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**ELEVENTH DAY'S PROCEEDINGS  
SENATE CHAMBER  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION**

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Little Rock, Arkansas

January 20, 2011

The Senate was called to order at 9:00 o'clock a.m. by the President.

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

BAKER, BLEDSOE, BOOKOUT, BURNETT,  
CHESTERFIELD, CRUMBLY, DISMANG, ELLIOTT,  
FILES, FLETCHER, FLOWERS, HARRELSON,  
HENDREN, HOLLAND, HUTCHINSON, IRVIN, G.  
JEFFRESS, J. JEFFRESS, JOHNSON, KEY,  
LAMOUREUX, LAVERTY, LUKER, MADISON, MALONE,  
PRITCHARD, RAPERT, SALMON, SAMPLE, TAYLOR,  
TEAGUE, THOMPSON, WILLIAMS, WYATT.

Senator Irvin requested leave for Senator Whitaker. Leave granted.

The Senate was led in prayer by Senator Laverty.

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.

SENATE BILL NO. 83  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS GEOGRAPHIC INFORMATION OFFICE FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

Senate Bill No. 83 was read the first time, rules suspended, read the second time and referred to the Committee JOINT BUDGET.

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

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE WORKERS' COMPENSATION COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

Senate Bill No. 84 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

The President declared the morning hour to have expired.

On motion of Senator Teague, **Senate Bill No. 26** was called up for third reading and final disposition.

**SENATE BILL NO. 26**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR TEAGUE**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE EXTENSIONS OF THE DEADLINE FOR THE BURNING OF STORM DEBRIS AFTER A COUNTY IS DECLARED A DISASTER AREA; AND FOR OTHER PURPOSES.

Senator Williams spoke in favor of the bill.

**Senate Bill No. 26** 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, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Holland, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, Laverty, Madison, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams, D. Wyatt.

Total .....	30
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Hendren, J. Hutchinson, M. Lamoureux, Luker.	
Total .....	5
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	30
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. 26** was ordered immediately transmitted to the House as passed.

SENATE BILL NO. 85  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT THE ONSET OF A DISABILITY MUST OCCUR WHILE EMPLOYED AS AN ACTIVE MEMBER IN ORDER TO QUALIFY FOR DISABILITY RETIREMENT UNDER THE ARKANSAS TEACHER RETIREMENT SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 85 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 86  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE NUMBER OF DAYS EMPLOYED TO EARN CREDITED SERVICE UNDER THE ARKANSAS TEACHER RETIREMENT SYSTEM EACH FISCAL YEAR; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 86 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 87  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT CONCERNING HEARINGS ON QUALIFICATIONS FOR UNEMPLOYMENT BENEFITS; DISQUALIFICATION FROM UNEMPLOYMENT COMPENSATION BENEFITS WHEN DISCHARGED FOR MISCONDUCT; TO INCLUDE DISQUALIFICATION FROM BENEFITS FOR DISCHARGE DUE TO MISCONDUCT WITH REGARD TO ALL EMPLOYERS IN THE BASE PERIOD; TO EXEMPT FROM CHARGE FOR BENEFITS ANY EMPLOYER WHO DISCHARGED AN INDIVIDUAL DUE TO CRIMINAL MISCONDUCT; AND FOR OTHER PURPOSES.

**Senate Bill No. 87** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 88  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE BOARD OF TRUSTEES OF THE ARKANSAS TEACHER RETIREMENT SYSTEM TO FILL A VACANCY ON THE BOARD FOR AN UNEXPIRED TERM OF AN ELECTED TRUSTEE; TO REIMBURSE A TRUSTEE FOR REASONABLE EXPENSES TO ATTEND AN OFFICIAL BOARD MEETING; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 88** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 89  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT A MEMBER WHO ELECTS TO RECEIVE A REFUND OF MEMBER CONTRIBUTIONS ALSO ELECTS TO CANCEL ANY SERVICE CREDIT FOR NONCONTRIBUTORY YEARS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 89 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 90  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO AMEND PORTIONS OF THE ARKANSAS CODE PERTAINING TO THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Senate Bill No. 90 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 91  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO AMEND PORTIONS OF THE ARKANSAS CODE PERTAINING TO THE STATE RETIREMENT SYSTEMS; AND FOR OTHER PURPOSES.

**Senate Bill No. 91** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 92  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BLEDSOE

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE MULTIYEAR REGISTRATION OF PERSONAL-USE MOTOR VEHICLES; AND FOR OTHER PURPOSES.

**Senate Bill No. 92** was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

SENATE BILL NO. 93  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MODIFY AND ADJUST THE BENEFITS FOR THE BENEFIT PARTICIPANTS OF THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Senate Bill No. 93 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 94  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MODIFY THE OPERATIONS OF THE ARKANSAS TEACHER RETIREMENT SYSTEM; AND FOR OTHER PURPOSES.

Senate Bill No. 94 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 95  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE MAXIMUM LUMP-SUM DEATH BENEFIT TO BE PAID TO MEMBERS OF THE ARKANSAS TEACHER RETIREMENT SYSTEM WHO HAVE ACCRUED FIFTEEN (15) YEARS OF CONTRIBUTORY SERVICE, REGARDLESS OF NONCONTRIBUTORY YEARS OF SERVICE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 95** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT AND SOCIAL SECURITY.

SENATE BILL NO. 96  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR D. WYATT  
BY: REPRESENTATIVES MCLEAN AND WREN

A Bill for an Act to be Entitled: AN ACT TO MOVE INDEPENDENCE COUNTY TO THE NORTH CENTRAL ARKANSAS DISTRICT FAIR AND LIVESTOCK SHOW IN IZARD COUNTY; AND FOR OTHER PURPOSES.

**Senate Bill No. 96** 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. 1089  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE T. ROGERS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE FINANCIAL STATEMENT REQUIREMENT FOR CONTRACTOR LICENSING; AND FOR OTHER PURPOSES.

House Bill No. 1089 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. 1113  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES B. OVERBEY AND T. BAKER

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE ELECTION PROCEDURE FOR A VACANCY IN CERTAIN ELECTED MUNICIPAL OFFICES; AND FOR OTHER PURPOSES.

House Bill No. 1113 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Received from the House

**HOUSE BILL NO. 1114**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES B. OVERBEY AND T. BAKER**

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE STATUTE CONCERNING THE PROCESS OF REACTIVATION OF AN INACTIVE CITY OR INCORPORATED TOWN; AND FOR OTHER PURPOSES.

**House Bill No. 1114** was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Received from the House

**HOUSE BILL NO. 1115**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES B. OVERBEY AND T. BAKER**

A Bill for an Act to be Entitled: AN ACT CONCERNING PLANNING FOR AN ABSENTEE MAYOR IN CITIES OF THE FIRST CLASS; AND FOR OTHER PURPOSES.

**House Bill No. 1115** was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 97  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

BY: SENATORS BLEDSOE, J. KEY, M. LAMOUREUX, TEAGUE, FILES,  
HOLLAND, J. HUTCHINSON, IRVIN, B. SAMPLE, J. TAYLOR, WHITAKER,  
RAPERT & D. WYATT

BY: REPRESENTATIVES ENGLISH, HUBBARD, BRANSCUM, ET. AL.

A Bill for an Act to be Entitled: AN ACT TO PROTECT RIGHTS AND PRIVILEGES GRANTED UNDER THE UNITED STATES CONSTITUTION AND THE ARKANSAS CONSTITUTION; AND FOR OTHER PURPOSES.

Senate Bill No. 97 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

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SENATE BILL TRANSMITTED TO THE HOUSE  
AS PASSED  
SENATE BILL NO. 26

HOUSE BILLS TRANSMITTED TO THE SENATE  
AS PASSED  
HOUSE BILL NO. 1089  
HOUSE BILL NO. 1113  
HOUSE BILL NO. 1114  
HOUSE BILL NO. 1115

On motion of Senator Bookout, the Senate adjourned until 1:30 p.m., Monday, January 24, 2011.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE

