

**--ooOoo--**  
**SIXTY SIXTH DAY'S PROCEEDINGS**  
**SENATE CHAMBER**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

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Little Rock, Arkansas

March 16, 2011

The Senate was called to order at 1:30 o'clock p.m. by the President.

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

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

The Senate was led in prayer by Senator Dismang.

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On motion of Senator Wyatt, **Senate Bill No. 852** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.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. 852**

Amend **Senate Bill No. 852** as originally introduced:

Page 5, line 11, delete "seq.;" and substitute "seq.; or"

AND

Delete lines 12 and 13

AND

Page 5, line 14, delete "(F)" and substitute "(E)"

(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. 852** was ordered engrossed.

On motion of Senator Key, **Senate Bill No. 981** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 1.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. 981**

Amend **Senate Bill No. 981** as originally introduced:

Page 1, delete lines 21 and 22 and substitute the following:

"SECTION 1. Arkansas Code §§ 7-2-102 — 7-2-105 are amended to read as follows:

7-2-102. First Congressional District.

The First Congressional District shall be composed of the counties of: ~~Arkansas~~, Baxter, Clay, Cleburne, Craighead, Crittenden, Cross, Fulton, Greene, Independence, IZard, Jackson, Lawrence, Lee, Lonoke, Marion, Mississippi, ~~Monroe, Phillips, Prairie~~, Poinsett, Randolph, St. Francis, Searcy, Sharp, Stone, Van Buren, White, and Woodruff; and the qualified electors residing therein shall elect one (1) member of the House of Representatives of the United States.

7-2-103. Second Congressional District.

The Second Congressional District shall be composed of the counties of: Conway, Faulkner, Newton, Perry, Pope, Pulaski, Saline, ~~Van Buren, White~~, and Yell; and the qualified electors residing therein shall elect one (1) member of the House of Representatives of the United States.

7-2-104. Third Congressional District.

(a) The Third Congressional District shall be composed of:

(1) The the counties of: Benton, Boone, Carroll, Crawford, ~~Franklin~~, Johnson, Madison, ~~Marion, Newton, Pope~~, Sebastian, and Washington; and

(2) The following voting districts of Franklin County as existed on January 1, 2011:

(A) J P Districts 3-C, 4-B, and 5-A;

(B) Ozark Rural District 4-A; and

(C) Voting Districts 1-B, 2-A, 2-B, 3-A, 3-B, 3-D, 3-E, 4-C, 6-A, 6-B, 6-C, 6-D, and 6-E.

(b) The the qualified electors residing therein in the counties and portions of Franklin County listed under subsection (a) of this section shall elect one (1) member of the House of Representatives of the United States.

7-2-105. Fourth Congressional District.

(a) The Fourth Congressional District shall be composed of:

(1) The the counties of: ~~Arkansas~~, Ashley, Bradley, Calhoun, Chicot, Clark, Cleveland, Columbia, Dallas, Desha, Drew, Garland, Grant, Hempstead, Hot Spring, Howard, Jefferson, Lafayette, Lee, Little River, Lincoln, Logan, Miller, Monroe, Montgomery, Nevada, Ouachita, Phillips, Pike, Polk, Prairie, Scott, Sevier, and Union; and

(2) The following voting districts of Franklin County as existed on January 1, 2011:

(A) J P Districts 5-B, 7-A, 7-D, and 8-C; and

(B) Voting Districts 7-B, 7-C, 8-A, 8-B, 9-A, and 9-B.

(b) The the qualified electors residing therein in the counties and portions of Franklin County listed under subsection (a) of this section shall elect one (1) member of the House of Representatives of the United States."

(SIGNED) SENATOR JOHNNY KEY

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 981 was ordered engrossed.

On motion of Senator J. Jeffress, **Senate Bill No. 823** was withdrawn from the Committee on JOINT ENERGY, 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. 823**

Amend **Senate Bill No. 823** as originally introduced:

Page 2, line 18, delete "~~2009~~ 2011" and substitute "2009"

AND

Page 2, line 27, delete "~~2009~~ 2011" and substitute "2009"

AND

Page 3, line 2, delete "~~2009~~ 2011" and substitute "2009"

(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. 823** was ordered engrossed.

On motion of Senator Jimmy Jeffress, **Senate Bill No. 826** 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. 826**

Amend **Senate Bill No. 826** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-20-2502, concerning definitions under the Arkansas Public School Academic Facilities Funding Act, is amended to add an additional subdivision to read as follows:

(13)(A) "Material inadequacy" means a determination that a particular component of school facility space in the Program of Requirements either does not exist or does not materially meet the requirements.

(B) "Material inadequacy" is determined collaboratively between the school district and the division based on an assessment of the existing space in the current inventory of school spaces for the campus as compared to what the requirements would be if constructed new.

SECTION 2. Arkansas Code § 6-20-2507(b)(1)(C), concerning the requirements for state financial participation in a new construction project, is amended to read as follows:

(C)(i) The total estimated cost of the new construction project that shall be a minimum of ~~three hundred dollars (\$300) per student or one hundred fifty thousand dollars (\$150,000)~~ fifty thousand dollars (\$50,000), whichever is less.

SECTION 3. Arkansas Code § 6-20-2507(c), concerning the evaluation of an application for financial participation in a new construction project, is amended to read as follows:

(c)(1) The division shall use criteria to evaluate a school district's application for state financial participation in a new construction project, which shall include, without limitation, the following:

~~(A)~~(A) How the school district's facilities master plan and current academic facilities do not address the following:

~~(A)~~(i) Student health and safety, including, without limitation, critical health and safety needs;

~~(B)~~(ii) Compliance with current academic facilities standards, including, without limitation, appropriate space utilization of existing academic facilities in the district;

~~(C)~~(iii) Conformance with sound educational practices;

~~(D)~~(iv) Curriculum improvement and diversification, including, without limitation, the use of instructional technology, distance learning, and access to advanced courses in science, mathematics, language arts, and social studies;

~~(E)~~(v) Multischool, multidistrict, and regional planning to achieve the most effective and efficient instructional delivery system;

~~(F)(vi)~~ Reasonable travel time and practical means of addressing other demographic considerations; and

~~(G)(vii)~~ Regularly scheduled maintenance, repair, and renovation;

~~(2)(B)~~ How the school district's facilities master plan and any new construction project under the facilities master plan address the following:

~~(A)(i)~~ Student health and safety, including, without limitation, critical health and safety needs;

~~(B)(ii)~~ Compliance with current academic facilities standards, including, without limitation, appropriate space utilization of existing academic facilities in the district;

~~(C)(iii)~~ Conformance with sound educational practices;

~~(D)(iv)~~ Curriculum improvement and diversification, including, without limitation, the use of instructional technology, distance learning, and access to advanced courses in science, mathematics, language arts, and social studies;

~~(E)(v)~~ Multischool, multidistrict, and regional planning to achieve the most effective and efficient instructional delivery system;

~~(F)(vi)~~ Reasonable travel time and practical means of addressing other demographic considerations; and

~~(G)(vii)~~ Regularly scheduled maintenance, repair, and renovation;

~~(3)(C)~~ How the new construction project supports the prudent and resourceful expenditure of state funds and improves the school district's ability to deliver an adequate and equitable education to public school students in the school district;

~~(4)(D)~~ How the new construction project has been prioritized by the school district; and

~~(5)(E)~~ The allocation and expenditure of funds ~~in accordance with~~ under this subchapter and the Arkansas Public School Academic Facilities Program Act, § 6-21-801 et seq.

(2)(A) The division shall include in the Arkansas Public School Academic Facility Manual and the commission shall provide in the Academic Facilities Partnership Program rules and provisions that allow for an alternate method of qualification for participation of an approved or approvable new construction project that meets the following criteria:

(i) The method shall be a collaborative effort between the division and the school district;

(ii)(a) The project shall be for new construction or conversion of space that is determined to be materially inadequate.

(b) If a determination of material inadequacy is made, the project shall qualify as an approved remedial project and the division shall place the project on the list of approved and funded projects; and

(iii) The state participation in a project under this subdivision (c)(2) is limited to the lesser of the cost of converting existing space or new construction and shall be based on the same factors and priority rankings as exist in current rule and procedure.

(B) The commission shall establish rules to require the division to visit the school district requesting the alternate method of qualification under this subdivision (c)(2) to determine the absence or inadequacy of current space as the determining factor for qualification of the remedial project for state funding participation.

(C) A school district may file an appeal under § 6-20-2513 of a determination by the division that a project does not qualify for approval under this subdivision (c)(2).

SECTION 4. Arkansas Code § 6-20-2507(g), concerning compliance dates for approved projects under the Academic Facilities Partnership Program, is amended to read as follows:

(g)(1) The Except as provided under subsection (h) of this section, the commission shall establish compliance dates for the:

- (A) Execution of the partnership agreement;
- (B) Start of the project design; and
- (C) Start and ending of construction.

(2) Projects not meeting the compliance dates may be cancelled by the commission, and the state's financial participation, in whole or in part, may be declared void after the school district has been provided:

- (A) A notice of the failure to meet compliance dates; and
- (B) An opportunity for a hearing before the commission.

(h)(1)(A) A school district shall be allowed to replace a system in stages if the system is part of the warm, safe, and dry requirements of the Academic Facilities Partnership Program rules and the following conditions are met:

- (i) The replacement schedule applies to a replacement of an entire system;
- (ii) The replacement schedule does not exceed three (3) years; and
- (iii) The annual combined estimated state and district cost for the project is at least fifty thousand dollars (\$50,000).

(B) A school district shall not qualify for the replacement of a system in stages under this subsection if the school district is on the consolidation list under § 6-13-1602 or in its first year of having an average daily membership below three hundred fifty (350).

(2)(A) A public school district shall decide the sequence of construction of an approved project when the approved project involves a space requirement established by the Program of Requirements.

(B) The division shall not withhold funding or project approval for a project based:

- (i) Solely on the sequence of construction decided by the school district; or
- (ii) On the division's determination that certain required academic spaces shall be funded and constructed before other required academic spaces may be funded and constructed.

(C) The division may require that all missing or materially inadequate components included in a list of required academic spaces under the Program of Requirements be completed before the school district will qualify for state participation in the funding for a gymnasium or auditorium."

(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. 826 was ordered engrossed.

On motion of Senator Whitaker, **Senate Bill No. 878** 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. 878**

Amend **Senate Bill No. 878** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-13-109 is amended to read as follows:  
6-13-109. School superintendent.

(a) ~~The public school districts in the state shall each~~ Each public school district in the state shall employ a superintendent of schools, whose qualifications and duties shall be prescribed by the General Assembly and the State Board of Education.

(b) The qualifications established by the state board shall include without limitation the individual's:

- (1) Residency;
- (2) Education;
- (3) Leadership or educator experience; and
- (4) Licensure.

(c)(1) ~~"Superintendent of schools" is defined~~ The duties of a superintendent shall include without limitation acting as the executive officer of a school district board of directors directing the affairs of the school district.

(2) A superintendent shall not teach ~~and teaching not~~ more than one-half (½) of the time in the school day."

(SIGNED) SENATOR RUTH WHITAKER

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 878** was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 823**, BY SENATOR JIMMY JEFFRESS 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 Jimmy Jeffress, **Senate Bill No. 823** was ordered referred to the Committee on JOINT ENERGY.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 826, BY SENATOR JIMMY JEFFRESS ET AL,  
SENATE BILL NO. 878, BY SENATOR RUTH WHITAKER,

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 Jimmy Jeffress, **Senate Bill No. 826** was ordered re-referred to the Committee on EDUCATION.

On motion of Senator Whitaker, **Senate Bill No. 878** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 852**, 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. 852** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 981**, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Key, **Senate Bill No. 981** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 47 BY SENATOR GILBERT BAKER  
SENATE BILL NO. 132 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 193 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 475 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 477 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 478 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 479 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 480 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 481 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 482 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 483 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 484 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 485 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 529 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 530 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 621 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 656 BY JOINT BUDGET COMMITTEE  
SENATE BILL NO. 207 BY SENATOR JEREMY HUTCHINSON  
SENATOR GILBERT BAKER ET AL  
SENATE BILL NO. 333 BY SENATOR JONATHAN DISMANG  
SENATOR DAVID BURNETT ET AL

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 10:50 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 47  
SENATE BILL NO. 132  
SENATE BILL NO. 193  
SENATE BILL NO. 475  
SENATE BILL NO. 477  
SENATE BILL NO. 478  
SENATE BILL NO. 479  
SENATE BILL NO. 480  
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SENATE BILL NO. 484  
SENATE BILL NO. 485  
SENATE BILL NO. 529  
SENATE BILL NO. 530  
SENATE BILL NO. 621  
SENATE BILL NO. 656  
SENATE BILL NO. 207  
SENATE BILL NO. 333

RECEIVED the above papers from the Secretary of the Senate this 16th day of March, 2011 at 10:50 a.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) REBECCA RAINS  
Secretary

On motion of Senator Chesterfield, **House Bill No. 1049** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 81**, BY SENATOR JIMMY JEFFRESS,

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 MARY ANNE SALMON  
VICE CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 268, BY SENATOR DAVID JOHNSON,

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 JIMMY JEFFRESS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 352, BY SENATOR LINDA CHESTERFIELD,  
SENATE BILL NO. 648, BY SENATOR RANDY LAVERTY,

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 JIMMY JEFFRESS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

HOUSE BILL NO. 1348, BY REPRESENTATIVE TIM SUMMERS,  
HOUSE BILL NO. 1454, BY REPRESENTATIVE JOHNNIE ROEBUCK,  
HOUSE BILL NO. 1433, BY REPRESENTATIVE JOHNNIE ROEBUCK,  
HOUSE BILL NO. 1595, BY REPRESENTATIVE BARRY HYDE,  
HOUSE BILL NO. 1772, BY REPRESENTATIVE JOHNNIE ROEBUCK,  
HOUSE BILL NO. 1829, BY REPRESENTATIVE MARY SLINKARD,  
HOUSE BILL NO. 1875, BY REPRESENTATIVE JOHNNIE ROEBUCK,  
HOUSE BILL NO. 1878, BY REPRESENTATIVE BOBBY J. PIERCE,  
HOUSE BILL NO. 1916, BY REPRESENTATIVE DEBRA HOBBS,  
HOUSE BILL NO. 1924, BY REPRESENTATIVE JOHNNIE ROEBUCK,

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 JIMMY JEFFRESS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 22, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 103, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 185, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 186, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR GILBERT BAKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 10, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 150, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 189, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 486, 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 as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR GILBERT BAKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 214, BY SENATOR LINDA CHESTERFIELD,  
SENATE BILL NO. 855, BY SENATOR JASON RAPERT,

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

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 703, BY SENATOR ROBERT THOMPSON,  
SENATE BILL NO. 736, 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 they do pass as amended No. 1.

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 707**, 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 as amended No. 2.

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 764, BY SENATOR JOHNNY KEY,  
SENATE BILL NO. 770, BY SENATOR JACK CRUMBLY,  
SENATE BILL NO. 955, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 328, BY SENATOR PERCY MALONE,  
SENATE BILL NO. 846, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 901, BY SENATOR PERCY MALONE,

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 PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 593**, 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 it do pass as amended No. 4.

Respectfully submitted,

(SIGNED) SENATOR PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 722**, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

HOUSE CONCURRENT RESOLUTION NO. 1004, BY REPRESENTATIVE  
TRACY STEELE,

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 PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

HOUSE BILL NO. 1434, BY REPRESENTATIVE CLARK HALL,  
HOUSE BILL NO. 1623, BY REPRESENTATIVE TOMMY THOMPSON,  
HOUSE BILL NO. 1741, BY REPRESENTATIVE UVALDE LINDSEY,  
HOUSE BILL NO. 1776, BY REPRESENTATIVE LINDA TYLER,  
HOUSE BILL NO. 1966, BY REPRESENTATIVE GREG LEDING,  
HOUSE BILL NO. 2139, BY REPRESENTATIVE BARRY HYDE,

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

Respectfully submitted,

(SIGNED) SENATOR PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**HOUSE BILL NO. 1765**, BY REPRESENTATIVE TOMMY WREN,

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 PERCY MALONE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 728**, BY SENATOR DAVID BURNETT,

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 LARRY TEAGUE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**HOUSE BILL NO. 1491**, BY REP. 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 LARRY TEAGUE  
CHAIRMAN

On motion of Senator Files, **Senate Bill No. 305** was placed back on second reading for purpose of Amendment No. 5.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 5 to SENATE BILL NO. 305

Amend **Senate Bill No. 305** as engrossed, S3/8/11:

Page 1, line 34, delete "face" and substitute "faces"

AND

Page 2, delete lines 23 - 26 and substitute:

"(4) "Designated revenues" means revenues derived from the unemployment obligation assessment under § 11-10-1017;

(5) "Employer" means the same as under § 11-10-209;

(6) "Federal interest rate" means at the time an issue of bonds is sold, the weighted average interest rate charged on advances from the federal trust fund"

AND

Page 2, line 28, delete "(6)" and substitute "(7)"

AND

Page 2, delete lines 35 and 36 and substitute:

"known as the Arkansas Unemployment Trust Fund Bonds in an aggregate principal amount not to exceed five hundred million dollars (\$500,000,000)."

AND

Page 3, delete lines 1 and 2

AND

Page 3, delete lines 4 - 7 and substitute:

"(1) Repay the principal of and interest on advances from the federal trust fund under Title XII of the Social Security Act, 42 U.S.C. § 1321;

(2) Pay the costs of issuance of the bonds including without limitation the costs of bond insurance or other credit enhancement;

(3) Pay unemployment benefits by depositing bond proceeds into the Unemployment Compensation Fund;

(4) Provide a debt service reserve; and

(5) Pay capitalized interest on the bonds for a period not to exceed two (2) years."

AND

Page 4, delete lines 27 - 29 and substitute:

"bonds may be issued in one (1) or more series for the purpose of repaying the principal of and interest on advances from the federal trust fund under Title XII of the Social Security Act, 42 U.S.C. § 1321, paying the costs of issuance of the bonds including without limitation the costs of bond insurance or other credit enhancement, paying unemployment benefits by depositing bond proceeds into the Unemployment Compensation Fund, providing a debt service reserve, and paying capitalized interest on the bonds for a period not to exceed two (2) years."

AND

Page 4, delete lines 33 - 36 and substitute:

"will be repaid from an unemployment obligation assessment imposed on employers. The bonds shall be issued under the authority of and the terms set forth in the Bond Act.

For rate years beginning on and after January 1, 2012, the unemployment obligation assessment shall be based on the aggregate principal amount of bonds issued for nonrefunding purposes as follows:

(a) 0.5% if the aggregate principal amount of bonds issued is \$350,000,000 or less;

(b) 0.6% if the aggregate principal amount of bonds issued is \$350,000,001 to \$400,000,000;

(c) 0.65% if the aggregate principal amount of bonds issued is \$400,000,001 to \$450,000,000; and

(d) 0.7% if the aggregate principal amount of bonds issued is \$450,000,001 to \$500,000,000."

AND

Page 5, line 3, delete "Funds Bonds." and substitute:

"Fund Bonds, and levy and pledge of an unemployment obligation assessment".

AND

Page 5, line 8, delete "\$500,000,000" and substitute:

"\$500,000,000, and levy and pledge of an unemployment obligation assessment"

AND

Page 5, line 11, delete "\$500,000,000" and substitute:

"\$500,000,000, and levy and pledge of an unemployment obligation assessment"

AND

Page 6, delete lines 31 and 32 and substitute:

"amount sufficient to accomplish the purposes of this subchapter."

AND

Page 6, line 35, delete "more than one (1) series" and substitute:

"one (1) or more series"

AND

Page 7, delete line 17 and 18 and substitute:

"(D) The true interest cost of an issue of bonds after taking into account original issue discount and premium and underwriter's discount shall not exceed the federal interest rate;"

AND

Page 8, delete lines 35 and 36 and substitute:

"(b)(1) The unemployment obligation assessment shall be collected until the end of the quarter immediately following the repayment of all bonds authorized under this subchapter.

(2) The unemployment obligation assessment shall not be collected until the qualified voters of the state approve the issuance of bonds under this subchapter."

AND

Page 9, delete lines 1 - 6

AND

Page 9, line 19, delete "Designated revenues and proceeds" and substitute:

"Proceeds"

AND

Page 10, line 7, delete "Designated revenues and proceeds" and substitute:

"Proceeds"

AND

Page 13, delete lines 19 - 28 and substitute the following:

"11-10-1017. Unemployment obligation assessment.

(a)(1)(A) Except employers that have made an election to reimburse the Unemployment Compensation Fund under § 11-10-713(c), each employer shall pay a separate and additional assessment, to be known as the unemployment obligation assessment, on wages paid by that employer with respect to employment in addition to the contributions, stabilization and extended benefits taxes, and advance interest taxes levied under §§ 11-10-703 — 11-10-708.

(B) For rate years beginning on and after January 1, 2012, the unemployment obligation assessment shall be based on the aggregate principal amount of bonds issued for nonrefunding purposes as follows:

(i) Five-tenths of one percent (0.5%) if the aggregate principal amount of bonds issued is three hundred fifty million dollars (\$350,000,000) or less;

(ii) Six-tenths of one percent (0.6%) if the aggregate principal amount of bonds issued is three hundred fifty million and one dollars (\$350,000,001) to four hundred million dollars (\$400,000,000);

(iii) Sixty-five hundredths of one percent (0.65%) if the aggregate principal amount of bonds issued is four hundred million and one dollars (\$400,000,001) to four hundred fifty million dollars (\$450,000,000); and

(iv) Seven-tenths of one percent (0.7%) if the aggregate principal amount of bonds issued is four hundred fifty million and one dollars (\$450,000,001) to five hundred million dollars (\$500,000,000).

(C)(i) The effective date of the unemployment obligation assessment shall be the first day of the calendar quarter immediately following the month in which the Secretary of State certifies the vote of the voters approving the unemployment obligation assessment and the issuance of the bonds under this subchapter.

(ii) The unemployment obligation assessment is effective until the end of the quarter immediately following the repayment of all bonds authorized under this subchapter.

(2)(A) This unemployment obligation assessment shall not be credited to the separate account of any employer.

(B) The unemployment obligation assessment shall be levied and collected in the same manner as contributions and shall be subject to the same penalty and interest, collection, impoundment, priority, lien, certificate of assessment, and assessment provisions and procedures under §§ 11-10-716 — 11-10-722.

(b)(1) Receipts from the unemployment obligation assessment and any penalty and interest on the unemployment obligation assessment shall be deposited into the Unemployment Compensation Fund Clearing Account.

(2) At least once each month, deposits of the unemployment obligation assessment payment and any interest and penalty payments applicable to the unemployment obligation assessment shall be deposited into the Department of Workforce Services Bond Financing Trust Fund.

(c) Debt service on the bonds shall be paid in a timely manner and shall not be paid directly or indirectly by an equivalent reduction in unemployment contributions or taxes imposed under:

(1) Sections 11-10-701 — 11-10-715; or

(2) Section 11-10-801 et seq.

(d) The unemployment obligation assessment may be used to:

(1) Repay the principal of and interest on advances from the federal trust fund under Title XII of the Social Security Act, 42 U.S.C. § 1321;

(2) Pay the costs of issuance of the bonds, including without limitation the costs of bond insurance or other credit enhancement;

(3) Pay unemployment benefits by depositing bond proceeds into the Unemployment Compensation Fund;

(4) Provide a debt service reserve; and

(5) Pay capitalized interest on the bonds for a period not to exceed two (2) years.

(e) The director of the Department of Workforce Services shall promulgate rules to carry out the provisions of this section.

(f) Upon retirement of all bonds, the following shall be transferred to the Unemployment Compensation Fund:

(1) Surplus unemployment obligation assessment collections; and

(2) Delinquent taxes, penalties, or interest due under the unemployment obligation assessment.

11-10-1018. Department of Workforce Services Bond Financing Trust Fund.

(a)(1) There is established on the books of the Department of Workforce Services a special restricted fund to be known as the "Bond Financing Trust Fund", to be maintained and administered by the Department of Workforce Services under this subchapter for the purposes stated in this subchapter.

(2) The following shall be deposited into the Bond Financing Trust Fund:

(A) Collections of the unemployment obligation assessment;

and

(B) Any penalties and interest with respect to the unemployment obligation assessment.

(b) Moneys in the Bond Financing Trust Fund may be used to:

(1) Pay debt service on the bonds;

(2) Make refunds of the unemployment obligation assessment and interest and penalty payments that were erroneously paid;

(3) Return moneys to the Unemployment Compensation Fund Clearing Account which may have been incorrectly identified and erroneously transferred to the Bond Financing Trust Fund; and

(4) Purchase or redeem outstanding bonds.

(c) The Department of Workforce Services shall maintain the Bond Financing Trust Fund at the Arkansas Development Finance Authority or at one (1) or more financial institutions within or outside the state.

(d) Income from investment of moneys in the Bond Financing Trust Fund shall be deposited into and credited to the Bond Financing Trust Fund.

(e)(1) All moneys received for, deposited into, or paid to the Department of Workforce Services for deposit into the Bond Financing Trust Fund:

(A) Are specifically declared to be cash funds restricted in their use;

(B) Shall not be deposited into the State Treasury for the purposes of:

(i) Arkansas Constitution, Article 5, § 29;

(ii) Arkansas Constitution, Article 16, § 12;

(iii) Arkansas Constitution, Amendment 20; or

(iv) Any other constitutional provision or statutory law;

and

(C) Shall be held and applied by the Department of Workforce Services and the Arkansas Development Finance Authority as agent for the Department of Workforce Services solely for the uses set forth in this subchapter.

(2) Interest and other moneys received from the investment of moneys in the Bond Financing Trust Fund are cash funds restricted in their use and shall not be deposited into the State Treasury but shall be held and applied by the Department of Workforce Services and the Arkansas Development Finance Authority as agent for the Department of Workforce Services solely for the uses set forth in this subchapter.

(f) Upon retirement of all bonds, the following shall be transferred to the Unemployment Compensation Fund:

(1) Surplus unemployment obligation assessment collections; and  
(2) Delinquent taxes, penalties, or interest due under the unemployment obligation assessment."

AND

Appropriately renumber the sections of the bill.

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 305 was ordered engrossed.

On motion of Senator Files, Senate Bill No. 768 was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 1 to SENATE BILL NO. 768

Amend Senate Bill No. 768 as originally introduced:

Page 2, delete lines 8 and 9 and substitute:

"(v) Under a prior written agreement with a client paying total annual premiums, for all lines of business, of one hundred thousand dollars (\$100,000) or more, adjusting"

AND

Page 2, delete lines 26 - 28 and substitute:

"consulting fee under a prior written agreement with a client paying total annual premiums, for all lines of business, of one hundred thousand dollars (\$100,000) or more based on commissions received by the consultant from insurers."

SECTION 3. Arkansas Code § 23-66-308 is amended to add a new subsection to read as follows:

(e) The Insurance Commissioner may promulgate rules to implement this section."

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 768** was ordered engrossed.

On motion of Senator Elliott, **Senate Bill No. 336** 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. 336**

Amend **Senate Bill No. 336** as engrossed, S3/1/11:

Page 3, delete lines 33 through 36

AND

Page 4, delete lines 1 through 28

(SIGNED) SENATOR JOYCE ELLIOTT

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 336** was ordered engrossed.

On motion of Senator Bledsoe, **Senate Bill No. 92** was placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 92**

Amend **Senate Bill No. 92** as originally introduced:

Page 3, delete lines 1 through 16 entirely

AND

Page 3, line 17, delete "(f)" and substitute "(e)"

(SIGNED) SENATOR CECILE BLEDSOE

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 92** was ordered engrossed.

On motion of Senator Key, **SENATE JOINT RESOLUTION NO. 2** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, 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 JOINT RESOLUTION NO. 2**

Amend **SENATE JOINT RESOLUTION NO. 2** as engrossed, S2/21/11:  
Page 1, delete lines 10 - 12 and substitute "SAME MANNER AS ALL OTHER STATE AGENCIES."

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND THE CONSTITUTION TO GOVERN THE STATE HIGHWAY COMMISSION IN THE SAME MANNER AS ALL OTHER STATE AGENCIES."

AND

Delete Section 1 in its entirety

AND

Appropriately renumber the sections of the bill

(SIGNED) SENATOR JOHNNY KEY

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

(SIGNED) ANN CORNWELL, SECRETARY

**SENATE JOINT RESOLUTION NO. 2** was ordered engrossed.

On motion of Senator Files, **SENATE JOINT RESOLUTION NO. 5** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, 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 JOINT RESOLUTION NO. 5**

Amend **SENATE JOINT RESOLUTION NO. 5** as engrossed, S3/14/11:  
Page 4, line 7, delete "sales tax" and substitute "sales and use tax"

AND

Page 6, delete lines 11 through 36 and substitute the following:

"SECTION 3. Section 2 of Amendment 78 to the Arkansas Constitution is amended to read as follows:

§ 2. [Short-term financing obligations].

(a)(1) For the purpose of acquiring, constructing, installing or renting real property or tangible personal property having an expected useful life of more than one (1) year, municipalities and counties may incur short-term financing obligations maturing over a period of, or having a term, not to exceed five (5) years. ~~Such obligations may bear interest at either:~~

~~(1) a fixed rate throughout the term thereof, including a fixed interest rate which is to be determined by reference to an index or other formula, but not to exceed the maximum lawful rate of interest for fixed rate obligations, or~~

~~(2) a rate which may vary at such times and under such circumstances as the parties may agree, whether or not the interest rate in fact varies, but not to exceed the maximum lawful rate of interest for variable rate obligations. The maximum lawful rate of interest for fixed rate obligations is the formula rate in effect on the date the obligation is incurred, regardless of when such interest is to begin to accrue. The maximum lawful rate of interest for variable rate obligations is the formula rate in effect on the date such interest accrues. The aggregate principal amount of short-term financing obligations incurred by a municipality or a county pursuant to this section shall not exceed five percent (5%) of the assessed value of taxable property located within the municipality or two and one half percent (2.5%) of the assessed value of taxable property located within the county, as determined by the last tax assessment completed before the last obligation was incurred by the city or county. The total annual principal and interest payments in each fiscal year on all outstanding obligations of a municipality or a county pursuant to this section shall be charged against and paid from the general revenues for such fiscal year, which may include road fund revenues. Tax revenues earmarked for solid waste disposal purposes may be used to pay printing and other costs associated with bonds issued under this amendment for solid waste disposal purposes and special revenues authorized to be used to acquire, construct, install, or rent the property financed by such obligations.~~

(b) As used here:

(1) ~~“Short-term~~ “short-term financing obligation” means a debt, a note, an installment purchase agreement, a lease, a lease-purchase contract, or any other similar agreement, whether secured or unsecured; provided, that the obligation shall mature over a period of, or have a term, not to exceed five (5) years;

(2) ~~“Formula rate” means that rate of interest which is five percentage points (5%) above the equivalent bond yield of one year United States Treasury Bills offered by the United States Treasury at the last auction during the immediately preceding calendar quarter, calculated by rounding up to the nearest one-fourth of one percentage point (0.25%) (unless the equivalent bond yield is already by a multiple of one-fourth of one percentage point), and announced by the State Bank Commissioner (or such successor official who may be performing substantially the same duties) from information available from the Federal Reserve System of the United States. The calculation of the formula rate shall be made on or before the tenth (10th) day of each calendar quarter. The formula rate so calculated shall be effective on the eleventh (11th) day of the calendar quarter and shall continue in effect until the formula rate for the succeeding calendar quarter shall have been calculated and becomes effective. If, for any reason, the United States ceases to issue one year Treasury Bills, such calculation shall be made using a debt instrument of the United States having substantially the same general character and maturity. The calculation and announcement of the formula rate by the State Bank Commissioner shall be final.~~

(c) The provisions of this section shall be self-executing."

AND

Page 7, delete lines 1 through 32

(SIGNED) SENATOR JAKE FILES

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

(SIGNED) ANN CORNWELL, SECRETARY

**SENATE JOINT RESOLUTION NO. 5** was ordered engrossed.

On motion of Senator Hutchinson, **Senate Bill No. 309** 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. 309**

Amend **Senate Bill No. 309** as engrossed, S2/23/11:

Page 1, delete lines 24 through 30, and substitute the following:

"~~(1) "Closing" means the process of executing documents in a transaction involving either personal or real property, including the transfer of title or creation of a lien on the title, or the collection and disbursement of funds in connection with the transaction~~ and title insurance premiums out of escrow in connection with a transaction involving either personal or real property, including the transfer of title or creation of a lien on the title;"

AND

Page 6, delete lines 14 through 17 and substitute the following:

~~"(c)(4) Notwithstanding subsection (a) of this section;~~  
(1) a title insurer If the closing services are provided in Arkansas, the closing agent shall give notice of availability of closing protection to all parties to a transaction in which it is contemplated that title insurance may be issued;"

AND

Page 6, line 19, delete "contract" and substitute "contract or closing agent with which the title insurer is in privity of contract"

AND

Page 6, line 21, delete "party." and substitute "party;"

AND

Page 6, line 29, delete "provide liability coverage" and substitute "indemnify third parties"

AND

Page 7, line 1, delete "occurs" and substitute "is conducted"

AND

Page 7, line 3, delete "occurs." and substitute "is conducted;"

AND

Page 7, line 14, delete "land." and substitute "land;"

AND

Page 7, line 18, delete "market." and substitute "market;"

AND

Page 7, line 21, delete "services." and substitute "services;"

AND

Page 7, line 24, delete "transaction." and substitute "transaction; and"

(SIGNED) REPRESENTATIVE DARRIN WILLIAMS

**Amendment No. 1 to Senate Bill No. 309**, 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 Hutchinson, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Hutchinson, **Senate Bill No. 309** was called up for third reading and final disposition.

**SENATE BILL NO. 309**

*As Engrossed: S2/23/11 H3/3/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: SENATORS J. HUTCHINSON, BURNETT, CRUMBLY, J. DISMANG,  
D. WYATT, J. JEFFRESS & RAPERT**

**BY: REPRESENTATIVES WILLIAMS, VINES, CARNINE, CATLETT, E. ELLIOTT,  
KING, LOVELL, MURDOCK, PATTERSON, WOODS & WESTERMAN**

A Bill for an Act to be Entitled: AN ACT TO REGULATE THE ISSUANCE OF CLOSING PROTECTION LETTERS; AND FOR OTHER PURPOSES.

**Senate Bill No. 309** 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. 309 was ordered enrolled.

On motion of Senator Dismang, the rules were suspended in considering **Senate Bill No. 593** at this time.

On motion of Senator Dismang, **Senate Bill No. 593** was placed back on second reading for purpose of Amendment No. 4.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 4 to SENATE BILL NO. 593**

Amend **Senate Bill No. 593** as engrossed S3/15/11:

Page 1, delete line 36 and substitute the following:

"(2) However, effective July 1, 2012, the weekly minimum benefit amount established in subdivision (b)(1) of this section"

AND

Page 2, delete line 9 and substitute the following:

"However, effective July 1, 2012, the weekly minimum benefit amount established in subdivision (c)(1) of this section shall not be"

(SIGNED) SENATOR JONATHAN DISMANG

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 593** was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Jimmy Jeffress, **Senate Bill No. 65** was called up for third reading and final disposition.

**SENATE BILL NO. 65**  
*As Engrossed: S1/27/11 S3/10/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

**BY: SENATORS J. JEFFRESS AND G. JEFFRESS**

**BY: REPRESENTATIVES HALL, PIERCE, CHEATHAM & LINDSEY**

A Bill for an Act to be Entitled: AN ACT TO IMPROVE ENROLLMENT OF ARKANSAS CHILDREN IN THE ARKIDS FIRST A AND B MEDICAL ASSISTANCE PROGRAMS; AND FOR OTHER PURPOSES.

**Senate Bill No. 65** 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. 65** was ordered immediately transmitted to the House as passed.

On motion of Senator Johnson, **Senate Bill No. 889** was called up for third reading and final disposition.

**SENATE BILL NO. 889  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR D. JOHNSON  
BY: REPRESENTATIVE VINES**

A Bill for an Act to be Entitled: AN ACT TO AMEND CERTAIN PROVISIONS OF ARKANSAS LAW TO PERMIT HOUSING AUTHORITIES TO REGISTER FICTITIOUS NAMES WITH THE ARKANSAS SECRETARY OF STATE.

**Senate Bill No. 889** 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. 889** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 408** was called up for third reading and final disposition.

**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 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. 408** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 716** was called up for third reading and final disposition.

**SENATE BILL NO. 716  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR P. MALONE**

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE REQUIREMENT THAT THE ARKANSAS STATE MEDICAL BOARD MAKE QUARTERLY REPORTS TO THE PUBLIC HEALTH COMMITTEES REGARDING INFORMATION PROVIDED TO CREDENTIALING ORGANIZATIONS; AND FOR OTHER PURPOSES.

**Senate Bill No. 716** 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. 716** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 902** was called up for third reading and final disposition.

**SENATE BILL NO. 902  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR P. MALONE**

A Bill for an Act to be Entitled: AN ACT TO MAKE CONSISTENT THE LAW REGARDING CERTIFICATES OF LICENSURE, LICENSE, REGISTRATION, OR PERMITS FOR PHARMACISTS AND PHARMACIES FEES AND ADVERSE ACTIONS; AND FOR OTHER PURPOSES.

**Senate Bill No. 902** 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. 902** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 903** was called up for third reading and final disposition.

**SENATE BILL NO. 903  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR P. MALONE**

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE STIPEND FOR MEMBERS OF THE ARKANSAS STATE BOARD OF PHARMACY; AND FOR OTHER PURPOSES.

**Senate Bill No. 903** 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, Crumbly, J. Dismang, Files, Fletcher, S. Flowers, S. Harrelson, J. Hutchinson, G. Jeffress, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, Luker, Madison, P. Malone, Salmon, B. Sample, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....26

NEGATIVE: Hendren, Holland, Rapert.

Total .....3

ABSENT OR NOT VOTING: Burnett, L. Chesterfield, Elliott, Irvin, B. Pritchard, Teague.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....29

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

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 903** was ordered immediately transmitted to the House as passed.

On motion of Senator Jimmy Jeffress, **Senate Bill No. 66** was called up for third reading and final disposition.

**SENATE BILL NO. 66**  
*As Engrossed: S3/9/11 S3/10/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. JEFFRESS**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE HEALTH BENEFIT PLANS TO PROVIDE COVERAGE FOR THE TREATMENT OF MORBID OBESITY; AND FOR OTHER PURPOSES.

**Senate Bill No. 66** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: G. Baker, Bledsoe, Bookout, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Holland, 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 .....	34
NEGATIVE: Hendren.	
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

**Senate Bill No. 66** was ordered immediately transmitted to the House as passed.

On motion of Senator Files, **Senate Bill No. 876** was called up for third reading and final disposition.

**SENATE BILL NO. 876**  
*As Engrossed: S3/9/11 S3/14/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR FILES**  
*BY: REPRESENTATIVE PENNARTZ*

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS CLEAN ENERGY DEVELOPMENT ACT TO INCLUDE NATURAL GAS PUBLIC UTILITIES; TO ALLOW BIOFUEL TO SATISFY THE PUBLIC UTILITY'S ENERGY EFFICIENCY OR CONSERVATION GOALS; AND FOR OTHER PURPOSES.

**Senate Bill No. 876** 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

**Senate Bill No. 876** was ordered immediately transmitted to the House as passed.

On motion of Senator Key, **Senate Bill No. 810** was called up for third reading and final disposition.

**SENATE BILL NO. 810  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY  
BY: REPRESENTATIVE HOPPER**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE REGISTRATION OF SEX OFFENDERS; TO REQUIRE REGISTRATION PAYMENTS TO BE MADE; AND FOR OTHER PURPOSES.

**Senate Bill No. 810** 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, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, Lavery, Luker, Madison, P. Malone, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....33

NEGATIVE: S. Harrelson, M. Lamoureux.

Total .....2

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. 810** was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, **Senate Bill No. 725** was called up for third reading and final disposition.

**SENATE BILL NO. 725  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATORS B. SAMPLE AND BURNETT**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE A LIVING WILL DESIGNATION TO BE PLACED ON A DRIVER'S LICENSE OR IDENTIFICATION CARD; AND FOR OTHER PURPOSES.

**Senate Bill No. 725** 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. 725** was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, **Senate Bill No. 767** was called up for third reading and final disposition.

**SENATE BILL NO. 767**  
*As Engrossed: S3/8/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR B. SAMPLE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE PENALTY FOR FAILURE TO PAY FINES OR MAKE INSTALLMENT PAYMENTS TO THE ARKANSAS TOWING AND RECOVERY BOARD; AND FOR OTHER PURPOSES.

**Senate Bill No. 767** 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. 767** was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, **Senate Bill No. 769** was called up for third reading and final disposition.

**SENATE BILL NO. 769  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. SAMPLE  
BY: REPRESENTATIVE SUMMERS**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE TWO-YEAR COLLEGES TO ISSUE SPECIAL LICENSE PLATES FOR FUND-RAISING PURPOSES; AND FOR OTHER PURPOSES.

**Senate Bill No. 769** 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. 769** was ordered immediately transmitted to the House as passed.

On motion of Senator Bledsoe, **Senate Bill No. 943** was called up for third reading and final disposition.

**SENATE BILL NO. 943  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BLEDSOE**

A Bill for an Act to be Entitled: AN ACT TO CREATE A STUDY OF ELECTRONIC PRESCRIBING; AND FOR OTHER PURPOSES.

**Senate Bill No. 943** 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, Irvin, J. Jeffress, D. Johnson, M. Lamoureux, Laverty, Madison, P. Malone, B. Pritchard, Rapert, B. Sample, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....29

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: J. Hutchinson, G. Jeffress, J. Key, Luker, Salmon, Teague.

Total .....6

VOTING PRESENT:

Total .....0

Total number of votes cast .....29

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

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 943** was ordered immediately transmitted to the House as passed.

On motion of Senator Bledsoe, **Senate Bill No. 814** was called up for third reading and final disposition.

**SENATE BILL NO. 814  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BLEDSOE**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE ARKANSAS STATE MEDICAL BOARD TO COLLECT DATA FROM LICENSEES; AND FOR OTHER PURPOSES.

**Senate Bill No. 814** 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. 814** was ordered immediately transmitted to the House as passed.

On motion of Senator Madison, **Senate Bill No. 517** was called up for third reading and final disposition.

**SENATE BILL NO. 517  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR MADISON**

A Bill for an Act to be Entitled: AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 16 OF THE ARKANSAS CODE OF 1987, CONCERNING THE COURTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 517** 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. 517** was ordered immediately transmitted to the House as passed.

On motion of Senator Madison, **Senate Bill No. 243** was called up for third reading and final disposition.

**SENATE BILL NO. 243**  
*As Engrossed: S2/24/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATORS MADISON AND D. JOHNSON**  
**BY: REPRESENTATIVES WILLIAMS AND J. EDWARDS**

A Bill for an Act to be Entitled: AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 4 OF THE ARKANSAS CODE OF 1987 CONCERNING BUSINESS AND COMMERCE; AND FOR OTHER PURPOSES.

**Senate Bill No. 243** 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. 243** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 259** was called up for third reading and final disposition.

**SENATE BILL NO. 259**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATORS MADISON AND D. JOHNSON**  
**BY: REPRESENTATIVES WILLIAMS AND J. EDWARDS**

A Bill for an Act to be Entitled: AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 23 OF THE ARKANSAS CODE OF 1987 CONCERNING PUBLIC UTILITIES AND REGULATED INDUSTRIES; AND FOR OTHER PURPOSES.

**Senate Bill No. 259** 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. 259** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 319** was called up for third reading and final disposition.

**SENATE BILL NO. 319**

*As Engrossed: S3/7/11 S3/15/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: SENATORS P. MALONE, J. DISMANG, LAVERTY, G. JEFFRESS, J. JEFFRESS, MADISON, SALMON, FLETCHER, ELLIOTT, TEAGUE, J. TAYLOR, L. CHESTERFIELD, CRUMBLY, D. WYATT & J. KEY**

A Bill for an Act to be Entitled: AN ACT TO LIMIT FORENSIC EXAMINATIONS OF ALLEGEDLY ABUSED CHILDREN TO CHILD SAFETY CENTERS; AND FOR OTHER PURPOSES.

**Senate Bill No. 319** 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. 319** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 326** was called up for third reading and final disposition.

**SENATE BILL NO. 326**

*As Engrossed: S3/15/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: SENATORS P. MALONE, J. DISMANG, IRVIN, LAVERTY, G. JEFFRESS, J. JEFFRESS, MADISON, SALMON, FLETCHER, ELLIOTT, TEAGUE, J. TAYLOR, L. CHESTERFIELD, CRUMBLY, D. WYATT & J. KEY**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE THE CHILD ABUSE HOTLINE TO ACCEPT REPORTS OF INJURY TO A CHILD'S INTELLECTUAL, EMOTIONAL, OR PSYCHOLOGICAL DEVELOPMENT FROM A GUIDANCE COUNSELOR LICENSED AS A TEACHER; AND FOR OTHER PURPOSES.

**Senate Bill No. 326** 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. 326** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 1004** was called up for third reading and final disposition.

**SENATE BILL NO. 1004**  
*As Engrossed: S3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR P. MALONE**

A Bill for an Act to be Entitled: AN ACT TO RAISE THE AGE OF CHILDREN FOR WHOM SMOKING IS PROHIBITED IN MOTOR VEHICLES; AND FOR OTHER PURPOSES.

**Senate Bill No. 1004** 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: Bledsoe, Burnett, Crumbly, J. Dismang, Elliott, Fletcher, S. Flowers, S. Harrelson, Hendren, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, Madison, P. Malone, Rapert, Salmon, B. Sample, J. Taylor, R. Thompson, E. Williams, D. Wyatt.

Total .....26

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: G. Baker, Bookout, L. Chesterfield, Files, Holland, Luker, B. Pritchard, Teague, Whitaker.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast.....26

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. 1004** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, **Senate Bill No. 320** was called up for third reading and final disposition.

**SENATE BILL NO. 320**  
*As Engrossed: S3/10/11 S3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

**BY: SENATORS P. MALONE, J. DISMANG, IRVIN, LAVERTY, G. JEFFRESS, J. JEFFRESS, MADISON, SALMON, FLETCHER, ELLIOTT, TEAGUE, J. TAYLOR, L. CHESTERFIELD, CRUMBLY, D. WYATT & J. KEY**

A Bill for an Act to be Entitled: AN ACT TO *EXTEND* THE STATUTE OF LIMITATIONS ON SEXUAL OFFENSES; AND FOR OTHER PURPOSES.

**Senate Bill No. 320** 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. 320** was ordered immediately transmitted to the House as passed.

On motion of Senator Malone, the rules were suspended in considering **Senate Bill No. 318** at this time.

On motion of Senator Malone, **Senate Bill No. 318** was 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. 318**

Amend **Senate Bill No. 318** as engrossed, S3/15/11:

Add Senator Rapert as a cosponsor of the bill

(SIGNED) SENATOR PERCY MALONE

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

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Malone, **Senate Bill No. 318** was called up for third reading and final disposition.

**SENATE BILL NO. 318**  
*As Engrossed: S3/10/11 S3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

**BY: SENATORS P. MALONE, J. DISMANG, IRVIN, LAVERTY, G. JEFFRESS, J. JEFFRESS, MADISON, SALMON, FLETCHER, ELLIOTT, TEAGUE, J. TAYLOR, L. CHESTERFIELD, CRUMBLY, D. WYATT & J. KEY**

A Bill for an Act to be Entitled: AN ACT TO CREATE CRIMINAL PENALTIES FOR DISCLOSURE OF RECORDS OF A CHILDREN'S ADVOCACY CENTER; AND FOR OTHER PURPOSES.

**Senate Bill No. 318** 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. 318** was ordered engrossed.

On motion of Senator Madison, **Senate Bill No. 858** was called up for third reading and final disposition.

**SENATE BILL NO. 858**  
*As Engrossed: S3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR MADISON**

A Bill for an Act to be Entitled: AN ACT TO ENSURE THE CONSTITUTIONALITY OF NOTICE AND TO REQUIRE THAT PUTATIVE FATHERS BE PROVIDED NOTICE BEFORE AN ADOPTION IN CERTAIN CIRCUMSTANCES; TO AMEND PROVISIONS OF THE ADOPTION CODE; AND FOR OTHER PURPOSES.

**Senate Bill No. 858** 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, Luker, Madison, P. Malone, Rapert, Salmon, B. Sample, J. Taylor, R. Thompson, Whitaker, D. Wyatt.

Total .....30

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: D. Johnson, Laverty, B. Pritchard, Teague, E. Williams.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast.....30

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

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

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Madison, **Senate Bill No. 858** was held in the Chamber.

On motion of Senator Harrelson, **Senate Bill No. 946** was called up for third reading and final disposition.

**SENATE BILL NO. 946  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR S. HARRELSON**

A Bill for an Act to be Entitled: AN ACT TO ALLOW LOCAL COUNTY GOVERNMENTS TO NEGOTIATE WITH COMMERCIAL INTERESTS SEEKING MASS COPYING OF PUBLIC RECORDS; AND FOR OTHER PURPOSES.

**Senate Bill No. 946** 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. 946** was ordered immediately transmitted to the House as passed.

On motion of Senator Dismang, **Senate Bill No. 399** was called up for third reading and final disposition.

**SENATE BILL NO. 399**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. DISMANG**

A Bill for an Act to be Entitled: AN ACT TO PROHIBIT TOWING OF VEHICLES BY CHAIN, ROPE, OR CABLE; AND FOR OTHER PURPOSES.

**Senate Bill No. 399** was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hendren spoke against the Bill  
Senator Whitaker spoke against the Bill.

On motion of Senator Dismang, **Senate Bill No. 399** was pulled down.

On motion of Senator Dismang, **Senate Bill No. 399** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator Dismang, **Senate Bill No. 592** was called up for third reading and final disposition.

**SENATE BILL NO. 592  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. DISMANG**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE RIGHT OF OWNER'S PREFERENCE IN REMOVAL OF A DISABLED OR INOPERATIVE VEHICLE; AND FOR OTHER PURPOSES.

**Senate Bill No. 592** 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. 592** was ordered immediately transmitted to the House as passed.

On motion of Senator Dismang, **Senate Bill No. 833** was called up for third reading and final disposition.

**SENATE BILL NO. 833  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. DISMANG**

A Bill for an Act to be Entitled: AN ACT TO REPEAL ARKANSAS CODE TITLE 8, CHAPTER 4, SUBCHAPTER 4 AND CREATE A NEW SUBCHAPTER IN ARKANSAS CODE TITLE 20, CHAPTER 27; AND FOR OTHER PURPOSES.

**Senate Bill No. 833** 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. 833**, 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. 833** was ordered immediately transmitted to the House.

On motion of Senator Burnett, **Senate Bill No. 835** was called up for third reading and final disposition.

**SENATE BILL NO. 835  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BURNETT**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE SOLID WASTE MANAGEMENT ACT; TO REGULATE HOUSEHOLD HAZARDOUS WASTE STORAGE AND PROCESSING CENTERS; AND FOR OTHER PURPOSES.

**Senate Bill No. 835** 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. 835** was ordered immediately transmitted to the House as passed.

On motion of Senator Hendren, **Senate Bill No. 990** was called up for third reading and final disposition.

**SENATE BILL NO. 990  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR HENDREN**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE FORM OF PAPER BALLOTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 990** 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. 990** was ordered immediately transmitted to the House as passed.

On motion of Senator Chesterfield, **Senate Bill No. 815** was called up for third reading and final disposition.

**SENATE BILL NO. 815  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION**

**BY: SENATOR L. CHESTERFIELD**

**BY: REPRESENTATIVES ALLEN, WILLIAMS & LOVE**

A Bill for an Act to be Entitled: AN ACT CONCERNING VOLUNTEERS IN A MUNICIPALITY WITH A CITY MANAGER FORM OF GOVERNMENT AND TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 815** 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. 815**, 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. 815** was ordered immediately transmitted to the House.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 336**, BY SENATOR JOYCE ELLIOTT,

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 Elliott, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Elliott, **Senate Bill No. 336** was called up for third reading and final disposition.

**SENATE BILL NO. 336**  
*As Engrossed: S3/1/11 S3/16/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR ELLIOTT**  
*BY: REPRESENTATIVE WEBB*

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

**Senate Bill No. 336** was 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. 336** was ordered immediately transmitted to the House as passed.

On motion of Senator Thompson, **Senate Bill No. 751** was called up for third reading and final disposition.

**SENATE BILL NO. 751  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR R. THOMPSON**

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR ADULT ABUSE AND DOMESTIC VIOLENCE REPORTING; AND FOR OTHER PURPOSES.

**Senate Bill No. 751** 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. 751** was ordered immediately transmitted to the House as passed.

On motion of Senator Files, **House Bill No. 1842** was called up for third reading and final disposition.

**HOUSE BILL NO. 1842  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE BARNETT**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT A REGIONAL MOBILITY AUTHORITY MAY ENTER INTO PUBLIC-PRIVATE PARTNERSHIP AGREEMENTS FOR RAIL, WATERWAYS, AND TRAIL PROJECTS; AND FOR OTHER PURPOSES.

**House Bill No. 1842** 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. 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 .....34

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Bledsoe.

Total .....1

VOTING PRESENT:

Total .....0

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

**House Bill No. 1842** was ordered immediately transmitted to the House as passed.

On motion of Senator Wyatt, **House Bill No. 1455** was called up for third reading and final disposition.

**HOUSE BILL NO. 1455**  
*As Engrossed H3/4/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE GILLAM**

A Bill for an Act to be Entitled: AN ACT CONCERNING MUNICIPAL REGULATION OF FARMERS' MARKETS; AND FOR OTHER PURPOSES.

Senator Jimmy Jeffress spoke for the Bill.

Senator Irvin spoke against the Bill.

On motion of Senator Wyatt, **House Bill No. 1455** was pulled down.

On motion of Senator Elliott, **House Bill No. 1489** was called up for third reading and final disposition.

**HOUSE BILL NO. 1489**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE T. STEELE**

A Bill for an Act to be Entitled: AN ACT CLARIFY THE PURPOSES, DUTIES, AND OPERATIONS OF THE ARKANSAS STUDENT LOAN AUTHORITY; AND FOR OTHER PURPOSES.

**House Bill No. 1489** 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. 1489 was ordered immediately transmitted to the House as passed.

On motion of Senator Taylor, **House Bill No. 1287** was called up for third reading and final disposition.

**HOUSE BILL NO. 1287  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE T. BRADFORD**

A Bill for an Act to be Entitled: AN ACT TO CREATE CONSISTENCY IN NOMINATING PETITIONS IN CERTAIN MUNICIPAL ELECTIONS; AND FOR OTHER PURPOSES.

**House Bill No. 1287** 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. 1287** was ordered immediately returned to the House as passed.

On motion of Senator Dismang, **House Bill No. 1543** was called up for third reading and final disposition.

**HOUSE BILL NO. 1543**  
*As Engrossed: H3/3/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE RICE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE CHILD WELFARE AGENCY LICENSING ACT; TO CLARIFY WHOM THE ACT APPLIES TO; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**House Bill No. 1543** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

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

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1543**, 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

**House Bill No. 1543** was ordered immediately returned to the House as passed.

On motion of Senator Dismang, **House Bill No. 1897** was called up for third reading and final disposition.

**HOUSE BILL NO. 1897  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE BRANSCUM**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE RESIDENCE REQUIREMENTS OF COMMISSIONERS OF CERTAIN MUNICIPAL ENTITIES; AND FOR OTHER PURPOSES.

**House Bill No. 1897** 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. 1897** was ordered immediately returned to the House as passed.

Senator Madison moved the Senate recede its previous action in the adoption of **Amendment No. 1** to **Senate House Bill No. 1493**.

(SIGNED) ANN CORNWELL, SECRETARY

The record pertaining to the adoption of Amendment No. 1 to **House Bill No. 1493** was receded from, in accordance with a prevailing motion on March 16, 2011.

**House Bill No. 1493** was ordered engrossed.

On motion of Senator Chesterfield, **House Bill No. 1446** was called up for third reading and final disposition.

**HOUSE BILL NO. 1446**

*As Engrossed: H3/7/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES WILLIAMS, ALLEN, J. EDWARDS & WEBB**

**BY: SENATORS L. CHESTERFIELD, D. WYATT, MADISON & P. MALONE**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE AUTHORITY OF THE CAPITOL ZONING DISTRICT COMMISSION; AND FOR OTHER PURPOSES.

Senator Hendren spoke against the Bill.

Senator Chesterfield closed for the Bill.

House Bill No. 1446 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, Fletcher, S. Flowers, S. Harrelson, J. Jeffress, D. Johnson, M. Lamoureux, Luker, Madison, Rapert, Salmon, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....24

NEGATIVE: Hendren, Holland, Irvin, B. Pritchard.

Total .....4

ABSENT OR NOT VOTING: Files, J. Hutchinson, G. Jeffress, Laverty, P. Malone, B. Sample.

Total .....6

VOTING PRESENT: J. Key, .

Total .....1

Total number of votes cast.....29

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

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1446 was ordered immediately returned to the House as passed.

On motion of Senator Teague, **House Bill No. 1806** was called up for third reading and final disposition.

**HOUSE BILL NO. 1806**

*As Engrossed: S3/15/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVE HYDE**

**BY: SENATOR TEAGUE**

A Bill for an Act to be Entitled: AN ACT TO ENACT THE STATE INSURANCE DEPARTMENT'S GENERAL OMNIBUS BILL; TO ALLOW NONDEPARTMENT PERSONNEL TO ACT AS AN INDEPENDENT HEARING OFFICER; TO SET MINIMUM LEVELS FOR EMPLOYEE STOP LOSS COVERAGE; TO REQUIRE AUDITED FINANCIAL STATEMENTS OF INSURERS; TO AMEND THE RISK-BASED CAPITAL LAWS FOR INSURERS AND HEALTH MAINTENANCE ORGANIZATIONS; TO ALLOW EMERGENCY CEASE AND DESIST ORDERS ON LICENSEES; TO REMOVE SPECIFIC CONTINUING EDUCATION REQUIREMENTS FROM THE ARKANSAS CODE; TO VOID NONRESIDENT PRODUCER LICENSES BY OPERATION OF LAW; TO ALLOW FOR ADDITIONAL GROUNDS FOR PRODUCER DISCIPLINE; TO ALLOW NOTICE AND RIGHT TO CURE TO ALL INSURERS; TO REQUIRE STOCK INSURERS TO FILE BYLAWS; TO APPLY RISK-BASED CAPITAL LAWS TO HEALTH AND MEDICAL SERVICE CORPORATIONS; TO REQUIRE PRIOR APPROVAL OF A MERGER OR ACQUISITION OF A HEALTH MAINTENANCE ORGANIZATION; TO REMOVE THE CAP ON REIMBURSEMENT FOR CHILDREN'S PREVENTATIVE HEALTH CARE; TO AMEND THE LAW REGARDING COORDINATION OF BENEFITS; AND FOR OTHER PURPOSES.

**House Bill No. 1806** 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. 1806 was ordered immediately returned to the House as passed as amended.

On motion of Senator Teague, **House Bill No. 1425** was called up for third reading and final disposition.

**HOUSE BILL NO. 1425  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES HICKERSON ET AL**

A Bill for an Act to be Entitled: AN ACT TO REMOVE INSURANCE RESTRICTIONS ON NONCOVERED DENTAL SERVICES; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**House Bill No. 1425** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

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

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1425**, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

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

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

Total .....35

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING:

Total .....0

VOTING PRESENT:

Total .....0

Total number of votes cast .....35

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

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1425** was ordered immediately returned to the House as passed.

On motion of Senator Teague, **House Bill No. 1816** was called up for third reading and final disposition.

**HOUSE BILL NO. 1816**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE HYDE**  
**BY: SENATOR TEAGUE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE SURPLUS REQUIREMENTS FOR FARMERS' MUTUAL AID ASSOCIATIONS; AND FOR OTHER PURPOSES.

**House Bill No. 1816** 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. 1816** was ordered immediately returned to the House as passed.

On motion of Senator Sample, **House Bill No. 1171** was called up for third reading and final disposition.

**HOUSE BILL NO. 1171**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE PATTERSON**  
**BY: SENATOR B. SAMPLE**

A Bill for an Act to be Entitled: AN ACT REPEAL THE ARKANSAS MOLD INVESTIGATOR LICENSING ACT; AND FOR OTHER PURPOSES.

**House Bill No. 1171** 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. 1171** was ordered immediately returned to the House as passed.

On motion of Senator Malone, the rules were suspended in considering **Senate Bill No. 328** at this time.

On motion of Senator Malone, **Senate Bill No. 328** was placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 328**

Amend **Senate Bill No. 328** as originally introduced:

Add Senators J. Dismang, Irvin, Laverty, G. Jeffress, J. Jeffress, Madison, Salmon, Fletcher, Elliott, Teague, J. Taylor, L. Chesterfield, Crumbly, D. Wyatt, J. Key as cosponsors of the bill

AND

Delete the title in its entirety and substitute the following:  
"AN ACT TO ENSURE THAT EACH WOMAN WHO GIVES BIRTH IN A HOSPITAL OR A FREE-STANDING BIRTHING CLINIC RECEIVES EDUCATIONAL MATERIALS DESCRIBING THE NATURE OF, THE DANGERS OF, AND METHODS FOR THE PREVENTION OF SHAKEN BABY SYNDROME BEFORE THE WOMAN IS DISCHARGED; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"AN ACT TO ENSURE THAT EACH WOMAN WHO GIVES BIRTH IN A MEDICAL FACILITY RECEIVES EDUCATIONAL MATERIALS DESCRIBING SHAKEN BABY SYNDROME BEFORE THE WOMAN IS DISCHARGED."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 20, Chapter 9, Subchapter 1 is amended to add an additional section to read as follows:

20-9-102. Shaken baby syndrome educational materials.

(a) A hospital or a free-standing birthing clinic shall ensure that each woman who gives birth in a hospital or a free-standing birthing clinic receives educational materials before being discharged describing the nature of, the dangers of, and methods for the prevention of shaken baby syndrome.

(b) The Department of Health shall develop and disseminate the required materials under subsection (a) of this section to hospitals and free-standing birthing clinics in the state.

(c)(1) The department may adopt rules to implement this section.

(2) The rules adopted under subdivision (c)(1) of this section shall include without limitation rules establishing procedures for reporting compliance with this section."

(SIGNED) SENATOR PERCY MALONE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 328 was ordered engrossed.

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

On motion of Senator Baker, Senate Bill No. 36 was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
Amendment No. 2 to SENATE BILL NO. 36

JBC 03/02/11 PM (9)

Amend Senate Bill No. 36 as engrossed, S2/16/11:

Page 4, strike lines 34 and 35, and substitute the following:

“ (E) DATA PROC.	0
(06) DEBT SERVICE	<u>1,038,000</u>
TOTAL AMOUNT APPROPRIATED	<u>\$89,635,928”</u>

AND

Page 5, delete SECTION 4 in its entirety.

AND

Appropriately renumber subsequent sections.

(SIGNED) SENATOR GILBERT BAKER

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

(SIGNED) ANN CORNWELL, SECRETARY

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

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE JOINT RESOLUTION NO. 2,**

BY SENATOR JEREMY HUTCHINSON,

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 Hutchinson, **Senate Joint Resolution No. 2** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 92**, BY SENATOR CECILE BLEDSOE,  
**SENATE BILL NO. 305**, BY SENATOR JEREMY HUTCHINSON,  
**SENATE BILL NO. 593**, BY SENATOR JONATHAN DISMANG,  
**SENATE BILL NO. 768**, BY SENATOR JEREMY HUTCHINSON,

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

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 318**, BY SENATOR PERCY MALONE,

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. 318** was ordered immediately transmitted to the House.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 328**, BY SENATOR PERCY MALONE,

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 Malone, **Senate Bill No. 328** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**HOUSE BILL NO. 1493**, BY REPRESENTATIVE CLARK HALL,

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, **House Bill No. 1493** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1189  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1189 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1193  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

House Bill No. 1193 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1285  
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 NATURAL RESOURCES COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

House Bill No. 1285 was read the first time, rules suspended, read the second time and placed on the Calendar.

Senate Bill No. 437 was returned to the House as passed as amended.

Senate Bill No. 750 was returned to the House as passed as amended.

On motion of Senator Malone, Senate Bill No. 437 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Senate Bill No. 126 was returned from the House as passed and ordered enrolled.

Senate Bill No. 317 was returned from the House as passed and ordered enrolled.

Senate Bill No. 559 was returned from the House as passed and ordered enrolled.

Received from the House

HOUSE BILL NO. 1146

*As Engrossed: H3/3/11 H3/11/11 H3/15/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE KERR

A Bill for an Act to be Entitled: AN ACT TO RESTRICT THE AMOUNT OF CREDITED SERVICE EARNED BY A LOCAL ELECTED PUBLIC OFFICIAL TO ONE (1) YEAR OF RETIREMENT CREDIT FOR EVERY YEAR WORKED UNLESS ADDITIONAL CONTRIBUTIONS ARE PROVIDED; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1146 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1447

*As Engrossed: H3/3/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE D. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO PROTECT THE HEALTH AND SAFETY OF PUBLIC SCHOOL STUDENTS WHO SUFFER FROM DIABETES BY PROVIDING FOR CERTAIN SCHOOL PERSONNEL TO BE TRAINED IN THE ADMINISTRATION OF GLUCAGON; AND FOR OTHER PURPOSES.

House Bill No. 1447 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

Received from the House

HOUSE BILL NO. 1703  
*As Engrossed: H3/10/11 H3/11/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE ENGLISH

A Bill for an Act to be Entitled: AN ACT TO AMEND THE STATUTES RELATING TO THE COLLECTION, PAYMENT, AND ENFORCEMENT OF PROPERTY TAXES; TO AMEND THE INSTALLMENT PAYMENT PROVISIONS FOR PROPERTY TAXES; TO MAKE TECHNICAL CORRECTIONS; AND FOR OTHER PURPOSES.

**House Bill No. 1703** was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1774  
*As Engrossed: H3/10/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES TYLER, D. MEEKS & *BARNETT*  
BY: SENATORS D. WYATT, G. BAKER & BOOKOUT

A Bill for an Act to be Entitled: AN ACT TO DEFINE "PUBLIC TRANSPORTATION" RELATED TO CITY AND COUNTY TURNBACK FUNDS UNDER THE ARKANSAS HIGHWAY REVENUE DISTRIBUTION LAW; AND FOR OTHER PURPOSES.

**House Bill No. 1774** was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 1779  
*As Engrossed: H3/9/11 H3/14/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WEBB

A Bill for an Act to be Entitled: AN ACT CONCERNING TRANSPORTATION FUNDING THAT AMENDS THE STATE AID STREETS LAW; AND FOR OTHER PURPOSES.

**House Bill No. 1779** was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 1802  
*As Engrossed: H3/11/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES T. ROGERS AND L. COWLING

A Bill for an Act to be Entitled: AN ACT CONCERNING AGRICULTURAL EXEMPTIONS FOR SALES AND USE TAX; AND FOR OTHER PURPOSES.

**House Bill No. 1802** was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

Received from the House

HOUSE BILL NO. 1839  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE NICKELS

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE INTERAGENCY AGREEMENTS TO ADDRESS THE PROBLEM OF MISCLASSIFYING EMPLOYEES AS INDEPENDENT CONTRACTORS; TO INDIRECTLY AMEND THE WORKERS' COMPENSATION LAW THAT WAS ENACTED BY INITIATED ACT 4 OF 1948; AND FOR OTHER PURPOSES.

House Bill No. 1839 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1843  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE B. WILKINS

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE ALZHEIMER'S ADVISORY COUNCIL; AND FOR OTHER PURPOSES.

House Bill No. 1843 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1851  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WILLIAMS

A Bill for an Act to be Entitled: AN ACT REGARDING THE AWARD OF MERITORIOUS GOOD TIME TO DEPARTMENT OF CORRECTION INMATES; AND FOR OTHER PURPOSES.

House Bill No. 1851 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. 1888  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES SLINKARD, JEAN, BARNETT, CARTER, CLEMMER,  
GILLIAM, KERR & SUMMERS

A Bill for an Act to be Entitled: AN ACT TO REQUIRE NOTICE AND THE RECORDING OF A DEED FOR A DISTRIBUTE TO COLLECT A SMALL ESTATE; AND FOR OTHER PURPOSES.

House Bill No. 1888 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. 1905

*As Engrossed: H3/9/11 H3/11/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES WOODS ET AL

BY: SENATORS P. MALONE, M. LAMOUREUX, D. JOHNSON & TEAGUE

A Bill for an Act to be Entitled: AN ACT TO AN ACT TO ESTABLISH THE OFFICE OF HEALTH INFORMATION TECHNOLOGY; AND FOR OTHER PURPOSES.

**House Bill No. 1905** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1908

*As Engrossed: H3/10/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE ALLEN

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE CREATION AND ISSUANCE OF THE PROSTATE CANCER AWARENESS SPECIAL LICENSE PLATE; AND FOR OTHER PURPOSES.

**House Bill No. 1908** was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY AND LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 1943

*As Engrossed: H3/10/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE DALE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THE ARKANSAS NATURAL RESOURCES COMMISSION WITH AUTHORITY TO ACT AS OR APPOINT A RECEIVER FOR PUBLIC WATER OR SEWER SYSTEMS THAT FAIL TO COMPLY WITH PUBLIC HEALTH LAWS OR FAIL TO ADEQUATELY OPERATE THEIR SYSTEM; AND FOR OTHER PURPOSES.

**House Bill No. 1943** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 2167

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE ALLEN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MEMBERSHIP OF THE ARKANSAS HIV-AIDS MINORITY TASK FORCE; AND FOR OTHER PURPOSES.

**House Bill No. 2167** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 596, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 917, BY SENATOR EDDIE JOE WILLIAMS,

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 LARRY TEAGUE  
CHAIRMAN

Senate Bill No. 106 was returned to the House as passed as amended.

On motion of Senator Baker, Senate Bill No. 106 was ordered re-referred to the Committee on JOINT BUDGET.

Senate Bill No. 395 was returned from the House as passed and ordered enrolled.

Senate Bill No. 396 was returned from the House as passed and ordered enrolled.

Senate Bill No. 366 was returned from the House as passed and ordered enrolled.

Senate Bill No. 367 was returned from the House as passed and ordered enrolled.

Senate Bill No. 369 was returned from the House as passed and ordered enrolled.

Senate Bill No. 370 was returned from the House as passed and ordered enrolled.

Senate Bill No. 371 was returned from the House as passed and ordered enrolled.

Senate Bill No. 372 was returned from the House as passed and ordered enrolled.

Senate Bill No. 373 was returned from the House as passed and ordered enrolled.

Senate Bill No. 374 was returned from the House as passed and ordered enrolled.

Senate Bill No. 380 was returned from the House as passed and ordered enrolled.

Senate Bill No. 385 was returned from the House as passed and ordered enrolled.

Senate Bill No. 387 was returned from the House as passed and ordered enrolled.

Senate Bill No. 388 was returned from the House as passed and ordered enrolled.

Senate Bill No. 391 was returned from the House as passed and ordered enrolled.

Senate Bill No. 392 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 397 was returned from the House as passed and ordered enrolled.

Senate Bill No. 398 was returned from the House as passed and ordered enrolled.

Senate Bill No. 405 was returned from the House as passed and ordered enrolled.

Senate Bill No. 406 was returned from the House as passed and ordered enrolled.

Senate Bill No. 407 was returned from the House as passed and ordered enrolled.

Senate Bill No. 414 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 426 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 429 was returned from the House as passed and ordered enrolled.

Senate Bill No. 432 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 442 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 460 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 462 was returned from the House as passed and ordered enrolled.

Senate Bill No. 466 was returned from the House as passed and ordered enrolled.

Senate Bill No. 467 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE JOINT RESOLUTION NO. 5**, BY SENATOR JAKE FILES,

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 Files, **Senate Joint Resolution No. 5** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

**Senate Bill No. 469** was returned from the House as passed and ordered enrolled.

**Senate Bill No. 470** was returned from the House as passed and ordered enrolled.

**Senate Bill No. 471** was returned from the House as passed and ordered enrolled.

**Senate Bill No. 472** was returned from the House as passed and ordered enrolled.

Senate Bill No. 473 was returned from the House as passed and ordered enrolled.

Senate Bill No. 487 was returned from the House as passed and ordered enrolled.

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was returned from the House as passed and ordered enrolled.

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Senate Bill No. 630 was returned from the House as passed and ordered enrolled.

Senate Bill No. 632 was returned from the House as passed and ordered enrolled.

Senate Bill No. 633 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 640 was returned from the House as passed and ordered enrolled.

Senate Bill No. 642 was returned from the House as passed and ordered enrolled.

Senate Bill No. 643 was returned from the House as passed and ordered enrolled.

Senate Bill No. 645 was returned from the House as passed and ordered enrolled.

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Senate Bill No. 670 was returned from the House as passed and ordered enrolled.

Senate Bill No. 673 was returned from the House as passed and ordered enrolled.

Senate Bill No. 675 was returned from the House as passed and ordered enrolled.

Senate Bill No. 682 was returned from the House as passed and ordered enrolled.

Senate Bill No. 687 was returned from the House as passed and ordered enrolled.

Senate Bill No. 688 was returned from the House as passed and ordered enrolled.

Senate Bill No. 689 was returned from the House as passed and ordered enrolled.

Senate Bill No. 691 was returned from the House as passed and ordered enrolled.

Senate Bill No. 693 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

SENATE BILL NO. 410, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 422, BY SENATOR BRUCE HOLLAND,  
SENATE BILL NO. 745, BY SENATOR MICHAEL LAMOUREUX,  
SENATE BILL NO. 1000, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 329**, BY SENATOR PERCY MALONE,

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

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

**SENATE BILL NO. 307**, BY SENATOR STEPHANIE FLOWERS,

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

Respectfully submitted,

(SIGNED) SENATOR JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

HOUSE BILL NO. 1451, BY REPRESENTATIVE TIM SUMMERS,  
HOUSE BILL NO. 1608, BY REPRESENTATIVE JIM NICKELS,

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 JIM LUKER  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 16, 2011

Mr. President:

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

HOUSE BILL NO. 1631, BY REPRESENTATIVE RANDY STEWART,

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 JIM LUKER  
CHAIRMAN

SENATE BILLS TRANSMITTED TO THE HOUSEAS PASSED

SENATE BILL NO. 65  
SENATE BILL NO. 66  
SENATE BILL NO. 243  
SENATE BILL NO. 259  
SENATE BILL NO. 318  
SENATE BILL NO. 319  
SENATE BILL NO. 320  
SENATE BILL NO. 326  
SENATE BILL NO. 336  
SENATE BILL NO. 408  
SENATE BILL NO. 517  
SENATE BILL NO. 592  
SENATE BILL NO. 716  
SENATE BILL NO. 725  
SENATE BILL NO. 751  
SENATE BILL NO. 767  
SENATE BILL NO. 769  
SENATE BILL NO. 810  
SENATE BILL NO. 814  
SENATE BILL NO. 815  
SENATE BILL NO. 833  
SENATE BILL NO. 835  
SENATE BILL NO. 876  
SENATE BILL NO. 889  
SENATE BILL NO. 902  
SENATE BILL NO. 903  
SENATE BILL NO. 943  
SENATE BILL NO. 946  
SENATE BILL NO. 990  
SENATE BILL NO. 1004

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1171  
HOUSE BILL NO. 1287  
HOUSE BILL NO. 1425  
HOUSE BILL NO. 1446  
HOUSE BILL NO. 1489  
HOUSE BILL NO. 1543  
HOUSE BILL NO. 1816  
HOUSE BILL NO. 1842  
HOUSE BILL NO. 1897

HOUSE BILL RETURNED TO THE HOUSE

AS PASSED AS AMENDED

HOUSE BILL NO. 1806

SENATE BILLS RETURNED FROM THE HOUSE

AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 126  
SENATE BILL NO. 317  
SENATE BILL NO. 366  
SENATE BILL NO. 367  
SENATE BILL NO. 369  
SENATE BILL NO. 370  
SENATE BILL NO. 371  
SENATE BILL NO. 372  
SENATE BILL NO. 373  
SENATE BILL NO. 374  
SENATE BILL NO. 380  
SENATE BILL NO. 385  
SENATE BILL NO. 387  
SENATE BILL NO. 388  
SENATE BILL NO. 391  
SENATE BILL NO. 392

SENATE BILL NO. 393  
SENATE BILL NO. 394  
SENATE BILL NO. 395  
SENATE BILL NO. 396  
SENATE BILL NO. 397

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 398  
SENATE BILL NO. 405  
SENATE BILL NO. 406  
SENATE BILL NO. 407  
SENATE BILL NO. 414  
SENATE BILL NO. 415  
SENATE BILL NO. 416  
SENATE BILL NO. 418  
SENATE BILL NO. 419  
SENATE BILL NO. 420  
SENATE BILL NO. 421  
SENATE BILL NO. 426  
SENATE BILL NO. 427  
SENATE BILL NO. 429  
SENATE BILL NO. 432  
SENATE BILL NO. 433  
SENATE BILL NO. 442  
SENATE BILL NO. 443  
SENATE BILL NO. 444  
SENATE BILL NO. 445  
SENATE BILL NO. 446  
SENATE BILL NO. 447  
SENATE BILL NO. 448  
SENATE BILL NO. 452  
SENATE BILL NO. 453  
SENATE BILL NO. 454  
SENATE BILL NO. 456  
SENATE BILL NO. 457

SENATE BILLS RETURNED FROM THE HOUSE

AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 460  
SENATE BILL NO. 461  
SENATE BILL NO. 462  
SENATE BILL NO. 466  
SENATE BILL NO. 467  
SENATE BILL NO. 469  
SENATE BILL NO. 470  
SENATE BILL NO. 471  
SENATE BILL NO. 472  
SENATE BILL NO. 473  
SENATE BILL NO. 487  
SENATE BILL NO. 488  
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SENATE BILL NO. 499  
SENATE BILL NO. 500  
SENATE BILL NO. 506  
SENATE BILL NO. 507  
SENATE BILL NO. 508  
SENATE BILL NO. 509  
SENATE BILL NO. 510  
SENATE BILL NO. 511

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 514  
SENATE BILL NO. 515  
SENATE BILL NO. 524  
SENATE BILL NO. 535  
SENATE BILL NO. 536  
SENATE BILL NO. 537  
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SENATE BILL NO. 547  
SENATE BILL NO. 548  
SENATE BILL NO. 556  
SENATE BILL NO. 557  
SENATE BILL NO. 558

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 559  
SENATE BILL NO. 562  
SENATE BILL NO. 563  
SENATE BILL NO. 564  
SENATE BILL NO. 565  
SENATE BILL NO. 576  
SENATE BILL NO. 579  
SENATE BILL NO. 580  
SENATE BILL NO. 581  
SENATE BILL NO. 582  
SENATE BILL NO. 583  
SENATE BILL NO. 584

SENATE BILL NO. 585  
SENATE BILL NO. 586  
SENATE BILL NO. 587  
SENATE BILL NO. 588  
SENATE BILL NO. 589  
SENATE BILL NO. 590  
SENATE BILL NO. 591  
SENATE BILL NO. 599  
SENATE BILL NO. 600  
SENATE BILL NO. 601  
SENATE BILL NO. 604  
SENATE BILL NO. 605  
SENATE BILL NO. 606  
SENATE BILL NO. 607

SENATE BILLS RETURNED FROM THE HOUSE

AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 608  
SENATE BILL NO. 616  
SENATE BILL NO. 618  
SENATE BILL NO. 619  
SENATE BILL NO. 622  
SENATE BILL NO. 623  
SENATE BILL NO. 624  
SENATE BILL NO. 627  
SENATE BILL NO. 629  
SENATE BILL NO. 630  
SENATE BILL NO. 632  
SENATE BILL NO. 633  
SENATE BILL NO. 634  
SENATE BILL NO. 640  
SENATE BILL NO. 642  
SENATE BILL NO. 643  
SENATE BILL NO. 645  
SENATE BILL NO. 646  
SENATE BILL NO. 647  
SENATE BILL NO. 649

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 650  
SENATE BILL NO. 651  
SENATE BILL NO. 652  
SENATE BILL NO. 653  
SENATE BILL NO. 654  
SENATE BILL NO. 655  
SENATE BILL NO. 657  
SENATE BILL NO. 659  
SENATE BILL NO. 660  
SENATE BILL NO. 661  
SENATE BILL NO. 662  
SENATE BILL NO. 664  
SENATE BILL NO. 670  
SENATE BILL NO. 673  
SENATE BILL NO. 675  
SENATE BILL NO. 682  
SENATE BILL NO. 687  
SENATE BILL NO. 688  
SENATE BILL NO. 689  
SENATE BILL NO. 691  
SENATE BILL NO. 693

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AS AMENDED

SENATE BILL NO. 106 AS AMENDED NO. 1  
SENATE BILL NO. 437 AS AMENDED NO. 1  
SENATE BILL NO. 750 AS AMENDED NO. 1

HOUSE BILLS TRANSMITTED TO THE SENATE

AS PASSED

HOUSE BILL NO. 1146  
HOUSE BILL NO. 1189  
HOUSE BILL NO. 1193  
HOUSE BILL NO. 1285  
HOUSE BILL NO. 1447  
HOUSE BILL NO. 1703  
HOUSE BILL NO. 1774  
HOUSE BILL NO. 1779  
HOUSE BILL NO. 1802  
HOUSE BILL NO. 1839  
HOUSE BILL NO. 1843  
HOUSE BILL NO. 1851  
HOUSE BILL NO. 1888  
HOUSE BILL NO. 1905  
HOUSE BILL NO. 1908  
HOUSE BILL NO. 1943  
HOUSE BILL NO. 2167

On motion of Senator Whitaker, the Senate adjourned until 11:00 a.m.,  
Thursday, March 17, 2011.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE