

AND

Page 22, delete lines 1 through 9

AND

Appropriately renumber subsequent sections of the bill

(SIGNED) SENATOR MADISON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 68 was ordered engrossed.

On motion of Senator Smith, **Senate Bill No. 307** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 307

Amend **Senate Bill No. 307** as engrossed, S2/17/09:
Page 2, line 15, delete "American" and substitute "National"

(SIGNED) SENATOR SMITH

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 307 was ordered engrossed.

On motion of Senator Thompson, **Senate Bill No. 347** was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of Amendment No. 1.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. 347

Amend **Senate Bill No. 347** as originally introduced:
By adding the following Senate co-sponsor:

"J. Jeffress";

AND

By adding the following Representative co-sponsors:

"T. Baker, Kidd, Wagner, B. Wilkins".

(SIGNED) SENATOR THOMPSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 347 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

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

SENATE BILL NO. 68, BY SENATOR MADISON,

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 Madison, Senator Bill No. 68 was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

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

SENATE BILL NO. 307, BY SENATOR SMITH,

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 Smith, **Senate Bill No. 307** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

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

SENATE BILL NO. 347, BY SENATORS R. THOMPSON AND
BOOKOUT

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 Thompson, **Senate Bill No. 347** was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

We, your Committee on INSURANCE & COMMERCE, to whom was referred:

HOUSE BILL NO. 1037, BY REPRESENTATIVE D. CREEKMORE,
HOUSE BILL NO. 1431, BY REPRESENTATIVE L. COWLING,
HOUSE BILL NO. 1433, BY REPRESENTATIVE MALOCH,

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 HORN
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

SENATE BILL NO. 361, BY SENATOR LUKER,

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 JERRY TAYLOR
VICE-CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

HOUSE BILL NO. 1349, BY REPRESENTATIVE COOK,

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 JIM LUKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, to whom was referred:

SENATE BILL NO. 56, 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 as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR S. FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

We, your Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS,
to whom was referred:

HOUSE BILL NO. 1376, BY REPRESENTATIVE STEWART,

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 S. FARIS
CHAIRMAN

On motion of Senator J. Jeffress, the Senate resolved itself into the Committee of the Whole for the purpose of commending Ashley County for firewise communities certification from the Arkansas Forestry Commission and acknowledging John Shannon and Butch Calhoun as well as County Judge Emory Austin. Jim Skender, Coordinator, was presented the citation.

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

On motion of Senator J. Jeffress, **Senate Concurrent Resolution No. 6** was called up for third reading and final disposition.

**SENATE CONCURRENT RESOLUTION NO. 6
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. JEFFRESS
BY: REPRESENTATIVES CHEATHAM AND MOORE**

SENATE CONCURRENT RESOLUTION COMMENDING ASHLEY COUNTY AND ITS COMMUNITIES FOR OBTAINING THE FIREWISE COMMUNITIES CERTIFICATION FROM THE ARKANSAS FORESTRY COMMISSION.

Senate Concurrent Resolution No. 6 was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Concurrent Resolution No. 6 was ordered immediately transmitted to the House.

On motion of Senator Thompson, **Senate Concurrent Resolution No. 7** was called up for third reading and final disposition.

**SENATE CONCURRENT RESOLUTION NO. 7
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR R. THOMPSON
BY: REPRESENTATIVE HARRELSON**

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

Senate Concurrent Resolution No. 7 was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Concurrent Resolution No. 7 was ordered immediately transmitted to the House.

On motion of Senator Thompson, **House Bill No. 1213** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1213

Amend **House Bill No. 1213** as originally introduced:

Page 2, line 29, delete "~~circut~~" and substitute "circuit"

AND

Page 2, line 30, delete "district"

AND

Page 7, delete lines 23 through 27, and substitute the following:

~~"(b)(1) If a jury trial is requested and upon motion of either party or upon his or her own motion, the circuit judge may order that the commercial lease eviction case be heard at the next term of court following the tenant's appearance.~~

~~(2) If the amount of rent is in controversy, the court shall"~~

AND

Page 7, line 29, delete "(3)(A)" and substitute "~~(3)(A)~~(2)(A)"

AND

Page 8, line 1, delete "(4)" and substitute "~~(4)~~(3)"

AND

Page 8, line 6, delete "(5)" and substitute "~~(5)~~(4)"

(SIGNED) SENATOR R. THOMPSON

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1213 was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Trusty, **Senate Bill No. 154** was called up for third reading and final disposition.

**SENATE BILL NO. 154
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TRUSTY**

A Bill for an Act to be Entitled: AN ACT TO PROTECT THE HEALTH AND SAFETY OF ARKANSAS'S CHILDREN; TO PROHIBIT SALES AND DISTRIBUTION OF NOVELTY LIGHTERS; AND FOR OTHER PURPOSES.

Senate Bill No. 154 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....34
 Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 154 was ordered immediately transmitted to the House as passed.

On motion of Senator Bryles, **Senate Bill No. 320** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Whitaker, **Senate Bill No. 105** was withdrawn from the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, and placed on the Calendar.

Without objection, **Senate Bill No. 105** was withdrawn by the author, Senator Whitaker.

On motion of Senator Key, **Senate Bill No. 350** was called up for third reading and final disposition.

**SENATE BILL NO. 350
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY
BY: REPRESENTATIVE J. DICKINSON**

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE KINSHIP FOSTER CARE PROGRAM IN THE DIVISION OF CHILDREN AND FAMILY SERVICES OF THE DEPARTMENT OF HUMAN SERVICES; AND FOR OTHER PURPOSES.

Senate Bill No. 350 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 350 was ordered immediately transmitted to the House as passed.

On motion of Senator Key, **Senate Bill No. 351** was called up for third reading and final disposition.

SENATE BILL NO. 351
As Engrossed: S2/16/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY
BY: REPRESENTATIVE J. DICKINSON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE PROVISIONS REGARDING THE ELIGIBILITY FOR A RELATIVE GUARDIANSHIP SUBSIDY FOR A CHILD; AND FOR OTHER PURPOSES.

Senate Bill No. 351 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 351 was ordered immediately transmitted to the House as passed.

On motion of Senator Key, **Senate Bill No. 352** was called up for third reading and final disposition.

SENATE BILL NO. 352
As Engrossed: S2/16/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY
BY: REPRESENTATIVE J. DICKINSON

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE JURISDICTION OF MATTERS INVOLVING JUVENILES AND THE QUALIFICATIONS FOR GUARDIANS OF MINORS; AND FOR OTHER PURPOSES.

Senate Bill No. 352 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 352 was ordered immediately transmitted to the House as passed.

On motion of Senator Madison, **Senate Bill No. 359** was called up for third reading and final disposition.

SENATE BILL NO. 359
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS MADISON, SALMON, TEAGUE, J. KEY, D. JOHNSON, BRYLES,
R. THOMPSON, P. MALONE, GLOVER & WHITAKER
BY: REPRESENTATIVE POWERS

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ARKANSAS FOSTER YOUTH TRANSITIONAL PLAN; AND FOR OTHER PURPOSES.

Senate Bill No. 359 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
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. 359 was ordered immediately transmitted to the House as passed.

On motion of Senator J. Jeffress, **Senate Bill No. 156** was called up for third reading and final disposition.

SENATE BILL NO. 156
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE § 5-60-116 CONCERNING INHALATION OF INTOXICATING COMPOUNDS; TO PROHIBIT ALCOHOL VAPORIZING DEVICES IN CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

Senate Bill No. 156 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 156 was ordered immediately transmitted to the House as passed.

On motion of Senator J. Jeffress, **Senate Bill No. 15** was called up for third reading and final disposition.

SENATE BILL NO. 15
As Engrossed: S2/10/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE SERVICE OF A SUMMONS ON A BAIL BOND SURETY; AND FOR OTHER PURPOSES.

Senate Bill No. 15 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 15 was ordered immediately transmitted to the House as passed.

On motion of Senator Wilkinson, **House Bill No. 1370** was called up for third reading and final disposition.

**HOUSE BILL NO. 1370
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BREEDLOVE**

A Bill for an Act to be Entitled: AN ACT TO EXEMPT COUNTY INSPECTORS AND CODE ENFORCEMENT OFFICERS FROM LAW ENFORCEMENT TRAINING REQUIREMENTS; AND FOR OTHER PURPOSES.

House Bill No. 1370 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1370 was ordered immediately returned to the House as passed.

On motion of Senator Thompson, **House Bill No. 1331** was called up for third reading and final disposition.

**HOUSE BILL NO. 1331
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WILLIAMS**

A Bill for an Act to be Entitled: AN ACT CONCERNING FEES FOR THE ISSUANCE OF WRITS OF GARNISHMENT AND EXECUTION; AND FOR OTHER PURPOSES.

House Bill No. 1331 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 1331 was ordered immediately returned to the House as passed.

On motion of Senator Horn, **House Bill No. 1232** was called up for third reading and final disposition.

HOUSE BILL NO. 1232

As Engrossed: H1/27/09 H1/28/09 H2/4/09 H2/5/09 H2/9/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

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

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

A Bill for an Act to be Entitled: AN ACT TO CREATE THE LONG-TERM CARE QUALITY IMPROVEMENT ACT; AND FOR OTHER PURPOSES.

House Bill No. 1232 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1232 was ordered immediately returned to the House as passed.

On motion of Senator Broadway, Senate Bill No. 226 was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Malone, House Bill No. 1367 was called up for third reading and final disposition.

HOUSE BILL NO. 1367
 EIGHTY-SEVENTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVE PENNARTZ
 BY: SENATOR P. MALONE

A Bill for an Act to be Entitled: AN ACT TO IMPROVE DENTAL HEALTH AMONG PATIENTS IN FACILITIES OF THE DEPARTMENT OF CORRECTION OR DEPARTMENT OF COMMUNITY CORRECTION; TO CLARIFY THE DUTIES OF DENTAL HYGIENISTS IN FACILITIES OF THE DEPARTMENT OF CORRECTION OR DEPARTMENT OF COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.

House Bill No. 1367 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
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. 1367 was ordered immediately returned to the House as passed.

On motion of Senator Malone, House Bill No. 1375 was called up for third reading and final disposition.

HOUSE BILL NO. 1375
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PENNARTZ
BY: SENATOR P. MALONE

A Bill for an Act to be Entitled: AN ACT TO PROTECT THE HEALTH OF INMATES COMMITTED TO THE DEPARTMENT OF CORRECTION; TO ENSURE THAT ORDERS BY MEDICAL PROVIDERS FOR RESTRICTIONS ON WORK BY INMATES ARE FOLLOWED BY THE DEPARTMENT OF CORRECTION; AND FOR OTHER PURPOSES.

House Bill No. 1375 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1375 was ordered immediately returned to the House as passed.

On motion of Senator Bledsoe, House Bill No. 1113 was called up for third reading and final disposition.

HOUSE BILL NO. 1113

As Engrossed: H2/3/09, H2/11/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES D. CREEKMORE, LEA, DISMANG, ENGLISH, GREENBERG, G. SMITH, RICE, J. BURRIS, S. MALONE, CLEMMER, M. MARTIN, RAGLAND, BARNETT, GARNER, BAIRD, BREEDLOVE, J. DICKINSON, GLIDEWELL, LOWERY, SUMMERS, WELLS, ADCOCK, MALOCH & DALE
 BY: SENATORS BLEDSOE, GLOVER, G. BAKER, TRUSTY, J. TAYLOR & ALTES

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT PARTIAL-BIRTH ABORTIONS; AND FOR OTHER PURPOSES.

Senator Madison spoke against the Bill.

Senator Miller spoke for the Bill.

Senator Glover spoke for the Bill.

Senator Bledsoe closed for the Bill.

House Bill No. 1113 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, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, J. Key, Laverty, Luker, P. Malone, Miller, B. Pritchard, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, Wilkinson, D. Wyatt.

Total30

NEGATIVE: D. Johnson, Madison, Salmon.

Total3

ABSENT OR NOT VOTING: Elliott.

Total2

VOTING PRESENT:

Total0

Total number of votes cast33

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 **House Bill No. 1113**, 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, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, J. Key, Lavery, Luker, P. Malone, Miller, B. Pritchard, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, Whitaker, Wilkinson, D. Wyatt.

Total30

NEGATIVE: D. Johnson, Madison, Salmon.

Total3

ABSENT OR NOT VOTING: Elliott.

Total2

VOTING PRESENT:

Total0

Total number of votes cast33

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1113 was ordered immediately returned to the House as passed.

STATE OF ARKANSAS
ARKANSAS SENATE
State Capitol
Little Rock, Arkansas 72201

February 19, 2009

Ms. Ann Cornwell
Secretary of the Senate
State Capitol, Room 315
Little Rock, Arkansas 72201

Dear Ms. Cornwell:

During session on Thursday, February 19, 2009, House Bill No. 1113 was brought up for 3rd reading and vote. I was recorded as voting for this bill but I did not vote on this piece of legislation. Please file this letter in the Senate Journal along with the roll call that was taken on House Bill No. 1113.

Thank you,

Senator Jim Luker
District 17

On motion of Senator Steele, **House Bill No. 1267** was called up for third reading and final disposition.

HOUSE BILL NO. 1267
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE SHELBY
BY: SENATOR STEELE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS ORTHOTICS, PROSTHETICS, AND PEDORTHICS PRACTICE ACT OF 2007; AND FOR OTHER PURPOSES.

House Bill No. 1267 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 1267 was ordered immediately returned to the House as passed.

On motion of Senator Key, **House Bill No. 1382** was called up for third reading and final disposition.

**HOUSE BILL NO. 1382
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION**

BY: REPRESENTATIVES HYDE, ALLEN, L. COWLING, T. BAKER, COOK, BARNETT, BLOUNT, CHEATHAM, CASH, T. BRADFORD, J. BROWN, CARROLL, J. BURRIS, M. MARTIN, WORD, WILLIAMS, LOWERY, LOVELL, KING, WELLS, TYLER, WEBB, KIDD, STEWART, G. SMITH, KERR, INGRAM, ADCOCK, SLINKARD, D. HUTCHINSON, HOYT, HOUSE, SAMPLE, SAUNDERS, HAWKINS, SHELBY, T. ROGERS, J. ROEBUCK, REEP, REYNOLDS, RICE, HARDY, GREENBERG, R. GREEN, GEORGE, POWERS, ENGLISH, PENNARTZ, NIX, PERRY, PIERCE, J. EDWARDS, NICKELS, MOORE, MAXWELL, DAVIS, J. DICKINSON & MCLEAN

BY: SENATORS J. JEFFRESS, BROADWAY, HORN, D. WYATT, SALMON, MADISON, TEAGUE, LAVERTY, WILKINSON, T. SMITH & J. KEY

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE FINES FOR MISDEMEANOR OFFENSES AND VIOLATIONS; TO PROVIDE ADDITIONAL FUNDING FOR COUNTY JAILS; TO AUTHORIZE A LEVY TO DEFRAY THE COST OF INCARCERATING COUNTY PRISONERS; TO AUTHORIZE TEMPORARY DISTRIBUTION OF FUNDS RAISED BY INCREASED MISDEMEANOR AND VIOLATION FINES; AND FOR OTHER PURPOSES.

House Bill No. 1382 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

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 **House Bill No. 1382**, 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, Wilkinson, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total1

VOTING PRESENT:

Total0

Total number of votes cast34

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1382 was ordered immediately returned to the House as passed.

On motion of Senator Teague, **House Bill No. 1374** was called up for third reading and final disposition.

HOUSE BILL NO. 1374
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE STEWART
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MILITARY CODE OF ARKANSAS TO MAKE SEXUAL MISCONDUCT AND SEXUAL HARASSMENT OFFENSES PUNISHABLE BY COURT MARTIAL; AND FOR OTHER PURPOSES.

House Bill No. 1374 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, Wilkinson, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast	34
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. 1374 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

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

HOUSE BILL NO. 1213, BY REPRESENTATIVE PATTERSON,

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 Thompson, **House Bill No. 1213** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

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

SENATE BILL NO. 94, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 97, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 200, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 202, BY JOINT BUDGET COMMITTEE,

SENATE BILL NO. 382, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 383, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 384, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 385, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 386, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 387, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 388, 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

February 19, 2009

Mr. President:

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

SENATE BILL NO. 355, BY SENATOR LUKER,

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 GILBERT BAKER
 CHAIRMAN

SENATE BILL NO. 426
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS CODE TO PROVIDE FOR INCREASED SECURITY IN THE ISSUANCE OF TEMPORARY MOTOR VEHICLE BUYER'S TAGS; AND FOR OTHER PURPOSES.

Senate Bill No. 426 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

SENATE BILL NO. 427
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS BRYLES AND D. WYATT
BY: REPRESENTATIVES J. DICKINSON AND LOVELL

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR MARKED TREE TECHNICAL CENTER COSTS ASSOCIATED WITH CONSTRUCTING AND EQUIPPING A CLASSROOM BUILDING FOR THE ARKANSAS STATE UNIVERSITY - NEWPORT FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

Senate Bill No. 427 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 428
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BRYLES
BY: REPRESENTATIVE LOVELL

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - NEWPORT FOR MARKED TREE TECHNICAL CENTER CRITICAL MAINTENANCE, LIBRARY HOLDINGS, TECHNOLOGY AND EQUIPMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 428 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 429
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR STEELE

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS OF THE DEPARTMENT OF WORKFORCE SERVICES LAW; AND FOR OTHER PURPOSES.

Senate Bill No. 429 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 430
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CRUMBLY

A Bill for an Act to be Entitled: AN ACT TO PROVIDE INCENTIVES FOR TEACHER RECRUITMENT AND RETENTION IN HIGH-PRIORITY SCHOOL DISTRICTS; TO EQUALIZE TEACHER SALARIES BETWEEN HIGH-PRIORITY SCHOOL DISTRICTS AND HIGHER PAYING SURROUNDING SCHOOL DISTRICTS IN ARKANSAS; AND FOR OTHER PURPOSES.

Senate Bill No. 430 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR
STATE CAPITOL
LITTLE ROCK, ARKANSAS

MIKE BEEBE
Governor

February 19, 2009

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform your Honorable Body that on February 19, 2009, I approved the following measures from the Regular Session of the Eighty-seventh General Assembly:

Senate Bill No. 035, - ACT 190,
Senate Bill No. 208, - ACT 191,
Senate Bill No. 301, - ACT 192,
Senate Bill No. 302, - ACT 193,

Sincerely,

(SIGNED) MIKE BEEBE
Governor

SENATE BILL NO. 431
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR T. SMITH

A Bill for an Act to be Entitled: AN ACT CONCERNING THE USE OF INSURANCE PROCEEDS IN CONTRAVENTION OF A SECURITY AGREEMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 431 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 432
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR LUKER

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A PROCEDURE FOR THE RECALL OF ELECTED MUNICIPAL OFFICIALS ELECTED TO SERVE A TERM OF FOUR (4) YEARS; AND FOR OTHER PURPOSES.

Senate Bill No. 432 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Senate Bill No. 123 was returned from the House as passed and ordered enrolled.

Senate Bill No. 149 was returned from the House as passed and ordered enrolled.

Senate Bill No. 268 was returned from the House as passed and ordered enrolled.

Senate Bill No. 295 was returned from the House as passed and ordered enrolled.

Senate Bill No. 310 was returned from the House as passed and ordered enrolled.

Senate Bill No. 329 was returned from the House as passed and ordered enrolled.

Senate Bill No. 34 was returned from the House as passed as amended.

On motion of Senator Thompson, Senate Bill No. 34 was ordered re-referred to the Committee on JUDICIARY.

Senate Bill No. 59 was returned from the House as passed as amended.

On motion of Senator Madison, Senate Bill No. 59 was ordered re-referred to the Committee on JUDICIARY.

Senate Bill No. 225 was returned from the House as passed as amended.

On motion of Senator Bledsoe, Senate Bill No. 225 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 433
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BRYLES

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - JONESBORO FOR EVALUATION, PLANNING AND EXPENSES OF A JOHNNY CASH HERITAGE SITE PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 433 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

Received from the House

HOUSE BILL NO. 1026

As Engrossed: H2/09/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES G. SMITH AND LOWERY

A Bill for an Act to be Entitled: AN ACT TO REQUIRE THAT A MAJORITY OF THE MEMBERS OF THE OIL AND GAS COMMISSION BE EXPERIENCED IN THE DEVELOPMENT, PRODUCTION, AND TRANSPORTATION OF OIL AND GAS; AND FOR OTHER PURPOSES.

House Bill No. 1026 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

Received from the House

HOUSE BILL NO. 1157

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 INVESTMENTS, BENEFITS, REFUNDS AND EXPENSES FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT - ARKANSAS STATE HIGHWAY EMPLOYEES' RETIREMENT SYSTEM FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

House Bill No. 1157 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1259
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 MILITARY DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2010; AND FOR OTHER PURPOSES.

House Bill No. 1259 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1394
As Engrossed: H2/10/09, H2/18/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES J. EDWARDS AND ADCOCK
BY: SENATOR ELLIOTT

A Bill for an Act to be Entitled: AN ACT TO EXPAND THE OFFENSE OF OBSTRUCTING GOVERNMENTAL OPERATIONS TO INCLUDE FALSELY IDENTIFYING ONESELF TO AN ANIMAL CONTROL OR CODE ENFORCEMENT OFFICER; AND FOR OTHER PURPOSES.

House Bill No. 1394 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1395
As Engrossed: H2/10/09 H2/18/09
 EIGHTY-SEVENTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVES J. EDWARDS AND ADCOCK
 BY: SENATOR ELLIOTT

A Bill for an Act to be Entitled: AN ACT TO MAKE THE OFFENSE OF INTERFERENCE WITH A LAW ENFORCEMENT OFFICER COVER ANIMAL CONTROL AND CODE OFFICERS; AND FOR OTHER PURPOSES.

House Bill No. 1395 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1396
As Engrossed: H2/10/09 H2/18/09
 EIGHTY-SEVENTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVES J. EDWARDS AND ADCOCK
 BY: SENATOR ELLIOTT

A Bill for an Act to be Entitled: AN ACT TO MAKE THE OFFENSE OF BATTERY IN THE SECOND DEGREE APPLICABLE TO THOSE WHO CAUSE BODILY HARM TO ANIMAL CONTROL AND CODE ENFORCEMENT OFFICERS; AND FOR OTHER PURPOSES.

House Bill No. 1396 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1409
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MCLEAN

A Bill for an Act to be Entitled: AN ACT CONCERNING THE RIGHTS TO CONTROL THE FINAL DISPOSITION OF A DECEASED PERSON; AND FOR OTHER PURPOSES.

House Bill No. 1409 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. 1452
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE TYLER

A Bill for an Act to be Entitled: AN ACT TO ADD THE AMUSEMENT RIDE SAFETY ADVISORY BOARD TO THE STATE BOARDS AUTHORIZED TO RECEIVE A STIPEND; AND FOR OTHER PURPOSES.

House Bill No. 1452 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 434
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BOOKOUT
BY: REPRESENTATIVES CASH, KIDD & B. WILKINS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - JONESBORO FOR DEFERRED MAINTENANCE FOR CLASSROOMS, BUILDINGS AND RELATED INFRASTRUCTURE; AND FOR OTHER PURPOSES.

Senate Bill No. 434 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 435
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BOOKOUT
BY: REPRESENTATIVES CASH, KIDD & B. WILKINS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - JONESBORO FOR CLASSROOM RENOVATIONS, REFURBISHING, TECHNOLOGY UPDATES, EQUIPMENT AND FURNITURE; AND FOR OTHER PURPOSES.

Senate Bill No. 435 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 436
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BOOKOUT
BY: REPRESENTATIVES CASH, KIDD & B. WILKINS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY – JONESBORO FOR CONSTRUCTING, EQUIPPING, LANDSCAPING, PARKING LOT, AND OTHER CONSTRUCTION RELATED COSTS OF COMPLETING A LIBERAL ARTS TEACHING BUILDING; AND FOR OTHER PURPOSES.

Senate Bill No. 436 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

February 19, 2009

Mr. President:

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

SENATE BILL NO. 123, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 149, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 268, BY SENATOR BAKER,
SENATE BILL NO. 295, BY SENATOR J. JEFFRESS,
SENATE BILL NO. 310, BY SENATOR HORN,
SENATE BILL NO. 329, BY SENATOR THOMPSON,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 3:30 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 123

SENATE BILL NO. 149

SENATE BILL NO. 268

SENATE BILL NO. 295

SENATE BILL NO. 310

SENATE BILL NO. 329

RECEIVED the above papers from the Secretary of the Senate this 19th day of February, 2009 at 3:30 p.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) J. D. Lowery
Secretary

SENATE BILL NO. 437
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS
BY: REPRESENTATIVE WELLS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE UNIFORM CLASSIFICATION AND COMPENSATION ACT; AND FOR OTHER PURPOSES.

Senate Bill No. 437 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 15
SENATE BILL NO. 154
SENATE BILL NO. 156
SENATE BILL NO. 350
SENATE BILL NO. 351
SENATE BILL NO. 352
SENATE BILL NO. 359

SENATE CONCURRENT RESOLUTIONS TRANSMITTED

TO THE HOUSE AS ADOPTED

SENATE CONCURRENT RESOLUTION NO. 6
SENATE CONCURRENT RESOLUTION NO. 7

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1113
HOUSE BILL NO. 1232
HOUSE BILL NO. 1267
HOUSE BILL NO. 1331
HOUSE BILL NO. 1367
HOUSE BILL NO. 1370
HOUSE BILL NO. 1374
HOUSE BILL NO. 1375
HOUSE BILL NO. 1382

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 123

SENATE BILL NO. 149

SENATE BILL NO. 268

SENATE BILL NO. 295

SENATE BILL NO. 310

SENATE BILL NO. 329

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AS AMENDED

SENATE BILL NO. 34 AS AMENDED NO. 1

SENATE BILL NO. 59 AS AMENDED NO. 1

SENATE BILL NO. 225 AS AMENDED NO. 1

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1026

HOUSE BILL NO. 1157

HOUSE BILL NO. 1259

HOUSE BILL NO. 1394

HOUSE BILL NO. 1395

HOUSE BILL NO. 1396

HOUSE BILL NO. 1409

HOUSE BILL NO. 1452

On motion of Senator Whitaker, the Senate adjourned until 1:30 p.m., Monday, February 23, 2009.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE