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

Little Rock, Arkansas

March 10, 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, LUKER,
MADISON, MALONE, MILLER, PRITCHARD, SALMON,
SMITH, STEELE, TAYLOR, TEAGUE, THOMPSON,
TRUSTY, WILKINS, WILKINSON, WYATT.

The Senate was led in prayer by Dr. William D. Harris, Central Baptist Church,
Hot Springs, Arkansas.

Senator Broadway requested leave for Senators Lavery and Whitaker.

Leave granted.

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

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

On motion of Senator Madison, **Senate Bill No. 65** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.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. 65

Amend **Senate Bill No. 65** as originally introduced:

Page 1, delete line 26 and substitute the following language:

“authorities ~~management boards~~ as defined by ~~§ 8-6-707~~ § 8-6-702.”

AND

Page 2, delete lines 27 through 36, and substitute the following language:

“cooperation of state agencies with appropriate expertise, ~~a cost/benefit an~~ economic impact and environmental benefit analysis justifying more stringent or restrictive operating conditions.

(2) The economic impact and environmental benefit analysis ~~will~~ shall include, but not be limited to, without limitation:

- (A) ~~the~~ The benefit to the public health; ~~and~~
- (B) ~~the~~ The preservation of environmental quality; and
- (C) ~~the~~ The cost to the regulated community and the

department.

(3) The conclusions of ~~this~~ an economic impact and environmental benefit analysis shall be”

(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. 65 was ordered engrossed.

On motion of Senator Faris, **Senate Bill No. 243** was withdrawn from the Committee on JOINT RETIREMENT AND SOCIAL SECURITY, and placed back on second reading for purpose of Amendment No. 1.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. 243

Amend **Senate Bill No. 243** as originally introduced:

Page 1, lines 9 and 10, delete the Title in its entirety and substitute the following:

"AN ACT TO ALLOW THE ARKANSAS TEACHER RETIREMENT SYSTEM TO ADOPT RULES AND REGULATIONS TO REMAIN IN COMPLIANCE WITH FEDERAL LAWS AND REGULATIONS; AND FOR OTHER PURPOSES."

AND

Page 1, lines 13 and 14, delete the Subtitle in its entirety and substitute the following:

"TO ALLOW THE ARKANSAS TEACHER RETIREMENT SYSTEM TO ADOPT RULES AND REGULATIONS TO REMAIN IN COMPLIANCE WITH FEDERAL LAWS AND REGULATIONS."

AND

Page 1, delete all the language after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 24-7-305(b), concerning the duties and responsibilities Arkansas Teacher Retirement System board of trustees, is amended to read as follows:

(b)(1) The board shall promulgate rules as it deems necessary from time to time in the transaction of its business and in administering the Arkansas Teacher Retirement System.

(2) In order to fully comply with federal requirements that may affect the members or the members' benefits under this subchapter, the board may promulgate rules to:

(A) Establish the regular retirement age for members consistent with the provisions of Section 411 of the Internal Revenue Code; and

(B) Maintain the system's retirement plan tax qualification status by the federal government to remain tax exempt and tax qualified under Section 401(a) of the Internal Revenue Code."

(SIGNED) SENATOR STEVE FARIS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 243 was ordered engrossed.

On motion of Senator G. Jeffress, **Senate Bill No. 240** was withdrawn from the Committee on JOINT RETIREMENT AND SOCIAL SECURITY, 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. 240

Amend **Senate Bill No. 240** as originally introduced:

Page 1, delete all the language after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-17-413(c), concerning incentive bonuses for certification by the National Board of Professional Teaching Standards, is amended to read as follows:

(c)(1) Provisions of this section and § 6-17-412 shall apply only to the extent that funds are appropriated to the department to pay for these provisions.

(2)(A) For a member of the Arkansas Teacher Retirement System, the department shall withhold any employee contributions where necessary from the incentive bonus and shall send the employee contributions to the system for credit as a part of the member's salary.

(B) The employer contributions shall be provided from funds that are appropriated to the department to pay for the bonuses and shall be sent to the system for credit as employer contributions to match the member's salary.

SECTION 2. Arkansas Code § 24-7-202(27)(A)(i), concerning the definition of salary under the Arkansas Teacher Retirement System, is amended to read as follows:

(27)(A)(i)(a) "Salary" means the remuneration paid an employee in a position covered by the Arkansas Teacher Retirement System and on which the employer withholds federal income tax.

(b) "Salary" includes an incentive bonus paid to an employee for the employee's certification by the National Board of Professional Teaching Standards under § 6-17-413."

(SIGNED) SENATOR G. JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 240 was ordered engrossed.

On motion of Senator Altes, **Senate Bill No. 333** was withdrawn from the Committee on REVENUE & TAXATION, 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. 333

Amend **Senate Bill No. 333** as originally introduced:

Page 1, delete line 12 and substitute:

"CATASTROPHIC LEAVE BANK PROGRAM OR THE FEDERAL EMPLOYEE LEAVE TRANSFER PROGRAM; AND FOR OTHER"

AND

Page 1, delete line 18 and substitute:

"TO THE CATASTROPHIC LEAVE BANK PROGRAM OR THE FEDERAL EMPLOYEE LEAVE TRANSFER PROGRAM."

AND

Page 1, delete line 25 through 35 and substitute:

"26-51-513. Donation to catastrophic leave bank program or federal employee leave transfer program tax credit.

(a) As used in this section:

(1) "Catastrophic leave bank program" means the state program established under § 21-4-214; and

(2) "Federal employee leave transfer program" means the program established under 5 U.S.C. §§ 6331-6340 as it existed on January 1, 2009.

(b) A taxpayer is eligible for a tax credit against the income tax imposed by the Income Tax Act of 1929, § 26-51-101 et seq., with the tax credit being calculated in accordance with subsection (c) of this section if the taxpayer:

(1) Donates accrued annual leave or sick leave to the catastrophic leave bank; or

(2) Donates annual leave under the federal employee leave transfer program.

(c) A tax credit of ten dollars (\$10.00) is allowed under this section for each eight (8) hours of accrued annual leave or sick leave donated during a tax year to the catastrophic leave program or as provided in the federal employee leave transfer program."

(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. 333 was ordered engrossed.

On motion of Senator Teague, **Senate Bill No. 781** 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. 781

Amend **Senate Bill No. 781** as originally introduced:

Page 6, delete lines 28 and 29 and substitute:
"prevailing wage rates, exclusive of routine maintenance, that are being paid charged by the ~~dealer~~ dealers in the relevant market area in which the motor vehicle dealer"

AND

Page 7, delete line 9 and substitute:

"(3) The parts mark-up shall not be substituted for a"

AND

Page 9, delete lines 1 through 3 and substitute:

"(b) For motor vehicles other than motor homes, this subdivision (a)(2)(C)(v) applies to both voluntary and involuntary termination or cancellation of the franchise or selling agreement.

(c)(1) For motor homes, this subdivision (a)(2)(C)(v) applies to both the voluntary dealer-initiated termination or cancellation of all motor home franchise or selling agreements and the involuntary manufacturer-initiated termination or cancellation of any one (1) or more motor home franchise or selling agreements.

(2) This subdivision only applies to the voluntary dealer initiated termination of one (1) of two (2) or more line makes of motor homes if the dealer can show due cause to terminate or cancel the motor home franchise or selling agreement;"

AND

Page 9, delete lines 28 and 29 and substitute:

"business by the dealer from another authorized dealer so long as the authorized dealer"

(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. 781 was ordered engrossed.

On motion of Senator Madison, **Senate Bill No. 515** 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 SENATE BILL NO. 515

Amend **Senate Bill No. 515** as originally introduced:

Page 7, delete lines 19 and 20 and substitute:

~~"sixteen (16) years of age and older, excluding foster children, shall be checked with~~
have a fingerprint-based criminal background check performed by the Federal
Bureau of Investigation in compliance with federal law and regulation for convictions
of the"

AND

Page 7, delete lines 33 and 34 and substitute:

~~"excluding children in foster care, have a fingerprint-based criminal background~~
check performed by the Federal Bureau of Investigation in compliance with federal
law and regulation for convictions of the offenses listed in this subchapter."

(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. 515 was ordered engrossed.

On motion of Senator Madison, **Senate Bill No. 516** 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 SENATE BILL NO. 516

Amend **Senate Bill No. 516** as originally introduced:

Page 3, delete line 6 and substitute:

"criminal background check, if available, and national fingerprint-based"

AND

Page 3, delete line 16 and substitute:

"include a national fingerprint-based criminal background check performed by"

AND

Page 3, delete line 30 and substitute:

"(7) Additional national fingerprint-based criminal background"

AND

Page 4, delete line 12 and substitute:

"all information obtained from the national fingerprint-based criminal"

AND

Page 4, delete lines 17 and 18 and substitute:

"adoption has been or will be filed shall keep a record of the national fingerprint-based criminal background checks performed by the Federal Bureau"

(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. 516 was ordered engrossed.

On motion of Senator Thompson, **Senate Bill No. 570** 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. 570

Amend **Senate Bill No. 570** as originally introduced:

Page 1, line 26, insert "fire departments," between "to" and "counties"

And

Page 1, line 29, insert "fire protection" between "centers," and "and"

(SIGNED) SENATOR R. THOMPSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 570 was ordered engrossed.

On motion of Senator Altes, **Senate Bill No. 5** was withdrawn from the Committee on REVENUE & TAXATION, 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. 5

Amend **Senate Bill No. 5** as originally introduced:

Delete everything after the Emergency Clause and substitute the following:

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

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

~~(2)(B)~~ Beginning July 1, 2008, and ending June 30, 2009, the tax rate levied in subdivision ~~(a)(4)(a)(1)(A)~~ of this section shall be imposed at the rate of three and seven-eighths percent (3.875%).

(C) Beginning July 1, 2009, the excise tax rate levied in subdivision (a)(1)(A) of this section shall be imposed at the rate of two and seven-eighths percent (2.875%).

~~(3)(2)~~ The taxes levied in this subsection (a) shall be distributed as follows:

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

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

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

~~(4)(A)(3)(A)~~ The excise tax levied in this section applies only to natural gas and electricity sold for use directly in the actual manufacturing process.

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

~~(5)(4)~~ The excise tax levied in this section shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting, and payment of all other Arkansas gross receipts taxes.

SECTION 2. Arkansas Code § 26-53-148(a), concerning natural gas and electricity used by manufacturers, is amended to read as follows:

(a)(1)(A) Beginning July 1, 2007, in lieu of the tax levied in §§ 26-53-106 and 26-53-107(a)-(d), there is levied an excise tax on the sales price of natural gas and electricity purchased by a manufacturer for use directly in the actual manufacturing

process at the rate of four and three-eighths percent (4.375%).

~~(2)(B)~~ Beginning July 1, 2008, and ending on June 30, 2009, the tax rate levied in subdivision ~~(a)(4)~~(a)(1)(A) of this section shall be imposed at the rate of three and seven-eighths percent (3.875%).

(C) Beginning July 1, 2009, the excise tax rate levied in subdivision (a)(1)(A) of this section shall be imposed at the rate of two and seven-eighths percent (2.875%).

~~(3)(2)~~ The taxes levied in subsection (a) of this section shall be distributed as follows:

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

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

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

~~(4)(A)(3)(A)~~ The excise tax levied in this section applies only to natural gas and electricity purchased for use directly in the actual manufacturing process.

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

~~(5)(4)~~ The excise tax levied in this section shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting, and payment of all other Arkansas compensating use taxes.

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

(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. 5 was ordered engrossed.

On motion of Senator Broadway, **Senate Bill No. 850** 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. 850

Amend **Senate Bill No. 850** as originally introduced:
Page 3, line 27, delete "from high school"

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 850 was ordered engrossed.

On motion of Senator Broadway, **Senate Bill No. 856** 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. 856

Amend **Senate Bill No. 856** as originally introduced:

Page 1, delete line 29 and substitute the following language:

"(C) Graduates from:

Scholars; or

(i) A high school in this state, for Arkansas Governor's

Scholars;"

(ii) A high school, for Arkansas Governor's Distinguished

AND

Page 2, delete line 14 and substitute the following language:

"(4) Graduates from:

Scholars; or

(A) A high school in this state, for Arkansas Governor's

Scholars;"

(B) A high school, for Arkansas Governor's Distinguished

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 856 was ordered engrossed.

On motion of Senator Elliott, **Senate Bill No. 393** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, 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. 393

Amend **Senate Bill No. 393** as engrossed, S3/4/09:
Delete Section 2 in its entirety

(SIGNED) SENATOR ELLIOTT

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 393 was ordered engrossed.

On motion of Senator Hoyt, **House Bill No. 1451** was withdrawn from the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, 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. 1451

Amend **House Bill No. 1451** as engrossed, H2/23/09:

Page 1, delete lines 32 through 36

AND

Page 2, delete lines 1 through 20 and substitute the following:

"(1) "Butter" means the fatty substance obtained from milk by churning;

(2) "Cheese" means solid foods made from pressed curds of milk, including hard, American, processed, shredded, mozzarella, and cream;

(3) "Cultured milk products" means yogurt, cottage cheese, and sour cream;

(4)(A) "Dairy products" means refrigerated or frozen items sold to consumers in Arkansas that are processed directly from raw milk.

(B) "Dairy products" does not include a dairy product that is used as an ingredient for a nondairy finished product;"

(5) "Fluid milk" means whole, reduced fat, skim, flavored, and buttermilk, including cream and half and half;

(6) "Ice cream" means flavored cream or custard made from milk, sweetened and frozen, including full fat, low fat, ice milk, frozen yogurt, and milk sherbet;

(7) "Milk producer" means any person or entity that operates a"

AND

Page 2, line 23, delete "(3)" and substitute "(8)"

AND

Page 2, delete lines 27 and 28 and substitute the following:

"2-10-202. Dairy fee.

(a) A wholesaler shall pay a dairy fee of not more than"

AND

Page 2, delete lines 34 through 36 and substitute the following:

"(2) The director shall deposit the dairy fee into general revenues.

(c) A wholesaler that is subject to the dairy fee under"

AND

Page 3, delete line 6 through 36

AND

Page 4, delete lines 1 through 28 and substitute the following:

"moneys collected under this section.

(e) If an Arkansas retailer purchases milk or dairy products from an unlicensed wholesaler, distributor, or manufacturer for sale in Arkansas, the retailer shall pay the fee when the property is transferred to a retail store for sale to the

ultimate consumers as reflected in the records of the retailer."

AND

Page 4, delete line 30 and substitute the following:

"The Director of the Department of Finance and Administration shall adopt rules"

AND

Page 5, delete lines 1 through 4 and substitute the following:

"Auditor of State, and the Chief Fiscal Officer of the State an Arkansas Agriculture Department Stabilization Program fund.

(b)(1) Moneys from a Dairy Stabilization program appropriation from general revenues shall be deposited into the State Treasury to the credit of the Arkansas Agriculture Department Stabilization Program fund."

AND

Page 5, line 9, delete "payments" and substitute "grants"

(SIGNED) SENATOR BRYLES

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1451 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 5, BY SENATOR DENNY ALTES,
SENATE BILL NO. 333, BY SENATOR DENNY ALTES,

beg leave to report that we have carefully compared the engrossed copies 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. 5** was ordered re-referred to the Committee on REVENUE & TAXATION.

On motion of Senator Altes, **Senate Bill No. 333** was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 65, 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, **Senate Bill No. 65** was ordered re-referred to
the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 240, BY SENATOR G. JEFFRESS
SENATE BILL NO. 243, BY SENATOR FARIS

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

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

On motion of Senator G. Jeffress, **Senate Bill No. 240** was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

On motion of Senator Faris, **Senate Bill No. 243** was ordered re-referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 393, BY SENATOR ELLIOTT,

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 Elliott, **Senate Bill No. 393** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 515, BY SENATOR MADISON,
SENATE BILL NO. 516, BY SENATOR MADISON

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

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

On motion of Senator Madison, **Senate Bill No. 515** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Madison, **Senate Bill No. 516** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 570, SENATOR R. THOMPSON

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. 570** was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

Senate BILL NO. 781, 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. 781** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

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

March 10, 2009

Mr. President:

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

SENATE BILL NO. 850, BY SENATOR BROADWAY ET AL,
SENATE BILL NO. 856, BY SENATOR BROADWAY,

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

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

On motion of Senator Broadway, **Senate Bill No. 850** was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Broadway, **Senate Bill No. 856** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

HOUSE BILL NO. 1451, BY REPRESENTATIVE HOYT ET AL,

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 Bryles, **House Bill No. 1451** was ordered re-referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

We, your Committee on CITY, COUNTY & LOCAL AFFAIRS, to whom was referred:

SENATE BILL NO. 701, BY SENATOR LUKER,
SENATE BILL NO. 773, BY SENATOR MADISON,

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 SUE MADISON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

We, your Committee on CITY, COUNTY & LOCAL AFFAIRS, to whom was referred:

HOUSE BILL NO. 1435, BY REPRESENTATIVE PYLE,
HOUSE BILL NO. 1492, BY REPRESENTATIVE OVERBEY,
HOUSE BILL NO. 1600, BY REPRESENTATIVE T. BAKER,
HOUSE BILL NO. 1717, BY REPRESENTATIVE EDWARDS,

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 SUE MADISON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

We, your Committee on CITY, COUNTY & LOCAL AFFAIRS, to whom was referred:

HOUSE BILL NO. 1466, BY REPRESENTATIVE T. BAKER,
HOUSE BILL NO. 1705, BY REPRESENTATIVE REEP,

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

Respectfully submitted,

(SIGNED) SENATOR SUE MADISON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 467, BY SENATOR SALMON,
SENATE BILL NO. 815, BY SENATOR P. MALONE,

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 STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 437, BY SENATOR FARIS,

beg leave to report that we have had the same under consideration, and herewith
return the same with the recommendation that they do pass as amended No. 2.

Respectfully submitted,

(SIGNED) SENATOR STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

HOUSE BILL NO. 1426, BY REPRESENTATIVE PERRY,

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 STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

HOUSE BILL NO. 1111, BY REPRESENTATIVE PENNARTZ,

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 STEVE FARIS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

HOUSE BILL NO. 1462 BY REPRESENTATIVE J. EDWARDS,
HOUSE BILL NO. 1500 BY REPRESENTATIVE G. SMITH
HOUSE BILL NO. 1622 BY REPRESENTATIVE OVERBEY

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 BARBARA HORN
CHAIRMAN

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

STATE CAPITOL
LITTLE ROCK, ARKANSAS

MIKE BEEBE
Governor

March 10, 2009

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

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

Senate Bill No. 154, - ACT 329,

Sincerely,

(SIGNED) MIKE BEEBE
Governor

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE CONCURRENT RESOLUTION NO. 6

BY SENATOR J. JEFFRESS

SENATE BILL NO. 56, BY SENATOR MILLER, ET AL.

SENATE BILL NO. 68, BY SENATOR MADISON

SENATE BILL NO. 300, BY SENATOR WHITAKER

SENATE BILL NO. 305, BY JOINT BUDGET COMMITTEE

SENATE BILL NO. 315, BY SENATOR STEELE

SENATE BILL NO. 320, BY SENATOR BRYLES

SENATE BILL NO. 321, BY SENATOR BRYLES

SENATE BILL NO. 322, BY SENATOR TEAGUE

SENATE BILL NO. 495 BY JOINT BUDGET COMMITTEE

SENATE BILL NO. 311, BY SENATOR FARIS

SENATE BILL NO. 238, BY SENATOR LAVERTY

SENATE BILL NO. 258, BY SENATOR BROADWAY

SENATE BILL NO. 259, BY SENATOR BROADWAY

SENATE BILL NO. 335, BY SENATOR G. JEFFRESS

SENATE BILL NO. 403, BY SENATOR R. 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 9:40 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) JOHN PAUL CAPPS
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE CONCURRENT RESOLUTION NO. 6

SENATE BILL NO. 56

SENATE BILL NO. 68

SENATE BILL NO. 300

SENATE BILL NO. 305

SENATE BILL NO. 315

SENATE BILL NO. 320

SENATE BILL NO. 321

SENATE BILL NO. 322

SENATE BILL NO. 495

SENATE BILL NO. 311

SENATE BILL NO. 238

SENATE BILL NO. 258

SENATE BILL NO. 259

SENATE BILL NO. 335

SENATE BILL NO. 403

RECEIVED the above papers from the Secretary of the Senate this 10th day of March, 2009 at 9:40 a.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) Marc Harrelson
Secretary

On motion of Senator Bledsoe, **Senate Bill No. 239** was ordered immediately transmitted to the House.

On motion of Senator G. Jeffress, **House Concurrent Resolution No. 1009** was called up for third reading and final disposition.

HOUSE CONCURRENT RESOLUTION NO. 1009

As Engrossed, H2/26/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES G. SMITH, LOWERY, HARDY, ABERNATHY, MAXWELL, MALOCH, SAUNDERS, RAINEY, FLOWERS, REEP, D. CREEKMORE, M. BURRIS, SAMPLE, HARRELSON, MOORE, CHEATHAM, T. BRADFORD, POWERS, SHELBY, J. ROEBUCK, PIERCE, L. COWLING, STEWART, WORD & COLE

BY: SENATORS G. JEFFRESS, P. MALONE, J. JEFFRESS, T. SMITH, H. WILKINS, HORN, FARIS, J. TAYLOR & TEAGUE

HOUSE CONCURRENT RESOLUTION RECOMMENDING THAT THE CONGRESS, 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 INTERSTATE 69 (I-69) IN ARKANSAS.

House Concurrent Resolution No. 1009 was read the third time and concurred in.

(SIGNED) ANN CORNWELL, SECRETARY

House Concurrent Resolution No. 1009 was ordered immediately returned to the House as concurred in.

On motion of Senator Faris, **Senate Bill No. 38** was placed back on second reading for purpose of Amendment No. 3.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 3 to SENATE BILL NO. 38

Amend **Senate Bill No. 38** as engrossed, S2/23/09:

Page 3, delete lines 31 through 36 and substitute the following:

"(b)(1) The commission is authorized and encouraged to establish, maintain, and operate a program of boater training and boater safety in this state.

(2) Beginning January 1, 2010, The the program shall include, but not be limited to, without limitation:

(A)(i) a A course of instruction designed to teach the safe and proper handling of ~~boats~~ motorboats, personal watercraft, and any other related matters as shall be deemed appropriate by the commission.

(ii) With regard to personal watercraft, the course of instruction shall include electronic simulation of personal watercraft operation and actual hands-on familiarization with the personal watercraft.

(B)(i) A written examination that shows the applicant's ability to have common knowledge to exercise ordinary and reasonable control in the operation of a motorboat and a personal watercraft."

AND

Page 4, delete lines 1 through 7.

(SIGNED) SENATOR STEVE FARIS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 38 was ordered engrossed.

On motion of Senator Bryles, **House Bill No. 1148** 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 HOUSE BILL NO. 1148

Amend **House Bill No. 1148** as engrossed, H1/30/09:

Page 1, delete line 35 and substitute:

"pounds (84,000 lbs.).

(3) The permit shall apply only to the transportation of agricultural cotton seed from the cotton gin to the first delivery point."

(SIGNED) SENATOR BRYLES

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1148 was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 309** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 309

Amend **Senate Bill No. 309** as engrossed, S2/11/09 :
 Page 4, line 13, delete "5:00 a.m." and substitute "4:00 a.m."

AND

Page 5, line 18, delete "5:00 a.m." and substitute "4:00 a.m."

(SIGNED) REPRESENTATIVE SHELBY

Amendment No. 1 to Senate Bill No. 309, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator J. Jeffress, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator J. Jeffress, **Senate Bill No. 309** was called up for third reading and final disposition.

SENATE BILL NO. 309

As Engrossed: S2/9/09 S2/11/09 H2/20/09

EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

BY: SENATORS J. JEFFRESS, ALTES, BLEDSOE, BRYLES, CRUMBLY,
ELLIOTT, GLOVER, HENDREN, G. JEFFRESS, D. JOHNSON, MILLER, R.
THOMPSON, TRUSTY, H. WILKINS, WILKINSON & D. WYATT

BY: REPRESENTATIVES SHELBY, ADCOCK, ALLEN, BLOUNT, CHEATHAM, J.
EDWARDS, ENGLISH, HARRELSON, HOYT, W. LEWELLEN, MAXWELL, NIX, J.
ROEBUCK, SAUNDERS, SUMMERS, TYLER, WEBB & WILLS

A Bill for an Act to be Entitled: AN ACT TO IMPROVE THE SAFETY OF ROADS AND HIGHWAYS IN THE STATE BY ADDRESSING ISSUES RELATED TO THE LICENSING OF YOUTHFUL DRIVERS; TO AMEND THE LAW REGARDING RESTRICTED DRIVER'S LICENSES, LEARNER'S LICENSES, AND INTERMEDIATE LICENSES; AND FOR OTHER PURPOSES.

Senate Bill No. 309 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	32
NEGATIVE: Teague.	
Total	1
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 309 was ordered enrolled.

The President declared the morning hour to have expired.

On motion of Senator Faris, **Senate Bill No. 631** was called up for third reading and final disposition.

**SENATE BILL NO. 631
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS**

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS REGARDING LEGISLATIVE PROCEEDINGS; TO CLARIFY THE SUBPOENA POWER OF THE SENATE AND THE HOUSE OF REPRESENTATIVES AND THE COMMITTEES THEREOF; AND FOR OTHER PURPOSES.

Senate Bill No. 631 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 631 was ordered immediately transmitted to the House as passed.

On motion of Senator Faris, **Senate Bill No. 767** was called up for third reading and final disposition.

SENATE BILL NO. 767
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE RESOLUTION OF PROTESTED SOLICITATIONS AND AWARDS FOR STATE CONTRACTS TO PROVIDE FOR A DEADLINE TO PROTEST THE SOLICITATION PROCESS BEFORE TO OPENING THE SOLICITATION RESPONSES; AND FOR OTHER PURPOSES.

Senate Bill No. 767 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
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. 767 was ordered immediately transmitted to the House as passed.

On motion of Senator Faris, **Senate Bill No. 353** was called up for third reading and final disposition.

SENATE BILL NO. 353
As Engrossed: S2/24/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT CONCERNING VOTER REGISTRATION; TO AMEND AMENDMENT 51 OF THE ARKANSAS CONSTITUTION; TO AMEND § 7-5-406 TO ALLOW FOR USE OF THE FEDERAL WRITE-IN ABSENTEE BALLOT WITHOUT PRIOR REGISTRATION; AND FOR OTHER PURPOSES.

Senate Bill No. 353 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
Necessary to the passage of the bill	24

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 353 was ordered immediately transmitted to the House as passed.

On motion of Senator T. Smith, **Senate Bill No. 765** was called up for third reading and final disposition.

**SENATE BILL NO. 765
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR T. SMITH**

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE MAXIMUM WEIGHT ALLOWED ON THE FRONT OR STEERING AXLE OF A VEHICLE; AND FOR OTHER PURPOSES.

Senate Bill No. 765 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
Necessary to the passage of the bill	18

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. 765**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 765 was ordered immediately transmitted to the House.

On motion of Senator Teague, **Senate Bill No. 800** was called up for third reading and final disposition.

**SENATE BILL NO. 800
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE**

A Bill for an Act to be Entitled: AN ACT TO GIVE COUNTY OFFICIALS ADMINISTRATIVE RIGHTS TO COUNTY ELECTRONIC INFORMATION AND RECORDS; AND FOR OTHER PURPOSES.

Senate Bill No. 800 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
Necessary to the passage of the bill	18

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. 800**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 800 was ordered immediately transmitted to the House.

On motion of Senator Key, **Senate Bill No. 826** was called up for third reading and final disposition.

**SENATE BILL NO. 826
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY**

A Bill for an Act to be Entitled: AN ACT TO PLACE REASONABLE RESTRICTIONS ON YOUTHFUL DRIVERS GRANTED A HARDSHIP LICENSE; TO IMPROVE THE SAFETY OF ROADS AND HIGHWAYS IN THE STATE BY ADDRESSING ISSUES RELATED TO THE LICENSING OF BEGINNING OR YOUTHFUL DRIVERS; AND FOR OTHER PURPOSES.

Senate Bill No. 826 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 826 was ordered immediately transmitted to the House as passed.

On motion of Senator Bryles, **Senate Bill No. 771** was called up for third reading and final disposition.

**SENATE BILL NO. 771
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BRYLES**

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE STATE HIGHWAY COMMISSION TO ISSUE SPECIAL PERMITS FOR THE MOVEMENT OF SEALED CONTAINERIZED CARGO BETWEEN TWO (2) CONTIGUOUS COUNTIES OF THE STATE; AND FOR OTHER PURPOSES.

Senate Bill No. 771 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 771 was ordered immediately transmitted to the House as passed.

On motion of Senator Bookout, **Senate Bill No. 782** was called up for third reading and final disposition.

**SENATE BILL NO. 782
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION**

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

A Bill for an Act to be Entitled: AN ACT TO ALLOW A PERSON WHO QUALIFIES TO BE ISSUED A MILITARY SERVICE OR VETERANS SPECIAL LICENSE PLATE TO OBTAIN A REGULAR LICENSE PLATE AT THE SAME FEE REQUIRED FOR ISSUANCE OR RENEWAL OF THE MILITARY SERVICE OR VETERANS SPECIAL LICENSE PLATE; AND FOR OTHER PURPOSES.

Senate Bill No. 782 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 782 was ordered immediately transmitted to the House as passed.

On motion of Senator Bookout, **Senate Bill No. 831** was called up for third reading and final disposition.

SENATE BILL NO. 831
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 ALTER THE OFFICIAL ROUTE DESIGNATED AS CROWLEY’S RIDGE SCENIC HIGHWAY SO THAT THE ROUTE CAN BE DESIGNATED AS A NATIONAL SCENIC BYWAY; AND FOR OTHER PURPOSES.

Senate Bill No. 831 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 831 was ordered immediately transmitted to the House as passed.

On motion of Senator Elliott, **Senate Bill No. 396** was called up for third reading and final disposition.

SENATE BILL NO. 396

As Engrossed: S3/9/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

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

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

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ARKANSAS HOUSING TRUST FUND; TO CREATE A HOUSING TRUST FUND ADVISORY COMMITTEE; TO PROVIDE FOR THE ADMINISTRATION OF THE HOUSING TRUST FUND BY THE ARKANSAS DEVELOPMENT FINANCE AUTHORITY; AND FOR OTHER PURPOSES.

Senate Bill No. 396 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
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. 396 was ordered immediately transmitted to the House as passed.

On motion of Senator R. Johnson, the Senate resolved itself into the Committee of the Whole for the purpose of recognizing Judge Riley from the Eighth Circuit Court of Appeals in St. Louis.

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

On motion of Senator Madison, **Senate Bill No. 454** was called up for third reading and final disposition.

SENATE BILL NO. 454
As Engrossed: S3/9/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MADISON
BY: REPRESENTATIVE PATTERSON

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE LAW CONCERNING SECURITY DEPOSITS FOR THE LEASE OF RESIDENTIAL PROPERTY; AND FOR OTHER PURPOSES.

Senate Bill No. 454 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....33

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. 454 was ordered immediately transmitted to the House as passed.

On motion of Senator Wyatt, Senate Bill No. 681 was called up for third reading and final disposition.

SENATE BILL NO. 681
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. WYATT

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT THE WEIGHT LIMITATIONS FOR VEHICLES UNDER THE ARKANSAS NEW MOTOR VEHICLE QUALITY ASSURANCE ACT DO NOT APPLY TO A VEHICLE THAT HAS BEEN SUBSTANTIALLY ALTERED AFTER ITS INITIAL SALE; AND FOR OTHER PURPOSES.

Senate Bill No. 681 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

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

Senate Bill No. 681 was ordered immediately transmitted to the House as passed.

On motion of Senator Baker, **House Bill No. 1452** was called up for third reading and final disposition.

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

Total29

NEGATIVE: Altes, Hendren, J. Key, Trusty.

Total4

ABSENT OR NOT VOTING:

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....33

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. 1452 was ordered immediately returned to the House as passed.

On motion of Senator Baker, **House Bill No. 1453** was called up for third reading and final disposition.

**HOUSE BILL NO. 1453
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE TYLER**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE DEPARTMENT OF LABOR TO SEEK RECOVERY OF UNLAWFULLY COLLECTED FEES UNDER THE ARKANSAS PRIVATE EMPLOYMENT AGENCY ACT; AND FOR OTHER PURPOSES.

House Bill No. 1453 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: G. Baker, Bledsoe, Bookout, Broadway, Bryles, Capps, Crumbly, Elliott, Faris, Glover, Hendren, Horn, G. Jeffress, J. Jeffress, B. Johnson, D. Johnson, J. Key, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	32
NEGATIVE: Altes.	
Total	1
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 1453 was ordered immediately returned to the House as passed, as amended.

On motion of Senator Wyatt, **House Bill No. 1629** was called up for third reading and final disposition.

HOUSE BILL NO. 1629
As Engrossed: S3/9/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE REYNOLDS

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE DIRECTOR OF THE LIQUEFIED PETROLEUM GAS BOARD TO AUTHORIZE A LIQUEFIED PETROLEUM GAS COMPANY TO FILL OR SERVICE ANOTHER LIQUEFIED PETROLEUM GAS COMPANY'S CONTAINER DURING A DECLARED EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1629 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
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. 1629 was ordered immediately returned to the House as passed, as amended.

On motion of Senator Glover, **House Bill No. 1455** was called up for third reading and final disposition.

HOUSE BILL NO. 1455
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES MOORE, DUNN, HALL, J. BROWN, INGRAM, T.
ROGERS, CASH & T. BAKER

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT A PERMIT FOR EARTHMOVING EQUIPMENT MAY ALLOW THE TOWING OF TWO DIRT PANS AT ONE TIME; AND FOR OTHER PURPOSES.

House Bill No. 1455 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 1455 was ordered immediately returned to the House as passed.

On motion of Senator G. Jeffress, **Senate Bill No. 229** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 229

Amend **Senate Bill No. 229** as originally introduced:
Page 1, delete lines 28 and 29, and substitute the following:
"from income tax."

(SIGNED) REPRESENTATIVE OVERBEY

Amendment No. 1 to Senate Bill No. 229, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator G. Jeffress, the Senate resolved itself into the Committee of the Whole for the purpose of Retirement Bills.

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

On motion of Senator G. Jeffress, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator G. Jeffress, **Senate Bill No. 229** was called up for third reading and final disposition.

SENATE BILL NO. 229
As Engrossed: H2/6/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT LUMP-SUM BENEFITS PAID TO A MEMBER UNDER THE ARKANSAS TEACHER RETIREMENT SYSTEM ARE INTENDED TO BE TREATED FOR TAX PURPOSES AS PROCEEDS FROM A LIFE INSURANCE POLICY; AND FOR OTHER PURPOSES.

Senate Bill No. 229 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the passage of the bill	18

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. 229**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....33

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 229 was ordered enrolled.

On motion of Senator G. Jeffress, the rules were suspended in considering Senate Bill No. 155 at this time.

On motion of Senator G. Jeffress, Senate Bill No. 155 was called up for third reading and final disposition.

SENATE BILL NO. 155
As Engrossed S2/10/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS GLOVER AND FARIS

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE ARKANSAS TEACHER RETIREMENT SYSTEM TO CORRECT CALCULATION ERRORS THAT CAUSE MANIFEST INJUSTICE TO ARKANSAS TEACHER RETIREMENT SYSTEM MEMBERS; AND FOR OTHER PURPOSES.

On motion of Senator G. Jeffress, Senate Bill No. 155 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the passage of the bill	18

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. 155**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 155 was ordered immediately transmitted to the House.

On motion of Senator G. Jeffress, the rules were suspended in considering **Senate Bill No. 170** at this time.

On motion of Senator G. Jeffress, **Senate Bill No. 170** was called up for third reading and final disposition.

**SENATE BILL NO. 170
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR G. JEFFRESS**

A Bill for an Act to be Entitled: AN ACT TO ALLOW A WAIVER OF PENALTY FOR DELINQUENT EMPLOYER CONTRIBUTIONS TO PREVENT A MANIFEST INJUSTICE; AND FOR OTHER PURPOSES.

Senate Bill No. 170 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
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. 170 was ordered immediately transmitted to the House as passed.

On motion of Senator G. Jeffress, the rules were suspended in considering **Senate Bill No. 191** at this time.

On motion of Senator G. Jeffress, **Senate Bill No. 191** was called up for third reading and final disposition.

SENATE BILL NO. 191
As Engrossed, S2/24/09, S3/3/09
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FARIS

A Bill for an Act to be Entitled: AN ACT TO MAKE TECHNICAL CORRECTIONS TO ARKANSAS CODE TITLE 24, CHAPTER 7 CONCERNING THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

On motion of Senator G. Jeffress, **Senate Bill No. 191** 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
Necessary to the passage of the bill	18

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. 191**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 191 was ordered immediately transmitted to the House.

On motion of Senator G. Jeffress, the rules were suspended in considering **Senate Bill No. 227** at this time.

On motion of Senator G. Jeffress, **Senate Bill No. 227** was called up for third reading and final disposition.

SENATE BILL NO. 227
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE ARKANSAS TEACHER RETIREMENT SYSTEM TO RECOUP BENEFITS, INCLUDING INTEREST, PAID TO A MEMBER WHO DOES NOT MEET THE ELIGIBILITY REQUIREMENTS UNDER THE TEACHER DEFERRED RETIREMENT OPTION PLAN; TO ALLOW FOR THE COLLECTION OF INTEREST; AND FOR OTHER PURPOSES.

Senate Bill No. 227 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total33

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total2

VOTING PRESENT:

Total0

Total number of votes cast.....33

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. 227**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 227 was ordered immediately transmitted to the House.

On motion of Senator Baker, **Senate Bill No. 328** was withdrawn from the Committee on JOINT BUDGET, 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. 328

Amend **Senate Bill No. 328** as engrossed, S2/26/09:

Insert a new Section immediately following Section 43 to read as follows:

"SECTION 44. APPROPRIATION - LIVESTOCK AND POULTRY - SHOW PREMIUMS. There is hereby appropriated, to the Arkansas Agriculture Department, to be payable from the General Improvement Fund or its successor fund or fund account, for show premiums, refunds, and reimbursements of the Arkansas Agriculture Department - Livestock and Poultry Commission for the fiscal year ending June 30, 2010, the following:

ITEM NO.	FISCAL YEAR 2009-2010
(01) ARSHS RODEO ASSOCIATION	\$ 30,000
(02) REFUNDS/REIMBURSE 4H CLUBS	30,000
(03) REFUNDS/REIMBURSE FFA CLUBS	<u>30,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 90,000"</u>

And

Appropriately renumber the subsequent Sections of the bill.

(SIGNED) SENATOR BROADWAY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 328 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 413** 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. 413

Amend **Senate Bill No. 413** as originally introduced:

Page 2, line 31, delete "Accountant I" and substitute "Accountant II"

AND

Page 3, delete lines 3 through 5 in their entirety and substitute the following:

"(034) Assistant Registrar	1	GRADE C115
(035) Computer Operator	1	GRADE C114
(036) Statistician	1	GRADE C114"

AND

Page 3, Line 9, delete "GRADE C111" and substitute "GRADE C110"

(SIGNED) SENATOR 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. 413 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 414** 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. 414

Amend **Senate Bill No. 414** as originally introduced:

Page 2, delete line 33 in its entirety

AND

Page 3, delete lines 1 through 6 in their entirety and substitute the following:

"(031) Public Safety Officer	2	GRADE C116
(032) Bookstore Manager	1	GRADE C115
(033) Financial Aid Analyst	1	GRADE C115
(034) Maintenance Supervisor	1	GRADE C115
(035) Payroll Services Specialist	1	GRADE C115
(036) Skilled Tradesman	5	GRADE C115
(037) Network Analyst	1	GRADE C114"

AND

Page 3, line 17, delete "C109" and substitute "C108"

AND

Page 3, line 18, delete "C109" and substitute "C108"

AND

Page 3, line 19, delete "C109" and substitute "C108"

AND

Appropriately renumber the Item Numbers in Section 1

AND

Page 5, line 15, delete " 5,878,499" and substitute "12,000,000"

AND

Page 5, line 16, delete "316,412" and substitute "500,000"

AND

Page 5, line 20, delete "\$ 17,566,500" and substitute "\$ 23,871,589".

(SIGNED) SENATOR 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. 414 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 416** 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. 416

Amend **Senate Bill No. 416** as originally introduced:

Page 26, delete lines 14 through 22 and insert therefore:

"(01) REGULAR SALARIES	\$ 695,000
(02) PERSONAL SERV MATCHING	208,500
(03) MAINT. & GEN. OPERATION	
(A) OPER. EXPENSE	1,700,000
(B) CONF. & TRAVEL	51,000
(C) PROF. FEES	1,000,000
(D) CAP. OUTLAY	1,000,000
(E) DATA PROC.	0
(04) CAPITAL IMPROVEMENTS	<u>7,000,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$ 11,654,500"</u>

AND

Delete Section 24

AND

Appropriately renumber the subsequent sections

(SIGNED) SENATOR GILBERT BAKER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 416 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 418** was withdrawn from the Committee on JOINT BUDGET, 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. 418

Amend **Senate Bill No. 418** as engrossed, S2/23/09:

Page 6, delete line 32 in its entirety and substitute the following:

"(161) Administrative Support Supv	2	GRADE C115
(162) Assistant Registrar	5	GRADE C115"

AND

Page 7, delete line 10 in its entirety

AND

Page 8, line 5, delete "C108" and substitute "C107"

AND

Page 8, line 6, delete "C108" and substitute "C107"

AND

Appropriately renumber Item Numbers in Section 1.

(SIGNED) SENATOR 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. 418 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 421** 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. 421

Amend **Senate Bill No. 421** as originally introduced:

Page 2, delete line 36 in its entirety and substitute the following:

"(030) Information Technology Manager	1	GRADE C120
(031) Public Information Coordinator	1	GRADE C120"

AND

Page 3, delete line 2 in its entirety

AND

Page 3, delete lines 14 through 21 in their entirety and substitute the following:

"(044) Student Accounts Officer	1	GRADE C115
(045) Institutional Printer	1	GRADE C114
(046) Financial Aid Specialist	3	GRADE C113
(047) Human Resources Specialist	1	GRADE C113
(048) Landscape Supervisor	1	GRADE C113
(049) Multi-Media Specialist	1	GRADE C113
(050) Records Management Analyst	1	GRADE C113
(051) Student Recruitment Specialist	1	GRADE C113"

AND

Page 3, delete line 26 in its entirety

AND

Page 3, delete line 32 in its entirety and substitute the following:

"(062) Laboratory Technician	1	GRADE C110
(063) Student Accounts Specialist	3	GRADE C110"

AND

page 4, line 30, delete "C111" and substitute "C109"

AND

Page 5, line 36, delete "Maintenance Specialist" and substitute "Maintenance Assistant"

AND

Page 7, line 2, delete "C106" and substitute "C103"

AND

Appropriately renumber the Item Numbers in Section 1.

(SIGNED) SENATOR 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. 421 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 423** 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. 423

Amend **Senate Bill No. 423** as originally introduced:

Page 2, delete Line 23 in its entirety and substitute the following:

"(017) Assistant Registrar	1	GRADE C115
(018) Computer Support Technician	1	GRADE C115"

AND

Page 2, delete line 28 in its entirety

AND

Appropriately renumber the Item Numbers in Section 1.

(SIGNED) SENATOR 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. 423 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 424** 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. 424

Amend **Senate Bill No. 424** as originally introduced:

Page 2, delete line 29 in its entirety and substitute the following:

"(23) Skilled Trades Supervisor	1	GRADE C116
(24) Assistant Registrar	1	GRADE C115"

AND

Page 2, delete line 35 in its entirety

AND

Appropriately renumber the Item Numbers in Section 1.

(SIGNED) SENATOR 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. 424 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 438** was withdrawn from the Committee on JOINT BUDGET, 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. 438

Amend **Senate Bill No. 438** as engrossed, S2/24/09:

Insert an additional SECTION immediately following SECTION 10 to read as follows:

" SECTION 11. APPROPRIATION - STRATEGIC PLAN IMPLEMENTATION.
There is hereby appropriated, to the Arkansas Economic Development Commission, to be payable from the General Improvement Fund or its successor fund or fund accounts, the following:
(A) For the allocation by the Executive Director of the Arkansas Economic Development Commission, for activities associated with the implementation of Governor Mike Beebe's Strategic Plan for Economic Development, the sum of.....\$500,000."

And appropriately renumber the subsequent sections of the bill"

(SIGNED) SENATOR JIM LUKER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 438 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 567** 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. 567

Amend **Senate Bill No. 567** as originally introduced:

Page 1, line 33, delete "\$ 308,000" and substitute "\$ 40,000"

AND

Page 2, line 3, delete "\$308,000" and substitute "\$40,000"

(SIGNED) SENATOR LUKER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 567 was ordered engrossed.

On motion of Senator Baker, **Senate Bill No. 524** was called up for third reading and final disposition.

SENATE BILL NO. 524
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 STATE GAME AND FISH COMMISSION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 1240 OF 2007; AND FOR OTHER PURPOSES.

Senate Bill No. 524 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast	33
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 524 was ordered immediately transmitted to the House as passed.

There being an emergency clause attached to **Senate Bill No. 524**, 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, Luker, Madison, P. Malone, Miller, B. Pritchard, Salmon, T. Smith, Steele, J. Taylor, Teague, R. Thompson, Trusty, H. Wilkins, Wilkinson, D. Wyatt.

Total	33
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING:	
Total	2
VOTING PRESENT:	
Total	0
Total number of votes cast.....	33
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 524 was ordered immediately transmitted to the House.

Received from the House

HOUSE BILL NO. 1052
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES GREENBERG AND LEA

A Bill for an Act to be Entitled: AN ACT TO PREVENT RETALIATION AGAINST PUBLIC EMPLOYEES FOR REQUESTING RECORDS UNDER THE FREEDOM OF INFORMATION ACT OF 1967; AND FOR OTHER PURPOSES.

House Bill No. 1052 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1177
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE OVERBEY

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ELIGIBILITY REQUIREMENTS FOR BENEFITS RELATING TO THE HEALTH CARE OFFSET FOR MEMBERS OF THE ARKANSAS STATE HIGHWAY EMPLOYEES' RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

House Bill No. 1177 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1559

As Engrossed, H2/27/09

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES REEP *SHELBY, EVERETT, RAGLAND, OVERBEY, COOPER, ADCOCK, GEORGE, WELLS, ALLEN, GASKILL, HAWKINS, HOYT, REYNOLDS, HALL, WEBB, MAXWELL, PIERCE, ENGLISH, D. CREEKMORE, LOVELL & J. EDWARDS*

BY: *SENATORS P. MALONE, STEELE, HORN, LAVERTY, CRUMBLY & BLEDSOE*

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE OPERATION OF MOBILE DENTAL FACILITIES UNDER THE AUTHORITY OF THE ARKANSAS STATE BOARD OF DENTAL EXAMINERS; AND FOR OTHER PURPOSES.

House Bill No. 1559 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. 1580

EIGHTY-SEVENTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE LOWERY

BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS PERTAINING TO THE OIL AND GAS COMMISSION'S MEETINGS; THE DIRECTOR OF PRODUCTION AND CONSERVATION; HEARINGS; ASSESSMENTS; RULES, PERMITS, PLUGGING A DRY AND ABANDONED WELL; THE ANNUAL DISTRIBUTION OF ROYALTY MONEY; AND PENALTIES FOR VIOLATIONS; AND FOR OTHER PURPOSES.

House Bill No. 1580 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. 1832
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE CARTER
BY: SENATOR G. BAKER

A Bill for an Act to be Entitled: AN ACT CONCERNING DESIGN PROFESSIONAL CONTRACTS UNDER ARKANSAS BUILDING AUTHORITY GUIDELINES; AND FOR OTHER PURPOSES.

House Bill No. 1832 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 38, BY SENATOR FARIS,

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

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

HOUSE BILL NO. 1148, BY REPRESENTATIVE HALL,

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 Bryles, **House Bill No. 1148** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

We, your Committee on CITY, COUNTY & LOCAL AFFAIRS, to whom was referred:

SENATE BILL NO. 393, BY SENATE ELLIOTT,

SENATE BILL NO. 797, BY SENATE TEAGUE,

SENATE BILL NO. 824, BY SENATE WYATT,

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 SUE MADISON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

We, your Committee on CITY, COUNTY & LOCAL AFFAIRS, to whom was referred:

SENATE BILL NO. 449, BY SENATOR D. JOHNSON,

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 SUE MADISON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 413, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 414, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 416, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 418, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) JOHN PAUL CAPP
CHAIRMAN

On motion of Senator Baker, [Senate Bill No. 413](#) was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, [Senate Bill No. 414](#) was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, [Senate Bill No. 416](#) was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, [Senate Bill No. 418](#) was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

SENATE BILL NO. 421, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 423, BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 424, BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 438, BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 567, BY JOINT BUDGET COMMITTEE

beg leave to report that we have carefully compared the engrossed copies 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. 421** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, **Senate Bill No. 423** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, **Senate Bill No. 424** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, **Senate Bill No. 438** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, **Senate Bill No. 567** was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
EIGHTY-SEVENTH GENERAL ASSEMBLY
REGULAR SESSION

March 10, 2009

Mr. President:

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

Senate BILL NO. 328, BY JOINT BUDGET

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. 328** was ordered re-referred to the Committee on JOINT BUDGET.

STATE OF ARKANSAS
OFFICE OF THE GOVERNOR

STATE CAPITOL
LITTLE ROCK, ARKANSAS 72201

March 10, 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 JERRY TAYLOR
SENATOR CONFIRMATIONS 2009

<u>APPOINTEE & COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OF COMMISSION</u>
Jack McNulty Jefferson County	January 14, 2013	Arkansas Economic Development Commission
Robert Dill Jefferson County	January 14, 2016	University of Arkansas at Pine Bluff Board of Trustees

March 10, 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 Jerry Taylor, 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>
Jack McNulty Jefferson County	January 14, 2013	Arkansas Economic Development Commission
Robert Dill Jefferson County	January 14, 2016	University of Arkansas at Pine Bluff 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. 155
SENATE BILL NO. 170
SENATE BILL NO. 191
SENATE BILL NO. 227
SENATE BILL NO. 239
SENATE BILL NO. 353
SENATE BILL NO. 396
SENATE BILL NO. 454
SENATE BILL NO. 524
SENATE BILL NO. 631
SENATE BILL NO. 681
SENATE BILL NO. 765
SENATE BILL NO. 767
SENATE BILL NO. 771
SENATE BILL NO. 782
SENATE BILL NO. 800
SENATE BILL NO. 826
SENATE BILL NO. 831

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1452
HOUSE BILL NO. 1453
HOUSE BILL NO. 1455

HOUSE BILL RETURNED TO THE HOUSE

AS PASSED AS AMENDED

HOUSE BILL NO. 1629 AS AMENDED NO. 1

HOUSE CONCURRENT RESOLUTION RETURNED
TO THE HOUSE AS CONCURRED IN
HOUSE CONCURRENT RESOLUTION NO. 1009

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1052

HOUSE BILL NO. 1177

HOUSE BILL NO. 1559

HOUSE BILL NO. 1580

HOUSE BILL NO. 1832

On motion of Senator Luker, the Senate adjourned until 1:30 p.m., Wednesday,
March 11, 2009.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE

