

**--ooOoo--**  
**TWENTY-SECOND DAY'S PROCEEDINGS**  
**SENATE CHAMBER**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

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Little Rock, Arkansas  
January 31, 2011

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:

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, WHITAKER, WILLIAMS,  
WYATT.

The Senate was led in prayer by Senator Hendren.

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

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

On motion of Senator Key, **Senate Bill No. 138** was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 138**

Amend **Senate Bill No. 138** as originally introduced:

Page 2, line 33, delete "and"

AND

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

"(2) "Positive youth development program" means a developmentally appropriate learning experience that helps children and youth five (5) through nineteen (19) years of age develop educational, social, emotional, and physical skills during out of school time; and

(3) "Program" means a positive youth development program that is license-exempt or approved by the Department of Education as complying with the Out of School Time Licensing Standards as adopted by the Division of Child Care and Early Childhood Education."

AND

Page 3, delete lines 1-4

AND

Page 3, line 7, delete "(a)" and substitute "(a)(1)"

AND

Page 3, delete line 11 and substitute the following language:

"(2) The department, with the advice and assistance of the Division of Child Care and Early Childhood Education, shall develop rules necessary for the implementation of this subchapter.

(b) Participation in a positive youth development program shall be"

AND

Page 3, delete lines 18-20 and substitute the following language:

"(a)(1) A public school district, licensed youth development program, license-exempt youth development program, or an applicant that partners with a public school district, licensed youth development program, or license-exempt youth development program may apply for a positive youth development grant."

AND

Page 3, delete line 35 and substitute the following language:

"(i) The program operates or will operate in a public school district that is designated"

AND

Page 4, line 27, delete "shall only be awarded to" and substitute "may be renewable for"

(SIGNED) SENATOR JOHNNY KEY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 138** was ordered engrossed.

On motion of Senator Wyatt, **Senate Bill No. 96** 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-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 96**

Amend **Senate Bill No. 96** as originally introduced:

Page 1, delete line 11 and substitute:

"IZARD COUNTY; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO MOVE INDEPENDENCE COUNTY TO THE NORTH CENTRAL ARKANSAS DISTRICT FAIR AND LIVESTOCK SHOW IN IZARD COUNTY; TO DECLARE AN EMERGENCY."

AND

Page 3, delete line 5 and substitute:

"County shall be for a period of four (4) years.

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that district fairs prepare for activities all year long and require insurance for their activities; that moving Independence County to the North Central Arkansas District Fair and Livestock Show in Izard County will require preparation and insurance, as well as other financial preparations; and that this act is immediately necessary because the North Central Arkansas District Fair and Livestock Show needs the legal authority to act to properly finance the change, procure the necessary insurance, and meet other financial responsibility requirements to incorporate Independence County into its district fair. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;  
(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or  
(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

(SIGNED) SENATOR DAVID WYATT

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 96** was ordered engrossed.

On motion of Senator Johnson, **Senate Bill No. 43** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 2.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 2 to SENATE BILL NO. 43**

Amend **Senate Bill No. 43** as engrossed:

Amend Senate Bill No. 43 as engrossed, S1/27/11 (version: 01/27/2011 08:42:20 AM)

Add Senator Irvin as a cosponsor of the bill

(SIGNED) SENATOR DAVID JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 43** was ordered engrossed.

On motion of Senator Johnson, **Senate Bill No. 165** 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-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 165**

Amend **Senate Bill No. 165** as originally introduced:

Page 1, delete line 31 and substitute the following:  
"shall provide written authorization to the board to allow the Department of"

AND

Page 2, delete line 17 and substitute the following:  
"her ability to practice dentistry or oral hygiene in the State of Arkansas or a felony,"

(SIGNED) SENATOR DAVID JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 165** was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

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

SENATE BILL NO. 43, BY SENATOR DAVID JOHNSON ET AL,  
SENATE BILL NO. 165, BY SENATOR DAVID JOHNSON,

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) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Johnson, **Senate Bill No. 43** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Johnson, **Senate Bill No. 165** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

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

**SENATE BILL NO. 96**, BY SENATOR DAVID WYATT,

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) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Wyatt, **Senate Bill No. 96** was ordered re-referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

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

**SENATE BILL NO. 138**, BY SENATOR JOHNNY KEY 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) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Key, **Senate Bill No. 138** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

We, your Committee on JOINT RETIREMENT AND SOCIAL SECURITY, to whom was referred:

SENATE BILL NO. 55, BY SENATOR BILL SAMPLE,  
SENATE BILL NO. 58, BY SENATOR JOHNNY KEY,  
SENATE BILL NO. 74, BY SENATOR GENE JEFFRESS,  
SENATE BILL NO. 172, BY SENATOR JOHNNY KEY,

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 JOHNNY KEY  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

We, your Committee on JOINT RETIREMENT AND SOCIAL SECURITY, to whom was referred:

**SENATE BILL NO. 139**, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR JOHNNY KEY  
CHAIRMAN

**SENATE RESOLUTION NO. 5**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR WHITAKER**  
**BY: REPRESENTATIVE WOODS**

A Bill for an Act to be Entitled: TO HONOR THE LIFE AND ACCOMPLISHMENTS OF PRESIDENT RONALD REAGAN AND TO DECLARE FEBRUARY 6, 2011, "RONALD REAGAN DAY".

**Senate Resolution No. 5** was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 182  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE AUTHORITY OF THE DEPARTMENT OF ARKANSAS STATE POLICE REGARDING USED MOTOR VEHICLE DEALERS; TO CLARIFY THAT A DESIGNATED EMPLOYEE OF THE DEPARTMENT OF ARKANSAS STATE POLICE MAY INSPECT RECORDS OF USED MOTOR VEHICLE DEALERS; AND FOR OTHER PURPOSES.

**Senate Bill No. 182** 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. 183  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR M. LAMOUREUX

A Bill for an Act to be Entitled: AN ACT TO INCREASE TITLE AND REPLACEMENT TITLE FEES TO FUND THE ARKANSAS STATE POLICE RETIREMENT SYSTEM OF THE DEPARTMENT OF ARKANSAS STATE POLICE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 183** 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. 184  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 184** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 185  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF STATE SERVICES FOR THE BLIND FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 185** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 186  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF CHILD CARE AND EARLY CHILDHOOD EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 186** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 187  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 187** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 188  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF CHILDREN AND FAMILY SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 188** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 189  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 189** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 190  
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 DEPARTMENT OF HUMAN SERVICES - DIVISION OF YOUTH SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 190** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 191  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENTOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT CONCERNING CRIMINAL BACKGROUND CHECKS FOR CERTAIN LICENSEES OF THE ARKANSAS BOARD OF PRIVATE INVESTIGATORS AND PRIVATE SECURITY AGENCIES; AND FOR OTHER PURPOSES.

**Senate Bill No. 191** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 192  
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 BUILDING AUTHORITY FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 192** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 193  
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 DEPARTMENT OF VETERANS' AFFAIRS FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 193** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 194  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

BY: SENATORS BOOKOUT, G. BAKER, R. THOMPSON, M. LAMOUREUX,  
MADISON, J. KEY, D. JOHNSON & D. WYATT

BY: REPRESENTATIVES MOORE, CLEMMER, PIERCE, J. BURRIS, TYLER,  
BAIRD, J. EDWARDS, SANDERS, FIELDING, LEA, CHEATHAM & J. ROEBUCK

A Bill for an Act to be Entitled: AN ACT TO AMEND SEVERAL PROVISIONS  
OF THE LAW CONCERNING MEMBERS OF THE GENERAL ASSEMBLY; AND  
FOR OTHER PURPOSES.

**Senate Bill No. 194** was read the first time, rules suspended, read the second  
time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL  
AFFAIRS.

On motion of Senator Williams, **Senate Resolution No. 3** was called up for third  
reading and final disposition.

SENATE RESOLUTION NO. 3  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR E. WILLIAMS

SENATE RESOLUTION TO ENCOURAGE THE PRESIDENT, CONGRESS,  
AND ARKANSAS CONGRESSIONAL DELEGATION TO WORK TO RESTORE  
TRADE RELATIONS BETWEEN THE UNITED STATES AND CUBA.

Senator Flowers spoke in favor of the Resolution.

Senator Salmon requested a roll call on passage of **Senate Resolution No. 3**. Five hands were seen, whereupon the Secretary sounded the ballot. Results are as follows:

AFFIRMATIVE: G. Baker, Bledsoe, Bookout, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, Luker, Madison, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Resolution No. 3** was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Whitaker, **Senate Concurrent Resolution No. 4** was called up for third reading and final disposition.

**SENATE CONCURRENT RESOLUTION NO. 4  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR WHITAKER  
BY: REPRESENTATIVE INGRAM**

SENATE CONCURRENT RESOLUTION TO ADOPT THE JOINT RULES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY.

**Senate Concurrent Resolution No. 4** was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Concurrent Resolution No. 4** was ordered immediately transmitted to the House.

The President declared the morning hour to have expired.

On motion of Senator Teague, **Senate Bill No. 134** was called up for third reading and final disposition.

**SENATE BILL NO. 134**

*As Engrossed: S1/27/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

*BY: SENATORS TEAGUE, CRUMBLY, ELLIOTT, S. FLOWERS, FILES, S. HARRELSON, G. JEFFRESS, J. JEFFRESS, D. JOHNSON, LUKER, MADISON, SALMON, B. SAMPLE, J. TAYLOR & D. WYATT*

*BY: REPRESENTATIVES INGRAM, PENNARTZ, ALLEN, D. ALTES, CATLETT, CHEATHAM, DALE, GASKILL, HALL, HICKERSON, D. HUTCHINSON, HYDE, LEA, LEDING, LINDSEY, LOVELL, PERRY, PIERCE, T. ROGERS, G. SMITH, STEEL, T. STEELE, TYLER, WARDLAW, B. WILKINS, WEBB, WRIGHT & WOODS*

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ASSESSMENT FEE LEVIED ON HOSPITALS TO IMPROVE HEALTH CARE ACCESS FOR THE CITIZENS OF ARKANSAS; AND FOR OTHER PURPOSES.

**Senate Bill No. 134** 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, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, G. Jeffress, D. Johnson, J. Key, Laverty, Luker, Madison, P. Malone, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....27

NEGATIVE: Hendren, B. Pritchard.

Total .....2

ABSENT OR NOT VOTING: J. Dismang, Holland, J. Hutchinson, Irvin, J. Jeffress, M. Lamoureux.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast.....29

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

On motion of Senator Bledsoe, Senate Bill No. 112 was called up for third reading and final disposition.

SENATE BILL NO. 112  
As Engrossed: S1/27/11  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BLEDSOE

A Bill for an Act to be Entitled: AN ACT TO CLARIFY ARKANSAS'S RABIES CONTROL ACT; AND FOR OTHER PURPOSES.

Senate Bill No. 112 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, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, D. Johnson, J. Key, Laverty, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....30

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: J. Jeffress, M. Lamoureux, Luker, Madison, J. Taylor.

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

On motion of Senator Harrelson, House Bill No. 1059 was called up for third reading and final disposition.

HOUSE BILL NO. 1059  
 EIGHTY-EIGHTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: REPRESENTATIVES WRIGHT AND STEEL

A Bill for an Act to be Entitled: AN ACT TO ALLOW A COURT TO EXTEND THE DURATION OF A TEMPORARY GUARDIANSHIP IN CERTAIN SITUATIONS; AND FOR OTHER PURPOSES.

House Bill No. 1059 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, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, Luker, Madison, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....35

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING:

Total .....0

VOTING PRESENT:

Total .....0

Total number of votes cast .....35

Necessary to the passage of the bill .....18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1059 was ordered immediately returned to the House as passed.

Senate Bill No. 16 was returned from the House as passed and ordered enrolled.

Senate Bill No. 31 was returned from the House as passed and ordered enrolled.

Senate Bill No. 78 was returned from the House as passed and ordered enrolled.

Received from the House

HOUSE BILL NO. 1004  
*As Engrossed: H1/19/11 H1/26/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE J. EDWARDS

A Bill for an Act to be Entitled: *AN ACT TO PROHIBIT THE PAYMENT OF ATTORNEY'S FEES OF PRIVATELY RETAINED ATTORNEYS FOR INDIGENT PERSONS; AND FOR OTHER PURPOSES.*

**House Bill No. 1004** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1021  
*As Engrossed: H1/20/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES LEA, HARRIS & WOODS

A Bill for an Act to be Entitled: AN ACT TO AMEND § 5-13-211 TO INCLUDE ALL CERTIFIED LAW ENFORCEMENT OFFICERS; AND FOR OTHER PURPOSES.

**House Bill No. 1021** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1045  
*As Engrossed: H1/20/11 H1/26/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE D. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT REGARDING A PERSON FILING INSTRUMENTS AFFECTING TITLE OR INTEREST IN REAL *PROPERTY*; *DECLARING AN EMERGENCY* AND FOR OTHER PURPOSES.

**House Bill No. 1045** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1222  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTIVES PENNARTZ, S. MALONE & D. ALTES  
BY: SENATOR FILES

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE DEPARTMENTS OF THE SEBASTIAN COUNTY DISTRICT COURT; AND FOR OTHER PURPOSES.

**House Bill No. 1222** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1091  
*As Engrossed: H1/25/11, H1/27/11*  
 EIGHTY-EIGHTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: REPRESENTATIVE LAMPKIN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE PROVISIONS REGARDING THE ASSESSMENT AND COLLECTION OF FEES AND SERVICE CHARGES BY COUNTY SOLID WASTE MANAGEMENT SYSTEMS; TO MAKE TECHNICAL CORRECTIONS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1091 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE  
 EIGHTY-EIGHTH GENERAL ASSEMBLY  
 REGULAR SESSION

January 31, 2011

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, to whom was referred:

SENATE BILL NO. 154, BY SENATOR JERRY TAYLOR,

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 LINDA CHESTERFIELD  
 CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, to whom was referred:

HOUSE BILL NO. 1151, BY REPRESENTATIVE MARK 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 LINDA CHESTERFIELD  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, to whom was referred:

HOUSE BILL NO. 1014, BY REP. JOHN CHARLES EDWARDS,

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 LINDA CHESTERFIELD  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

January 31, 2011

Mr. President:

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

SENATE BILL NO. 16, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 31, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 78, BY JOINT BUDGET COMMITTEE,

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 2:50 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 16  
SENATE BILL NO. 31  
SENATE BILL NO. 78

RECEIVED the above papers from the Secretary of the Senate this 31st day of January, 2011 at 2:50 p.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) Sarah Agee  
Secretary

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 112

SENATE BILL NO. 134

SENATE CONCURRENT RESOLUTION TRANSMITTED

TO THE HOUSE AS ADOPTED

SENATE CONCURRENT RESOLUTION NO. 4

HOUSE BILL RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1059

SENATE BILLS RETURNED FROM THE HOUSE

AS PASSED

SENATE BILL NO. 16

SENATE BILL NO. 31

SENATE BILL NO. 78

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1004

HOUSE BILL NO. 1021

HOUSE BILL NO. 1045

HOUSE BILL NO. 1091

HOUSE BILL NO. 1222

On motion of Senator Whitaker, the Senate adjourned until 1:30 p.m., Tuesday, February 1, 2011.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE

