

**--ooOoo--**  
**FORTY-FOURTH DAY'S PROCEEDINGS**  
**SENATE CHAMBER**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

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Little Rock, Arkansas  
February 22, 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 Reverend William Robinson, First Baptist Church, 811 Scipio Jones, North 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On motion of Senator Johnson, **Senate Bill No. 359** was withdrawn from the Committee on Public Health, and placed back on second reading for purpose of Amendments No. 1, 2 & 3.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 359**

Amend **Senate Bill No. 359** as originally introduced:

Delete lines 5 through 8 and substitute the following:

"By: Senators D. Johnson, P. Malone, Crumbly, Bookout, Burnett, L. Chesterfield, J. Dismang, Elliott, S. Flowers, G. Jeffress, J. Jeffress, M. Lamoureux, Luker, Salmon, R. Thompson, E. Williams, D. Wyatt

By: Representatives Tyler, Allen, Fielding, Gaskill, Hall, Hyde, Kerr, Leding, Love, Lovell, Murdock, Perry, J. Roebuck, T. Steele, Stewart, Walker, Webb, B. Wilkins, Word."

(SIGNED) DAVID JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 2 to SENATE BILL NO. 359

Amend **Senate Bill No. 359** as originally introduced:  
Add Senator Files as a cosponsor of the bill.

(SIGNED) SENATOR DAVID JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 3 to SENATE BILL NO. 359

Amend **Senate Bill No. 359** as originally introduced:  
Add Representatives T. Baker, E. Elliott, T. Thompson, H. Wilkins, Williams, Woods as cosponsors of the bill

(SIGNED) SENATOR DAVID JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 359** was ordered engrossed.

On motion of Senator Flowers, **Senate Bill No. 308** was withdrawn from the Committee on JUDICIARY, 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. 308

Amend **Senate Bill No. 308** as originally introduced:  
Delete Senator D. Johnson as a cosponsor of the bill

(SIGNED) SENATOR STEPHANIE FLOWERS

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 308** was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 293** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 2 to SENATE BILL NO. 293

Amend **Senate Bill No. 293** as engrossed, S2/15/11:  
Add Representative Woods as a cosponsor of the bill

AND

page 1, delete lines 31 through 36

AND

Page 2, delete lines 1 through 4 and substitute the following:

"testicle; and

(2) "Firefighter" means a person who is paid as a member of a fire department or fire fighting unit of a city of the first class or city of the second class, a town, or an unincorporated rural area of this state who actively engages in the fighting of fires."

(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. 293** was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 306** 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. 306**

Amend **Senate Bill No. 306** as originally introduced:

Page 1, delete line 8 and substitute the following:

"AN ACT TO AMEND THE DEFINITIONS UNDER ARKANSAS CODE § 21-4-216 FOR PURPOSES OF"

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND THE DEFINITIONS UNDER ARKANSAS CODE § 21-4-216 FOR PURPOSES OF STATE EMPLOYEE LEAVE FOR PARTICIPATION IN CHILDREN'S EDUCATIONAL ACTIVITIES."

AND

Page 1, delete lines 21 through 25 and substitute:

"SECTION 1. Arkansas Code § 21-4-216(a)(1) and (2), concerning definitions for purposes of state employee leave for participation in children's educational activities, are amended to read as follows:

(1)(A) "Child" means a person enrolled in an educational program for prekindergarten through grade 12 twelve (preK-12) who is of the following relation to a state employee:

~~(A)(i)~~ Natural child;

~~(B)(ii)~~ Adopted child;

~~(C)(iii)~~ Stepchild;

~~(D)(iv)~~ Foster child;

~~(E)(v)~~ Grandchild;

~~(F)(vi)~~ Ward of the state employee by virtue of the state employee ~~employee's~~ having been appointed the person's legal guardian or custodian; or

~~(G)(vii)~~ Any other legal capacity in which the employee is acting as a parent for the child.

(B) "Child" includes a person who meets the criteria of subdivision (a)(1)(A) of this section but is:

(i) Over eighteen (18) years of age; and

(ii) Declared legally incompetent;

(2)(A) "Educational activity" means any school-sponsored"

AND

Page 2, delete lines 10 and 11 and substitute:

"program that is designed to prepare children who are at least three (3) years of age for an academic"

(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. 306 was ordered engrossed.

On motion of Senator Dismang, **Senate Bill No. 152** was withdrawn from the Committee on REVENUE & TAXATION, 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. 152**

Amend **Senate Bill No. 152** as originally introduced:

Delete Sections 1 and 2 in their entirety and substitute the following:

"SECTION 1. Arkansas Code Title 26, Chapter 51, Subchapter 5 is amended to add an additional section to read as follows:

26-51-515. Volunteer firefighter tax credit.

(a) As used in this section, "volunteer firefighter" means any member of a fire department or fire fighting unit who actively engages in fire suppression, rescue, pump operation, or other firefighting activity and who receives less than five thousand dollars (\$5,000) in compensation during the taxable year from the fire department or fire fighting unit for which the volunteer firefighter performs services.

(b) In addition to any income tax credit for which a taxpayer qualifies for under this subchapter, the taxpayer is allowed an income tax credit of two hundred fifty dollars (\$250) against the income tax imposed by the Income Tax Act of 1929, § 26-51-101 et seq., if the taxpayer meets the following requirements:

(1) The taxpayer has served as a volunteer firefighter for a minimum of one (1) year; and

(2) The taxpayer completes in the taxable year a minimum of twenty-four (24) hours of training that has been certified by the Arkansas Fire Training Academy.

(c) The amount of the income tax credit under this section that may be claimed by the taxpayer in a tax year shall not exceed the amount of income tax due by the taxpayer.

(d) The Director of the Department of Finance and Administration shall promulgate rules to implement this section.

SECTION 2. This act shall apply to tax years beginning on or after January 1, 2011."

(SIGNED) JONATHAN DISMANG

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 152** was ordered engrossed.

On motion of Senator Wyatt, **Senate Bill No. 292** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 292**

Amend **Senate Bill No. 292** as originally introduced:

Page 4, line 5, delete "27-14-705;" and substitute "27-14-705(c) and the title fee under § 27-14-602(b);"

AND

Page 5, line 21, delete "fee." and substitute "fee and title fee."

AND

Page 5, delete line 31 and substitute:

"(j) The transfer of a vehicle upon the death of the owner under this section is not"

AND

Page 6, line 19, delete "legal title" and substitute "the certificate of number"

AND

Page 7, delete lines 30 through 36 and substitute:

"(d) The division shall not issue a certificate of number with beneficiary to an owner of a motorboat if the owner holds his or her interest in the motorboat as tenants in common with another person."

AND

Page 8, delete lines 35 through 36 and substitute:

"(iii) Application and payment of the certificate of number fee for the motorboat."

AND

Page 9, delete line 8 and substitute:

"(j) The transfer of a motorboat upon the death of the owner under this section is not"

AND

Page 9, delete lines 12 through 15 and substitute:

"(l) The division may promulgate rules for the administration of this section."

(SIGNED) SENATOR DAVID WYATT

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 292** was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 69** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 3.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 3 to SENATE BILL NO. 69**

Amend **Senate Bill No. 69** as engrossed, S2/17/11 :  
 Page 1, delete lines 25 through 36 and substitute the following:

"(1) Herbal snuff is a tobaccoless snuff, available as loose composition or in pouches, that is primarily marketed as an adult alternative for moist smokeless tobacco;

(2) Herbal snuff is marketed in flavors that are similar to those of the leading moist smokeless tobacco brands;

(3) Herbal snuff is not a tobacco product and therefore is not subject to tobacco taxes, advertising restrictions, or merchandising restrictions;

(4) Even though herbal snuff is regulated by the United States Food and Drug Administration as a food product and manufacturers are required to follow Food and Drug Administration guidelines, herbal snuff is intended to be an adult-oriented product;

(5) Even though some companies have a strict and longstanding policy of not marketing to minors, children can legally purchase herbal snuff;

(6) Children should not be emulating adult smokeless tobacco consumers and should not enter into the habit of dipping snuff;

(7) Herbal snuff is used in Adult Tobacco Cessation Programs; and

(8) Herbal snuff should be marketed only to adults to avoid any possibility of herbal snuff being regarded as a gateway product for children."

(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. 69** was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

SENATE BILL NO. 69, BY SENATOR JIMMY JEFFRESS,  
SENATE BILL NO. 293, BY SENATOR JIMMY JEFFRESS,  
SENATE BILL NO. 359, BY SENATOR DAVID JOHNSON ET AL,

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 J. Jeffress, **Senate Bill No. 69** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator J. Jeffress, **Senate Bill No. 293** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Johnson, **Senate Bill No. 359** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**SENATE BILL NO. 152**, BY SENATOR JONATHAN DISMANG,

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 Dismang, **Senate Bill No. 152** was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**SENATE BILL NO. 292**, BY SENATOR DAVID WYATT,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Wyatt, **Senate Bill No. 292** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**SENATE BILL NO. 306**, 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. 306** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**SENATE BILL NO. 308**, BY SEN. STEPHANIE FLOWERS 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 Flowers, **Senate Bill No. 308** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

SENATE BILL NO. 47, BY SENATOR GILBERT BAKER,  
SENATE BILL NO. 311, BY SENATOR LARRY TEAGUE,  
SENATE BILL NO. 335, BY SENATOR LARRY TEAGUE,

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 GENE JEFFRESS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**HOUSE BILL NO. 1306**, BY REPRESENTATIVE KATHY WEBB,

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 JERRY TAYLOR  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**HOUSE BILL NO. 1185**, BY REPRESENTATIVE JANE ENGLISH,

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 JERRY TAYLOR  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**SENATE BILL NO. 309**, BY SENATOR LARRY TEAGUE,

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 JACK B. CRUMBLY  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**HOUSE BILL NO. 1388**, BY REPRESENTATIVE JOHN T. VINES,

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 JACK B. CRUMBLY  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

SENATE BILL NO. 334, BY SENATOR MISSY IRVIN,

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

Respectfully submitted,

(SIGNED) SENATOR SUE MADISON  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

HOUSE BILL NO. 1313, BY REPRESENTATIVE LARRY COWLING,

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

## STATE OF ARKANSAS

Mike Beebe

Governor

February 22, 2011

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on February 22, 2011, I approved the following measures from the Regular Session of the Eighty-Eighth General Assembly:

Senate Bill No. 042 - ACT 89

Senate Bill No. 043 - ACT 90

Sincerely,

(SIGNED) MIKE BEEBE

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

SENATE BILL NO. 175, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 176, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 177, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 178, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 206, BY SENATOR JAKE FILES,  
SENATE BILL NO. 219, BY SENATOR MICHAEL LAMOUREUX,

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 11:00 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 175

SENATE BILL NO. 176

SENATE BILL NO. 177

SENATE BILL NO. 178

SENATE BILL NO. 206

SENATE BILL NO. 219

RECEIVED the above papers from the Secretary of the Senate this 22nd day of February, 2011 at 11:00 a.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) Sarah S. Agee  
Secretary

SENATE RESOLUTION NO. 16  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

SENATE RESOLUTION REQUESTING THAT THE PRESIDENT OF THE UNITED STATES AND THE ARKANSAS CONGRESSIONAL DELEGATION SUPPORT AND CONTINUE THE IMMEDIATE AND FUTURE FUNDING OF THE NORFORK AND GREERS FERRY NATIONAL FISH HATCHERIES.

**Senate Resolution No. 16** was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE RESOLUTION NO. 17  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

SENATE RESOLUTION HONORING THE ALL 3 WARS VETERANS ASSOCIATION.

**Senate Resolution No. 17** was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 403  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS CAPITOL GROUNDS MONUMENT AND MEMORIAL PRESERVATION FUND; AND FOR OTHER PURPOSES.

**Senate Bill No. 403** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 404  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE ADDITIONAL FEE FOR FIREFIGHTER LICENSE PLATES TO FIVE DOLLARS (\$5.00) AND HAVE THE FUNDS REMITTED TO THE ARKANSAS FALLEN FIREFIGHTERS MEMORIAL BOARD; AND FOR OTHER PURPOSES.

**Senate Bill No. 404** 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. 405  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR LAVERTY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR PURCHASE OF EQUIPMENT, CONSTRUCTION, REPAIRS, AND OPERATING EXPENSES; AND FOR OTHER PURPOSES.

**Senate Bill No. 405** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 406  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR LAVERTY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR LIVER TRANSPLANTATION COSTS; AND FOR OTHER PURPOSES.

Senate Bill No. 406 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 407  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR LAVERTY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR GRANTS FOR ARKANSAS CHILDREN'S HOSPITAL; AND FOR OTHER PURPOSES.

Senate Bill No. 407 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 408  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR P. MALONE

A Bill for an Act to be Entitled: AN ACT TO ENSURE THAT CONSUMERS ARE NOTIFIED WHEN HAMBURGER MEAT IS NOT HEATED TO THE DEPARTMENT OF HEALTH STANDARDS; AND FOR OTHER PURPOSES.

**Senate Bill No. 408** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 409  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR S. FLOWERS

A Bill for an Act to be Entitled: AN ACT TO REQUIRE THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH SATELLITE OFFICES FOR THE OFFICE OF CHIEF COUNSEL IN COUNTIES WITH A CERTAIN POPULATION LEVEL; AND FOR OTHER PURPOSES.

**Senate Bill No. 409** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 410  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. DISMANG

A Bill for an Act to be Entitled: AN ACT TO AMEND THE CRITERIA FOR AN AFFIDAVIT AS TO CORRECTNESS OF ACCOUNT; AND FOR OTHER PURPOSES.

Senate Bill No. 410 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 411  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FOR CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY RESOURCES; AND FOR OTHER PURPOSES.

Senate Bill No. 411 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 412  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE RICH MOUNTAIN COMMUNITY COLLEGE FOR CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY RESOURCES; AND FOR OTHER PURPOSES.

**Senate Bill No. 412** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 413  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT HOPE FOR CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY RESOURCES; AND FOR OTHER PURPOSES.

**Senate Bill No. 413** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 414  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH FOR TREATMENT AND PREVENTION PROGRAM GRANTS; AND FOR OTHER PURPOSES.

Senate Bill No. 414 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 415  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE SAU-TECH AUTO BODY BUILDING GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 415 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 416  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF RURAL SERVICES FOR CITY PARK SPORTS COMPLEX; AND FOR OTHER PURPOSES.

**Senate Bill No. 416** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 417  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR D. WYATT

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - NEWPORT FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 417** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 418  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR D. WYATT

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT BATESVILLE FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 418 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 419  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR D. WYATT

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

Senate Bill No. 419 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 420  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR G. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE SAU-TECH FOR THE ENVIRONMENTAL ACADEMY GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 420** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 421  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR L. CHESTERFIELD

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

**Senate Bill No. 421** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 422  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR HOLLAND

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT REAL ESTATE BROKERS AND AGENTS MAY TESTIFY IN JUDICIAL PROCEEDINGS; AND FOR OTHER PURPOSES.

Senate Bill No. 422 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 423  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR P. MALONE  
BY: REPRESENTATIVE VINES

A Bill for an Act to be Entitled: AN ACT REGARDING SUBSTANCES IN SCHEDULE I AND SCHEDULE VI; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 423 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

The President declared the morning hour to have expired.

On motion of Senator Thompson, the rules were suspended in considering Senate Bill No. 300 at this time.

On motion of Senator Thompson, **Senate Bill No. 300** was withdrawn from the Committee on JUDICIARY, 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. 300**

Amend **Senate Bill No. 300** as originally introduced:

Page 1, delete line 10 and substitute:

"PERSONS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO ALLOW NON-PROFIT AND PUBLIC INTEREST CORPORATIONS AND ASSOCIATIONS TO REPRESENT INDIVIDUAL PERSONS AND TO DECLARE AN EMERGENCY."

AND

Page 3, delete line 14 and substitute:

"dollars (\$100) nor more than five thousand dollars (\$5,000).

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that there are many indigent, poor, or disadvantaged persons in Arkansas who need legal representation; that there are nonprofit corporations and voluntary associations that already are authorized to provide legal assistance to those in need; and that this act is immediately necessary to ensure that citizens in Arkansas have the opportunity to receive legal services in a timely manner. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

(SIGNED) SENATOR ROBERT THOMPSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 300** was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 68** was called up for third reading and final disposition.

**SENATE BILL NO. 68  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. JEFFRESS**

A Bill for an Act to be Entitled: AN ACT TO SPECIFY CONDITIONS FOR CALCULATING SERVICE CREDITS UNDER A CONTRACT BUYOUT AGREEMENT; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 68** 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 **Senate Bill No. 68**, 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

**Senate Bill No. 68** was ordered immediately transmitted to the House.

On motion of Senator Hutchinson, **Senate Bill No. 45** was called up for third reading and final disposition.

**SENATE BILL NO. 45**  
*As Engrossed: S2/21/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. HUTCHINSON**

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH LICENSURE REQUIREMENTS OF DOMESTIC SURPLUS LINES INSURERS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 45** 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 **Senate Bill No. 45**, 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.

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

**Senate Bill No. 45** was ordered immediately transmitted to the House.

On motion of Senator Dismang, **Senate Bill No. 179** was called up for third reading and final disposition.

**SENATE BILL NO. 179**  
*As Engrossed: S2/21/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. DISMANG**

A Bill for an Act to be Entitled: AN ACT REGARDING THE PROCEDURES OF A HEARING IN FRONT OF THE PROFESSIONAL BAIL BOND COMPANY AND PROFESSIONAL BAIL BONDSMAN LICENSING BOARD; AND FOR OTHER PURPOSES.

**Senate Bill No. 179** 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. 179** was ordered immediately transmitted to the House as passed.

On motion of Senator Salmon, **Senate Bill No. 265** was called up for third reading and final disposition.

**SENATE BILL NO. 265**  
*As Engrossed: S2/21/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR SALMON**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE TIME OF EXPIRATION OF OIL AND GAS LEASES AND THE SEVERANCE OF SECTIONS OR UNITS IN WHICH PRODUCTION HAS NOT BEEN OBTAINED DURING THE PRIMARY TERM OF THE LEASES; AND FOR OTHER PURPOSES.

**Senate Bill No. 265** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	32
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING: Teague.	
Total .....	1
VOTING PRESENT: J. Dismang, J. Hutchinson, .	
Total .....	2
Total number of votes cast .....	34
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. 265** was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, **Senate Bill No. 275** was called up for third reading and final disposition.

**SENATE BILL NO. 275**

*As Engrossed: S2/15/11 S2/17/11 S2/21/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: SENATORS B. SAMPLE, G. BAKER, BURNETT, J. DISMANG, FILES, FLETCHER, G. JEFFRESS, J. JEFFRESS, M. LAMOUREUX, RAPERT, J. TAYLOR, TEAGUE, J. HUTCHINSON & LUKER**

**BY: REPRESENTATIVE JEAN**

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.*

Senator Hendren spoke against the Bill.

Senator Taylor spoke for the Bill.

Senator Malone spoke against the Bill.

Senator Files spoke for the Bill.

Senator Madison spoke against the Bill.

Senator Hutchinson made a motion for immediate consideration. Motion carried.

**Senate Bill No. 275** 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, J. Dismang, Files, Fletcher, S. Flowers, S. Harrelson, Holland, J. Hutchinson, Irvin, J. Jeffress, J. Key, M. Lamoureux, B. Pritchard, Rapert, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams.

Total .....23

NEGATIVE: Crumbly, Elliott, Hendren, D. Johnson, Lavery, Madison, Salmon, Whitaker, D. Wyatt.

Total .....9

ABSENT OR NOT VOTING: G. Jeffress, Luker, P. Malone.

Total .....3

VOTING PRESENT:

Total .....0

Total number of votes cast.....32

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

\* \* \* \* \* **EXPUNGED** \* \* \* \* \*

There being an emergency clause attached to Senate Bill No. 275, 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, J. Dismang, Files, Fletcher, S. Flowers, S. Harrelson, Holland, J. Hutchinson, Irvin, J. Jeffress, J. Key, M. Lamoureux, B. Pritchard, Rapert, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams.

Total .....23

NEGATIVE: Crumbly, Elliott, Hendren, D. Johnson, Lavery, Madison, Salmon, Whitaker, D. Wyatt.

Total .....9

ABSENT OR NOT VOTING: G. Jeffress, Luker, P. Malone.

Total .....3

VOTING PRESENT:

Total .....0

Total number of votes cast.....32

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

So the Emergency Clause failed.

(SIGNED) ANN CORNWELL, SECRETARY

\* \* \* \* \* **EXPUNGED** \* \* \* \* \*

The record pertaining to the vote by which Emergency Clause on **Senate Bill No. 275** failed was expunged on February 22, 2011.

Senator Sample moved that the record pertaining to the vote by which Emergency Clause on **Senate Bill No. 275** passed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Sample a vote was taken for the Emergency Clause on **Senate Bill No. 275**.

There being an emergency clause attached to **Senate Bill No. 275**, 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, Files, Fletcher, S. Harrelson, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, J. Key, M. Lamoureux, Luker, B. Pritchard, Rapert, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams, D. Wyatt.

Total .....26

NEGATIVE: Hendren, D. Johnson, Madison.

Total .....3

ABSENT OR NOT VOTING: Elliott, S. Flowers, Lavery, P. Malone, Salmon, Whitaker.

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

Senate Bill No. 275 was ordered immediately transmitted to the House.

On motion of Senator Baker, Senate Bill No. 274 was called up for third reading and final disposition.

SENATE BILL NO. 274  
*As Engrossed: S2/21/11*  
 EIGHTY-EIGHTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: SENATORS G. BAKER, BOOKOUT, R. THOMPSON, WHITAKER,  
 M. LAMOUREUX, BLEDSOE, BURNETT, J. DISMANG, FILES, FLETCHER,  
 S. HARRELSON, HENDREN, HOLLAND, J. HUTCHINSON, IRVIN, J. KEY,  
 B. PRITCHARD, RAPERT, B. SAMPLE, E. WILLIAMS & D. WYATT

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE AMOUNT BELOW WHICH SALES AND USE TAX IS NOT DUE ON THE PURCHASE OF A MOTOR VEHICLE, TRAILER, OR SEMITRAILER; AND FOR OTHER PURPOSES.

Senate Bill No. 274 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, J. Key, M. Lamoureux, Lavery, Luker, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....33

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: D. Johnson, Madison.

Total .....2

VOTING PRESENT:

Total .....0

Total number of votes cast .....33

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

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 274 was ordered immediately transmitted to the House as passed.

On motion of Senator Teague, Senate Bill No. 276 was called up for third reading and final disposition.

SENATE BILL NO. 276

As Engrossed: S2/15/11

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS TEAGUE, 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, R. THOMPSON, WHITAKER, E. WILLIAMS & D. WYATT

A Bill for an Act to be Entitled: AN ACT TO AMEND THE STATE SALES AND USE TAX RATE ON FOOD AND FOOD INGREDIENTS; TO CONTINUE THE IMPOSITION OF LOCAL SALES AND USE TAX ON FOOD AND FOOD INGREDIENTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 276** 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 **Senate Bill No. 276**, 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.

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

Senate Bill No. 276 was ordered immediately transmitted to the House.

On motion of Senator Hutchinson, Senate Bill No. 333 was called up for third reading and final disposition.

SENATE BILL NO. 333

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS J. DISMANG, BURNETT, FILES, S. FLOWERS, S. HARRELSON,  
HOLLAND, J. HUTCHINSON, J. KEY, LUKER & R. THOMPSON

BY: REPRESENTATIVES CARTER, CLEMMER, J. EDWARDS, ENGLISH, JEAN,  
SANDERS, SHEPHERD, VINES, WOODS & WRIGHT

A Bill for an Act to be Entitled: AN ACT REGARDING THE AMOUNT IN CONTROVERSY IN A CIVIL ACTION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 333 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, 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 .....34

NEGATIVE: D. Johnson.

Total .....1

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 **Senate Bill No. 333**, 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, 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 .....34

NEGATIVE: D. Johnson.

Total .....1

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

**Senate Bill No. 333** was ordered immediately transmitted to the House.

On motion of Senator Lamoureux, **House Bill No. 1113** was called up for third reading and final disposition.

**HOUSE BILL NO. 1113  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES B. OVERBEY AND T. BAKER**

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

**House Bill No. 1113** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

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

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1113** was ordered immediately returned to the House as passed.

On motion of Senator Lamoureux, **House Bill No. 1114** was called up for third reading and final disposition.

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

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

**House Bill No. 1114** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....35

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING:

Total .....0

VOTING PRESENT:

Total .....0

Total number of votes cast .....35

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

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1114** was ordered immediately returned to the House as passed.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

February 22, 2011

Mr. President:

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

**SENATE BILL NO. 300**, BY SENATOR ROBERT THOMPSON,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Thompson, **Senate Bill No. 300** was ordered re-referred to the Committee on JUDICIARY.

**Senate Bill 119** returned from House as having failed to pass.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 12** was returned from the House as passed and ordered enrolled.

Senate Bill No. 13 was returned from the House as passed and ordered enrolled.

Senate Bill No. 14 was returned from the House as passed and ordered enrolled.

Senate Bill No. 18 was returned from the House as passed and ordered enrolled.

Senate Bill No. 19 was returned from the House as passed and ordered enrolled.

Senate Bill No. 23 was returned from the House as passed and ordered enrolled.

Senate Bill No. 30 was returned from the House as passed and ordered enrolled.

Senate Bill No. 34 was returned from the House as passed and ordered enrolled.

Senate Bill No. 35 was returned from the House as passed and ordered enrolled.

Senate Bill No. 38 was returned from the House as passed and ordered enrolled.

Senate Bill No. 40 was returned from the House as passed and ordered enrolled.

Senate Bill No. 48 was returned from the House as passed and ordered enrolled.

Senate Bill No. 96 was returned from the House as passed and ordered enrolled.

SENATE BILL NO. 424  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR GRANTS FOR THE PROVISION OF SERVICES FOR AT-RISK CHILDREN AND YOUTH FOR THE DEPARTMENT OF EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 424** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 425  
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 GRANTS FOR THE PROVISION OF SERVICES FOR AT-RISK CHILDREN AND YOUTH; AND FOR OTHER PURPOSES.

**Senate Bill No. 425** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 426  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS NATURAL RESOURCES COMMISSION FOR STORAGE OR REMOVAL OF EXCESS LITTER FROM NUTRIENT SURPLUS AREAS; AND FOR OTHER PURPOSES.

Senate Bill No. 426 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 427  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR S. FLOWERS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS CEMETERY BOARD FOR CEMETERY MAINTENANCE AND OPERATIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 427 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 428  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR E. WILLIAMS

A Bill for an Act to be Entitled: AN ACT TO AMEND § 27-18-507 TO ALLOW THE DEPARTMENT OF FINANCE AND ADMINISTRATION TO OFFSET ANY TAX REFUND DUE FOR ANY TAX COLLECTED BY THE DEPARTMENT AGAINST A DEBT FOR ANY TAX ADMINISTERED BY THE DEPARTMENT, AND FOR OTHER PURPOSES.

**Senate Bill No. 428** was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 429  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR ELLIOTT

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR A GRANT TO CERTAIN LEARNING FACILITIES; AND FOR OTHER PURPOSES.

**Senate Bill No. 429** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 430  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

BY: SENATORS D. WYATT, CRUMBLY, ELLIOTT, S. FLOWERS, SALMON &  
J. TAYLOR

BY: REPRESENTATIVES MCLEAN, S. MEEKS, & H. WILKINS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ASSESSMENT ON THE SALE OF RICE; TO REQUIRE THE BUYER TO COLLECT AND REMIT THE ASSESSMENT; TO PROVIDE FOR THE USE OF THE COLLECTED ASSESSMENTS AND CONSIDERATION OF PRODUCER PREFERENCES; TO PROVIDE A PENALTY FOR ANY UNDUE INFLUENCE BY A BUYER; AND FOR OTHER PURPOSES.

**Senate Bill No. 430** 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 CONCURRENT RESOLUTION NO. 1002

*As Engrossed: H2/21/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

BY: REPRESENTATIVES LENDERMAN, B. WILKINS, RATLIFF, WREN,  
WARDLAW, WESTERMAN, BENEDICT, WAGNER, TYLER, RICE, T. BRADFORD,  
HICKERSON, WILLIAMS, VINES, J. DICKINSON, G. SMITH, JEAN, LINDSEY,  
J. ROEBUCK, CATLETT & GILLAM

BY: SENATORS B. SAMPLE, SALMON, ELLIOTT, S. FLOWERS & BLEDSOE

HOUSE CONCURRENT RESOLUTION RECOGNIZING NATIONAL FFA WEEK.

**House Concurrent Resolution No. 1002** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

**SENATE BILL NO. 1105**  
**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 EXAMINERS IN COUNSELING FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 1105** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

**HOUSE BILL NO. 1142**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES B. WILKINS AND LENDERMAN**

A Bill for an Act to be Entitled: AN ACT TO SPECIFY THAT INTEREST ON A DECEASED ARKANSAS TEACHER RETIREMENT SYSTEM MEMBER'S ACCUMULATED CONTRIBUTIONS WHEN NO SURVIVOR ANNUITY IS PAYABLE CEASES AFTER THE FIRST FULL FISCAL YEAR FOLLOWING THE MEMBER'S DEATH; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**House Bill No. 1142** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1143

*As Engrossed: H2/17/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES LENDERMAN AND B. WILKINS

A Bill for an Act to be Entitled: AN ACT TO ALLOW A MEMBER TO BE ELIGIBLE FOR DISABILITY BENEFITS, SURVIVOR BENEFITS, AND LUMP-SUM DEATH BENEFITS UNDER THE ARKANSAS TEACHER RETIREMENT SYSTEM FOR AN ADDITIONAL FISCAL YEAR AFTER THE LAST FISCAL YEAR OF ACTUAL SERVICE; TO DECLARE AN EMERGENCY; TO AUTHORIZE THE BOARD OF TRUSTEES OF THE ARKANSAS TEACHER RETIREMENT SYSTEM TO PROMULGATE RULES CONCERNING ANNUITY OPTIONS; AND FOR OTHER PURPOSES.

House Bill No. 1143 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1147

*As Engrossed: H2/8/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE CARNINE

A Bill for an Act to be Entitled: AN ACT TO LIMIT THE NUMBER OF YEARS THAT THE ARKANSAS TEACHER RETIREMENT SYSTEM, A BENEFIT PARTICIPANT, OR AN EMPLOYER MAY LOOK BACK WHEN ADJUSTING RECORDS, CORRECTING OVERPAYMENTS, CORRECTING UNDERPAYMENTS, CORRECTING CONTRIBUTION CALCULATIONS, OR CORRECTING BENEFIT CALCULATIONS TO THE SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1147 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1155

*As Engrossed: H2/17/11*

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 VETERANS' CHILD WELFARE SERVICE OFFICE FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1155 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1158

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE BRANSCUM

A Bill for an Act to be Entitled: AN ACT TO ALLOW ADDITIONAL TIME FOR MEMBERS OF THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO SELECT CONTRIBUTORY SERVICE; AND FOR OTHER PURPOSES.

House Bill No. 1158 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1190  
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 MARTIN LUTHER KING, JR. COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1190 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1332  
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 HEALTH; AND FOR OTHER PURPOSES.

House Bill No. 1332 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 431  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT TO ALLOW A CREDIT FOR SALES OR USE TAXES PAID TO ANOTHER STATE FOR THE PURCHASE OF A MOTOR VEHICLE, A TRAILER, OR A SEMITRAILER; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 431** was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 432  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR LAVERTY

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

**Senate Bill No. 432** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 433  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR LAVERTY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE GAME AND FISH COMMISSION FOR MAINTENANCE AND GENERAL OPERATIONS OF WILDLIFE MUSEUMS; AND FOR OTHER PURPOSES.

Senate Bill No. 433 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 434  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. TAYLOR

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF RURAL SERVICES FOR GENERAL IMPROVEMENT PROJECT GRANTS; AND FOR OTHER PURPOSES.

Senate Bill No. 434 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 435  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. TAYLOR

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS NATURAL RESOURCES COMMISSION FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 435** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 436  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. JEFFRESS

A Bill for an Act to be Entitled: AN ACT TO REQUIRE A PUBLIC CHARTER SCHOOL TO SUBMIT PERIODIC REPORTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 436** was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 437  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR P. MALONE

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE ROLE OF PHARMACISTS WITH REGARD TO EPHEDRINE, PSEUDOEPHEDRINE, OR PHENYLPROPANOLAMINE; TO IMPROVE THE PROCESS FOR IDENTIFYING PERSONS AUTHORIZED TO PURCHASE EPHEDRINE, PSEUDOEPHEDRINE, OR PHENYLPROPANOLAMINE; TO AUTHORIZE THE ARKANSAS STATE BOARD OF PHARMACY TO PROPOSE ADDITIONS TO THE LIST OF DRUGS SIMILAR TO EPHEDRINE, PSEUDOEPHEDRINE, OR PHENYLPROPANOLAMINE; AND FOR OTHER PURPOSES.

Senate Bill No. 437 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 45  
SENATE BILL NO. 68  
SENATE BILL NO. 179  
SENATE BILL NO. 265  
SENATE BILL NO. 274  
SENATE BILL NO. 275  
SENATE BILL NO. 276  
SENATE BILL NO. 333

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1113

HOUSE BILL NO. 1114

SENATE BILLS RETURNED FROM THE HOUSE

AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 12

SENATE BILL NO. 13

SENATE BILL NO. 14

SENATE BILL NO. 18

SENATE BILL NO. 19

SENATE BILL NO. 23

SENATE BILL NO. 30

SENATE BILL NO. 34

SENATE BILL NO. 35

SENATE BILL NO. 38

SENATE BILL NO. 40

SENATE BILL NO. 48

SENATE BILL NO. 96

SENATE BILL RETURNED FROM THE HOUSE

HAVING FAILED TO PASS

SENATE BILL NO. 119

HOUSE CONCURRENT RESOLUTION TRANSMITTED  
TO THE SENATE AS ADOPTED  
HOUSE CONCURRENT RESOLUTION NO. 1002

HOUSE BILLS TRANSMITTED TO THE SENATE  
AS PASSED

- HOUSE BILL NO. 1105
- HOUSE BILL NO. 1142
- HOUSE BILL NO. 1143
- HOUSE BILL NO. 1147
- HOUSE BILL NO. 1155
- HOUSE BILL NO. 1158
- HOUSE BILL NO. 1190
- HOUSE BILL NO. 1332

On motion of Senator Whitaker, the Senate adjourned until 1:30 p.m.,  
Wednesday, February 23, 2011.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE