

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

Little Rock, Arkansas
February 17, 2011

The Senate was called to order at 10:00 o'clock a.m. by the President.

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

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

The Senate was led in prayer by Pastor Marcus Caruthers, The Dwelling Place Church, Fayetteville, AR, Chaplain to Arkansas Razorback football and basketball teams.

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.

SENATE RESOLUTION NO. 14
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS RAPERT, J. KEY & LAVERTY

SENATE RESOLUTION COMMENDING SPECIAL AGENT KEVIN BROWN OF VAN BUREN COUNTY, ARKANSAS, ON HIS SELECTION AS THE 2009 ARKANSAS STATE TROOPER OF THE YEAR.

Senate Resolution No. 14 was read the first time, rules suspended, read the second time and placed on the Calendar.

On motion of Senator Sample, **Senate Bill No. 275** was withdrawn from the Committee on REVENUE & TAXATION, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 275

Amend **Senate Bill No. 275** as engrossed, S2/15/11:

Add Representative Jean as a cosponsor of the bill

AND

Delete the title in its entirety and substitute the following:
"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."

AND

Delete the subtitle in its entirety and substitute the following:

"TO DECREASE THE SALES AND USE TAX ON NATURAL GAS AND ELECTRICITY USED BY MANUFACTURERS AND TO DECLARE AN EMERGENCY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. DO NOT CODIFY. The General Assembly finds that:

- (1) The cost of manufacturing continues to climb;
- (2) The state unemployment rate is extremely high, and the economy has dramatically affected manufacturers, which has resulted in numerous layoffs;
- (3) Decreasing the sales and use tax rate on natural gas and electricity used by manufacturers would increase employment and production, which, in turn, would provide more lucrative employment opportunities for Arkansans;
- (4) There is a need for additional electrical generation in the state to supply the utilities that serve state individuals and industry;
- (5) Natural gas-fired, combined-cycle generation is the cleanest and most efficient energy produced from fossil fuel used to generate electricity, and it is in the best interest of the state to encourage the use of this technology for generating electricity;
- (6) The state is at a competitive disadvantage compared to the surrounding states to attract and retain the building and operating of high-efficiency electric power generators because the state imposes a six percent (6%) sales tax on the purchase of natural gas used to generate the electricity;
- (7) The state has an abundant supply of natural gas to power high-efficiency, combined-cycle technology electric power generators, and the disadvantage of the high tax should be removed as an incentive to utilities and private industry to construct and operate high-efficiency generating facilities; and
- (8) Other manufacturers in the state enjoy a tax reduction on natural gas used in manufacturing, and these high-efficiency, combined-cycle technology electric power generators that manufacture electricity for resale on the wholesale market should be granted the same exemption as other manufacturers.

SECTION 2. Arkansas Code § 26-52-319 is amended to read as follows:

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

(2) Beginning July 1, 2008, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and seven-eighths percent (3.875%).

(3)(A) Beginning July 1, 2009, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and one-eighth percent (3.125%).

(B)(i) The Director of the Department of Finance and Administration shall monitor the amount of tax savings received by all taxpayers as a result of the reduction in the tax rate from that levied in §§ 26-52-301 and 26-52-302 to that levied in subdivision (a)(3)(A) of this section.

(ii) When the director determines that the amount of tax savings resulting from the determination described in subdivision (a)(3)(B)(i) of this section plus any use tax savings described in § 26-53-148(a)(3)(B) would reach twenty-seven million dollars (\$27,000,000) during a fiscal year, the director shall not process any further refund claims through a refund process during the fiscal year for taxpayers seeking to claim the reduced tax rate provided by this section. The amount of twenty-seven million dollars (\$27,000,000) is intended to cover the accumulated but unclaimed reduction of sales and use tax on natural gas and electricity as provided by Acts 2007, No. 185, as well as the additional reduction provided by Acts 2009, No. 695.

(iii) If the director determines that discontinuing refund payments as provided in subdivision (a)(3)(B)(ii) of this section is insufficient to prevent the amount of tax savings from exceeding twenty-seven million dollars (\$27,000,000) during a fiscal year, the director may decline to accept any amended return filed by a taxpayer to claim an overpayment resulting from the reduced tax rate provided by this section for a period other than the period for which a tax return is currently due.

(C)(i) Refund requests and amended returns filed with the director to claim the overpayment resulting from the reduced rate in subdivision (a)(3)(A) of this section shall be processed in the order they are received by the director. A taxpayer that does not receive a refund after the refund and amended return process has ceased under subdivision (a)(3)(B) of this section shall be given priority to receive a refund during the subsequent fiscal year. The unpaid refunds from the prior fiscal year shall be processed before any refund claims filed in the current fiscal year to claim the benefit of this section.

(ii) The statute of limitations for refunds and amended returns under § 26-18-306(i)(1)(A) is extended for one (1) year to allow the payment of a refund under the process provided in subdivision (a)(3)(C)(i) of this section.

(4)(A) Beginning July 1, 2011, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of two and five-eighths percent (2.625%).

(B)(i) The Director of the Department of Finance and Administration shall monitor the amount of tax savings received by all taxpayers as a result of the reduction in the tax rate from that levied in §§ 26-52-301 and 26-52-302 to that levied in subdivision (a)(4)(A) of this section.

(ii) When the director determines that the amount of tax savings resulting from the determination described in subdivision (a)(4)(B)(i) of this section plus any use tax savings described in § 26-53-148(a)(4)(B) would reach twenty-seven million dollars (\$27,000,000) during a fiscal year, the director shall not process any further refund claims through a refund process during the fiscal year for taxpayers seeking to claim the reduced tax rate provided by this section. The amount of twenty-seven million dollars (\$27,000,000) is intended to cover the accumulated but unclaimed reduction of sales and use tax on natural gas and electricity as provided by this section.

(iii) If the director determines that discontinuing refund payments as provided in subdivision (a)(4)(B)(ii) of this section is insufficient to prevent the amount of tax savings from exceeding twenty-seven million dollars (\$27,000,000) during a fiscal year, the director may decline to accept any amended return filed by a taxpayer to claim an overpayment resulting from the reduced tax rate provided by this section for a period other than the period for which a tax return is currently due.

(C)(i) Refund requests and amended returns filed with the director to claim the overpayment resulting from the reduced rate in subdivision (a)(4)(A) of this section shall be processed in the order they are received by the director. A taxpayer that does not receive a refund after the refund and amended return process has ceased under subdivision (a)(4)(B) of this section shall be given priority to receive a refund during the subsequent fiscal year. The unpaid refunds

from the prior fiscal year shall be processed before any refund claims filed in the current fiscal year to claim the benefit of this section.

(ii) The statute of limitations for refunds and amended returns under § 26-18-306(i)(1)(A) is extended for one (1) year to allow the payment of a refund under the process provided in subdivision (a)(4)(C)(i) of this section.

~~(4)~~ (5) The taxes levied in this subsection ~~(a)~~ shall be distributed as follows:

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

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

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

~~(5)(A)~~ (6)(A) The excise tax levied in this section applies only to natural gas and electricity sold for use directly in the actual manufacturing process.

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

~~(6)~~ (7) The excise tax levied in this section shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting, and payment of all other Arkansas gross receipts taxes.

(b) As used in this section, "manufacturer" means a ~~manufacturer~~:

(1) Manufacturer classified within sectors 31 through 33 of the North American Industry Classification System, as in effect on January 1, 2007. January 1, 2011; or

(2) Generator of electric power classified within sector 22 of the North American Industry Classification System, as in effect on January 1, 2011, that uses natural gas to operate a new or existing generating facility that uses combined-cycle gas turbine technology.

(c)(1) Except as provided in subdivision (c)(2)(C) of this section, the tax rate under subsection (a) of this section does not apply to a manufacturer as defined in subdivision (b)(2) of this section.

(2) In lieu of the tax rate under subsection (a) of this section, the excise tax rate levied on the gross receipts or gross proceeds derived from the sale of natural gas and electricity to a manufacturer as defined in subdivision (b)(2) of this section to operate a new or existing facility that uses combined-cycle gas turbine technology is as follows:

(A) Beginning July 1, 2011, five and one-eighth percent (5.125%);

(B) Beginning July 1, 2012, four and one-eighth percent (4.125%); and

(C) Beginning July 1, 2013, the rate under subsection (a) of this section.

~~(e)~~ (d) Natural gas and electricity subject to the reduced tax rate levied in this section shall be separately metered from natural gas and electricity used for any other purpose by the manufacturer or otherwise established ~~in accordance with the rules issued under subsection (e) (f) of this section.~~

~~(d)~~ (e) ~~Prior to~~ Before the sale of natural gas or electricity at the reduced excise tax rate levied in this section, the director may require any seller of natural gas or electricity to obtain a certificate from the consumer, in the form prescribed by the director, certifying that the manufacturer is eligible to purchase natural gas and electricity at the reduced excise tax rate.

~~(e)~~ (f) The director shall ~~have and be invested with full power and authority to promulgate rules for the proper administration of this section.~~

~~(f)~~ (g) The gross receipts or gross proceeds derived from the sale of natural gas and electricity to a manufacturer shall continue to be subject to:

- (1) The excise tax levied under the Arkansas Constitution, Amendment 75, § 2; and
- (2) All municipal and county gross receipts taxes.

~~(g)~~ (h) All existing exemptions from the gross receipts tax levied by this chapter and the compensating use tax levied by the Arkansas Compensating Tax Act of 1949, § 26-53-101 et seq., for natural gas or electricity used in manufacturing or for other purposes that are otherwise provided by law shall continue in effect.

SECTION 3. Arkansas Code § 26-53-148 is amended to read as follows:

(a)(1) Beginning July 1, 2007, in lieu of the tax levied in §§ 26-53-106 and 26-53-107~~(a)-(d)~~, there is levied an excise tax on the sales price of natural gas and electricity purchased by a manufacturer for use directly in the actual manufacturing process at the rate of four and three-eighths percent (4.375%).

(2) Beginning July 1, 2008, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and seven-eighths percent (3.875%).

(3)(A) Beginning July 1, 2009, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of three and one-eighth percent (3.125%).

(B)(i) The Director of the Department of Finance and Administration shall monitor the amount of tax savings received by all taxpayers as a result of the reduction in the tax rate from that levied in §§ 26-53-106 and 26-53-107 to that levied in subdivision (a)(3)(A) of this section.

(ii) When the director determines that the amount of tax savings resulting from the determination described in subdivision (a)(3)(B)(i) of this section plus any gross receipts tax savings described in § 26-52-319(a)(3)(B) would reach twenty-seven million dollars (\$27,000,000) during a fiscal year, the director shall not process any further refund claims through a refund process during the fiscal year for taxpayers seeking to claim the reduced tax rate provided by this section. The amount of twenty-seven million dollars (\$27,000,000) is intended to cover the accumulated but unclaimed reduction of sales and use tax on natural gas and electricity as provided by Acts 2007, No. 185, as well as the additional reduction provided by Acts 2009, No. 695.

(iii) If the director determines that discontinuing refund payments as provided in subdivision (a)(3)(B)(ii) of this section is insufficient to prevent the amount of tax savings from exceeding twenty-seven million dollars (\$27,000,000) during a fiscal year, the director may decline to accept any amended return filed by a taxpayer to claim an overpayment resulting from the reduced tax rate provided by this section for a period other than the period for which a tax return is currently due.

(C)(i) Refund requests and amended returns filed with the director to claim the overpayment resulting from the reduced rate in subdivision (a)(3)(A) of this section will be processed in the order they are received by the director. A taxpayer that does not receive a refund after the refund and amended return process has ceased under subdivision (a)(3)(B) of this section shall be given priority to receive a refund during the subsequent fiscal year. The unpaid refunds from the prior fiscal year shall be processed before any refund claims filed in the current fiscal year to claim the benefit of this section.

(ii) The statute of limitations for refunds and amended returns under § 26-18-306(i)(1)(A) is extended for one (1) year to allow the payment of a refund under the process provided in subdivision (a)(3)(C)(i) of this section.

(4)(A) Beginning July 1, 2011, the tax rate levied in subdivision (a)(1) of this section shall be imposed at the rate of two and five-eighths percent (2.625%).

(B)(i) The Director of the Department of Finance and

Administration shall monitor the amount of tax savings received by all taxpayers as a result of the reduction in the tax rate from that levied in §§ 26-53-106 and 26-53-107 to that levied in subdivision (a)(4)(A) of this section.

(ii) When the director determines that the amount of tax savings resulting from the determination described in subdivision (a)(4)(B)(i) of this section plus any gross receipts tax savings described in § 26-52-319(a)(4)(B) would reach twenty-seven million dollars (\$27,000,000) during a fiscal year, the director shall not process any further refund claims through a refund process during the fiscal year for taxpayers seeking to claim the reduced tax rate provided by this section. The amount of twenty-seven million dollars (\$27,000,000) is intended to cover the accumulated but unclaimed reduction of sales and use tax on natural gas and electricity as provided by this section.

(iii) If the director determines that discontinuing refund payments as provided in subdivision (a)(4)(B)(ii) of this section is insufficient to prevent the amount of tax savings from exceeding twenty-seven million dollars (\$27,000,000) during a fiscal year, the director may decline to accept any amended return filed by a taxpayer to claim an overpayment resulting from the reduced tax rate provided by this section for a period other than the period for which a tax return is currently due.

(C)(i) Refund requests and amended returns filed with the director to claim the overpayment resulting from the reduced rate in subdivision (a)(4)(A) of this section will be processed in the order they are received by the director. A taxpayer that does not receive a refund after the refund and amended return process has ceased under subdivision (a)(4)(B) of this section shall be given priority to receive a refund during the subsequent fiscal year. The unpaid refunds from the prior fiscal year shall be processed before any refund claims filed in the current fiscal year to claim the benefit of this section.

(ii) The statute of limitations for refunds and amended returns under § 26-18-306(i)(1)(A) is extended for one (1) year to allow the payment of a refund under the process provided in subdivision (a)(4)(C)(i) of this section.

~~(4)~~ (5) The taxes levied in this subsection ~~(a)~~ of this section shall be distributed as follows:

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

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

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

~~(5)(A)~~ (6)(A) The excise tax levied in this section applies only to natural gas and electricity purchased for use directly in the actual manufacturing process.

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

~~(6)~~ (7) The excise tax levied in this section shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting, and payment of all other Arkansas compensating use taxes.

(b) As used in this section, "manufacturer" means a ~~manufacturer~~;

(1) Manufacturer classified within sectors 31 through 33 of the North American Industry Classification System, as in effect on January 1, 2007; January 1, 2011; or

(2) Generator of electric power classified within sector 22 of the North

American Industry Classification System, as in effect on January 1, 2011, that uses natural gas to operate a new or existing generating facility that uses combined-cycle gas turbine technology.

(c)(1) Except as provided in subdivision (c)(2)(C) of this section, the tax rate under subsection (a) of this section does not apply to a manufacturer as defined in subdivision (b)(2) of this section.

(2) In lieu of the tax rate under subsection (a) of this section, the excise tax rate levied on the gross receipts or gross proceeds derived from the sale of natural gas and electricity to a manufacturer as defined in subdivision (b)(2) of this section to operate a new or existing facility that uses combined-cycle gas turbine technology is as follows:

(A) Beginning July 1, 2011, five and one-eighth percent (5.125%);

(B) Beginning July 1, 2012, four and one-eighth percent (4.125%); and

(C) Beginning July 1, 2013, the rate under subsection (a) of this section.

~~(e) (d)~~ Natural gas and electricity subject to the reduced tax rate levied in this section shall be separately metered from natural gas and electricity used for any other purpose by the manufacturer or otherwise established ~~in accordance with the rules issued under subsection (e) (f) of this section.~~

~~(d) (e)~~ ~~Prior to~~ Before purchasing any natural gas or electricity at the reduced excise tax rate levied in this section, the director may require any seller of natural gas or electricity to obtain a certificate from the consumer, in the form prescribed by the director, certifying that the manufacturer is eligible to purchase natural gas and electricity at the reduced excise tax rate.

~~(e) (f)~~ The director shall ~~have and be invested with full power and authority to promulgate rules for the proper administration of this section.~~

~~(f) (g)~~ The purchase of natural gas and electricity by a manufacturer shall continue to be subject to:

(1) The excise tax levied under the Arkansas Constitution, Amendment 75, § 2; and

(2) All municipal and county compensating use taxes.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the cost of manufacturing continues to climb; that the Arkansas unemployment rate is extremely high; that the economy has dramatically affected manufacturers and resulted in layoffs; that decreasing the sales and use tax on natural gas and electricity used by manufacturers would provide manufacturers with a way to increase the number of employees and that this, in turn, would increase production and provide lucrative employment for Arkansans. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2011."

(SIGNED) SENATOR BILL SAMPLE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 275 was ordered engrossed.

On motion of Senator Bledsoe, **Senate Bill No. 97** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 97

Amend **Senate Bill No. 97** as engrossed S2/1/11:

Page 3, delete line 24 and substitute the following:

"shall be denied.

(e) This section shall not apply to a corporation, partnership, or other form of business association."

(SIGNED) SENATOR CECILE BLEDSOE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 97 was ordered engrossed.

On motion of Senator Madison, **Senate Bill No. 313** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL 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. 313

Amend **Senate Bill No. 313** as originally introduced:
Page 4, delete line 9 and substitute "(c) ~~Nothing contained in~~ This subchapter, § 17-15-201 et seq., ~~this~~".

(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. 313 was ordered engrossed.

On motion of Senator Lamoureux, **House Bill No. 1060** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to HOUSE BILL NO. 1060

Amend **House Bill No. 1060** as engrossed, S2/15/11:
page 2, delete lines 14 and 15 and substitute the following:
"collect rents, fees, and charges ~~for the disposal, treatment, or other handling of~~
~~solid waste by the district~~ of no more than two dollars (\$2.00)"

(SIGNED) SENATOR MICHAEL LAMOUREUX

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1060 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

SENATE BILL NO. 97, BY SENATOR CECILE BLEDSOE 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 Bledsoe, Senate Bill No. 97 was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

SENATE BILL NO. 275, BY SENATOR BILL SAMPLE 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 Sample, **Senate Bill No. 275** was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

SENATE BILL NO. 313, BY SENATOR SUE MADISON,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD
CHAIRMAN

On motion of Senator Madison, **Senate Bill No. 313** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

HOUSE BILL NO. 1060, BY REPRESENTATIVE LINDSEY 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 Lamoureux, **House Bill No. 1060** was ordered re-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 JOINT BUDGET, to whom was referred:

SENATE BILL NO. 14, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 35, 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 GILLBERT BAKER
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

We, your Committee on SENATE INTERIM COMMITTEE ON CHILDREN & YOUTH, to whom was referred:

SENATE BILL NO. 304, BY SENATOR BILL PRITCHARD,

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 SUE MADISON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

SENATE BILL NO. 265, BY SENATOR MARY ANNE SALMON,

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 GENE JEFFRESS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

HOUSE BILL NO. 1303, 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 GENE JEFFRESS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

SENATE BILL NO. 45, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 179, BY SENATOR JONATHAN DISMANG,

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

Respectfully submitted,

(SIGNED) SENATOR JACK CRUMBLY
CHAIRMAN

SENATE BILL NO. 350
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT CONCERNING THE SALE OF CHILDREN'S PRODUCTS CONTAINING BISPHENOL-A IN THE STATE OF ARKANSAS; AND FOR OTHER PURPOSES.

Senate Bill No. 350 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 351
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FILES

A Bill for an Act to be Entitled: AN ACT TO ALLOW DELINQUENT TAXES, PENALTY, AND INTEREST OWED TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION FOR WHICH CERTIFICATES OF INDEBTEDNESS HAVE BEEN FILED TO BE DEDUCTED FROM THE PROCEEDS OF TAX DELINQUENT LAND SALES AND PAID TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION, AND FOR OTHER PURPOSES.

Senate Bill No. 351 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 352
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR L. CHESTERFIELD

A Bill for an Act to be Entitled: AN ACT TO INCLUDE INFORMATION IN THE DEPARTMENT OF EDUCATION SCHOOL PERFORMANCE REPORT ABOUT THE NUMBER OF SCHOOL DISTRICTS PROVIDING REMEDIATION AND COLLEGE PREPARATION FOR HIGH SCHOOL STUDENTS WHO TAKE THE ACT BEFORE THEIR SENIOR YEAR; AND FOR OTHER PURPOSES.

Senate Bill No. 352 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

SENATE BILL NO. 42, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 43, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 165, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 196, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 223, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 224, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 225, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 230, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 231, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 232, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 233, BY JOINT BUDGET COMMITTEE,

SENATE BILL NO. 235, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 236, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 237, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 238, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 239, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 240, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 241, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:15 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD
 CHAIRMAN

GOVERNOR'S BILL RECEIPTS

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

RECEIVED the above papers from the Secretary of the Senate this 17th day of February, 2011 at 9:15 a.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) Sarah Agee
Secretary

Without objection, **Senate Resolution No. 6** was withdrawn by the author, Senator Jason Rapert.

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

On motion of Senator Rapert, **Senate Resolution No. 14** was called up for third reading and final disposition.

SENATE RESOLUTION NO. 14
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS RAPERT, J. KEY & LAVERTY

A Bill for an Act to be Entitled: COMMENDING SPECIAL AGENT KEVIN BROWN OF VAN BUREN COUNTY, ARKANSAS, ON HIS SELECTION AS THE 2009 ARKANSAS STATE TROOPER OF THE YEAR.

Senate Resolution No. 14 was read third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator J. Jeffress, [Senate Bill No. 69](#) was placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 2 to SENATE BILL NO. 69](#)

Amend [Senate Bill No. 69](#) as engrossed, S1/28/11:

Page 2, delete lines 24 through 30 and substitute the following:
"guilty of violating this section is guilty of a violation and is subject to a fine not to exceed one hundred dollars (\$100) per violation."

(SIGNED) SENATOR JIMMY JEFFRESS

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

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 69](#) was ordered engrossed.

On motion of Senator Bledsoe, [House Bill No. 1255](#) 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. 1255](#)

Amend [House Bill No. 1255](#) as originally introduced:

Add Senator Burnett as a cosponsor of the bill

AND

Add Representative Lovell as a cosponsor of the bill

AND

Immediately following SECTION 4, add two additional sections to read as follows:

"SECTION 5. Arkansas Code § 26-26-912 is repealed.

~~26-26-912. House-to-house canvass.~~

~~(a) After April 10 of each year, the assessor shall make a house-to-house canvass of his county and visit each store, mill, factory, shop, or other place of business and each dwelling, farm, and all other places of residence located therein for the purpose of ascertaining if all property and persons have been listed for assessment in the manner required by law.~~

~~(b) If the assessor shall find that any person or property owner has failed to file the assessment list by law required or, if filed, has failed to truly value any item of property included therein or has omitted any item of property therefrom, the assessor shall assess all such persons a per capita or poll tax and shall appraise and assess, at such sum as in his judgment is just and equitable, all property listed by the owner but not truly valued and all property which has not been listed as by law required.~~

SECTION 6. Arkansas Code § 26-26-1113(a), concerning property used for other than church purposes, is amended to read as follows:

(a) All ~~real or~~ personal property owned by any church and held for, or used for, commercial, business, rental, or investment purposes or purposes other than church purposes shall be listed for assessment annually for ad valorem tax purposes between the first Monday in January and ~~April 10~~ May 31 of each year."

AND

Appropriately renumber the sections of the bill

(SIGNED) SENATOR CECILE BLEDSOE

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1255 was ordered engrossed.

On motion of Senator Bledsoe, Senate Bill No. 112 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. 112

Amend **Senate Bill No. 112** as engrossed, S1/27/11:

Add Representative Wardlaw as a cosponsor of the bill

(SIGNED) REPRESENTATIVE
 JEFF WARDLAW

Amendment No. 1 to Senate Bill No. 112, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

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

SENATE BILL NO. 112
As Engrossed: S1/27/11 H2/7/11
 EIGHTY-EIGHTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: SENATOR BLEDSOE
BY: REPRESENTATIVE WARDLAW

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

Senate Bill No. 112 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: G. Baker, Bledsoe, Bookout, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, 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. 112 was ordered enrolled.

The President declared the morning hour to have expired.

On motion of Senator Teague, House Bill No. 1235 was called up for third reading and final disposition.

HOUSE BILL NO. 1235
As Engrossed: S2/16/11
 EIGHTY-EIGHTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVE ALLEN
 BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO REPEAL OBSOLETE ARKANSAS CODE §§ 11-10-323 AND 11-10-324; AND FOR OTHER PURPOSES.

House Bill No. 1235 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	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. 1235**, 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 Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1235 was ordered immediately returned to the House as passed as amended.

On motion of Senator Elliott, **House Bill No. 1099** was called up for third reading and final disposition.

HOUSE BILL NO. 1099
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES LENDERMAN, RATLIFF & B. WILKINS

A Bill for an Act to be Entitled: TO ALLOW PUBLIC SCHOOL DISTRICTS FLEXIBILITY IN SCHOOL START DATES; AND FOR OTHER PURPOSES.

Senator Sample spoke against the Bill.

Senator Jimmy Jeffress spoke for the Bill.

Senator Key spoke against the Bill.

Senator Whitaker spoke for the Bill.

Senator Hutchinson spoke against the Bill.

Senator Chesterfield spoke for the Bill.

Senator Malone spoke for the Bill.

Senator Hendren spoke for the Bill.

Senator Elliott closed for the Bill.

House Bill No. 1099 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: Bookout, L. Chesterfield, Crumbly, J. Dismang, Elliott, Fletcher, S. Flowers, S. Harrelson, Hendren, Holland, J. Jeffress, D. Johnson, P. Malone, B. Pritchard, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total20

NEGATIVE: G. Baker, Bledsoe, Burnett, Files, J. Hutchinson, Irvin, J. Key, M. Lamoureux, Rapert, Salmon, B. Sample.

Total11

ABSENT OR NOT VOTING: G. Jeffress, Lavery, Luker, Madison.

Total4

VOTING PRESENT:

Total0

Total number of votes cast.....31

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1099 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, House Bill No. 1045 was called up for third reading and final disposition.

HOUSE BILL NO. 1045

As Engrossed: H1/20/11 H1/26/11 S2/8/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE D. HUTCHINSON

BY: SENATOR J. HUTCHINSON

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

House Bill No. 1045 was 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. 1045**, 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. 1045 was ordered immediately returned to the House as passed as amended.

On motion of Senator Rapert, **House Bill No. 1007** was called up for third reading and final disposition.

HOUSE BILL NO. 1007
As Engrossed: H1/24/11
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES HARRIS AND WOODS

A Bill for an Act to be Entitled: AN ACT TO REQUIRE SEX OFFENDERS TO VERIFY REGISTRATION IN PERSON AT A LOCAL LAW ENFORCEMENT AGENCY AND TO REQUIRE ELECTRONIC FILING OF THE VERIFICATION; AND FOR OTHER PURPOSES.

House Bill No. 1007 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, Madison, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams, D. Wyatt.

Total32

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Luker, P. Malone, Whitaker.

Total3

VOTING PRESENT:

Total0

Total number of votes cast32

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1007 was ordered immediately returned to the House as passed.

On motion of Senator Lavery, **House Bill No. 1211** was called up for third reading and final disposition.

**HOUSE BILL NO. 1211
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION**

**BY: REPRESENTATIVES MAYBERRY, T. BAKER, BENEDICT, COLLINS-SMITH,
E. ELLIOTT, GILLAM, HAMMER, HICKERSON, HOBBS, HOPPER, LAMPKIN,
MURDOCK, POST, RATLIFF, F. SMITH, G. SMITH, T. STEELE, T. THOMPSON,
WARDLAW & WESTERMAN
BY: SENATORS LAVERTY, BLEDSOE, ELLIOTT & D. JOHNSON**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE DEFINITION OF A QUALIFYING DIAGNOSIS THAT ESTABLISHES CATEGORICAL ELIGIBILITY FOR DEVELOPMENTAL DISABILITY SERVICES; AND FOR OTHER PURPOSES.

House Bill No. 1211 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	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1211 was ordered immediately returned to the House as passed.

On motion of Senator Irvin, **House Bill No. 1323** was called up for third reading and final disposition.

**HOUSE BILL NO. 1323
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION**

**BY: REPRESENTATIVES BENEDICT, D. ALTES, COLLINS-SMITH, BELL,
EUBANKS, HARRIS, HICKERSON, HOBBS, D. HUTCHINSON, JEAN, KING,
MAUCH, PATTERSON, PENNARTZ, RICE, G. SMITH, STUBBLEFIELD &
WARDLAW**

BY: SENATORS IRVIN AND J. KEY

A Bill for an Act to be Entitled: AN ACT TO EXEMPT COTTAGE FOOD OPERATIONS, FARMERS' MARKETS, AND OTHER SIMILAR FOOD SALES ENTITIES FROM PERMITS REQUIREMENTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1323 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, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total32

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Luker, Madison, P. Malone.

Total3

VOTING PRESENT:

Total0

Total number of votes cast32

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. 1323**, 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, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total32

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Luker, Madison, P. Malone.

Total3

VOTING PRESENT:

Total0

Total number of votes cast32

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1323 was ordered immediately returned to the House as passed.

On motion of Senator Crumbly, **House Bill No. 1385** was called up for third reading and final disposition.

HOUSE BILL NO. 1385
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES ALLEN AND KERR

A Bill for an Act to be Entitled: AN ACT TO REQUIRE LOW VOLTAGE CARBON MONOXIDE DETECTORS IN NEW HOME CONSTRUCTION; AND FOR OTHER PURPOSES.

House Bill No. 1385 was pulled down.

On motion of Senator Teague, **House Bill No. 1062** was called up for third reading and final disposition.

HOUSE BILL NO. 1062
As Engrossed: H1/19/11 H1/31/11 S2/16/11
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LOVELL

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS LAW TO IMPOSE SURCHARGES UPON COMMERCIAL MOBILE RADIO SERVICE PROVIDERS TO SUPPORT THE TELECOMMUNICATIONS EQUIPMENT FUND; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1062 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, Bookout, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Harrelson, G. Jeffress, J. Jeffress, D. Johnson, J. Key, Laverty, Madison, Rapert, B. Sample, J. Taylor, Teague, R. Thompson, D. Wyatt.

Total22

NEGATIVE: Bledsoe, S. Flowers, Hendren, Holland, Irvin, M. Lamoureux, B. Pritchard, Salmon, Whitaker, E. Williams.

Total10

ABSENT OR NOT VOTING: J. Hutchinson, Luker, P. Malone.

Total3

VOTING PRESENT:

Total0

Total number of votes cast32

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

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

There being an emergency clause attached to **House Bill No. 1062**, 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, Bookout, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Harrelson, G. Jeffress, J. Jeffress, D. Johnson, J. Key, Laverty, Madison, Rapert, Salmon, J. Taylor, Teague, R. Thompson, D. Wyatt.

Total22

NEGATIVE: Bledsoe, S. Flowers, Hendren, Holland, Irvin, M. Lamoureux, B. Pritchard, B. Sample, Whitaker, E. Williams.

Total10

ABSENT OR NOT VOTING: J. Hutchinson, Luker, P. Malone.
 Total3
 VOTING PRESENT:
 Total0
 Total number of votes cast32
 Necessary to the adoption of the Emergency Clause24

So the Emergency Clause Failed.

(SIGNED) ANN CORNWELL, SECRETARY

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

The record pertaining to the vote by which Emergency Clause on **House Bill No. 1062** failed was expunged on February 17, 2011.

Senator Teague moved that the record pertaining to the vote by which Emergency Clause on **House Bill No.1062** failed be expunged, the motion was duly seconded and prevailed.

There being an emergency clause attached to **House Bill No. 1062**, 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, Fletcher, S. Harrelson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, Laverty, Madison, B. Pritchard, Rapert, Salmon, J. Taylor, Teague, R. Thompson, E. Williams, D. Wyatt.

Total..... 25

NEGATIVE: Hendren, Holland, B. Sample, Whitaker.

Total..... 4

ABSENT OR NOT VOTING: Files, S. Flowers, J. Hutchinson, M. Lamoureux,
Luker, P. Malone.

Total.....6

VOTING PRESENT:

Total.....0

Total number of votes cast.....29

Necessary to the adoption of the Emergency Clause.....24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1062 was ordered immediately returned to the House as
passed as amended.

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

February 17, 2011

Mr. President:

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

SENATE BILL NO. 69, BY SENATOR JIMMY JEFFRESS,

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. 69** was ordered re-referred to
the Committee on PUBLIC HEALTH, WELFARE & LABOR

ARKANSAS SENATE
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION

February 17, 2011

Mr. President:

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

HOUSE BILL NO. 1255, BY REPRESENTATIVE LANE JEAN,

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. 353
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR M. LAMOUREUX

A Bill for an Act to be Entitled: AN ACT TO CLARIFY FUNDING FOR ISOLATED SCHOOL DISTRICTS; AND FOR OTHER PURPOSES.

Senate Bill No. 353 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 354
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT DISCRETION IS GRANTED TO STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION ON WHETHER OR NOT TO COMPENSATE ALL EMPLOYEES FOR UNPAID SICK LEAVE ON RETIREMENT OR DEATH; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 354 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 355
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR LAVERTY

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT MEMBERS OF THE ARKANSAS BOARD OF PODIATRIC MEDICINE MAY RECEIVE A STIPEND NOT TO EXCEED ONE HUNDRED TEN DOLLARS; AND FOR OTHER PURPOSES.

Senate Bill No. 355 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 356
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF RURAL SERVICES FOR COMMUNITY ENHANCEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 356 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 357
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF PARKS AND TOURISM FOR YOUTH SPORTS FACILITIES GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 357 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 358
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR COMMUNITY ORGANIZATIONS WHERE SCHOOLS ARE IN JEOPARDY OF BEING CLOSED OR CONSOLIDATED; AND FOR OTHER PURPOSES.

Senate Bill No. 358 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

Received from the House

HOUSE BILL NO. 1067
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1067 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1073
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF PRIVATE CAREER EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1073 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1075
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1075 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1077
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1077 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1080
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1080 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1087
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1087 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1093
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1093 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1102
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF REGISTRATION FOR PROFESSIONAL GEOLOGISTS FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1102 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1108
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1108 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1124
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF BARBER EXAMINERS FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1124 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1127
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1127 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1129
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, AND INTERIOR DESIGNERS FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1129 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1130
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF LICENSURE FOR PROFESSIONAL ENGINEERS AND PROFESSIONAL SURVEYORS FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1130 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1328
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 COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING; AND FOR OTHER PURPOSES.

House Bill No. 1328 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1329
As Engrossed: H2/10/11
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 MILITARY DEPARTMENT; AND FOR OTHER PURPOSES.

House Bill No. 1329 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE CONCURRENT RESOLUTION NO. 1004
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE T. STEELE

HOUSE CONCURRENT RESOLUTION ESTABLISHING ADVISORY, MOCK LEGISLATIVE SESSIONS CONCERNING DISABILITY ISSUES AND AUTHORIZING ASSISTANCE TO CONDUCT THE MOCK LEGISLATIVE SESSIONS.

House Concurrent Resolution No. 1004 was read the first time, rules suspended, read the second time and referred to PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1024
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE ENGLISH

A Bill for an Act to be Entitled: AN ACT RELATING TO THE LEAVES OF ABSENCE AND REEMPLOYMENT OF MILITARY PERSONNEL CALLED TO ACTIVE DUTY; AND FOR OTHER PURPOSES.

House Bill No. 1024 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1207

As Engrossed: H1/27/11 H2/1/11 H2/3/11 H2/14/11 H2/16/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES STEWART, HAMMER, T. THOMPSON
& J. EDWARDS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DISTANCE FROM WHICH A PERSON CAN PROTEST A FUNERAL; AND FOR OTHER PURPOSES.

House Bill No. 1207 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. 1297

As Engrossed: H2/10/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE E. ELLIOTT

A Bill for an Act to be Entitled: AN ACT CONCERNING GRANTS TO SMALL MUNICIPALITIES TO PURCHASE LAW ENFORCEMENT VEHICLES; AND FOR OTHER PURPOSES.

House Bill No. 1297 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1307
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PATTERSON
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT REGARDING THE PRACTICE OF FORESTRY IN ARKANSAS; AND FOR OTHER PURPOSES.

House Bill No. 1307 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

Received from the House

HOUSE BILL NO. 1351
As Engrossed: H2/15/11
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE DALE
BY: SENATOR SALMON

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE A PUBLIC WATER SYSTEM TO TERMINATE WATER SERVICE FOR DELINQUENT WATER, WASTEWATER, OR SEWER SERVICE PAYMENT; AND FOR OTHER PURPOSES.

House Bill No. 1351 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1353
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES TYLER AND KERR
BY: SENATOR BURNETT

A Bill for an Act to be Entitled: AN ACT REGARDING THE FUNCTION, POWERS, AND DUTIES OF THE DEPARTMENT OF CORRECTION; AND FOR OTHER PURPOSES.

House Bill No. 1353 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1367
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE J. BROWN

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE AMOUNT OF COMPENSATION OF DIRECTORS AND ASSESSORS OF LEVEE IMPROVEMENT DISTRICTS; AND FOR OTHER PURPOSES.

House Bill No. 1367 was read the first time, rules suspended, read the second time and referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

Received from the House

HOUSE BILL NO. 1370
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES SHEPHERD, G. SMITH, FIELDING, SANDERS
& WOODS
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT REGARDING TRAINING AND INSTRUCTION BY THE ARKANSAS COMMISSION ON LAW ENFORCEMENT STANDARDS AND TRAINING; AND FOR OTHER PURPOSES.

House Bill No. 1370 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1388
EIGHTY-EIGHTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE VINES
BY: SENATOR BURNETT

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT CERTAIN TRANSFER FEE COVENANTS; AND FOR OTHER PURPOSES.

House Bill No. 1388 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

Senate Concurrent Resolution No. 3 was returned from the House as concurred in and ordered enrolled.

Senate Bill No. 57 was returned from the House as passed and ordered enrolled.

Senate Bill No. 82 was returned from the House as passed and ordered enrolled.

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1007

HOUSE BILL NO. 1099

HOUSE BILL NO. 1211

HOUSE BILL NO. 1323

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED AS AMENDED

HOUSE BILL NO. 1045 AS AMENDED NO. 1

HOUSE BILL NO. 1062 AS AMENDED NO. 1

HOUSE BILL NO. 1235 AS AMENDED NO. 1

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 57

SENATE BILL NO. 82

SENATE CONCURRENT RESOLUTION RETURNED FROM THE HOUSE
AS CONCURRED IN

SENATE CONCURRENT RESOLUTION NO. 3

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1024

HOUSE BILL NO. 1067

HOUSE BILL NO. 1073

HOUSE BILL NO. 1075

HOUSE BILL NO. 1077

HOUSE BILL NO. 1080

HOUSE BILL NO. 1087

HOUSE BILL NO. 1093

HOUSE BILL NO. 1102

HOUSE BILL NO. 1108

HOUSE BILL NO. 1124

HOUSE BILL NO. 1127

HOUSE BILL NO. 1129

HOUSE BILL NO. 1130

HOUSE BILL NO. 1207

HOUSE BILL NO. 1297

HOUSE BILL NO. 1307
HOUSE BILL NO. 1328
HOUSE BILL NO. 1329
HOUSE BILL NO. 1351
HOUSE BILL NO. 1353
HOUSE BILL NO. 1367
HOUSE BILL NO. 1370
HOUSE BILL NO. 1388

HOUSE CONCURRENT RESOLUTION TRANSMITTED
TO THE SENATE AS ADOPTED

HOUSE CONCURRENT RESOLUTION NO. 1004

On motion of Senator Whitaker, the Senate adjourned until 1:30 p.m., Monday, February 21, 2011.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE