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

Little Rock, Arkansas

February 16, 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 retired Minister Ed Matthews, Little Rock, Arkansas.

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 Laverty the Senate recessed for ten minutes.

The Senate reconvened after recess. The Secretary called the roll, and a quorum was present.

On motion of Senator Madison, **Senate Bill No. 255** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.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. 255

Amend **Senate Bill No. 255** as originally introduced:

Page 4, delete lines 5 and 6 and substitute "and ~~which~~ that have ~~federal Interstate Commerce Commission~~ Federal Motor Carrier Safety Administration authority:"

AND

Page 4, delete line 10 and substitute "under ~~federal Interstate Commerce Commission~~ Federal Motor Carrier Safety Administration

(SIGNED) SENATOR SUE MADISON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 255 was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 67** was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.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. 67

Amend **Senate Bill No. 67** as originally introduced:

Page 2, line 34, delete "SECTION 2." and substitute "SECTION 4."

AND

Page 3, line 4, delete "acceptability" and substitute "~~acceptability~~ accountability"

AND

Page 3, line 4, delete "system of education" and substitute "system of postsecondary education"

(SIGNED) SENATOR JIMMY JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 67 was ordered engrossed.

STATE OF ARKANSAS

Mike Beebe

Governor

February 16, 2011

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on February 16, 2011, I approved the following measures from the Regular Session of the Eighty-eighth General Assembly:

Senate Concurrent Resolution 001

Senate Bill 56 - ACT 36

Senate Bill 154 - ACT 37

Senate Bill 172 - ACT 38

Sincerely,

(SIGNED) Mike Beebe

MIKE BEEBE

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 67, BY SENATOR JIMMY JEFFRESS,
SENATOR GILBERT BAKER,
SENATE BILL NO. 255, BY SENATOR SUE MADISON 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 J. Jeffress, **Senate Bill No. 67** was re-referred to the Committee on EDUCATION.

On motion of Senator Madison, **Senate Bill No. 255** was re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

HOUSE BILL NO. 1099, BY REP. HOMER LENDERMAN,

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

Respectfully submitted,

(SIGNED) SENATOR JIMMY JEFFRESS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

HOUSE BILL NO. 1009, BY REP. JON WOODS,
HOUSE BILL NO. 1045, BY REP. DONNA HUTCHINSON,

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 JIM LUKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 112, BY SENATOR CECILE BLEDSOE,

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

Respectfully submitted,

(SIGNED) SENATOR PERCY MALONE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

HOUSE BILL NO. 1211, BY REP. ANDY MAYBERRY,
HOUSE BILL NO. 1248, BY REP. BUTCH WILKINS,
HOUSE BILL NO. 1323, BY REP. LORI BENEDICT,
HOUSE BILL NO. 1385, BY REP. FRED ALLEN,

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 PERCY MALONE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

We, your Committee on REVENUE & TAXATION, to whom was referred:

HOUSE BILL NO. 1255, BY REP. LANE JEAN,

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 LARRY TEAGUE
CHAIRMAN

SENATE BILL NO. 334
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR IRVIN

A Bill for an Act to be Entitled: AN ACT CONCERNING TIE VOTES OCCURRING AT GENERAL PRIMARY ELECTIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 334 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 335
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE
BY: REPRESENTATIVE POWERS

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE USE OF ALL-TERRAIN VEHICLES AND GOLF CARTS ON ARKANSAS STATE PARKS BY A PERSON WITH A DISABILITY; AND FOR OTHER PURPOSES.

Senate Bill No. 335 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

SENATE BILL NO. 336
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR ELLIOTT

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ARKANSAS SCHOOL FOR THE DEAF SPECIAL LICENSE PLATES; AND FOR OTHER PURPOSES.

Senate Bill No. 336 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. 337
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR L. CHESTERFIELD

A Bill for an Act to be Entitled: AN ACT TO AMEND THE PROCESS FOR EVALUATING ARKANSAS PRESCHOOL AND PREKINDERGARTEN PROGRAMS; AND FOR OTHER PURPOSES.

Senate Bill No. 337 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 338
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DEFINITION OF COLD WAR VETERAN UNDER THE SPECIAL LICENSE PLATE ACT OF 2005; TO CLARIFY THAT COLD WAR VETERANS CAN OBTAIN MULTIPLE LICENSE PLATES; AND FOR OTHER PURPOSES.

Senate Bill No. 338 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator G. JEFFRESS, **Senate Resolution No. 12** was called up for third reading and final disposition.

SENATE RESOLUTION NO. 12
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR G. JEFFRESS

SENATE RESOLUTION COMMENDING ARKANSAS FARMERS FOR THEIR VITAL CONTRIBUTIONS TO THE SECURITY AND ECONOMIC WELL-BEING OF THE STATE AND THE NATION AND FOR PRODUCING THE FOOD AND FIBER THAT IS ESSENTIAL TO THE HEALTH AND SECURITY OF THE CITIZENS OF THIS STATE AND PEOPLE THROUGHOUT THE WORLD.

Senate Resolution No. 12 was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Irvin, **Senate Bill No. 260** was 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. 260

Amend **Senate Bill No. 260** as originally introduced:

Add Representative Collins-Smith as a cosponsor of the bill.

(SIGNED) SENATOR MISSY IRVIN

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

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Irvin, **Senate Bill No. 260** was called up for third reading and final disposition.

SENATE BILL NO. 260
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR IRVIN

A Bill for an Act to be Entitled: AN ACT TO DESIGNATE CERTAIN LAW ENFORCEMENT TRAINING ACADEMIES AS LAW ENFORCEMENT AGENCIES; AND FOR OTHER PURPOSES.

Senate Bill No. 260 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 260 was ordered engrossed.

On motion of Senator Teague, House Bill No. 1235 was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1235

Amend House Bill No. 1235 as originally introduced:

Add Senator Teague as a cosponsor of the bill

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1235 was ordered engrossed.

On motion of Senator Teague, House Bill No. 1062 was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1062

Amend House Bill No. 1062 as engrossed, H1/31/11:

Page 2, line 11, delete "Three-hundredths of a dollar (\$0.03)" and substitute "Two-hundredths of a dollar (\$0.02)"

AND

Page 2, line 13, delete "Three-hundredths of a dollar (\$0.03)" and substitute "Two-hundredths of a dollar (\$0.02)"

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1062 was ordered engrossed.

On motion of Senator Johnson, **Senate Bill No. 194** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

**HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION**

Amendment No. 1 to SENATE BILL NO. 194

Amend **Senate Bill No. 194** as engrossed, S2/2/11:

Add Representatives Allen, T. Baker, Barnett, Bell, Benedict, Biviano, T. Bradford, Branscum, Carnine, Carter, Catlett, Collins, Collins-Smith, Dale, Deffenbaugh, J. Dickinson, E. Elliott, English, Eubanks, Garner, Gillam, Hall, Hammer, Hickerson, Hobbs, D. Hutchinson, Ingram, Jean, Johnston, Kerr, Lampkin, Lenderman, Linck, Lovell, McCrary, McLean, S. Meeks, Murdock, Nickels, Pennartz, Perry, Powers, Rice, T. Rogers, Shepherd, Slinkard, G. Smith, Steel, Stewart, Stubblefield, Summers, T. Thompson, Vines, Wagner, Wardlaw, Webb, Westerman, H. Wilkins, Williams, Woods, Word, Wright, J. Brown, Gaskill, Harris, Hubbard, Lindsey, Love, S. Malone, Mauch, B. Overbey, Patterson, Post, Ratliff, T. Steele, Walker, B. Wilkins, Wren as cosponsors of the bill

(SIGNED) REP. ROBERT S. MOORE, JR.

House Bill No. 194 read and concurred in by the House.

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Johnson, **Senate Bill No. 194** was called up for third reading and final disposition.

SENATE BILL NO. 194

As Engrossed: S2/2/11 H2/8/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS BOOKOUT, G. BAKER, R. THOMPSON, M. LAMOUREUX, MADISON, J. KEY, D. JOHNSON, D. WYATT, *BLED SOE, BURNETT, L. CHESTERFIELD, CRUMBLY, J. DISMANG, ELLIOTT, FILES, FLETCHER, S. FLOWERS, S. HARRELSON, HENDREN, HOLLAND, J. HUTCHINSON, IRVIN, G. JEFFRESS, J. JEFFRESS, LAVERTY, LUKER, P. MALONE, B. PRITCHARD, RAPERT, SALMON, B. SAMPLE, J. TAYLOR, TEAGUE, WHITAKER, E. WILLIAMS*

BY: REPRESENTATIVES MOORE, CLEMMER, PIERCE, J. BURRIS, TYLER, BAIRD, J. EDWARDS, SANDERS, FIELDING, LEA, CHEATHAM, J. ROEBUCK, ALLEN, T. BAKER, BARNETT, BELL, BENEDICT, BIVIANO, T. BRADFORD, BRANSCUM, CARNINE, CARTER, CATLETT, COLLINS, COLLINS-SMITH, DALE, DEFFENBAUGH, J. DICKINSON, E. ELLIOTT, ENGLISH, EUBANKS, GARNER, GILLAM, HALL, HAMMER, HICKERSON, HOBBS, D. HUTCHINSON, INGRAM, JEAN, JOHNSTON, KERR, LAMPKIN, LENDERMAN, LINCK, LOVELL, MCCRARY, MCLEAN, S. MEEKS, MURDOCK, NICKELS, PENNARTZ, PERRY, POWERS, RICE, T. ROGERS, SHEPHERD, SLINKARD, G. SMITH, STEEL, STEWART, STUBBLEFIELD, SUMMERS, T. THOMPSON, VINES, WAGNER, WARDLAW, WEBB, WESTERMAN, H. WILKINS, WILLIAMS, WOODS, WORD, WRIGHT, J. BROWN, GASKILL, HARRIS, HUBBARD, LINDSEY, LOVE, S. MALONE, MAUCH, B. OVERBEY, PATTERSON, POST, RATLIFF, T. STEELE, WALKER, B. WILKINS, WREN

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 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

Senate Bill No. 194 was ordered enrolled.

Senator Taylor moved that the record pertaining to the vote by which House Bill No. 1115 failed to pass be expunged, the motion was duly seconded and prevailed.

The President declared the morning hour to have expired.

On motion of Senator G. Jeffress, **Senate Bill No. 222** was called up for third reading and final disposition.

SENATE BILL NO. 222
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR G. JEFFRESS
BY: REPRESENTATIVES SHEPHERD AND G. SMITH

A Bill for an Act to be Entitled: AN ACT TO MODIFY THE QUARTERLY PAYMENT SCHEDULE FOR ROYALTIES ON ADDITIONAL SUBSTANCES DECLARED BY THE ARKANSAS OIL AND GAS COMMISSION TO BE PROFITABLY EXTRACTED FROM BRINE PRODUCED FROM A BRINE UNIT; TO CLARIFY THAT THE ACCOUNTING TO ROYALTY OWNERS SHALL BE ACCOMPANIED BY ROYALTY PAYMENTS DUE; TO PROVIDE THAT THE ACCOUNTING AND CORRESPONDING PAYMENTS TO ROYALTY OWNERS SHALL CONTINUE TO BE MADE ON A QUARTERLY BASIS, EXCEPT THAT ROYALTY PAYMENTS MAY BE MADE ON AN ANNUAL BASIS FOR THE AGGREGATE OF UP TO FOUR (4) QUARTERS OF ACCUMULATED ROYALTIES IF THE AGGREGATE AMOUNT OWED TO A ROYALTY OWNER IS UNDER A SPECIFIED AMOUNT; AND FOR OTHER PURPOSES.

Senate Bill No. 222 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

Senate Bill No. 222 was ordered immediately transmitted to the House as passed.

On motion of Senator Laverty, Senate Bill No. 264 was called up for third reading and final disposition.

SENATE BILL NO. 264
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS LAVERTY AND P. MALONE

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE ADMINISTRATIVE RULE AND REGULATION REVIEW SUBCOMMITTEE OF THE JOINT BUDGET COMMITTEE FOR THE PURPOSE OF CONDUCTING ADMINISTRATIVE RULE REVIEW DURING REGULAR, FISCAL, AND EXTRAORDINARY SESSIONS OF THE GENERAL ASSEMBLY; AND FOR OTHER PURPOSES.

Senate Bill No. 264 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

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. 264**, 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: 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, Lavery, Luker, Madison, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 264 was ordered immediately transmitted to the House.

On motion of Senator Teague, **Senate Bill No. 263** was called up for third reading and final disposition.

**SENATE BILL NO. 263
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE**

AN ACT TO REMOVE THE DEAN OF THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FROM THE STATE CRIME LABORATORY BOARD; AND FOR OTHER PURPOSES.

Senate Bill No. 263 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 263 was ordered immediately transmitted to the House as passed.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Chesterfield, **House Bill No. 1049** was called up for third reading and final disposition.

HOUSE BILL NO. 1049
As Engrossed: H1/24/11 H1/26/11
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ALLEN

A Bill for an Act to be Entitled: AN ACT TO IMPROVE THE SAFETY OF HIGHWAYS AND ROADS BY PROHIBITING WIRELESS TELEPHONE USE IN SCHOOL ZONES; AND FOR OTHER PURPOSES.

House Bill No. 1049 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: L. Chesterfield, Crumbly, Elliott, Fletcher, S. Harrelson, Hendren, G. Jeffress, J. Jeffress, D. Johnson, Salmon, J. Taylor, Whitaker, D. Wyatt.

Total13

NEGATIVE: G. Baker, Bledsoe, J. Dismang, Files, Holland, J. Hutchinson, Irvin, J. Key, B. Pritchard.

Total9

ABSENT OR NOT VOTING: Bookout, Burnett, S. Flowers, M. Lamoureux, Laverty, Luker, Madison, P. Malone, Rapert, B. Sample, Teague, R. Thompson, E. Williams.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....22

Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **House Bill No. 1049** failed was expunged, in accordance with a prevailing motion on February 16, 2011.

On motion of Senator Key, **House Bill No. 1111** was called up for third reading and final disposition.

**HOUSE BILL NO. 1111
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE STEWART**

A Bill for an Act to be Entitled: AN ACT TO ALLOW MEMBERS OF THE ARKANSAS TEACHER RETIREMENT SYSTEM TO PURCHASE ARMED FORCES RESERVE SERVICE CREDIT; TO ALLOW THE PURCHASE OF ONE YEAR OF CREDIT IN THE ARKANSAS TEACHER RETIREMENT SYSTEM FOR ONE YEAR OF SERVICE IN THE NATIONAL GUARD AND ARMED FORCES RESERVE UP TO A MAXIMUM OF FIVE YEARS; AND FOR OTHER PURPOSES.

House Bill No. 1111 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1111**, 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: 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, Lavery, Luker, Madison, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1111 was ordered immediately returned to the House as passed.

On motion of Senator Key, **House Bill No. 1212** was called up for third reading and final disposition.

HOUSE BILL NO. 1212
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE CARNINE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT THE ACTUARIAL EQUIVALENT SHALL BE USED FOR THE PURCHASE OF SERVICE CREDIT IN THE ARKANSAS TEACHER RETIREMENT SYSTEM; TO SIMPLIFY ACCOUNTING PROCEDURES BY ALLOWING EXISTING SERVICE PURCHASE ACCOUNTS AT THE ARKANSAS TEACHER RETIREMENT SYSTEM TO BE PAID WITHIN A TIME CERTAIN; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1212 was placed on third reading and final disposition.

On motion of Senator Key, **House Bill 1212** was pulled down.

On motion of Senator J. Jeffress, **House Bill No. 1091** was called up for third reading and final disposition.

HOUSE BILL NO. 1091
As Engrossed: H1/25/11 H1/27/11 S2/9/11
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LAMPKIN
BY: SENATOR J. JEFFRESS

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 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

There being an emergency clause attached to House Bill No. 1091, 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: 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 adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1091 was ordered immediately returned to the House as passed as amended.

Senator J. Jeffress moved that the record pertaining to the vote by which Senate Bill No. 69 passed be expunged, the motion was duly seconded and prevailed.

Senator Chesterfield moved that the record pertaining to the vote by which House Bill No. 1049 failed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Key, House Bill No. 1212 was called up for third reading and final disposition.

HOUSE BILL NO. 1212
 EIGHTY-EIGHTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVE CARNINE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT THE ACTUARIAL EQUIVALENT SHALL BE USED FOR THE PURCHASE OF SERVICE CREDIT IN THE ARKANSAS TEACHER RETIREMENT SYSTEM; TO SIMPLIFY ACCOUNTING PROCEDURES BY ALLOWING EXISTING SERVICE PURCHASE ACCOUNTS AT THE ARKANSAS TEACHER RETIREMENT SYSTEM TO BE PAID WITHIN A TIME CERTAIN; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1212 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1212**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1212 was ordered immediately returned to the House as passed.

On motion of Senator Malone, House Bill No. 1284 was called up for third reading and final disposition.

HOUSE BILL NO. 1284

As Engrossed: H2/3/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES MOORE, CLEMMER, PIERCE, J. BURRIS, ET. AL.

BY: SENATORS BOOKOUT, G. BAKER, R. THOMPSON, M. LAMOUREUX,

MADISON, J. KEY, D. JOHNSON & D. WYATT

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.

House Bill No. 1284 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	24

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1284 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering Senate Bill No. 14 at this time.

On motion of Senator Baker, Senate Bill No. 14 was withdrawn from the Committee on JOINT BUDGET, 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. 14

Amend Senate Bill No. 14 as originally introduced:
Delete SECTION 3 of the bill in its entirety and substitute the following:

" SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS STATE DENTAL EXAMINERS BOARD EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment for services of attorneys, unless the agency shall first make a request in writing to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal services, or, if the Attorney General's Office shall determine that sufficient personnel are not available to provide the requested legal services, the Attorney General shall certify the same to the agency and may authorize the agency to employ legal counsel and to expend monies appropriated for Maintenance and General Operations therefore, if:

- (1) The Attorney General determines, and certifies in writing, that such agency needs the advice or assistance of legal counsel, and
- (2) The Attorney General consents in writing to the employment of the legal counsel to be retained by the agency, and
- (3) The Attorney General determines that the agency re-advertises annually for legal counsel if outside legal counsel is hired and that any amount to be paid for outside legal counsel has been reviewed and approved by the Arkansas Legislative Council or Joint Budget Committee.

Such certification shall be required with respect to each instance of the employment of special legal counsel, or shall be required annually with respect to legal counsel employed on a retainer basis. A copy of such certification shall be entered in the official minutes of the agency, and shall be retained in the fiscal records of the agency for audit purposes.

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

(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. 14 was ordered engrossed.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 28** at this time.

On motion of Senator Baker, **Senate Bill No. 28** was withdrawn from the Committee on JOINT BUDGET, 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. 28

Amend **Senate Bill No. 28** as originally introduced:

Delete SECTION 6 in its entirety and replace with the following:

"SECTION 6. SPECIAL LANGUAGE . NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS STATE MEDICAL BOARD EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment for services of attorneys, unless the agency shall first make a request in writing to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal services, or, if the Attorney General's Office shall determine that sufficient personnel are not available to provide the requested legal services, the Attorney General shall certify the same to the agency and may authorize the agency to employ legal counsel and to expend monies appropriated for Maintenance and General Operations therefore, if:

- (1) The Attorney General determines, and certifies in writing, that such agency needs the advice or assistance of legal counsel, and
- (2) The Attorney General consents in writing to the employment of the legal counsel to be retained by the agency, and
- (3) The Attorney General determines that the agency re-advertises annually for legal counsel if outside legal counsel is hired and that any amount to be paid for outside legal counsel has been reviewed and approved by the Arkansas Legislative Council or Joint Budget Committee.

Such certification shall be required with respect to each instance of the employment of special legal counsel, or shall be required annually with respect to legal counsel employed on a retainer basis. A copy of such certification shall be entered in the official minutes of the agency, and shall be retained in the fiscal records of the agency for audit purposes.

Determining the maximum number of employees and the maximum amount of appropriation and general revenue funding for a state agency each fiscal year is the

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

(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. 28 was ordered engrossed.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 29** at this time.

On motion of Senator Baker, **Senate Bill No. 29** was withdrawn from the Committee on JOINT BUDGET, 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. 29

Amend **Senate Bill No. 29** as originally introduced:

Delete SECTION 3 in its entirety and replace with the following:

" SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS STATE BOARD OF OPTOMETRY

EMPLOYMENT OF ATTORNEYS. None of the funds appropriated in this Act for Maintenance and General Operation shall be expended in payment for services of attorneys, unless the agency shall first make a request in writing to the Attorney General of the State of Arkansas to provide the required legal services. The Attorney General's Office shall provide the requested legal services, or, if the Attorney General's Office shall determine that sufficient personnel are not available to provide the requested legal services, the Attorney General shall certify the same to the agency and may authorize the agency to employ legal counsel and to expend monies appropriated for Maintenance and General Operations therefore, if:

(1) The Attorney General determines, and certifies in writing, that such agency needs the advice or assistance of legal counsel, and

(2) The Attorney General consents in writing to the employment of the legal counsel to be retained by the agency, and

(3) The Attorney General determines that the agency re-advertises annually for legal counsel if outside legal counsel is hired and that any amount to be paid for outside legal counsel has been reviewed and approved by the Arkansas Legislative Council or Joint Budget Committee.

Such certification shall be required with respect to each instance of the employment of special legal counsel, or shall be required annually with respect to legal counsel employed on a retainer basis. A copy of such certification shall be entered in the official minutes of the agency, and shall be retained in the fiscal records of the agency for audit purposes.

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

(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. 29 was ordered engrossed.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 35** at this time.

On motion of Senator Baker, **Senate Bill No. 35** was withdrawn from the Committee on JOINT BUDGET, 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. 35

Amend **Senate Bill No. 35** as originally introduced:

Page 3, line 8, delete “shall transfer” and insert “~~shall~~ may transfer up to”

(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. 35 was ordered engrossed.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 36** at this time.

On motion of Senator Baker, **Senate Bill No. 36** was withdrawn from the Committee on JOINT BUDGET, 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. 36

Amend **Senate Bill No. 36** as originally introduced:

Page 2, line 29, delete "58" and substitute "57"

AND

Page 2, line 34, delete "23" and substitute "22"

AND

Page 3, line 6, delete "4" and substitute "3"

AND

Page 3, line 11, delete in its entirety

AND

Page 3, line 14, delete "2" and substitute "1"

AND

Page 3, line 15, delete "6" and substitute "5"

AND

Page 3, line 20, delete "4" and substitute "3"

AND

Page 3, line 33, delete "74" and substitute "71"

AND

Page 4, line 7, delete "612" and substitute "602"

AND

Re-number items 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. 36 was ordered engrossed.

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

On motion of Senator Baker, Senate Bill No. 52 was withdrawn from the Committee on JOINT BUDGET, 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. 52

Amend Senate Bill No. 52 as originally introduced:

Page 1, delete lines 30-32 in their entirety and substitute the following:

“ (1)	CHIEF OF STAFF	1	\$73,659
(2)	COMMUNICATIONS DIRECTOR	1	\$56,436
(3)	GOV RELATIONS/CONST SERV DIRECTOR	1	\$50,553
(4)	EXECUTIVE ASSISTANT	<u>1</u>	\$50,553”

(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. 52 was ordered engrossed.

On motion of Senator Baker, the Senate resolved itself into the Committee of the Whole for the purpose of JOINT BUDGET BILLS.

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

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1326** at this time.

On motion of Senator Baker, **House Bill No. 1326** was called up for third reading and final disposition.

HOUSE BILL NO. 1326
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR OTHER PURPOSES.

House Bill No. 1326 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1326**, 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: 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 adoption of the Emergency Clause 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1326 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1330** at this time.

On motion of Senator Baker, **House Bill No. 1330** was called up for third reading and final disposition.

HOUSE BILL NO. 1330
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF RURAL SERVICES; AND FOR OTHER PURPOSES.

House Bill No. 1330 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1330**, 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: 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 adoption of the Emergency Clause 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1330 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1331** at this time.

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

**HOUSE BILL NO. 1331
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS SCIENCE AND TECHNOLOGY AUTHORITY; AND FOR OTHER PURPOSES.

House Bill No. 1331 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1331**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1331 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1334** at this time.

On motion of Senator Baker, **House Bill No. 1334** was called up for third reading and final disposition.

HOUSE BILL NO. 1334
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE CROWLEY'S RIDGE TECHNICAL INSTITUTE; AND FOR OTHER PURPOSES.

House Bill No. 1334 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1334**, 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: 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 adoption of the Emergency Clause 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1334 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1335** at this time.

On motion of Senator Baker, **House Bill No. 1335** was called up for third reading and final disposition.

HOUSE BILL NO. 1335
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS NATURAL RESOURCES COMMISSION; AND FOR OTHER PURPOSES.

House Bill No. 1335 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1335**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1335 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1336** at this time.

On motion of Senator Baker, **House Bill No. 1336** was called up for third reading and final disposition.

HOUSE BILL NO. 1336
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER; AND FOR OTHER PURPOSES.

House Bill No. 1336 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1336**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1336 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1337** at this time.

On motion of Senator Baker, **House Bill No. 1337** was called up for third reading and final disposition.

HOUSE BILL NO. 1337
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF VETERANS' AFFAIRS; AND FOR OTHER PURPOSES.

House Bill No. 1337 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, Lavery, 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1337**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1337 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1338** at this time.

On motion of Senator Baker, **House Bill No. 1338** was called up for third reading and final disposition.

**HOUSE BILL NO. 1338
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF COMMUNITY CORRECTION; AND FOR OTHER PURPOSES.

House Bill No. 1338 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, Lavery, 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1338**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast.....35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1338 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1339** at this time.

On motion of Senator Baker, **House Bill No. 1339** was called up for third reading and final disposition.

HOUSE BILL NO. 1339
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - MANAGEMENT SERVICES DIVISION; AND FOR OTHER PURPOSES.

House Bill No. 1339 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1339**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1339 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1341** at this time.

On motion of Senator Baker, **House Bill No. 1341** was called up for third reading and final disposition.

HOUSE BILL NO. 1341
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF INFORMATION SYSTEMS; AND FOR OTHER PURPOSES.

House Bill No. 1341 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, Lavery, 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1341**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1341 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1342** at this time.

On motion of Senator Baker, **House Bill No. 1342** was called up for third reading and final disposition.

**HOUSE BILL NO. 1342
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS CRIME INFORMATION CENTER; AND FOR OTHER PURPOSES.

House Bill No. 1342 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1342**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1342 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1343** at this time.

On motion of Senator Baker, **House Bill No. 1343** was called up for third reading and final disposition.

HOUSE BILL NO. 1343
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE STATE BOARD OF FINANCE FOR RURAL MEDICAL CLINICS; AND FOR OTHER PURPOSES.

House Bill No. 1343 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, Lavery, 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1343**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1343 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1344** at this time.

On motion of Senator Baker, **House Bill No. 1344** was called up for third reading and final disposition.

**HOUSE BILL NO. 1344
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS BUILDING AUTHORITY; AND FOR OTHER PURPOSES.

House Bill No. 1344 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1344**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1344 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1346** at this time.

On motion of Senator Baker, **House Bill No. 1346** was called up for third reading and final disposition.

HOUSE BILL NO. 1346
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF CAREER EDUCATION; AND FOR OTHER PURPOSES.

House Bill No. 1346 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, Lavery, 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1346**, 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: 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1346 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1349** at this time.

On motion of Senator Baker, **House Bill No. 1349** was called up for third reading and final disposition.

**HOUSE BILL NO. 1349
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE NORTHWEST TECHNICAL INSTITUTE; AND FOR OTHER PURPOSES.

House Bill No. 1349 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1349**, 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: 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 adoption of the Emergency Clause 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1349 was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1350** at this time.

On motion of Senator Baker, **House Bill No. 1350** was called up for third reading and final disposition.

**HOUSE BILL NO. 1350
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE RIVERSIDE VOCATIONAL TECHNICAL SCHOOL; AND FOR OTHER PURPOSES.

House Bill No. 1350 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	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1350**, 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: 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 adoption of the Emergency Clause 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1350 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 12, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 13, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 18, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 19, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 23, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 30, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 34, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 38, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 40, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 48, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR GILBERT BAKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 260, BY SENATOR MISSY IRVIN,

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

Senate Bill No. 260 was ordered immediately transmitted to the House.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

HOUSE BILL NO. 1062, BY REPRESENTATIVE BUDDY LOVELL,
HOUSE BILL NO. 1235, BY REPRESENTATIVE FRED ALLEN,

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

House Bill No. 1161 returned to the House as passed.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 194, BY SENATOR PAUL BOOKOUT ET AL,

beg leave to report that we have carefully compared the enrolled copy with the original and we find the same correctly enrolled and have at 3:20 p.m. delivered it to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 194

RECEIVED the above papers from the Secretary of the Senate this 16th day of February, 2011 at 3:20 p.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) Rebecca Rains
Secretary

SENATE BILL NO. 339
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CRUMBLY

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE DIVISION OF YOUTH SERVICES REGIONAL HIGH SCHOOL SYSTEM FOR ADJUDICATED YOUTH; AND FOR OTHER PURPOSES.

Senate Bill No. 339 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 340
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS LAVERTY AND D. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A MEDICAID PROVIDER FEE FOR DEVELOPMENTAL DAY TREATMENT CLINIC SERVICES; AND FOR OTHER PURPOSES.

Senate Bill No. 340 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 341
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS LAVERTY AND D. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A MEDICAID PROVIDER FEE FOR SERVICES PROVIDED UNDER THE ALTERNATIVE COMMUNITY SERVICES WAIVER ADMINISTERED BY THE DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES OF THE DEPARTMENT OF HUMAN SERVICES; AND FOR OTHER PURPOSES.

Senate Bill No. 341 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 342
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS LAVERTY AND D. JOHNSON

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A MEDICAID PROVIDER FEE FOR CHILDREN'S HEALTH MANAGEMENT SERVICES; AND FOR OTHER PURPOSES.

Senate Bill No. 342 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 343
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HOLLAND

A Bill for an Act to be Entitled: AN ACT TO CREATE AN EXEMPTION FROM THE SALES AND USES TAXES FOR MATERIALS USED TO BALE, PACKAGE, TIE, WRAP, OR SEAL ANIMAL FEED PRODUCTS; AND FOR OTHER PURPOSES.

Senate Bill No. 343 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 344
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HOLLAND

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A SCHOOL SUPERINTENDENT MENTORING PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 344 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 345
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR P. MALONE

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A PRESCRIPTION DRUG MONITORING PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 345 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 14, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 28, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 29, 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) SENATOR LINDA CHESTERFIELD
CHAIRMAN

On motion of Senator Baker, Senate Bill No. 14 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Baker, Senate Bill No. 28 was ordered re-referred to the Committee on JOINT BUDGET

On motion of Senator Baker, Senate Bill No. 29 was ordered re-referred to the Committee on JOINT BUDGET

On motion of Senator Baker, [Senate Bill No. 35](#) was ordered re-referred to the Committee on JOINT BUDGET

On motion of Senator Baker, [Senate Bill No. 52](#) was ordered re-referred to the Committee on JOINT BUDGET

[Senate Bill No. 42](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 43](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 165](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 196](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 223](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 224](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 225](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 230](#) was returned from the House as passed and ordered enrolled.

Senate Bill No. 231 was returned from the House as passed and ordered enrolled.

Senate Bill No. 232 was returned from the House as passed and ordered enrolled.

Senate Bill No. 233 was returned from the House as passed and ordered enrolled.

Senate Bill No. 235 was returned from the House as passed and ordered enrolled.

Senate Bill No. 236 was returned from the House as passed and ordered enrolled.

Senate Bill No. 237 was returned from the House as passed and ordered enrolled.

Senate Bill No. 238 was returned from the House as passed and ordered enrolled.

Senate Bill No. 239 was returned from the House as passed and ordered enrolled.

Senate Bill No. 240 was returned from the House as passed and ordered enrolled.

Senate Bill No. 241 was returned from the House as passed and ordered enrolled.

SENATE BILL NO. 346
 EIGHTY-EIGHTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: SENATORS G. BAKER AND BURNETT

A Bill for an Act to be Entitled: AN ACT TO REMOVE THE LIMITATION ON THE NUMBER OF OPEN-ENROLLMENT CHARTER SCHOOLS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 346 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

Received from the House

HOUSE BILL NO. 1002
As Engrossed: H2/14/11
 EIGHTY-EIGHTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVES GARNER, SANDERS, ALLEN, D. ALTES, BAIRD, BARNETT, BELL, BENEDICT, BIVIANO, BRANSCUM, J. BURRIS, CARNINE, CARTER, CLEMMER, COLLINS, COLLINS-SMITH, DALE, DEFFENBAUGH, ENGLISH, EUBANKS, GASKILL, GILLAM, HAMMER, HARRIS, HICKERSON, HOBBS, HOPPER, HUBBARD, D. HUTCHINSON, HYDE, JEAN, KERR, KING, LAMPKIN, LEA, LINCK, S. MALONE, MAUCH, MAYBERRY, MCCRARY, MCLEAN, D. MEEKS, S. MEEKS, MURDOCK, PATTERSON, PENNARTZ, POST, RICE, J. ROEBUCK, SHEPHERD, SLINKARD, G. SMITH, T. STEELE, STEWART, STUBBLEFIELD, SUMMERS, T. THOMPSON, WARDLAW, WESTERMAN, B. WILKINS, H. WILKINS, WILLIAMS, WOODS, WORD, WREN & WRIGHT
 BY: SENATORS J. DISMANG, J. KEY, IRVIN, BLEDSOE, HOLLAND, J. HUTCHINSON, B. PRITCHARD & RAPERT

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ARKANSAS CAPITAL GAINS REDUCTION ACT OF 2011; AND FOR OTHER PURPOSES.

House Bill No. 1002 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1015
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES WOODS, BAIRD, HARRIS & LEA

A Bill for an Act to be Entitled: AN ACT TO MANDATE AN ADDITIONAL FINE FOR ANY PERSON CONVICTED OF A FELONY SEX OFFENSE; AND FOR OTHER PURPOSES.

House Bill No. 1015 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. 1052
As Engrossed: H2/14/11
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES JEAN, D. ALTES, BAIRD, BARNETT, BELL, BENEDICT, BIVIANO, T. BRADFORD, J. BURRIS, CARNINE, CATLETT, CHEATHAM, CLEMMER, COLLINS, COLLINS-SMITH, DALE, DEFFENBAUGH, J. DICKINSON, J. EDWARDS, ENGLISH, EUBANKS, FIELDING, GARNER, GILLAM, HAMMER, HARRIS, HICKERSON, HOBBS, HOPPER, HUBBARD, D. HUTCHINSON, KERR, KING, LAMPKIN, LEA, LINCK, LINDSEY, LOVE, S. MALONE, MAUCH, MAYBERRY, D. MEEKS, S. MEEKS, PATTERSON, RATLIFF, RICE, SANDERS, SHEPHERD, SLINKARD, G. SMITH, STEWART, STUBBLEFIELD, SUMMERS, VINES, WARDLAW, WESTERMAN, WOODS, WREN & WRIGHT
BY: SENATOR M. LAMOUREUX

A Bill for an Act to be Entitled: AN ACT TO DECREASE THE SALES AND USE TAX ON NATURAL GAS AND ELECTRICITY USED BY MANUFACTURERS; TO DECLARE AN EMERGENCY; 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 REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1056

As Engrossed: H1/31/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES LINDSEY, WEBB, PIERCE, PATTERSON, GASKILL, BARNETT, TYLER, J. EDWARDS, B. WILKINS, T. ROGERS, SUMMERS, LEDING, LOVE, BAIRD, HARRIS, CARNINE, CLEMMER, HYDE, KERR, G. SMITH, WRIGHT, COLLINS, J. ROEBUCK, ALLEN, WOODS, WESTERMAN, INGRAM, LENDERMAN, GARNER, & WILLIAMS

BY: SENATORS L. CHESTERFIELD, ELLIOTT, J. JEFFRESS, J. KEY, MADISON, S. HARRELSON, FILES, M. LAMOUREUX, B. SAMPLE, J. TAYLOR, TEAGUE, E. WILLIAMS

A Bill for an Act to be Entitled: AN ACT TO PROVIDE ADDITIONAL INCOME TAX RELIEF TO HEAD OF HOUSEHOLD TAXPAYERS WITH TWO (2) OR MORE DEPENDENTS; AND FOR OTHER PURPOSES.

House Bill No. 1056 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1302

As Engrossed: H2/10/11 H2/15/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES HYDE, J. ROEBUCK, WILLIAMS, TYLER, WAGNER,
PERRY, SLINKARD, PIERCE, & SHEPHERD

BY: SENATORS D. JOHNSON, J. KEY, SALMON, R. THOMPSON, D. WYATT &
J. DISMANG

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS SCHOLARSHIP LOTTERY ACT; TO AMEND PROVISIONS OF LAWS RELATED TO THE ARKANSAS SCHOLARSHIP LOTTERY ACT CONCERNING CRIMINAL PENALTIES FOR LOTTERY FRAUD AND SCHOLARSHIP STACKING; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1302 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. 1305

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES WILLIAMS AND SHEPHERD

BY: SENATORS LUKER AND J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE REQUIREMENTS TO REVIVE A JUDGMENT AND PERFECT THE JUDGMENT LIEN; AND FOR OTHER PURPOSES.

House Bill No. 1305 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. 1318
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE TYLER

A Bill for an Act to be Entitled: AN ACT REGARDING PAROLE RELEASE WHEN AN INMATE'S PAROLE RELEASE DATE FALLS ON A WEEKEND OR HOLIDAY; AND FOR OTHER PURPOSES.

House Bill No. 1318 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 16, 2011

Mr. President:

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

SENATE BILL NO. 36, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD
CHAIRMAN

On motion of Senator Baker, **Senate Bill No. 36** was ordered re-referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 347
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT TO REAPPORTION THE COURT OF APPEALS DISTRICTS; AND FOR OTHER PURPOSES.

Senate Bill No. 347 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

16-21-117. Salaries of prosecuting attorneys – Classification of judicial districts.

For the purposes of fixing just and equitable salaries for the several prosecuting attorneys of the State of Arkansas, the judicial districts of the State of Arkansas are divided as follows:

(1)(A) All judicial districts having a population in excess of one hundred fifteen thousand (115,000), with at least one (1) county having a population in excess of eighty-five thousand (85,000), or any judicial district with two (2) county seats, in which one of the county seats has a population in excess of sixty thousand (60,000) by the most recent federal census, or any other judicial district in which the prosecuting attorney executes and files with the Clerk of the Senate and the Clerk of the House of Representatives an affidavit stating that:

- (i) The workload of the district, in his opinion, justifies the designation of the district as a Division A Judicial District; and
- (ii) Adequate funds for the efficient operation of the office have been appropriated by the quorum court of the counties which comprise the district shall be designated Division A Judicial districts for the purposes of this section.

(B) No district shall be changed from Division B to Division A except by legislative enactment of the General Assembly.

(2) All judicial districts not designated as Division A Judicial Districts shall be Division B Judicial Districts for the purposes of this section.

AFFIDAVIT OF CHRISTI MCQUEEN

My name is Christi McQueen. I began my term as the elected Prosecuting Attorney of the Eighth Judicial District – North on January 1, 2011. Prior to that time, I was Chief Deputy Prosecutor

It is my opinion that the workload for the Eighth Judicial District – North justifies the designation of this district as Division A, rather than Division B.

It is my desire to avoid any appearance of, or potential for, any conflict in the execution of my responsibilities as Prosecuting Attorney for the Eighth Judicial District – North.

Adequate funds have been appropriated for the operation of this office as a Division A district by the Quorum Courts of Hempstead and Nevada Counties, the two counties comprising this judicial district, and I believe adequate funds will continue to be appropriated in the future.

Further the affiant sayeth not.

(Signed)Christi McQueen

VERIFICATION

STATE OF ARKANSAS §
 §
COUNTY OF HEMPSTEAD §

I, Christi McQueen, do hereby state on oath that the facts set forth in the above and foregoing Affidavit are true and correct to the best of my knowledge, information and belief.

(Signed)Christi McQueen

Subscribed and sworn to before me, a Notary Public in and for the State and County Aforesaid on this 27 day of January, 2011.

(Signed)Laquita J. Smith

Official Seal LAQUITA J. SMITH NOTARY PUBLIC – ARKANSAS PIKE COUNTY MY COMMISSION EXPIRES: 04 15 2012
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Received 2-16-2011

(Signed)By: Ann Cornwell, Director
Secretary of the Senate

AFFIDAVIT OF BRYAN L. CHESSHIR

State of Arkansas)
)ss.
County of Howard)

Before the undersigned, Traci Carter, duly qualified and acting in and for this county and state, appeared Bryan L. Chesshir, to me well known to be the affiant herein, who stated the following under oath:

My name is Bryan L. Chesshir and I am serving in my second term as the elected Prosecuting Attorney for the Ninth-West Judicial District since January 1, 2009. My current term expires December 31, 2014.

It is my opinion that the workload for the Ninth-West Judicial District justifies the designation of this district as Division B, rather than Division A. I do not believe that this job, and the current workload, justifies the Division A status.

I believe it is in the best interest of the citizens of the Ninth-West Judicial District, and the State of Arkansas, that my position be designated as a Division B status in order to save the taxpayers the additional monies.

I, Bryan L. Chesshir, have read the foregoing statement and that it is true and correct to the best of my knowledge and belief.

In witness whereof, I hereunto set my hand this 18th day of January, 2011.

(Signed) Bryan L. Chesshir
Prosecuting Attorney
Ninth-West Judicial District
State of Arkansas

Subscribed and sworn to before me this 18th day of January, 2011.

(Signed) Traci Carter
NOTARY PUBLIC

My Commission Expires:
2-15-2017
(SEAL)

TRACI CARTER
NOTARY PUBLIC
HOWARD COUNTY, ARKANSAS
COMMISSION NO. 12359534
MY COMMISSION EXPIRES:
02-15-17

Received 2-16-2011

(Signed)By: Ann Cornwell, Director

Secretary of The Senate

SENATE BILL NO. 348
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR M. LAMOUREUX

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT THE ARKANSAS AGRICULTURAL MARKETING GRANTS FUND SHALL ALSO BE USED TO PROVIDE FUNDING TO VITICULTURE AND ENOLOGY PROGRAMS AT PUBLIC INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

Senate Bill No. 348 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

SENATE BILL NO. 349
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR M. LAMOUREUX

A Bill for an Act to be Entitled: AN ACT TO CREATE THE VITICULTURE AND ENOLOGY FUND TO BE USED FOR THE RESEARCH AND PROMOTION OF VITICULTURE AND ENOLOGY IN ARKANSAS; AND FOR OTHER PURPOSES.

Senate Bill No. 349 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 222

SENATE BILL NO. 260

SENATE BILL NO. 263

SENATE BILL NO. 264

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1111

HOUSE BILL NO. 1161

HOUSE BILL NO. 1212

HOUSE BILL NO. 1284

HOUSE BILL NO. 1326

HOUSE BILL NO. 1330

HOUSE BILL NO. 1331

HOUSE BILL NO. 1334

HOUSE BILL NO. 1335

HOUSE BILL NO. 1336

HOUSE BILL NO. 1337

HOUSE BILL NO. 1338

HOUSE BILL NO. 1339

HOUSE BILL NO. 1341

HOUSE BILL NO. 1342

HOUSE BILL NO. 1343

HOUSE BILL NO. 1344

HOUSE BILL NO. 1346

HOUSE BILL NO. 1349

HOUSE BILL NO. 1350

HOUSE BILL RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1091

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 42
SENATE BILL NO. 43
SENATE BILL NO. 165
SENATE BILL NO. 196
SENATE BILL NO. 223
SENATE BILL NO. 224
SENATE BILL NO. 225
SENATE BILL NO. 230
SENATE BILL NO. 231
SENATE BILL NO. 232
SENATE BILL NO. 233
SENATE BILL NO. 235
SENATE BILL NO. 236
SENATE BILL NO. 237
SENATE BILL NO. 238
SENATE BILL NO. 239
SENATE BILL NO. 240
SENATE BILL NO. 241

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1002

HOUSE BILL NO. 1015

HOUSE BILL NO. 1052

HOUSE BILL NO. 1056

HOUSE BILL NO. 1302

HOUSE BILL NO. 1305

HOUSE BILL NO. 1318

On motion of Senator Whitaker, the Senate adjourned until 10:00 a.m.,
Thursday, February 17, 2011.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE