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

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Little Rock, Arkansas  
March 31, 2011

The Senate was called to order at 11:00 o'clock a.m. by the President.

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

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

The Senate was led in prayer by Senator Gilbert Baker.

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.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 597**, 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 to concur in Amendment No. 1.

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE  
CHAIRMAN  
SENATOR JERRY TAYLOR  
SENATOR MICHAEL LAMOUREUX  
SENATOR BILL SAMPLE  
SENATOR PAUL BOOKOUT

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

HOUSE BILL NO. 1252, BY REPRESENTATIVE TOMMY LEE BAKER,  
HOUSE BILL NO. 1783, BY REPRESENTATIVE BRYAN B. KING,

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 JERRY TAYLOR  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**HOUSE BILL NO. 2171**, BY REPRESENTATIVE JAMES L. WORD,

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

Respectfully submitted,

(SIGNED) SENATOR JACK CRUMBLY  
CHAIRMAN  
SENATOR LARRY R. TEAGUE  
SENATOR JOYCE ELLIOT  
SENATOR RUTH WHITAKER  
SENATOR CECILE BLEDSOE

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 882**, 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 to concur in House  
Amendment No. 1.

Respectfully submitted,

(SIGNED) SENATOR SUE MADISON  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 265**, BY SENATOR MARY ANNE SALMON,  
**SENATE BILL NO. 946**, BY SENATOR STEVE HARRELSON,  
**SENATE BILL NO. 8**, BY JOINT BUDGET COMMITTEE,

SENATE BILL NO. 17, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 36, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 52, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 54, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 59, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 84, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 105, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 108, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 109, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 110, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 131, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 151, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 192, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 195, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 197, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 199, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 201, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 228, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 234, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 464, BY SENATOR MICHAEL LAMOUREUX,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 9:00 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 265  
SENATE BILL NO. 946  
SENATE BILL NO. 8  
SENATE BILL NO. 17  
SENATE BILL NO. 36  
SENATE BILL NO. 52  
SENATE BILL NO. 54  
SENATE BILL NO. 59  
SENATE BILL NO. 84  
SENATE BILL NO. 105  
SENATE BILL NO. 108  
SENATE BILL NO. 109  
SENATE BILL NO. 110  
SENATE BILL NO. 131  
SENATE BILL NO. 151  
SENATE BILL NO. 192  
SENATE BILL NO. 195  
SENATE BILL NO. 197  
SENATE BILL NO. 199  
SENATE BILL NO. 201  
SENATE BILL NO. 228  
SENATE BILL NO. 234  
SENATE BILL NO. 464

RECEIVED the above papers from the Secretary of the Senate this 31<sup>st</sup> day of  
March, 2011 at 9:00 a.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) REBECCA RAINS  
Secretary

On motion of Senator Key, **Senate Resolution No. 29** was called up for third reading and final disposition.

**SENATE RESOLUTION NO. 29**  
*As Engrossed: S3/14/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. KEY**

SENATE RESOLUTION HONORING JIM GASTON AS THE ARKANSAS BUSINESS EXECUTIVE OF THE YEAR AND FOR HIS PENDING INDUCTION INTO THE ARKANSAS STATE UNIVERSITY-MOUNTAIN HOME TROUT HALL OF FAME.

**Senate Resolution No. 29** was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Baker, **House Concurrent Resolution No. 1008** was called up for third reading and final disposition.

**HOUSE CONCURRENT RESOLUTION NO. 1008**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES JEAN AND J. EDWARDS**  
**BY: SENATOR G. BAKER**

HOUSE CONCURRENT RESOLUTION IN RECOGNITION OF THE ARKANSAS MILITARY VETERANS HALL OF FAME.

**House Concurrent Resolution No. 1008** was read the third time and concurred in.

(SIGNED) ANN CORNWELL, SECRETARY

**House Concurrent Resolution No. 1008** was returned to the House as concurred in.

On motion of Senator Harrelson, **Senate Bill No. 941** 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. 941**

Amend **Senate Bill No. 941** as engrossed, S3/2911:  
 Page 3, line 17 delete "(v)(a)" and substitute "(v)"

AND

Page 3, delete lines 20 and 21

(SIGNED) SENATOR STEVE HARRELSON

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 941** was ordered engrossed.

On motion of Senator Harrelson, **House Bill No. 1859** was placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to HOUSE BILL NO. 1859**

Amend **House Bill No. 1859** as engrossed, H3/9/11:  
 Page 1, delete line 21 and substitute:  
 "SECTION 1. Arkansas Code § 16-10-305 [Effective January 1, 2012] is amended to read as follows:

16-10-305. Court costs. [Effective January 1, 2012.]

(a) There shall be levied and collected the following court costs from each defendant upon each conviction, each plea of guilty or nolo contendere, or each forfeiture of bond:

~~(1) For misdemeanor or felony violations of state law, excluding violations of the Omnibus DWI Act, § 5-65-101 et seq., in circuit court, one hundred fifty dollars (\$150);~~

~~(2) For offenses that are misdemeanors or violations of state law, excluding violations of the Omnibus DWI Act, § 5-65-101 et seq., in district court, one hundred dollars (\$100);~~

~~(3) For traffic offenses that are misdemeanors or violations under state law or town or city ordinance, excluding violations of the Omnibus DWI Act, § 5-65-101 et seq., in district court, seventy-five dollars (\$75.00);~~

~~(4) For nontraffic offenses that are misdemeanors or violations under town, city, or county ordinance in district court, twenty-five dollars (\$25.00); and~~

~~(5) For violations of the Omnibus DWI Act, § 5-65-101 et seq., in circuit court or district court, three hundred dollars (\$300).~~

(1) In circuit court, one hundred fifty dollars (\$150) for misdemeanor or felony violations of state law, excluding violations of:

(A) The Omnibus DWI Act, § 5-65-101 et seq.;

(B) The Underage DUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 5-76-101 et seq.;

(E) Section 27-23-114; or

(F) Section 15-42-127;

(2) In district court, one hundred dollars (\$100) for offenses that are misdemeanors or violations of state law, excluding violations of:

(A) The Omnibus DWI Act, § 5-65-101 et seq.;

(B) The Underage DUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 5-76-101 et seq.;

(E) Section 27-23-114; or

(F) Section 15-42-127;

(3) In circuit court or district court, seventy-five dollars (\$75.00) for traffic offenses that are misdemeanors or violations under state law or local ordinance, excluding violations of:

(A) The Omnibus DWI Act, § 5-65-101 et seq.;

(B) The Underage DUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 5-76-101 et seq.;

(E) Section 27-23-114; or

(F) Section 15-42-127;

(4) For nontraffic offenses that are misdemeanors or violations under local ordinance in district court, twenty-five dollars (\$25.00);

(5) In circuit court or district court, three hundred dollars (\$300) for violations of:

(A) The Omnibus DWI Act, § 5-65-101 et seq.;

(B) The Underage DUI Law, § 5-65-301 et seq.;

(C) Section 5-75-101 et seq.;

(D) Section 5-76-101 et seq.;

(E) Section 27-23-114; or

(F) Section 15-42-127; and

(6)(A) For knowingly possessing less than four ounces (4 oz.) of a Schedule VI controlled substance in circuit court, district court, or city court, three hundred dollars (\$300).

(B) One hundred fifty dollars (\$150) of the court costs collected under subdivision (a)(6) shall be remitted to the Treasurer of State by the court clerk

for deposit into the Drug Abuse Prevention and Treatment Fund for the Office of Alcohol and Drug Abuse Prevention to be used exclusively for drug courts or other substance abuse and prevention activities.

(b)(1) The costs set forth in this section shall be imposed at the conclusion of any criminal case enumerated in subsection (a) of this section that does not end in an acquittal, dismissal, or, with the consent of the prosecution, an order nolle prosequi.

(2) The costs shall be imposed at the conclusion of cases involving a suspended or probated sentence even though that sentence may be expunged or otherwise removed from the defendant's record.

(c) No county, city, or town shall be liable for the payment of the costs taxed under this section in any instance where they are not collected, or in any case in which the defendant pays the costs by serving time in a jail, on a county farm, or at any other official place of detention or work.

(d) No town, city, or county shall authorize and no district court or circuit court shall assess or collect any other court costs other than those authorized by this act, unless specifically provided by state law.

(e) This section shall become effective July 1, 2001, and the revised court costs shall be imposed on all cases which come before the court for final disposition on or after July 1, 2001.

(f)(1) There shall be levied and collected from each defendant who pleads guilty or nolo contendere to an offense, is found guilty of an offense, or forfeits bond in city court on or before December 31, 2011, the court costs applicable in city court at that time.

(2) The court costs applicable in district court shall be levied and collected in all cases filed in city court in which a defendant pleads guilty or nolo contendere to an offense, is found guilty of an offense, or forfeits bond in district court on or after January 1, 2012.

SECTION 2. Arkansas Code § 16-13-704(b) [Effective January 1, 2012],"

AND

Renumber the sections accordingly

(SIGNED) SENATOR STEVE HARRELSON

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1859 was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Madison, **Senate Bill No. 517** 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. 517**

Amend **Senate Bill No. 517** as originally introduced:

Page 6, delete line 23 and substitute:

"misdemeanor offense in ~~municipal court~~, district court, or city court, ~~or police~~"

(SIGNED) REPRESENTATIVE DARRIN WILLIAMS

**Amendment No. 1 to Senate Bill No. 517**, 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 Madison, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

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

SENATE BILL NO. 517  
As Engrossed: H3/25/11  
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 enrolled.

On motion of Senator Burnett, **Senate Bill No. 685** 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. 685**

Amend **Senate Bill No. 685** as originally introduced:

Page 1, line 22 delete "(F) An" and substitute "(F) In circuit court only, an"

AND

Page 1, line 31 delete "(E) An" and substitute "(F) In circuit court only, an"

(SIGNED) REPRESENTATIVE NATE STEEL

**Amendment No. 1 to Senate Bill No. 685**, 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 Burnett, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Burnett, **Senate Bill No. 685** was called up for third reading and final disposition.

SENATE BILL NO. 685  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BURNETT

A Bill for an Act to be Entitled: AN ACT TO AMEND THE STATUTE REGARDING INSTALLMENT PAYMENTS FOR FINES; AND FOR OTHER PURPOSES.

Senate Bill No. 685 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, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Harrelson, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, P. Malone, B. Sample, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....25

NEGATIVE: S. Flowers, Hendren.

Total .....2

ABSENT OR NOT VOTING: Bledsoe, Bookout, Luker, Madison, B. Pritchard, Rapert, Salmon, Teague.

Total .....8

VOTING PRESENT:

Total .....0

Total number of votes cast.....27

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. 685 was ordered enrolled.

On motion of Senator Hutchinson, **Senate Bill No. 305** 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. 305**

Amend **Senate Bill No. 305** as engrossed, S3/16/11:

Page 5, delete lines 11 - 21 and substitute the following:

"The unemployment obligation assessment shall be based on the aggregate principal amount of bonds issued for nonrefunding purposes and shall be determined by multiplying the employer's contribution rate in effect on the date that the Governor issues a proclamation calling an election on the issuance of the bonds for employers with accounts as of such date and the employer's contribution rate as of the employer's liability date for employers establishing accounts after the date of the proclamation by:

(a) 25% if the aggregate principal amount of bonds issued is \$350,000,000 or less;

(b) 30% if the aggregate principal amount of bonds issued is \$350,000,001 to \$400,000,000;

(c) 33.5% if the aggregate principal amount of bonds issued is \$400,000,001 to \$450,000,000; and

(d) 37.5% if the aggregate principal amount of bonds issued is \$450,000,001 to \$500,000,000."

AND

Page 5, delete line 36 and substitute:

"(d) The notice and ballot shall contain a definition of "employer's contribution rate" as described in §§ 11-10-704 and 11-10-705.

(e)(1) Each county board of election commissioners shall hold and"

AND

Page 6, line 9, delete "(e)(1)" and substitute "(f)(1)"

AND

Page 6, line 15, delete "(f)(1)" and substitute "(g)(1)"

AND

Page 6, line 22, delete "(g)" and substitute "(h)"

AND

Page 14, delete lines 11 - 26 and substitute the following:

“(B) The unemployment obligation assessment shall be based on the aggregate principal amount of bonds issued for nonrefunding purposes and shall be determined by multiplying the employer’s contribution rate as described in §§ 11-10-704 and 11-10-705 and in effect on the date that the Governor issues a proclamation calling an election on the issuance of the bonds for employers with accounts as of such date and in effect as of the employer’s liability date for employers establishing accounts after the date of the proclamation, by:

(i) Twenty-five percent (25%) if the aggregate principal amount of bonds issued is three hundred fifty million dollars (\$350,000,000) or less;

(ii) Thirty percent (30%) 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) Thirty-three and five tenths percent (33.5%) 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) Thirty-seven and five tenths percent (37.5%) 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).”

(SIGNED) REPRESENTATIVE ALLEN KERR

Amendment No. 1 to Senate Bill No. 305, 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. 305** was called up for third reading and final disposition.

**SENATE BILL NO. 305**

*As Engrossed: S3/2/11 S3/7/11 S3/8/11 S3/16/11 H3/29/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: J. HUTCHINSON**

A Bill for an Act to be Entitled: *AN ACT TO CREATE THE UNEMPLOYMENT TRUST FUND FINANCING ACT OF 2011; TO ENSURE THE ECONOMIC STABILITY OF THE STATE BY PROVIDING FOR BOND ISSUANCE FOR THE UNEMPLOYMENT TRUST FUND; TO DECLARE AN EMERGENCY AND FOR OTHER PURPOSES.*

**Senate Bill No. 305** 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, 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 .....33

NEGATIVE: S. Harrelson, Hendren.

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

There being an emergency clause attached to **Senate Bill No. 305**, 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, 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 .....33

NEGATIVE: S. Harrelson, Hendren.

Total .....2

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. 305** was ordered enrolled.

On motion of Senator Dismang, **Senate Bill No. 597** 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. 597**

Amend **Senate Bill No. 597** as engrossed, S3/22/11:

Page 5, delete line 14, and substitute the following:  
"ineffectual.

SECTION 6. Arkansas Code § 26-38-208 is amended to read as follows:

26-38-208. Severed mineral rights.

(a)(1) The Subject to the additional requirements of this section, provisions of this subchapter shall be applicable applies to severed mineral interests that are forfeited and conveyed to the state for the nonpayment of taxes.

(2) Wherever For purposes of this subchapter, wherever the terms "real property", "parcel(s)", or "parcel of real property" appear, the same terms also shall also mean severed mineral interests.

(b)(1) Upon filing a suit to confirm title in severed mineral interests, the plaintiff shall:

(A) Undertake a search of the records listed in § 18-60-502 to identify persons entitled to notice; and

(B) Provide notice to all persons that have or claim to have an interest in the severed mineral interests.

(2) The interested persons shall be:

(A) Summoned as defendants in the case; and

(B) Served in the manner required for other civil actions.

(3) At a minimum, the following persons shall be made defendants in a suit to confirm title to severed mineral interests:

(A) All lessors and lessees identified in a recorded and unreleased oil, gas, or mineral lease pertaining to the severed mineral interests;

(B) All persons identified in the county real estate or county tax records as an owner of the severed mineral interests immediately before forfeiture of the severed mineral interests for nonpayment of taxes; and

(C) All heirs, successors, and assigns of the persons described in subdivisions (b)(3)(A) or (B), if the persons are deceased or have assigned or otherwise transferred their interest in the severed mineral interests.

(c)(1) In any suit to confirm title in severed mineral interests, proof that the forfeiture or conveyance sought to be confirmed is void and not merely voidable is a conclusive defense to the suit.

(2) Proof that the forfeiture or conveyance sought to be confirmed is merely voidable but not void shall be considered by the court and determined on the facts as justice and equity requires."

(SIGNED) REPRESENTATIVE DAVY CARTER

Amendment No. 1 to Senate Bill No. 597, 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 Dismang, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Dismang, **Senate Bill No. 597** was called up for third reading and final disposition.

**SENATE BILL NO. 597**  
*As Engrossed: S3/22/11 H3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. DISMANG**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE PROCEDURE FOR QUIETING TITLE TO LANDS FORFEITED TO THE STATE OF ARKANSAS FOR NONPAYMENT OF TAXES; AND FOR OTHER PURPOSES.

**Senate Bill No. 597** 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. 597** was ordered enrolled.

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

On motion of Senator Sample, **House Bill No. 2045** 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 HOUSE BILL NO. 2045**

Amend **House Bill No. 2045** as engrossed, H3/22/11:

Add Senator Sample as a cosponsor of the bill

AND

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

"(a) The provisions of Acts 1981, No. 510, shall not apply to districts in existence on March 16, 1981, and these districts shall continue to be governed by the law in effect immediately prior to that date."

AND

Page 2, line 5, delete "~~(b)~~(1)" and substitute "(b)(1)"

AND

Page 2, line 6, delete "~~in existence on March 16, 1981~~" and substitute "in existence on March 16, 1981"

AND

Page 2, line 10, delete "~~(2)~~(b)" and substitute "(2)"

AND

Page 2, line 16, delete "~~(3)~~(c)" and substitute "(3)"

AND

Page 2, line 18, delete "~~(4)~~(d)" and substitute "(4)"

AND

Page 2, delete line 19, and substitute the following:  
"judicial district in which most of the district is located.

(c) Subsection (a) of this section shall not apply to any improvement district in any city or incorporated town in this state established for the purpose of providing water or sewer services for municipal purposes."

AND

Page 2, delete line 23, and substitute the following:

"(c)(1) The provisions of subsection (a) of this section"

AND

Page 2, delete line 25, and substitute the following:

"(2)(A) A vacancy created by the recall of a commissioner shall"

AND

Page 2, line 26, delete "~~subsection (a) of~~" and substitute "subsection (a) of"

AND

Page 2, delete lines 27 through 29, and substitute the following:

"(B) Any other vacancy on the board of commissioners of a district in existence on March 16, 1981, shall continue to be filled in the ~~same~~ manner as provided by law prior to March 16, 1981.

SECTION 4. Arkansas Code § 14-92-209 is amended to add a new subsection to read as follows:

(d)(1) The provisions of subsection (b) of this section shall apply to a district in existence on March 16, 1981, and to any improvement district in any city or incorporated town in this state established for the purpose of providing water or sewer services for municipal purposes.

(2) Any other vacancy on the board of commissioners of any other district in existence on March 16, 1981, shall continue to be filled in the manner as provided by law prior to March 16, 1981."

(SIGNED) SENATOR BILL SAMPLE

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 2045 was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

SENATE BILL NO. 941, BY SENATOR MICHAEL LAMOUREUX 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

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

HOUSE BILL NO. 1859, BY REP. MARY SLINKARD,

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

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**HOUSE BILL NO. 2046**, BY REPRESENTATIVE ED GARNER,

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 R. TEAGUE  
CHAIRMAN  
SENATOR MICHAEL LAMOUREUX  
SENATOR JAKE FILES  
SENATOR JERRY TAYLOR  
SENATOR BILL SAMPLE

On motion of Senator Sample, **HOUSE JOINT RESOLUTION NO. 1001** was called up for third reading and final disposition.

**HOUSE JOINT RESOLUTION NO. 1001**

*As Engrossed: H3/8/11 H3/11/11 H3/14/11 H3/16/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES BARNETT, MOORE ET AL**

**BY: SENATORS B. SAMPLE, J. JEFFRESS, P. MALONE, S. HARRELSON,  
& D. WYATT**

**HOUSE JOINT RESOLUTION**

FOR A PROPOSED CONSTITUTIONAL AMENDMENT TO LEVY A TEMPORARY SALES AND USE TAX OF ONE-HALF (0.5%) FOR STATE HIGHWAYS AND BRIDGES, COUNTY ROADS, BRIDGES AND OTHER SURFACE TRANSPORTATION, AND CITY STREETS, BRIDGES AND OTHER SURFACE TRANSPORTATION, WITH THE STATE'S PORTION TO SECURE STATE OF ARKANSAS GENERAL OBLIGATION FOUR-LANE HIGHWAY CONSTRUCTION AND IMPROVEMENT BONDS IN THE TOTAL PRINCIPAL AMOUNT NOT TO EXCEED ONE BILLION THREE HUNDRED MILLION DOLLARS (\$1,300,000,000) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING FOUR-LANE HIGHWAYS IN THE STATE OF ARKANSAS; PRESCRIBING THE TERMS AND CONDITIONS FOR THE ISSUANCE OF SUCH BONDS WHICH WILL MATURE AND BE PAID IN FULL IN APPROXIMATELY TEN (10) YEARS, WHICH PAYMENT IN FULL SHALL TERMINATE THE TEMPORARY SALES AND USE TAX; DESCRIBING THE SOURCES OF REPAYMENT OF THE BONDS; PERMANENTLY DEDICATING A PORTION OF THE PROCEEDS DERIVED FROM THE EXISTING MOTOR FUEL AND DISTILLATE FUEL TAXES TO THE STATE AID STREET FUND; AND PRESCRIBING OTHER MATTERS PERTAINING THERETO.

**Subtitle**

*A TEMPORARY ONE-HALF PERCENT  
SALES AND USE TAX FOR STATE  
HIGHWAYS AND BRIDGES AND  
COUNTY AND CITY ROADS, BRIDGES  
AND OTHER SURFACE  
TRANSPORTATION WITH STATE  
REVENUES SECURING FOUR-LANE  
HIGHWAY CONSTRUCTION AND  
IMPROVEMENT BONDS.*

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

That the following is proposed as an amendment to the Constitution of the State of Arkansas, and upon being submitted to the electors of the state for approval or rejection at the next general election for Representatives and Senators, if a majority of the electors voting thereon at the election adopt the amendment, the amendment shall become a part of the Constitution of the State of Arkansas, to wit:

SECTION 1. Intent. The people of the State of Arkansas find that:

(a) The state has an outdated and inadequate system of highway funding that is unable to meet the severe and pressing needs to maintain and improve the state's system of state highways, county roads, and city streets;

(b) Increasing investment in the state highway system, county roads, and city streets will create jobs, aid in economic development, improve quality of life, and provide additional transportation infrastructure, including specifically, a four-lane highway construction plan designed to connect all regions of the state; and

(c) To provide additional funding for the state's four-lane highway system, county roads, and city streets, this amendment levies a temporary sales and use tax and authorizes general obligation highway construction and improvement bonds for the state's four-lane highway system.

SECTION 2. Definitions.

As used in this amendment:

(a) "Bonds" means the State of Arkansas General Obligation Four-Lane Highway Construction and Improvement Bonds as authorized in this amendment;

(b) "Chairman" means the chair of the Arkansas Highway Commission;

(c) "Chief fiscal officer" means the Director of the Department of Finance and Administration;

(d) "Commission" means the State Highway Commission;

(e) "Debt service" means all amounts required for the payment of principal of, interest on, and premium, if any, due with respect to the bonds in any fiscal year, along with all associated costs, including without limitation the fees and costs of paying agents and trustees, and remarketing agent fees;

(f) "Designated tax revenues" means:

(1) Taxes collected under this amendment and apportioned to the Arkansas State Highway and Transportation Department Fund under § 27-70-206 collected over an approximate ten-year period; and

(2) Other fees or taxes that are dedicated to the repayment of the bonds; and

(g)(1) "Four-lane highway improvements" means construction of and improvements to:

(A) Four-lane roadways;

(B) Bridges;

(C) Tunnels;

(D) Engineering;

(E) Rights-of-way; and

(F) Other related capital improvements and facilities appurtenant or pertaining thereto, including costs of rights-of-way acquisition and utility adjustments.

(2) "Four-lane highway improvements" also means the maintenance of four-lane highway improvements constructed with proceeds of the bonds.

SECTION 3. Levy of Temporary Tax.

(a)(1) Except for food and food ingredients, a temporary additional excise tax of one-half percent (0.5%) is levied on all taxable sales of property and services subject to the tax levied by the Arkansas Gross Receipts Act of 1941.

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

(b)(1) Except for food and food ingredients, a temporary additional excise tax of one-half percent (0.5%) is levied on all tangible personal property and services subject to the tax levied by the Arkansas Compensating Tax Act of 1949.

(2) The tax shall be collected, reported, and paid in the same manner and at the same time as is prescribed by law for the collection, reporting and payment of Arkansas compensating taxes.

SECTION 4. Authorization and purpose.

(a) The State Highway Commission may issue State of Arkansas Four-Lane Highway Construction and Improvement General Obligation Bonds ("bonds") in a total principal amount not to exceed one billion, three hundred million dollars (\$1,300,000,000) for the purpose of:

(1) Accelerating four-lane highway improvements in progress or scheduled as of January 1, 2011;

(2) Funding new four-lane highway improvements not in progress or scheduled as of January 1, 2011;

(3) Providing matching funds in connection with federal highway programs for four-lane highway improvements; and

(4) Paying the costs of issuance of the bonds.

(b) The bonds may be issued in one (1) or more series at times, in amounts, and bearing the designations as the commission in consultation with the chief fiscal officer determines.

(c)(1) The bonds shall be general obligations of the State of Arkansas, secured by and payable from the general revenues of the state as set forth in Section 15 of this amendment.

(2) The bonds shall be payable first from the following designated revenues:

(A) Portion of the proceeds of the additional one-half of percent (0.5%) excise tax on gross proceeds or gross receipts; and

(B) Portion of the proceeds of the additional one-half percent (0.5%) compensating excise tax; and

(C) Other revenues designated by the General Assembly for this purpose.

(d)(1) If the amendment is approved, the sales tax and the use tax will be collected over an approximate ten-year period, and so long as the bonds are outstanding.

(2) The sales and use tax shall terminate upon payment in full of the bonds.

(3) If the amendment is not approved, the sales and use taxes shall not be levied and collected.

SECTION 5. Use of proceeds.

(a) There is established on the books of the Treasurer of State, Auditor of State, and the chief fiscal officer of the State a special account within the State Highway and Transportation Department Fund to be designated as the Arkansas Four-Lane Highway Construction and Improvement Bond Account.

(b)(1) On the last day of each month, the Treasurer of State, after making the deductions required from the net special revenues as set out in § 19-5-203(b)(1), shall transfer the revenues derived by the one-half cent (0.5¢) taxes levied under this amendment to the State Highway and Transportation Department Fund, the

County Aid Fund and the Municipal Aid Fund in the percentages provided in the Arkansas Highway Revenue Distribution Law, § 27-70-201 and § 27-70-206.

(2) The proceeds of the excise taxes transferred to the State Highway and Transportation Department Fund shall be set aside and transferred to the Arkansas Four-Lane Highway Construction and Improvement Bond Account and used for the purposes provided for in this amendment.

(3) The tax revenues accruing from this amendment shall not be designated as special revenues for deposit to the Arkansas Department of Aeronautics Fund under § 27-115-110.

SECTION 6. The Arkansas Highway Revenue Distribution Law, which defines highway revenues, shall include taxes levied and collected by this amendment.

SECTION 7. Effective Date.

(a) The taxes levied by this amendment shall not become effective until after a majority of the qualified electors of the state voting on the question approve the issuance of Four-Lane Highway Construction and Improvement General Obligation Bonds to be repaid in part by the taxes levied by this amendment and deposited to the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund.

(b) If the tax levies and the issuance of the bonds are approved, the effective date of the temporary taxes levied by this amendment shall be July 1, 2013.

SECTION 8. Termination of tax.

(a) If bonds are issued under this amendment, the temporary taxes levied under this amendment shall be abolished when there are no bonds outstanding to which tax collections are pledged as provided in this amendment.

(b)(1) To provide for the accomplishment of the administrative duties of the chief fiscal officer and to protect the owners of the bonds, the tax shall be abolished on the first day of the calendar month after the expiration of thirty (30) days from the date a written statement identifying the tax and the bonds is signed by the chairman and by the trustee for the bondholders, if a trustee is serving in this capacity, and is filed with the chief fiscal officer.

(2) The written statement shall certify that:

(A) The trustee has or will have sufficient funds set aside to pay the principal of and interest on the bonds when due at maturity or at redemption prior to maturity, and the chairman certifies that the tax is not pledged to any other highway bonds; or

(B) There are no longer any bonds outstanding payable from tax collections.

(c) The Department of Finance and Administration shall continue to collect taxes levied under this section during the time the tax levies were in force but unpaid and remit the tax collections under the Arkansas Highway Revenue Distribution Law.

SECTION 9. (a) The General Assembly shall provide for the proper administration and enforcement of this amendment by law.

(b) Unless the General Assembly provides another procedure by law, the provisions of the Arkansas Tax Procedure Act, § 26-18-101 et seq., shall apply to the taxes levied under this amendment and to the reporting, remitting, and enforcement of the tax.

SECTION 10. Procedure for issuing bonds

Before any series of bonds may be issued:

(1)(A) The commission shall, in consultation with the chief fiscal officer, determine the estimated amount of designated tax revenues to be collected by the state in the remainder of the then current fiscal biennium.

(B) The estimated amount of designated tax revenues shall be reported to the commission and Governor;

(2) The commission shall present a report to the Governor that includes the:

(A) Highway construction and improvements to be financed with the proceeds of such series of bonds;

(B) Estimated cost of the four-lane highway construction and improvements;

(C) Amount of bonds necessary to finance such four-lane highway construction and improvements; and

(D) Estimated amount of debt service required to pay the bonds;

(3) Upon receipt of the report required under subdivision (2) of this section, the Governor shall, if he and the Commission determine that the estimated designated tax revenues and any other revenues appropriated by the General Assembly for repayment of bonds will be sufficient to pay the debt service on the series of bonds, by proclamation authorize the commission to proceed with the issuance of such series of bonds.

(4)(A) After the Governor has issued his or her proclamation with respect to one (1) or more series of bonds, the commission shall adopt a resolution authorizing the issuance of the bonds.

(B) Each such resolution shall contain the terms, covenants, and conditions as are desirable and consistent with this amendment, including without limitation the:

(i) Establishment and maintenance of funds and accounts;

(ii) Deposit and investment of tax collections and of bond proceeds; and

(iii) Rights and obligations of the state, its officers and officials, the commission, and the registered owners of the bonds.

(C)(i) Each such resolution of the commission may provide for the execution and delivery by the commission of a trust indenture or trust indentures, with one (1) or more banks or trust companies located within or outside the state, containing any of the terms, covenants, and conditions provided for in this section and other terms and conditions deemed necessary by the commission.

(ii) The trust indenture or trust indentures shall be binding upon the commission, the state, and their respective officers and officials.

#### SECTION 11. Terms of bonds.

(a)(1) The bonds shall be issued in series as provided for in this section in amounts sufficient to finance all or part of the costs of four-lane highway construction and improvements provided under Section 10 of this amendment.

(2) Each series shall be designated by the year in which the series was issued, and if more than one (1) series is issued in a particular year then by alphabetical designation.

(b) The bonds of each series shall have the date or dates the commission determines and shall mature, or be subject to mandatory sinking fund redemption, over a period ending not later than ten (10) years after the date of implementation of the temporary sales and use tax.

(c)(1) The bonds of each series shall bear interest at the rate or rates determined by the commission at the sale of the bonds.

(2)(A) The bonds may bear interest at either a fixed or a variable rate.

(B) The interest may be taxable or tax-exempt or may be convertible from one (1) interest rate mode to another.

(C) The interest shall be payable at a time determined by the commission.

(d) The bonds:

(1) Shall be issued in the form of bonds registered as to both principal and interest without coupons;

(2) May be in such denominations;

(3) May be made exchangeable for bonds of another form or denomination, bearing the same rate of interest;

(4) May be made payable at places within or outside the state;

(5) May be made subject to redemption prior to maturity in such manner and for such redemption prices; and

(6) May contain other terms and conditions established by the commission.

(e)(1) Each bond shall be executed with the facsimile signatures of the Governor, the chairman, and the Treasurer of the State, and shall have affixed or imprinted on the bond the seal of the State of Arkansas.

(2) Delivery of the executed bonds shall be valid, notwithstanding any change in persons holding the offices occurring after the bonds have been executed.

#### SECTION 12. Sale of bonds.

(a)(1) The bonds may be sold at a private sale or public sale and at terms as the commission determines to be reasonable and expedient.

(2) The bonds may be sold at a price acceptable to the commission, and the price may include a discount or a premium.

(b)(1) If the bonds are sold at a public sale, the commission shall provide notice of the offering of the bonds in a manner reasonably designed to notify the public finance industry that the offering is being made.

(2) The commission shall set the terms and conditions of bidding, including the basis on which the winning bid will be selected.

(c)(1) The commission may structure the sale of bonds utilizing financing techniques that are recommended by its professional advisors to take advantage of market conditions and obtain the most favorable interest rates consistent with the purposes of this amendment.

(2) The commission may enter into ancillary agreements in connection with the sale of the bonds as necessary and advisable, including without limitation bond purchase agreements, remarketing agreements, letter of credit and reimbursement agreements, and bond insurance agreements.

#### SECTION 13. Employment of professionals.

The commission may retain professionals it determines are necessary to issue and sell the bonds, including without limitation legal counsel, financial advisors, underwriters, trustees, paying agents, and remarketing agents.

#### SECTION 14. Investment of proceeds.

Prior to expenditure of the proceeds from the issuance of the bonds, the proceeds from the issuance of the bonds shall be held, maintained, and invested by the trustee as provided in a resolution of the commission or as provided in a trust indenture securing the bonds.

#### SECTION 15. General obligation.

(a)(1) The bonds issued under this amendment shall be direct general obligations of the State of Arkansas for the payment of the debt service on which the full faith and credit of the State of Arkansas is irrevocably pledged as long as the bonds are outstanding.

(2) The bonds shall be payable from:

(A) The Arkansas Four-Lane Highway Construction and Improvement Bond Account; and

(B) General revenues of the state as that term is defined in the Revenue Stabilization Law, § 19-5-101 et seq.

(3) As necessary, the amount of general revenues is pledged to the payment of debt service on the bonds and shall be and remain pledged for these purposes.

(b)(1) This amendment shall constitute a contract between the State of Arkansas and the registered owners of all bonds issued under this amendment which shall never be impaired, and any violation of its terms, whether under purported legislative authority or otherwise, may be enjoined by the Circuit Court of Pulaski County upon the complaint of a bond owner or a taxpayer.

(2) The court shall, in any suit against the commission, the Treasurer of State, or other officer or official of the state prevent a diversion of any funds pledged under this amendment and shall compel the restoration of diverted funds, by injunction or mandamus.

(3) Without limitation as to any other appropriate remedy at law or in equity, a bond owner may, by an appropriate action, including without limitation injunction or mandamus, compel the performance of all covenants and obligations of the state, its officers, and officials.

(c) This amendment shall not create a right of any character with respect to the bonds, and a right of any character with respect to the bonds shall not arise under the amendment, unless the first series of bonds authorized by this amendment has been sold and delivered.

#### SECTION 16. Sources of repayment.

(a) Without in any way limiting the general obligation of the state to repay the bonds, the designated tax revenues are pledged to the payment of the debt service on the bonds.

(b)(1) The Treasurer of State shall establish in the State Highway and Transportation Department a special account known as the Arkansas Four-Lane Highway Construction and Improvement Bond Account.

(2) The Treasurer of State shall deposit in the Arkansas Four-Lane Highway Construction and Improvement Bond Account all designated tax revenues.

(3) The commission may pledge to the repayment of the bonds the full faith and credit of the state and may grant a lien upon the funds on deposit in the Arkansas Four-Lane Highway Construction and Improvement Bond Account.

(c)(1) On or before commencement of each fiscal year, the commission in consultation with the chief fiscal officer shall determine the estimated amount required for payment of debt service due on each series of bonds issued and outstanding under this amendment during the fiscal year and shall certify the estimated amount to the Treasurer of State.

(2) The Treasurer of State shall then make transfers from the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund to the trustees of each series of bonds, in such amounts and at such times as shall be specified in the indentures, to:

(A) Pay the maturing debt service on each series of bonds issued and outstanding under this amendment; and

(B) Establish and maintain with the trustee for each series of bonds a reserve or reserves for payment of debt service on each series of bonds.

(d) The obligation to make transfers from the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund for the payment of debt service on, and, if applicable, a reserve for, each series of bonds is a first charge against amounts on deposit.

(e) Funds on deposit in the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund that are in excess of the obligations set forth in (d) above may be used to:

(1) Redeem bonds prior to maturity in the manner and in accordance with the provisions pertaining to redemption prior to maturity as set forth in the trust indentures authorizing or securing each series of bonds; or

(2) Fund additional four-lane highway construction and improvements in the manner and in accordance with the provisions set forth in the trust indentures authorizing or securing each series of bonds.

(f) If there are insufficient amounts in the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund to pay the debt service on bonds issued and outstanding under this amendment or to fund any necessary reserves at the required level, the State Treasurer shall transfer additional amounts to the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund from the general revenues of the State.

SECTION 17. Investment of revenues.

(a) Moneys held in the Arkansas Four-Lane Highway Construction and Improvement Bond Account in the State Highway and Transportation Department Fund and any fund in the State Treasury created under this amendment shall be invested by the State Board of Finance to the full extent practicable pending disbursement for the purposes intended.

(b) Notwithstanding any other provision of law, the investments and disbursements shall be in accordance with the terms of the resolution or trust indenture authorizing or securing the series of bonds to which the fund appertains to the extent the terms of the resolution or trust indenture are applicable.

SECTION 18. Refunding bonds.

(a) The commission may issue bonds for the purpose of refunding bonds previously issued under this amendment if the total amount of bonds outstanding after the refunding is completed does not exceed the total amount authorized by this amendment, and the final maturity of such refunding bonds shall not exceed ten (10) years from the date of implementation of the tax.

(b) The refunding bonds shall be general obligations of the State of Arkansas and shall be secured and sold in accordance with the provisions of this amendment.

SECTION 19. Tax Exemption.

(a)(1) All bonds issued under this amendment and interest on the bonds shall be exempt from all taxes of the State of Arkansas, including income, inheritance, and property taxes.

(2) Profits from the sale of the bonds shall also be exempt from income taxes.

(b) The bonds shall be eligible to secure deposits of all public funds and shall be legal for investment of municipal, county, bank, fiduciary, insurance company, and trust funds.

SECTION 20. State Aid Street Fund.

(a) Upon the adoption of this amendment, the Department of Finance and Administration shall:

(1) Deposit a total of one cent (1¢) per gallon from revenues distributed under the Arkansas Highway Revenue Distribution Law from the proceeds derived from existing motor fuel taxes and distillate fuel taxes; and

(2) Permanently dedicate the revenues to the State Aid Street Fund created under § 27-72-407.

(b) The State Aid Street Funds shall aid city streets under the law.

SECTION 21. Powers of the commission.

(a) All powers granted to the commission under this amendment shall be in addition to the powers as already exist under Amendment 42 to the Arkansas Constitution and the laws of the State of Arkansas.

(b) A member of the commission or other state official shall not be liable personally for any reason arising from the issuance of bonds under this amendment unless the person acts with corrupt intent.

SECTION 22. Form of submission to the electors.

The proposition set forth shall be submitted for approval or rejection by the electors in substantially the following form:

"A TEMPORARY ONE-HALF PERCENT (0.5%) SALES AND USE TAX FOR STATE HIGHWAYS AND BRIDGES, COUNTY ROADS, BRIDGES AND OTHER SURFACE TRANSPORTATION, AND CITY STREETS, BRIDGES AND OTHER SURFACE TRANSPORTATION, WITH THE STATE'S PORTION TO SECURE STATE OF ARKANSAS GENERAL OBLIGATION FOUR-LANE HIGHWAY CONSTRUCTION AND IMPROVEMENT BONDS AND PERMANENTLY DEDICATING ONE CENT (1¢) PER GALLON OF THE PROCEEDS DERIVED FROM THE EXISTING MOTOR FUEL AND DISTILLATE FUEL TAXES TO THE STATE AID STREET FUND"

On each ballot there shall be printed the following:

"FOR a proposed constitutional amendment to levy a temporary sales and use tax of one-half percent (0.5%) for state highways and bridges, county roads, bridges and other surface transportation, and city streets, bridges and other surface transportation, with the state's portion to secure State of Arkansas General Obligation Four-Lane Highway Construction and Improvement Bonds in the total principal amount not to exceed \$1,300,000,000 for the purpose of constructing and improving four-lane highways in the State of Arkansas, prescribing the terms and conditions for the issuance of such bonds which will mature and be paid in full in approximately ten (10) years, which payment in full shall terminate the temporary sales and use tax, describing the sources of repayment of the bonds and permanently dedicating one cent (1¢) per gallon of the proceeds derived from the existing motor fuel and distillate fuel taxes to the State Aid Street Fund."

"AGAINST a proposed constitutional amendment to levy a temporary sales and use tax of one-half percent (0.5%) for state highways and bridges, county roads, bridges and other surface transportation, and city streets, bridges and other surface transportation, with the state's portion to secure State of Arkansas General Obligation Four-Lane Highway Construction and Improvement Bonds in the total principal amount not to exceed \$1,300,000,000 for the purpose of constructing and improving four-lane highways in the State of Arkansas, prescribing the terms and conditions for the issuance of such bonds which will mature and be paid in full in approximately ten (10) years, which payment in full shall terminate the temporary sales and use tax, describing the sources of repayment of the bonds and permanently dedicating one cent (1¢) per gallon of the proceeds derived from the existing motor fuel and distillate fuel taxes to the State Aid Street Fund."

/s/Barnett

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

AFFIRMATIVE: G. Baker, Bookout, Burnett, L. Chesterfield, Crumbly, Elliott, Fletcher, S. Flowers, S. Harrelson, Hendren, G. Jeffress, J. Jeffress, D. Johnson, Laverty, Luker, Madison, P. Malone, Salmon, B. Sample, J. Taylor, R. Thompson, D. Wyatt.

Total .....22

NEGATIVE: J. Dismang, Files, Holland, J. Hutchinson, Irvin, J. Key, M. Lamoureux, B. Pritchard, Rapert, E. Williams.

Total .....10

ABSENT OR NOT VOTING: Bledsoe, Teague, Whitaker.

Total .....3

VOTING PRESENT:

Total .....0

Total number of votes cast .....32

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

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

(SIGNED) ANN CORNWELL, SECRETARY

Senator Chesterfield moved that the vote by which **House Joint Resolution No. 1001** passed, be reconsidered and that motion be laid upon the table, which motion prevailed, and the motion to reconsider was laid on the table.

**House Joint Resolution No. 1001** was returned to the House as concurred in.

Received from the House

HOUSE BILL NO. 1920

*As Engrossed: H3/21/11 H3/30/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE JOHNSTON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE OFFENSES OF FORGERY AND FRAUDULENT USE OF A CREDIT OR DEBIT CARD TO INCLUDE ELECTRONIC CHECKS; AND FOR OTHER PURPOSES.

**House Bill No. 1920** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

On motion of Senator Bookout the Senate recessed until 1:00 p.m.

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

## STATE OF ARKANSAS

Mike Beebe

Governor

March 31, 2011

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on March 31, 2011, I approved the following measures from the Regular Session of the Eighty-Eighth General Assembly:

Senate Bill No. 526 - ACT 840

Senate Bill No. 528 - ACT 841

Senate Bill No. 570 - ACT 842

Senate Bill No. 571 - ACT 843

Senate Bill No. 572 - ACT 844

Senate Bill No. 573 - ACT 845

Senate Bill No. 575 - ACT 846

Senate Bill No. 602 - ACT 847

Senate Bill No. 603 - ACT 848

Senate Bill No. 694 - ACT 849

Sincerely,

(SIGNED) MIKE BEEBE

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**HOUSE BILL NO. 2045**, BY REPRESENTATIVE ED GARNER,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Sample, **House Bill No. 2045** was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**HOUSE BILL NO. 2045**, BY REPRESENTATIVE ED GARNER,

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

Respectfully submitted,

(SIGNED) SENATOR JERRY TAYLOR  
CHAIRMAN  
SENATOR BILL SAMPLE  
SENATOR DAVID BURNETT  
SENATOR MICHAEL LAMOUREUX  
SENATOR JONATHAN DISMANG

**Senate Joint Resolution No. 5** returned from the House as failed to concur.

**Senate Bill No. 855** returned from the House as passed and ordered enrolled.

On motion of Senator Lavery, the rules were suspended in considering **Senate Memorial Resolution No. 3** at this time.

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

**SENATE MEMORIAL RESOLUTION NO. 3  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR LAVERTY**

SENATE MEMORIAL RESOLUTION IN RESPECTFUL MEMORY OF MR. JON FITCH AND IN RECOGNITION OF HIS CONTRIBUTIONS TO THE STATE OF ARKANSAS AND HIS LOCAL COMMUNITY.

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

(SIGNED) ANN CORNWELL, SECRETARY

Senator Sample made a motion to suspend the rules to consider **House Bill No. 2045** for an amendment. Motion failed on voice vote.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 846**, 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 to concur in Amendment No. 1.

Respectfully submitted,

(SIGNED) SENATOR PERCY MALONE  
CHAIRMAN  
SENATOR CECILE BLEDSOE  
SENATOR RANDY LAVERTY  
SENATOR DAVID BURNETT  
SENATOR MISSY IRVIN

On motion of Senator Dismang, the rules were suspended in considering **Senate Bill No. 846** at this time.

On motion of Senator Dismang, [Senate Bill No. 846](#) 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. 846](#)

Amend [Senate Bill No. 846](#) as engrossed, S3/17/11:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 20-47-301 is amended to read as follows:  
20-47-301. Legislative findings and intent.

(a)(1) The General Assembly recognizes that the state encouraged the placement of mentally ill residents into residential care facilities over a decade ago and has taken various approaches to funding since then. The General Assembly also recognizes that there are inherent problems with the current system that create disincentives for proper care and physical environments.

(2) The General Assembly further recognizes that:

(A) Individuals with developmental disabilities living in group homes, community residential housing, and apartments operated by nonprofit community programs as defined in § 20-48-101 face many of the same challenges in receiving proper care and assistance with activities of daily living as individuals with mental illness living in residential care facilities;

(B) An individual with mental illness who is Medicaid-eligible and lives in a residential care facility can receive Medicaid congregate-setting personal care services to assist with activities of daily living while an individual with developmental disabilities who is Medicaid-eligible and lives in a group home, community residential housing, or apartment operated by a nonprofit community program as defined in § 20-48-101 is not able to receive similar services through the Medicaid Personal Care Program; and

(C) This inequity must be corrected in order to provide equal access to Medicaid congregate-setting personal care services for individuals with developmental disabilities.

(b) The purpose of this subchapter is to provide short-term solutions and long-term solutions to the problem of caring for ~~mentally ill persons~~ individuals with mental illness, elderly persons, and other residents in residential care facilities and assisted living facilities and individuals with developmental disabilities living in group homes, community residential housing, and apartments operated by nonprofit community programs as defined in § 20-48-101.

SECTION 2. Arkansas Code § 20-47-303 is amended to read as follows:  
20-47-303. ~~Per diem~~ Multi-hour daily service rate reimbursement.

(a) As used in this section:

(1) "Congregate setting" means a location within a residential care facility, an assisted living facility, or a designated residential setting of a nonprofit community program as defined in § 20-48-101 or its nonprofit affiliates;

(2) "Designated residential setting" includes the following when operated by a nonprofit community program as defined in § 20-48-101:

(A) A group home for individuals with developmental disabilities in operation and licensed by the Division of Developmental Disabilities Services of the Department of Human Services on or before July 1, 1995;

(B) A community residential home established after July 1, 1995, that serves individuals with developmental disabilities and provides housing for no more than four (4) unrelated persons; or

(C) An apartment complex established after July 1, 1995, that serves individuals with developmental disabilities; and

(3)(A) "Intermediate care facility for individuals with developmental disabilities" means a residential institution maintained for the care and training of individuals with developmental disabilities, including without limitation individuals with intellectual disabilities.

(B) "Intermediate care facility for individuals with developmental disabilities" has the same meaning as "intermediate care facility for the mentally retarded" or "ICF/MR" under federal law.

(a)(b)(1)(A) The Department of Human Services shall reimburse residential care facilities, on a per diem basis, subject to approval by the Health Care Financing Administration, and shall develop Medicaid provider regulations appropriate for a congregate setting and per diem reimbursement assisted living facilities, and qualified nonprofit community programs with a multi-hour daily service rate for personal care services delivered in congregate settings as provided in this section and approved by the Centers for Medicare and Medicaid Services.

(B) The application of subdivision (b)(1)(A) to nonprofit community programs is subject to available funds.

(2) The department shall maintain Medicaid provider regulations appropriate for the delivery of personal care services in congregate settings and the related multi-hour daily service rate reimbursement methodology.

(3) The department shall make the best efforts to obtain and maintain approval for a multi-hour daily service rate reimbursement for personal care services delivered in congregate settings from the administration the Centers for Medicare and Medicaid Services.

(b)(c) The department shall provide copies to the Administrative Rules and Regulations Committee of the Legislative Council, providers, and the public of all state plan amendments, documentation, and correspondence submitted to or received from the administration the Centers for Medicare and Medicaid Services in regard to this section and shall work jointly with provider representatives in seeking administration obtaining and maintaining approval for a multi-hour daily service rate for personal care services delivered in congregate settings from the Centers for Medicare and Medicaid Services.

(d)(1) The Division of Medical Services of the Department of Human Services shall use the same multi-hour daily service rate reimbursement methodology for personal care services delivered in a congregate setting located in a designated residential setting of a nonprofit community program as defined in § 20-48-101 as for personal care services delivered in a congregate setting located in a residential care facility and an assisted living facility.

(2) Reimbursement for personal care services under this section is not available to an individual with a developmental disability who resides in an intermediate care facility for individuals with developmental disabilities."

(SIGNED) REPRESENTATIVE JON WOODS

Amendment No. 1 to Senate Bill No. 846, 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 Dismang, and without objection, the rules were suspended pertaining to passage of Amendment and Bill on the same day.

On motion of Senator Dismang, Senate Bill No. 846 was called up for third reading and final disposition.

SENATE BILL NO. 846

*As Engrossed: S3/17/11 H3/23/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS J. DISMANG AND LAVERTY

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT PERSONS WITH DEVELOPMENTAL DISABILITIES HAVE EQUAL ACCESS TO MEDICAID PERSONAL CARE SERVICES IN DESIGNATED RESIDENTIAL SETTINGS; AND FOR OTHER PURPOSES.

Senate Bill No. 846 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. 846 was ordered enrolled.

On motion of Senator Pritchard, the rules were suspended in considering Senate Bill No. 942 at this time.

On motion of Senator Pritchard, Senate Bill No. 942 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 BILL NO. 942

Amend Senate Bill No. 942 as engrossed, S3/30/11:

Delete everything after the enacting clause and substitute:

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

7-2-102. First Congressional District.

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

(1) The the counties of: Arkansas, Baxter, ~~Boone, Chicot,~~ Clay, ~~Cleburne,~~ Craighead, Crittenden, Cross, ~~Desha,~~ Fulton, Greene, Independence, IZARD, ~~Jackson, Johnson,~~ Lawrence, Lee, ~~Lonoke,~~ Marion, Mississippi, Monroe, Phillips, Prairie, Poinsett, Randolph, St. Francis, ~~Searcy,~~ Sharp, Stone, and Woodruff; and the

(2) The voting districts, voting precincts, voting wards of Lonoke County as they existed on January 1, 2011, that are not listed under § 7-2-103(2); and

(3) The following voting districts of Searcy County as they existed on January 1, 2011:

(A) Bear Creek #4 voting district;

(B) Bear Creek #5 voting district;

(C) Bear Creek #6 voting district;

(D) Long Creek voting district;

(E) Rock Creek voting district; and

(F) Tomahawk voting district.

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

7-2-103. Second Congressional District.

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

(1) The the counties of: ~~Cleburne,~~ Conway, Faulkner, Perry, Pulaski, ~~Saline,~~ Van Buren, ~~and White,~~ and ~~Yell;~~ and the

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

(A) Dortch voting district;

(B) England ward #1 voting district;

(C) England ward #2 voting district;

(D) England ward #3 voting district;

(E) England ward #4 voting district;

(F) Gray voting district;

(G) Gum Woods voting district;

(H) Keo City voting district;

(I) Lafayette voting district; and

(J) Pulaski voting district; and

(3) The voting districts, voting precincts, voting wards of Saline County as they existed on January 1, 2011, that are not listed under § 7-2-105(2).

(b) The qualified electors residing therein in the counties and portions of Lonoke County and Saline County listed under subsection (a) of this section 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 the

(2) The voting districts, voting precincts, voting wards of Searcy County as they existed on January 1, 2011, that are not listed under § 7-2-102(3).

(b) The qualified electors residing therein in the counties and portions of Searcy 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: Ashley, Bradley, Calhoun, Chicot, Clark, Cleveland, Columbia, Dallas, Desha, Drew, Franklin, Garland, Grant, Hempstead, Hot Spring, Howard, Jefferson, Johnson, Lafayette, Little River, Lincoln, Logan, Miller, Montgomery, Nevada, Ouachita, Pike, Polk, Scott, Sevier, and Union, and Yell; and the

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

- (A) Banner A voting district;
- (B) Banner B voting district;
- (C) Dyer A voting district;
- (D) Dyer B voting district;
- (E) Fairplay voting district;
- (F) Haskell A voting district;
- (G) Haskell B voting district;
- (H) Holland voting district;
- (I) Hurricane voting district;
- (J) Jefferson voting district;
- (K) Kentucky voting district;
- (L) Liberty voting district;
- (M) Marble voting district;
- (N) Newcomb voting district;
- (O) Shaw voting district;
- (P) Smith voting district;
- (Q) Traskwood voting district; and
- (R) Union voting district.

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

(SIGNED) SENATOR BILL PRITCHARD

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 942 was ordered engrossed.

On motion of Senator Holland, **Senate Bill No. 343** was called up for third reading and final disposition.

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

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

**Senate Bill No. 343** was 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. 343** was ordered immediately transmitted to the House.

On motion of Senator Rapert, the rules were suspended in considering **Senate Bill No. 857** at this time.

On motion of Senator Rapert, **Senate Bill No. 857** was called up for third reading and final disposition.

**SENATE BILL NO. 857  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR RAPERT**

A Bill for an Act to be Entitled: AN ACT TO CREATE AN EXEMPTION FROM THE INCOME TAX FOR GAINS DERIVED FROM THE SALE OF CATTLE; AND FOR OTHER PURPOSES.

**Senate Bill No. 857** 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, Burnett, L. Chesterfield, Crumbly, J. Dismang, Elliott, Fletcher, S. Flowers, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, D. Johnson, J. Key, Lavery, P. Malone, B. Pritchard, Rapert, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....27

NEGATIVE: Luker, Madison.

Total .....2

ABSENT OR NOT VOTING: Bookout, Files, M. Lamoureux, Salmon, B. Sample, 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. 857** was ordered immediately transmitted to the House.

On motion of Senator Williams, **House Bill No. 2068** was called up for third reading and final disposition.

**HOUSE BILL NO. 2068  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE EUBANKS**

A Bill for an Act to be Entitled: AN ACT TO EXTEND CERTAIN POWERS GRANTED TO CITIES OF THE FIRST CLASS TO ALL MUNICIPALITIES; AND FOR OTHER PURPOSES.

**House Bill No. 2068** 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. 2068** was ordered immediately returned to the House as passed.

On motion of Senator Lamoureux, **House Bill No. 2047** was called up for third reading and final disposition.

**HOUSE BILL NO. 2047  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE DAVY CARTER**

A Bill for an Act to be Entitled: AN ACT TO ABOLISH THE COMMON-LAW DOCTRINE OF NECESSARIES; AND FOR OTHER PURPOSES.

**House Bill No. 2047** 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. 2047** was ordered immediately returned to the House as passed.

On motion of Senator Files, **House Bill No. 2157** was called up for third reading and final disposition.

**HOUSE BILL NO. 2157**  
*As Engrossed: H3/21/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE JEAN**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE INTERPRETATION OF TERMS RELATING TO SUSTAINABLE AGRICULTURE; AND FOR OTHER PURPOSES.

**House Bill No. 2157** 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. 2157** was ordered immediately returned to the House as passed.

STATE OF ARKANSAS  
ARKANSAS SENATE  
State Capitol  
Little Rock, Arkansas 72201

ANN CORNWELL  
Secretary of the Senate  
State Capitol, Room 320  
Little Rock, Arkansas 72201

March 31, 2010

The Honorable Sherri Stacks

Chief Clerk

State Capitol

Little Rock, AR

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, SB896.

Respectfully submitted,

(SIGNED) ANN CORNWELL

Ann Cornwell

Secretary of the Senate

On motion of Senator Elliott, **House Bill No. 1592** was called up for third reading and final disposition.

**HOUSE BILL NO. 1592**  
*As Engrossed: H3/9/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE STEWART**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY HOW A SCHOOL COUNSELOR'S TIME SHALL BE SPENT DURING THE SCHOOL YEAR; AND FOR OTHER PURPOSES.

**House Bill No. 1592** 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. 1592** was ordered immediately returned to the House as passed.

On motion of Senator Key, the rules were suspended in considering **House Bill No. 1947** at this time.

On motion of Senator Key, **House Bill No. 1947** was called up for third reading and final disposition.

**HOUSE BILL NO. 1947**  
*As Engrossed: H3/22/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE PERRY**  
*BY: SENATOR J. KEY*

A Bill for an Act to be Entitled: AN ACT TO AMEND PROVISIONS OF THE ARKANSAS SCHOLARSHIP LOTTERY ACT CONCERNING LOTTERY PROCEEDS, SCHOLARSHIP AWARD AMOUNTS, AND MANAGEMENT OF CERTAIN CAPITAL ASSETS OF THE ARKANSAS LOTTERY COMMISSION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**House Bill No. 1947** 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, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Holland, J. Hutchinson, Irvin, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, Luker, P. Malone, B. Pritchard, Rapert, Salmon, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....28

NEGATIVE: Hendren, Madison.

Total .....2

ABSENT OR NOT VOTING: Burnett, L. Chesterfield, Crumbly, G. Jeffress, B. Sample.

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

There being an emergency clause attached to **House Bill No. 1947**, 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, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Holland, J. Hutchinson, Irvin, J. Jeffress, D. Johnson, J. Key, M. Lamoureux, Laverty, Luker, P. Malone, B. Pritchard, Rapert, Salmon, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....28

NEGATIVE: Hendren, Madison.

Total .....2

ABSENT OR NOT VOTING: Burnett, L. Chesterfield, Crumbly, G. Jeffress, B. Sample.

Total .....5

VOTING PRESENT:

Total .....0

Total number of votes cast .....30

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

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 1947** was ordered immediately transmitted to the House as passed.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 942**, BY SENATOR BILL PRITCHARD,

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 Pritchard, **Senate Bill No. 942** was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AGENCIES.

On motion of Senator Salmon, **House Bill No. 2178** was called up for third reading and final disposition.

**HOUSE BILL NO. 2178**

*As Engrossed: H3/15/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES J. ROEBUCK, SUMMERS ET AL**

**BY: SENATORS SALMON, G. BAKER, ELLIOTT, J. JEFFRESS, J. KEY  
& D. WYATT**

A Bill for an Act to be Entitled: AN ACT TO RESTRUCTURE THE CURRENT METHOD OF EVALUATING ARKANSAS PUBLIC SCHOOL TEACHERS; TO ESTABLISH THE TEACHER EXCELLENCE AND SUPPORT SYSTEM; TO ALIGN PROVISIONS OF THE ARKANSAS CODE CONCERNING PROFESSIONAL DEVELOPMENT AND TEACHER FAIR DISMISSAL WITH THE TEACHER EXCELLENCE AND SUPPORT SYSTEM; TO INCREASE PUBLIC AWARENESS OF EFFECTIVE TEACHERS; AND FOR OTHER PURPOSES.

**Bill No. 2178** was placed on third reading and final disposition.

**House Bill No. 2178** was pulled down by the author, Senator Salmon.

**ARKANSAS SENATE**

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 85**, BY SENATOR JOHNNY KEY,

**SENATE BILL NO. 86**, BY SENATOR JOHNNY KEY,

**SENATE BILL NO. 88**, BY SENATOR GENE JEFFRESS,

SENATE BILL NO. 89, BY SENATOR GENE JEFFRESS,  
SENATE BILL NO. 95, BY SENATOR JIMMY JEFFRESS,  
SENATE BILL NO. 100, BY SENATOR JIMMY JEFFRESS,  
SENATE BILL NO. 181, BY SENATOR JOHNNY KEY,  
BY SENATOR GENE JEFFRESS,  
SENATE BILL NO. 244, BY SENATOR SUE MADISON,  
BY SENATOR DAVID JOHNSON,  
SENATE BILL NO. 246, BY SENATOR SUE MADISON,  
BY SENATOR DAVID JOHNSON,  
SENATE BILL NO. 248, BY SENATOR SUE MADISON,  
BY SENATOR DAVID JOHNSON,  
SENATE BILL NO. 321, BY SENATOR PERCY MALONE,  
BY SENATOR JONATHAN DISMANG ET AL,  
SENATE BILL NO. 323, BY SENATOR PERCY MALONE,  
BY SENATOR JONATHAN DISMANG ET AL,  
SENATE BILL NO. 338, BY SENATOR LARRY TEAGUE,  
SENATE BILL NO. 346, BY SENATOR GILBERT BAKER  
BY SENATOR DAVID BURNETT,  
SENATE BILL NO. 352, BY SENATOR LINDA CHESTERFIELD,  
SENATE BILL NO. 383, BY SENATOR JIMMY JEFFRESS,  
SENATE BILL NO. 389, BY SENATOR RANDY LAVERTY,  
SENATE BILL NO. 390, BY SENATOR RANDY LAVERTY,  
SENATE BILL NO. 410, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 436, BY SENATOR GILBERT BAKER,  
SENATE BILL NO. 550, BY SENATOR MARY ANNE SALMON,  
SENATE BILL NO. 592, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 648, BY SENATOR RANDY LAVERTY,  
SENATE BILL NO. 666, BY SENATOR STEVE HARRELSON,  
SENATE BILL NO. 692, BY SENATOR JOYCE ELLIOTT,  
BY SENATOR LINDA CHESTERFIELD,  
SENATE BILL NO. 716, BY SENATOR PERCY MALONE,  
SENATE BILL NO. 737, BY SENATOR LINDA CHESTERFIELD,  
SENATE BILL NO. 789, BY SENATOR JOHNNY KEY,  
SENATE BILL NO. 738, BY SENATOR JAKE FILES,  
BY SENATOR JACK CRUMBLY ET AL,  
SENATE BILL NO. 740, BY SENATOR STEPHANIE FLOWERS,  
BY SENATOR GILBERT BAKER ET AL,  
SENATE BILL NO. 745, BY SENATOR MICHAEL LAMOUREUX,

SENATE BILL NO. 751, BY SENATOR ROBERT THOMPSON,  
SENATE BILL NO. 765, BY SENATOR DAVID WYATT,  
SENATE BILL NO. 766, BY SENATOR GILBERT BAKER,  
BY SENATOR JOHNNY KEY,  
SENATE BILL NO. 786, BY SENATOR JOHNNY KEY,  
SENATE BILL NO. 810, BY SENATOR JOHNNY KEY,  
SENATE BILL NO. 814, BY SENATOR CECILE BLEDSOE,  
SENATE BILL NO. 834, BY SENATOR JEREMY HUTCHINSON,  
SENATE BILL NO. 836, BY SENATOR JERRY TAYLOR,  
SENATE BILL NO. 852, BY SENATOR DAVID WYATT,  
SENATE BILL NO. 881, BY SENATOR PERCY MALONE,  
SENATE BILL NO. 883, BY SENATOR PERCY MALONE,  
SENATE BILL NO. 938, BY SENATOR LARRY TEAGUE,  
SENATE BILL NO. 973, BY SENATOR STEVE HARRELSON,  
SENATE BILL NO. 975, BY SENATOR JAKE FILES,  
SENATE BILL NO. 990, BY SENATOR KIM HENDREN,  
SENATE BILL NO. 993, BY SENATOR DAVID JOHNSON,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 11:30 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 85  
SENATE BILL NO. 86  
SENATE BILL NO. 88  
SENATE BILL NO. 89  
SENATE BILL NO. 95  
SENATE BILL NO. 100  
SENATE BILL NO. 181  
SENATE BILL NO. 244  
SENATE BILL NO. 246  
SENATE BILL NO. 248  
SENATE BILL NO. 321  
SENATE BILL NO. 323  
SENATE BILL NO. 338  
SENATE BILL NO. 346  
SENATE BILL NO. 352  
SENATE BILL NO. 383  
SENATE BILL NO. 389  
SENATE BILL NO. 390  
SENATE BILL NO. 410  
SENATE BILL NO. 436  
SENATE BILL NO. 550  
SENATE BILL NO. 592  
SENATE BILL NO. 648  
SENATE BILL NO. 666  
SENATE BILL NO. 692  
SENATE BILL NO. 716  
SENATE BILL NO. 737  
SENATE BILL NO. 789  
SENATE BILL NO. 738  
SENATE BILL NO. 740  
SENATE BILL NO. 745  
SENATE BILL NO. 751  
SENATE BILL NO. 765  
SENATE BILL NO. 766  
SENATE BILL NO. 786  
SENATE BILL NO. 810  
SENATE BILL NO. 814

SENATE BILL NO. 834  
SENATE BILL NO. 836  
SENATE BILL NO. 852  
SENATE BILL NO. 881  
SENATE BILL NO. 883  
SENATE BILL NO. 938  
SENATE BILL NO. 973  
SENATE BILL NO. 975  
SENATE BILL NO. 990  
SENATE BILL NO. 993

RECEIVED the above papers from the Secretary of the Senate this thirty-first day of March, 2011 at 11:30 a.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) REBECCA RAINS  
Secretary

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

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

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

On motion of Senator Baker, **Senate Bill No. 28** was called up for third reading and final disposition.

**SENATE BILL NO. 28**  
*As Engrossed: S2/16/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**Senate Bill No. 28** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....35

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING:

Total .....0

VOTING PRESENT:

Total .....0

Total number of votes cast .....35

Necessary to the passage of the bill .....27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 28**, 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. 28** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 104** at this time.

On motion of Senator Baker, **Senate Bill No. 104** was called up for third reading and final disposition.

**SENATE BILL NO. 104**  
*As Engrossed: S3/17/11 S3/28/11 S3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**Senate Bill No. 104** 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
<b>NEGATIVE:</b>	
Total .....	0
<b>ABSENT OR NOT VOTING:</b>	
Total .....	0
<b>VOTING PRESENT:</b>	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 104**, 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. 104** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 211** at this time.

On motion of Senator Baker, **Senate Bill No. 211** was called up for third reading and final disposition.

**SENATE BILL NO. 211**  
*As Engrossed: S3/7/11 S3/14/11 S3/21/11 S3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR GRANTS AND AID TO LOCAL SCHOOL DISTRICTS AND SPECIAL PROGRAMS FOR THE DEPARTMENT OF EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 211** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 211**, 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. 211** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 283** at this time.

On motion of Senator Baker, **Senate Bill No. 283** was called up for third reading and final disposition.

**SENATE BILL NO. 283**  
*As Engrossed: S3/7/11 S3/17/11 S3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE UNIVERSITY OF ARKANSAS - ITS VARIOUS DIVISIONS AND THE ARKANSAS ARCHEOLOGICAL SURVEY FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 283** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 283**, 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. 283** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 620** at this time.

On motion of Senator Baker, **Senate Bill No. 620** was called up for third reading and final disposition.

**SENATE BILL NO. 620**  
*As Engrossed: S3/24/11 S3/28/11 S3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO PAY THE ARKANSAS STATE CLAIMS COMMISSION - ADDITIONAL APPROVED CLAIMS AGAINST THE STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2011; AND FOR OTHER PURPOSES.

**Senate Bill No. 620** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 620**, 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. 620** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 732** at this time.

On motion of Senator Baker, **Senate Bill No. 732** was called up for third reading and final disposition.

**SENATE BILL NO. 732**  
*As Engrossed: S3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS REVENUE STABILIZATION LAW; AND FOR OTHER PURPOSES.

**Senate Bill No. 732** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 732**, 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. 732** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 752** at this time.

On motion of Senator Baker, **Senate Bill No. 752** was called up for third reading and final disposition.

**SENATE BILL NO. 752**  
*As Engrossed: S3/30/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE EIGHTY-EIGHTH SESSION PROJECTS ACCOUNT WITHIN THE GENERAL IMPROVEMENT FUND; TO DEFINE THE MONIES TO BE AVAILABLE IN SUCH ACCOUNT; AND TO DEFINE THE PURPOSES FOR WHICH MONIES MAY BE MADE AVAILABLE FROM THE GENERAL IMPROVEMENT FUND SO THAT ADDITIONAL FUNDS CAN BE MADE AVAILABLE FOR THE STATE BUDGET; AND FOR OTHER PURPOSES.

**Senate Bill No. 752** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....35

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING:

Total .....0

VOTING PRESENT:

Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 752 was ordered immediately transmitted to the House as passed.

There being an emergency clause attached to Senate Bill No. 752, 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
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NEGATIVE:

Total .....	0
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ABSENT OR NOT VOTING:

Total .....	0
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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. 752 was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1126** at this time.

On motion of Senator Baker, **House Bill No. 1126** was called up for third reading and final disposition.

**HOUSE BILL NO. 1126**  
*As Engrossed: H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1126** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1126**, 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. 1126** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1194** at this time.

On motion of Senator Baker, **House Bill No. 1194** was called up for third reading and final disposition.

**HOUSE BILL NO. 1194**  
*As Engrossed: H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1194** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1194**, 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. 1194** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1195** at this time.

On motion of Senator Baker, **House Bill No. 1195** was called up for third reading and final disposition.

**HOUSE BILL NO. 1195  
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 NORTHWEST TECHNICAL INSTITUTE FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**House Bill No. 1195** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1195**, 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. 1195** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1225** at this time.

On motion of Senator Baker, **House Bill No. 1225** was called up for third reading and final disposition.

**HOUSE BILL NO. 1225  
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 HEALTH SERVICES PERMIT AGENCY FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**House Bill No. 1225** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1225**, 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. 1225** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1263** at this time.

On motion of Senator Baker, **House Bill No. 1263** was called up for third reading and final disposition.

**HOUSE BILL NO. 1263**  
*As Engrossed: H3/24/11 H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1263** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1263**, 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. 1263** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1311** at this time.

On motion of Senator Baker, **House Bill No. 1311** was called up for third reading and final disposition.

**HOUSE BILL NO. 1311**  
*As Engrossed: H3/24/11 H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1311** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1311**, 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. 1311** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1347** at this time.

On motion of Senator Baker, **House Bill No. 1347** was called up for third reading and final disposition.

**HOUSE BILL NO. 1347**  
*As Engrossed: H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1347** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1347**, 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. 1347** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1355** at this time.

On motion of Senator Baker, **House Bill No. 1355** was called up for third reading and final disposition.

**HOUSE BILL NO. 1355**  
*As Engrossed: H3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1355** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1355**, 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. 1355** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1356** at this time.

On motion of Senator Baker, **House Bill No. 1356** was called up for third reading and final disposition.

**HOUSE BILL NO. 1356**  
*As Engrossed: H3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1356** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1356**, 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. 1356** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1375** at this time.

On motion of Senator Baker, **House Bill No. 1375** was called up for third reading and final disposition.

**HOUSE BILL NO. 1375**  
*As Engrossed: H3/15/11 H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1375** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1375**, 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. 1375** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1378** at this time.

On motion of Senator Baker, **House Bill No. 1378** was called up for third reading and final disposition.

**HOUSE BILL NO. 1378**  
*As Engrossed: H3/15/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1378** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1378**, 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. 1378** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1379** at this time.

On motion of Senator Baker, **House Bill No. 1379** was called up for third reading and final disposition.

**HOUSE BILL NO. 1379**  
*As Engrossed: H3/17/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1379** 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
<b>NEGATIVE:</b>	
Total .....	0
<b>ABSENT OR NOT VOTING:</b>	
Total .....	0
<b>VOTING PRESENT:</b>	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1379**, 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. 1379** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1380** at this time.

On motion of Senator Baker, **House Bill No. 1380** was called up for third reading and final disposition.

**HOUSE BILL NO. 1380**  
*As Engrossed: H3/17/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1380** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1380**, 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. 1380** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1382** at this time.

On motion of Senator Baker, **House Bill No. 1382** was called up for third reading and final disposition.

**HOUSE BILL NO. 1382**  
*As Engrossed: H3/17/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1382** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1382**, 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. 1382** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **House Bill No. 1401** at this time.

On motion of Senator Baker, **House Bill No. 1401** was called up for third reading and final disposition.

**HOUSE BILL NO. 1401**  
*As Engrossed: H3/29/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

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

**House Bill No. 1401** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1401**, 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. 1401** was ordered immediately returned to the House as passed.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 641** at this time.

On motion of Senator Baker, **Senate Bill No. 641** was called up for third reading and final disposition.

**SENATE BILL NO. 641  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR SALMON**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR A GRANT TO RADIATION THERAPY INSTITUTES; AND FOR OTHER PURPOSES.

**Senate Bill No. 641** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast.....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 641**, 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. 641** was ordered immediately transmitted to the House.

On motion of Senator Baker, the rules were suspended in considering **Senate Bill No. 667** at this time.

On motion of Senator Baker, **Senate Bill No. 667** was called up for third reading and final disposition.

**SENATE BILL NO. 667  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR S. HARRELSON**

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

**Senate Bill No. 667** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total .....	35
NEGATIVE:	
Total .....	0
ABSENT OR NOT VOTING:	
Total .....	0
VOTING PRESENT:	
Total .....	0
Total number of votes cast .....	35
Necessary to the passage of the bill .....	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 667**, 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. 667** was ordered immediately transmitted to the House.

On motion of Senator Baker the Senate recessed until 3:00 p.m.

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

Senate Bill No. 896 returned from the House as requested.

Senate Bill No. 11 was returned from the House as passed and ordered enrolled.

Senate Bill No. 21 was returned from the House as passed and ordered enrolled.

Senate Bill No. 25 was returned from the House as passed and ordered enrolled.

Senate Bill No. 50 was returned from the House as passed and ordered enrolled.

Senate Bill No. 101 was returned from the House as passed and ordered enrolled.

Senate Bill No. 148 was returned from the House as passed and ordered enrolled.

Senate Bill No. 184 was returned from the House as passed and ordered enrolled.

Senate Bill No. 187 was returned from the House as passed and ordered enrolled.

Senate Bill No. 188 was returned from the House as passed and ordered enrolled.

Senate Bill No. 189 was returned from the House as passed and ordered enrolled.

Senate Bill No. 190 was returned from the House as passed and ordered enrolled.

Senate Bill No. 198 was returned from the House as passed and ordered enrolled.

Senate Bill No. 200 was returned from the House as passed and ordered enrolled.

Senate Bill No. 210 was returned from the House as passed and ordered enrolled.

Senate Bill No. 229 was returned from the House as passed and ordered enrolled.

Senate Bill No. 256 was returned from the House as passed and ordered enrolled.

Senate Bill No. 266 was returned from the House as passed and ordered enrolled.

Senate Bill No. 277 was returned from the House as passed and ordered enrolled.

Senate Bill No. 278 was returned from the House as passed and ordered enrolled.

Senate Bill No. 279 was returned from the House as passed and ordered enrolled.

Senate Bill No. 280 was returned from the House as passed and ordered enrolled.

Senate Bill No. 281 was returned from the House as passed and ordered enrolled.

Senate Bill No. 282 was returned from the House as passed and ordered enrolled.

Senate Bill No. 284 was returned from the House as passed and ordered enrolled.

Senate Bill No. 285 was returned from the House as passed and ordered enrolled.

Senate Bill No. 286 was returned from the House as passed and ordered enrolled.

Senate Bill No. 287 was returned from the House as passed and ordered enrolled.

Senate Bill No. 288 was returned from the House as passed and ordered enrolled.

Senate Bill No. 289 was returned from the House as passed and ordered enrolled.

Senate Bill No. 297 was returned from the House as passed and ordered enrolled.

Senate Bill No. 805 was returned from the House as passed and ordered enrolled.

Senate Bill No. 833 was returned from the House as passed and ordered enrolled.

Senate Bill No. 922 was returned from the House as passed and ordered enrolled.

Senate Bill No. 339 was returned from the House as passed as amended.

Senate Bill No. 677 was returned from the House as passed as amended.

On motion of Senator Crumbly, Senate Bill No. 339 was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

## STATE OF ARKANSAS

Mike Beebe

Governor

March 31, 2011

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on March 31, 2011, I approved the following measures from the Regular Session of the Eighty-Eighth General Assembly:

Senate Bill No. 66 - ACT 855  
Senate Bill No. 251 - ACT 856  
Senate Bill No. 265 - ACT 857  
Senate Bill No. 300 - ACT 858  
Senate Bill No. 313 - ACT 859  
Senate Bill No. 403 - ACT 860  
Senate Bill No. 593 - ACT 861  
Senate Bill No. 594 - ACT 862  
Senate Bill No. 595 - ACT 863  
Senate Bill No. 596 - ACT 864  
Senate Bill No. 636 - ACT 865  
Senate Bill No. 637 - ACT 866  
Senate Bill No. 849 - ACT 867  
Senate Bill No. 917 - ACT 868  
Senate Bill No. 940 - ACT 869  
Senate Bill No. 946 - ACT 870

Sincerely,

(SIGNED) MIKE BEEBE

Received from the House

HOUSE BILL NO. 1310

*As Engrossed: H3/7/11 H3/18/11 H3/24/11 H3/28/11 H3/29/11 H3/30/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS GRANTS AND EXPENSES AND VARIOUS AGENCY TRANSFERS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND FOR OTHER PURPOSES.

**House Bill No. 1310** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1364

*As Engrossed: H3/24/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

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

**House Bill No. 1364** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1226  
*As Engrossed: H3/24/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

**House Bill No. 1226** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1818  
*As Engrossed: H3/30/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WEBB

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS REVENUE STABILIZATION LAW; AND FOR OTHER PURPOSES.

**House Bill No. 1818** was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1826  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE LEA

A Bill for an Act to be Entitled: AN ACT TO REPEAL PROVISIONS OF ARKANSAS LAW PERTAINING TO SUPPLEMENTAL PERSONAL SERVICES REQUIRED BY A STATE AGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1826 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1832  
*As Engrossed: H3/30/11*  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WEBB

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE EIGHTY-EIGHTH SESSION PROJECTS ACCOUNT WITHIN THE GENERAL IMPROVEMENT FUND; TO DEFINE THE MONIES TO BE AVAILABLE IN SUCH ACCOUNT; AND TO DEFINE THE PURPOSES FOR WHICH MONIES MAY BE MADE AVAILABLE FROM THE GENERAL IMPROVEMENT FUND SO THAT ADDITIONAL FUNDS CAN BE MADE AVAILABLE FOR THE STATE BUDGET; AND FOR OTHER PURPOSES.

House Bill No. 1832 was read the first time, rules suspended, read the second time and placed on the Calendar.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

**SENATE BILL NO. 339**, BY SENATOR JACK CRUMBLY,

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

Respectfully submitted,

(SIGNED) SENATOR SUE MADISON  
CHAIRMAN  
SENATOR PAUL BOOKOUT  
SENATOR JOHNNY KEY  
SENATOR KIM HENDREN  
SENATOR ROBERT THOMPSON

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

SENATE BILL NO. 788, 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 JIMMY JEFFRESS  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

HOUSE BILL NO. 1708, BY REP. JOHNNIE ROEBUCK,  
HOUSE BILL NO. 1743, BY REP. KEITH INGRAM,  
HOUSE BILL NO. 1770, BY REP. RANDY STEWART,  
HOUSE BILL NO. 1844, BY REP. RANDY STEWART,

HOUSE BILL NO. 1910, BY REP. BOBBY PIERCE,  
 HOUSE BILL NO. 1937, BY REP. TRACY STEELE,  
 HOUSE BILL NO. 1995, BY REP. JAMES MCLEAN,  
 HOUSE BILL NO. 2004, BY REP. KIM HAMMER,  
 HOUSE BILL NO. 2125, BY REP. TRACY STEELE,  
 HOUSE BILL NO. 2205, BY REP. DAVID SANDERS,

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  
 SENATOR JOYCE ELLIOTT  
 SENATOR MARY ANNE SALMON  
 SENATOR KIM HENDREN  
 SENATOR GENE JEFFRESS  
 SENATOR BILL HOLLAND

On motion of Senator Williams, and without objection, **Senate Bill No. 896** was recommended for study in the interim by Senate Interim Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

On motion of Senator Rapert, **Senate Resolution No. 31** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed on the Calendar.

Without objection, **Senate Resolution No. 31** was withdrawn by the author, Senator Rapert.

On motion of Senator Rapert, [Senate Bill No. 853](#) was withdrawn from the Committee on EDUCATION, and placed on the Calendar.

Without objection, [Senate Bill No. 853](#) was withdrawn by the author, Senator Rapert.

On motion of Senator Rapert, [Senate Bill No. 856](#) was withdrawn from the Committee on JUDICIARY, and placed on the Calendar.

Without objection, [Senate Bill No. 856](#) was withdrawn by the author, Senator Rapert.

On motion of Senator Rapert, [Senate Bill No. 844](#) was withdrawn from the Committee on EDUCATION, and placed on the Calendar.

Without objection, [Senate Bill No. 844](#) was withdrawn by the author, Senator Rapert.

On motion of Senator Rapert, [Senate Bill No. 970](#) was withdrawn from the Committee on JUDICIARY, and placed on the Calendar.

Without objection, [Senate Bill No. 970](#) was withdrawn by the author, Senator Rapert.

On motion of Senator Rapert, [Senate Bill No. 885](#) was withdrawn from the Committee on REVENUE & TAXATION, and placed on the Calendar.

On motion of Senator Rapert, and without objection, [Senate Bill No. 885](#) was recommended for study in the interim by Senate Interim Committee on REVENUE & TAXATION.

On motion of Senator Hutchinson the Senate recessed until 3:45 p.m.

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

Senate Bill No. 81 was returned from the House as passed and ordered enrolled.

Senate Bill No. 328 was returned from the House as passed and ordered enrolled.

Senate Bill No. 718 was returned from the House as passed and ordered enrolled.

Senate Bill No. 759 was returned from the House as passed and ordered enrolled.

Senate Bill No. 790 was returned from the House as passed and ordered enrolled.

Senate Bill No. 791 was returned from the House as passed and ordered enrolled.

Senate Bill No. 930 was returned from the House as passed and ordered enrolled.

Senate Bill No. 958 was returned from the House as passed and ordered enrolled.

Senator Pritchard moved that the record pertaining to the vote by which House Bill No. 1808 passed be expunged, the motion was duly seconded and prevailed.

Received from the House

HOUSE BILL NO. 1322

*As Engrossed: H3/30/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE HALL

BY: SENATOR MADISON

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE CONGRESSIONAL DISTRICTS IN ARKANSAS; AND FOR OTHER PURPOSES.

House Bill No. 1322 was read the first time, second reading objected to by Senator Hendren.

On motion of Senator Madison, House Bill No. 2178 was called up for third reading and final disposition.

HOUSE BILL NO. 2178

*As Engrossed: H3/15/11*

EIGHTY-EIGHTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES J. ROEBUCK, SUMMERS, WESTERMAN, TYLER,  
CHEATHAM & BAIRD ET AL,

BY: SENATORS SALMON, G. BAKER, ELLIOTT, J. JEFFRESS, J. KEY,  
& D. WYATT

A Bill for an Act to be Entitled: AN ACT TO RESTRUCTURE THE CURRENT METHOD OF EVALUATING ARKANSAS PUBLIC SCHOOL TEACHERS; TO ESTABLISH THE TEACHER EXCELLENCE AND SUPPORT SYSTEM; TO ALIGN PROVISIONS OF THE ARKANSAS CODE CONCERNING PROFESSIONAL DEVELOPMENT AND TEACHER FAIR DISMISSAL WITH THE TEACHER EXCELLENCE AND SUPPORT SYSTEM; TO INCREASE PUBLIC AWARENESS OF EFFECTIVE TEACHERS; AND FOR OTHER PURPOSES.

House Bill No. 2178 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. 2178 was ordered immediately returned to the House as passed.

On motion of Senator Madison, **House Bill No. 1975** was called up for third reading and final disposition.

**HOUSE BILL NO. 1975**  
*As Engrossed: H3/21/11 H3/28/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE HARRIS**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE A CRIMINAL BACKGROUND CHECK BY A PRIVATE BUSINESS THAT PROVIDES SHORT-TERM CHILD CARE FACILITIES FOR ITS PATRONS; AND FOR OTHER PURPOSES.

**House Bill No. 1975** 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, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, J. Jeffress, D. Johnson, J. Key, Lavery, Luker, Madison, P. Malone, B. Pritchard, Rapert, Salmon, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....29

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Burnett, L. Chesterfield, Crumbly, G. Jeffress, M. Lamoureux, B. Sample.

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

**House Bill No. 1975** was ordered immediately returned to the House as passed.

STATE OF ARKANSAS  
HOUSE OF REPRESENTATIVES  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
2011 REGULAR SESSION  
LITTLE ROCK, ARKANSAS 72201

ROBERT S. MOORE JR., SPEAKER  
TIM MASSANELLI, PARLIAMENTARIAN      SHERRI STACKS, CHIEF CLERK

March 31, 2011

The Honorable Ann Cornwell  
Secretary of Senate  
State Capitol Building  
Little Rock, Arkansas 72201

Dear Ms. Cornwell:

The House of Representatives respectfully requests the return to the House, SJR5.

Respectfully submitted,

(SIGNED) SHERRI STACKS  
Chief Clerk, House of Representatives

**Senate Joint Resolution No. 5** was returned to the House as requested.

STATE OF ARKANSAS  
HOUSE OF REPRESENTATIVES  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
2011 REGULAR SESSION  
LITTLE ROCK, ARKANSAS 72201

ROBERT S. MOORE JR., SPEAKER

TIM MASSANELLI, PARLIAMENTARIAN

SHERRI STACKS, CHIEF CLERK

March 31, 2011

The Honorable Ann Cornwell  
Secretary of Senate  
State Capitol Building  
Little Rock, Arkansas 72201

Dear Ms. Cornwell:

The House of Representatives respectfully requests the return to the House, HB1976.

Respectfully submitted,

(SIGNED) SHERRI STACKS  
Chief Clerk, House of Representatives

House Bill No. 1976 was withdrawn from the Committee on EDUCATION.

House Bill No. 1976 was returned to the House as requested.

On motion of Senator Rapert, **House Bill No. 1232** was called up for third reading and final disposition.

**HOUSE BILL NO. 1232**

*As Engrossed: H3/4/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES T. THOMPSON, POWERS, T. STEELE, NICKELS,  
WRIGHT & WILLIAMS**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE USE OF TEAR GAS OR PEPPER SPRAY; AND FOR OTHER PURPOSES.

**House Bill No. 1232** 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. 1232** was ordered immediately returned to the House as passed.

On motion of Senator Dismang, **House Bill No. 1855** was called up for third reading and final disposition.

**HOUSE BILL NO. 1855**  
*As Engrossed: H3/23/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE B. WILKINS**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE THAT ALL FACILITIES THAT PERFORM TEN OR MORE ABORTIONS EACH MONTH SHALL BE LICENSED BY THE DEPARTMENT OF HEALTH; AND FOR OTHER PURPOSES.

**House Bill No. 1855** 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, J. Dismang, Files, Fletcher, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, J. Key, M. Lamoureux, Laverty, B. Pritchard, Rapert, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams.

Total .....21

NEGATIVE: Elliott, S. Flowers, D. Johnson.

Total .....3

ABSENT OR NOT VOTING: Bookout, Burnett, L. Chesterfield, Crumbly, G. Jeffress, J. Jeffress, Luker, Madison, P. Malone, Salmon, D. Wyatt.

Total .....11

VOTING PRESENT:

Total .....0

Total number of votes cast .....24

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. 1855** was ordered immediately returned to the House as passed.

On motion of Senator Harrelson, **House Bill No. 1544** was called up for third reading and final disposition.

**HOUSE BILL NO. 1544**  
*As Engrossed: H3/18/11 H3/22/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE STEWART**

A Bill for an Act to be Entitled: *AN ACT TO MAKE THE MILITARY CODE OF ARKANSAS CONSISTENT WITH FEDERAL LAW CONCERNING DEPENDENCY-NEGLECT ACTIONS; AND FOR OTHER PURPOSES.*

**House Bill No. 1544** 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. 1544** was ordered immediately returned to the House as passed.

On motion of Senator Pritchard, **House Bill No. 2078** was called up for third reading and final disposition.

**HOUSE BILL NO. 2078**  
*As Engrossed: H3/28/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE SLINKARD**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS LAW CONCERNING FUNDS FOR VOTING SYSTEMS; AND FOR OTHER PURPOSES.

**House Bill No. 2078** 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. 2078** was ordered immediately returned to the House as passed.

On motion of Senator Pritchard, **House Bill No. 2054** was called up for third reading and final disposition.

**HOUSE BILL NO. 2054**  
*As Engrossed: H3/28/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE SLINKARD**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS LAW CONCERNING DEADLINES APPLICABLE TO CERTAIN ELECTIONS; AND FOR OTHER PURPOSES.

**House Bill No. 2054** 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. 2054** was ordered immediately returned to the House as passed.

On motion of Senator Dismang, **House Bill No. 1050** was called up for third reading and final disposition.

**HOUSE BILL NO. 1050**  
*As Engrossed: H3/21/11 H3/28/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES WESTERMAN, STUBBLEFIELD, EUBANKS,**  
**JOHNSTON & D. ALTES**

A Bill for an Act to be Entitled: *AN ACT TO PROMOTE ENERGY EFFICIENCY AND CONSERVATION; AND FOR OTHER PURPOSES.*

**House Bill No. 1050** 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. 1050**, 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. 1050** was ordered immediately returned to the House as passed.

On motion of Senator Key, **House Bill No. 1024** was called up for third reading and final disposition.

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

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

**House Bill No. 1024** was 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

**House Bill No. 1024** was ordered immediately returned to the House as passed.

On motion of Senator Key, **House Bill No. 2202** was called up for third reading and final disposition.

**HOUSE BILL NO. 2202**

*As Engrossed: H3/10/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES SANDERS, ALLEN ET AL**

**BY: SENATORS J. KEY, G. BAKER, J. DISMANG, ELLIOTT, FILES,  
S. FLOWERS, HOLLAND, IRVIN, M. LAMOUREUX, RAPERT, & R. THOMPSON**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE EMPLOYMENT OF FORMER STATE REGULATORY OFFICIALS; AND FOR OTHER PURPOSES.

**House Bill No. 2202** 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, L. Chesterfield, Crumbly, J. Dismang, Elliott, Files, Fletcher, S. Flowers, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, J. Jeffress, J. Key, M. Lamoureux, Laverty, Luker, Madison, P. Malone, Rapert, Salmon, B. Sample, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....30

NEGATIVE:

Total .....0

ABSENT OR NOT VOTING: Burnett, G. Jeffress, D. Johnson, B. Pritchard, Teague.

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

**House Bill No. 2202** was ordered immediately returned to the House as passed.

On motion of Senator Harrelson, **House Bill No. 1812** was called up for third reading and final disposition.

**HOUSE BILL NO. 1812  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION**

**BY: REPRESENTATIVES T. ROGERS ET AL**

**BY: SENATORS S. HARRELSON, MADISON, R. THOMPSON, & D. JOHNSON**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE JUVENILE CODE AND JUVENILE DIVISION COURT PROCEDURES.

**House Bill No. 1812** 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, L. Chesterfield, Elliott, Files, Fletcher, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, J. Key, Laverty, Luker, Madison, P. Malone, B. Pritchard, Salmon, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....24

NEGATIVE: S. Flowers.

Total .....1

ABSENT OR NOT VOTING: G. Baker, Bookout, Burnett, Crumbly, J. Dismang, D. Johnson, M. Lamoureux, Rapert, B. Sample, Teague.

Total .....10

VOTING PRESENT:

Total .....0

Total number of votes cast .....25

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. 1812** was ordered immediately returned to the House as passed.

On motion of Senator Harrelson, **House Bill No. 2207** was called up for third reading and final disposition.

**HOUSE BILL NO. 2207**  
*As Engrossed: H3/21/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE WRIGHT**

A Bill for an Act to be Entitled: AN ACT REGARDING THE FUNDING OF PUBLIC DEFENDERS; AND FOR OTHER PURPOSES.

**House Bill No. 2207** 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. 2207** was ordered immediately returned to the House as passed.

On motion of Senator Harrelson, **House Bill No. 2094** was called up for third reading and final disposition.

**HOUSE BILL NO. 2094  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE SHEPHERD**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DEFINITION OF "CHILD" IN CERTAIN CHILD EXPLOITATION STATUTES; AND FOR OTHER PURPOSES.

**House Bill No. 2094** 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. 2094** was ordered immediately returned to the House as passed.

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

On motion of Senator Harrelson, **House Bill No. 2029** was called up for third reading and final disposition.

**HOUSE BILL NO. 2029**  
*As Engrossed: H3/23/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVES PERRY AND BELL**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS CONCERNING ACCESS TO INFORMATION HELD BY THE ARKANSAS CRIME INFORMATION CENTER; AND FOR OTHER PURPOSES.

Senator Rapert spoke against the Bill.  
Senator Harrelson closed for the Bill.

**House Bill No. 2029** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: L. Chesterfield, S. Harrelson, J. Jeffress, Luker, Madison, Teague.

Total .....6

NEGATIVE: G. Baker, Bledsoe, J. Dismang, Elliott, Fletcher, S. Flowers, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, Laverty, P. Malone, B. Pritchard, Rapert, J. Taylor, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....20

ABSENT OR NOT VOTING: Bookout, Burnett, Crumbly, Files, D. Johnson, J. Key, M. Lamoureux, Salmon, B. Sample.

Total .....9

VOTING PRESENT:

Total .....0

Total number of votes cast .....26  
Necessary to the passage of the bill .....18

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 2029 was returned to the House as having failed to pass.

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

The record pertaining to the vote by which House Bill No. 2029 failed to pass was expunged, in accordance with a prevailing motion on April 1, 2011.

On motion of Senator Harrelson, House Bill No. 1865 was called up for third reading and final disposition.

HOUSE BILL NO. 1865  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE POST

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE OFFENSE OF INTERFERENCE WITH CUSTODY; AND FOR OTHER PURPOSES.

House Bill No. 1865 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. 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 .....34

NEGATIVE: S. Flowers.

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

House Bill No. 1865 was ordered immediately returned to the House as passed.

On motion of Senator Harrelson, **House Bill No. 2225** was called up for third reading and final disposition.

**HOUSE BILL NO. 2225  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES STEEL AND WRIGHT**

A Bill for an Act to be Entitled: AN ACT REGARDING FIRST-TIME OFFENDER PROBATIONERS; AND FOR OTHER PURPOSES.

**House Bill No. 2225** 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, J. Dismang, Elliott, Fletcher, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, J. Key, Laverty, Luker, Madison, P. Malone, B. Pritchard, Rapert, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams, D. Wyatt.

Total .....24

NEGATIVE: L. Chesterfield, S. Flowers.

Total .....2

ABSENT OR NOT VOTING: G. Baker, Bookout, Burnett, Crumbly, Files, D. Johnson, M. Lamoureux, Salmon, 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

**House Bill No. 2225** was ordered immediately returned to the House as passed.

On motion of Senator Harrelson, **House Bill No. 1701** was called up for third reading and final disposition.

**HOUSE BILL NO. 1701**  
*As Engrossed: H3/22/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE SUMMERS**

A Bill for an Act to be Entitled: AN ACT REGARDING THE ARKANSAS DISTRICT COURTS ACCOUNTING LAW; AND FOR OTHER PURPOSES.

**House Bill No. 1701** 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. 1701** was ordered immediately returned to the House as passed.

On motion of Senator Sample, the rules were suspended in considering **House Bill No. 2045** at this time.

On motion of Senator Sample, **House Bill No. 2045** was placed back on second reading for purpose of Amendment No. 2.

**ARKANSAS SENATE**  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 2 to HOUSE BILL NO. 2045**

Amend **House Bill No. 2045** as engrossed, S3/31/11:

Page 2, line 29, delete "(2)(A)" and substitute "(2)(A)"

AND

Page 2, delete lines 31 through 33, and substitute the following:

~~"(B) Any other vacancy on the board of commissioners of a district in existence on March 16, 1981, shall continue to be filled in the same manner as provided by law prior to March 16, 1981."~~

AND

Page 3, line 2, delete "1981, and to any" and substitute "1981 and which is an"

(SIGNED) SENATOR BILL SAMPLE

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

(SIGNED) ANN CORNWELL, SECRETARY

**House Bill No. 2045** was ordered engrossed.

On motion of Senator Hutchinson, **House Bill No. 1998** was called up for third reading and final disposition.

**HOUSE BILL NO. 1998  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE PIERCE**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE LAW REGARDING THE LOWERING OF STATE FLAGS WHEN A MEMBER OF THE ARMED SERVICES IS KILLED IN ACTION; AND FOR OTHER PURPOSES.

**House Bill No. 1998** 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. 1998 was ordered immediately returned to the House as passed.

On motion of Senator Dismang, House Bill No. 2160 was called up for third reading and final disposition.

HOUSE BILL NO. 2160  
As Engrossed: H3/15/11 H3/16/11  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE BIVIANO

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DEFINITION OF "NEW FULL-TIME PERMANENT EMPLOYEE" TO INCLUDE EMPLOYEES WHO WORK AT HOME, AS THAT DEFINITION APPLIES TO BUSINESS INCENTIVES; AND FOR OTHER PURPOSES.

House Bill No. 2160 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. 2160 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, House Bill No. 2119 was called up for third reading and final disposition.

HOUSE BILL NO. 2119  
As Engrossed: H3/30/11  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES HAMMER AND WILLIAMS

A Bill for an Act to be Entitled: AN ACT REGARDING SCRAP METAL DEALERS AND SALES; AND FOR OTHER PURPOSES.

House Bill No. 2119 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. 2119 was ordered immediately returned to the House as passed.

On motion of Senator Baker, House Bill No. 2219 was called up for third reading and final disposition.

HOUSE BILL NO. 2219  
As Engrossed: H3/24/11  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES COLLINS AND LINDSEY

A Bill for an Act to be Entitled: AN ACT TO PROVIDE STATE SUPPORT FOR THE ELECTRICAL ENERGY ADVANCEMENT PROGRAM FOR INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.

House Bill No. 2219 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. 2219 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, House Bill No. 2118 was called up for third reading and final disposition.

HOUSE BILL NO. 2118  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE HAMMER

A Bill for an Act to be Entitled: AN ACT REGARDING THE THEFT OF UTILITY PROPERTY; AND FOR OTHER PURPOSES.

Senator Williams spoke for the Bill.

House Bill No. 2118 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, J. Dismang, Files, Fletcher, S. Harrelson, Hendren, Holland, J. Hutchinson, Irvin, G. Jeffress, J. Jeffress, J. Key, M. Lamoureux, Laverty, Madison, B. Pritchard, Rapert, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, Whitaker, E. Williams, D. Wyatt.

Total .....27

NEGATIVE: Elliott, S. Flowers.

Total .....2

ABSENT OR NOT VOTING: Burnett, L. Chesterfield, Crumbly, D. Johnson, Luker, P. Malone.

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

House Bill No. 2118 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, Senate Bill No. 46 was withdrawn from the Committee on REVENUE & TAXATION, and placed on the Calendar.

Without objection, Senate Bill No. 46 was withdrawn by the author, Senator Hutchinson.

On motion of Senator Hutchinson, Senate Bill No. 950 was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

Without objection, Senate Bill No. 950 was withdrawn by the author, Senator Hutchinson.

On motion of Senator Hutchinson, Senate Bill No. 837 was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

Without objection, Senate Bill No. 837 was withdrawn by the author, Senator Hutchinson.

On motion of Senator Hutchinson, Senate Bill No. 164 was withdrawn from the Committee on JUDICIARY, and placed on the Calendar.

Without objection, Senate Bill No. 164 was withdrawn by the author, Senator Hutchinson.

On motion of Senator Sample, Senate Bill No. 776 was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed on the Calendar.

On motion of Senator Sample, and without objection, **Senate Bill No. 776** was recommended for study in the interim by Senate Interim Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Hutchinson, **Senate Bill No. 879** was withdrawn from the Committee on JUDICIARY, and placed on the Calendar.

On motion of Senator Hutchinson, and without objection, **Senate Bill No. 879** was recommended for study in the interim by Senate Interim Committee on JUDICIARY.

On motion of Senator Irvin, **Senate Bill No. 984** was withdrawn from the Committee on CITY, COUNTY & LOCAL AFFAIRS, and placed on the Calendar.

On motion of Senator Irvin, and without objection, **Senate Bill No. 984** was recommended for study in the interim by Senate Interim Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Elliott, **House Bill No. 2171** was called up for third reading and final disposition.

**HOUSE BILL NO. 2171**

*As Engrossed: H3/24/11 H3/30/11*

**EIGHTY-EIGHTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVE WORD**

A Bill for an Act to be Entitled: *TO CREATE THE NON-LEGISLATIVE COMMISSION ON THE STUDY OF LANDLORD-TENANT LAWS; AND FOR OTHER PURPOSES.*

House Bill No. 2171 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, Salmon, B. Sample, J. Taylor, Teague, R. Thompson, E. Williams, D. Wyatt.

Total .....31

NEGATIVE: Hendren, B. Pritchard, Whitaker.

Total .....3

ABSENT OR NOT VOTING: Rapert.

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. 2171 was ordered immediately returned to the House as passed.

On motion of Senator Dismang, **House Bill No. 1017** was called up for third reading and final disposition.

**HOUSE BILL NO. 1017**  
*As Engrossed: H3/18/11 H3/28/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE GARNER**

A Bill for an Act to be Entitled: *AN ACT CONCERNING WEBSITES TO ASCERTAIN THE EXPENDITURE DATA OF STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION; AND FOR OTHER PURPOSES.*

**House Bill No. 1017** 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. 1017 was ordered immediately returned to the House as passed.

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

On motion of Senator Harrelson, House Bill No. 1859 was called up for third reading and final disposition.

HOUSE BILL NO. 1859  
As Engrossed: H3/9/11 S3/31/11  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE SLINKARD

A Bill for an Act to be Entitled: AN ACT MAKING CERTAIN TECHNICAL AMENDMENTS TO TITLE 16; AND FOR OTHER PURPOSES.

House Bill No. 1859 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. 1859 was ordered immediately returned to the House as passed as amended.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

HOUSE BILL NO. 2045, BY REPRESENTATIVE ED GARNER,

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

Respectfully submitted,

(SIGNED) SENATOR LINDA CHESTERFIELD  
CHAIRMAN

On motion of Senator Sample, House Bill No. 2045 was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

HOUSE BILL NO. 2045, BY REPRESENTATIVE ED GARNER,

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 STEVE HARRELSON  
SENATOR BILL SAMPLE  
SENATOR EDDIE JOE WILLIAMS  
SENATOR MIKE FLETCHER  
SENATOR JONATHAN DISMANG

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

On motion of Senator Sample, **House Bill No. 2045** was called up for third reading and final disposition.

**HOUSE BILL NO. 2045**  
*As Engrossed: H3/22/11 S3/31/11 S3/31/11*  
**EIGHTY-EIGHTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: REPRESENTATIVE GARNER**  
**BY: SENATOR B. SAMPLE**

A Bill for an Act to be Entitled: *AN ACT CONCERNING THE AFFAIRS OF CERTAIN IMPROVEMENT DISTRICTS; AND FOR OTHER PURPOSES.*

**House Bill No. 2045** 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. 2045 was ordered immediately returned to the House as passed as amended.

Senator Rapert approved the Governor’s appointments:

Ann Cornwell, Director  
Secretary of the Senate  
State Capitol, Room 320  
Little Rock, Arkansas 72201

March 31, 2011

The Honorable Mike Beebe  
Governor of Arkansas  
State Capitol Building  
Little Rock, AR 72201

Dear Governor Beebe:

This is to advise that the Senate of the Regular Session of the Eighty-Eighth General Assembly, on a motion of Senator Jason Rapert, advised with and consented unanimously to the enclosed appointments heretofore submitted to this honorable body.

<u>APPOINTEE AND COUNTY</u>	<u>EXPIRATION DATE</u>	<u>BOARD OR COMMISSION</u>
Don Richardson Van Buren County	January 14, 2018	Arkansas Natural Resources Commission

Respectfully submitted,

(SIGNED) ANN CORNWELL  
Director/Secretary of the Senate

AC/as

On motion of Senator Irvin, Senate Bill No. 985 was withdrawn from the Committee on JUDICIARY, and placed on the Calendar.

On motion of Senator Irvin, and without objection, Senate Bill No. 985 was recommended for study in the interim by Senate Interim Committee on JUDICIARY.

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

SENATE BILL NO. 11, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 21, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 25, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 50, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 101, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 148, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 184, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 187, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 188, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 189, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 190, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 198, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 200, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 210, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 266, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 229, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 277, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 279, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 280, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 281, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 282, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 4:40 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 11  
SENATE BILL NO. 21  
SENATE BILL NO. 25  
SENATE BILL NO. 50  
SENATE BILL NO. 101  
SENATE BILL NO. 148  
SENATE BILL NO. 184  
SENATE BILL NO. 187  
SENATE BILL NO. 188  
SENATE BILL NO. 189  
SENATE BILL NO. 190  
SENATE BILL NO. 198  
SENATE BILL NO. 200  
SENATE BILL NO. 210  
SENATE BILL NO. 266  
SENATE BILL NO. 229  
SENATE BILL NO. 277  
SENATE BILL NO. 279  
SENATE BILL NO. 280  
SENATE BILL NO. 281  
SENATE BILL NO. 282

RECEIVED the above papers from the Secretary of the Senate this 31st day of  
March, 2011 at 4:40 p.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) Rebecca Rains  
Secretary

ARKANSAS SENATE  
EIGHTY-EIGHTH GENERAL ASSEMBLY  
REGULAR SESSION

March 31, 2011

Mr. President:

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

SENATE BILL NO. 278, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 284, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 285, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 286, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 287, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 288, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 289, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 805, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 256, BY SENATOR SUE MADISON AND  
SENATOR DAVID JOHNSON,  
SENATE BILL NO. 297, BY SENATOR LARRY TEAGUE,  
SENATE BILL NO. 833, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 922, BY SENATOR MICHAEL LAMOUREUX,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 4:40 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) LINDA CHESTERFIELD  
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 278  
SENATE BILL NO. 284  
SENATE BILL NO. 285  
SENATE BILL NO. 286  
SENATE BILL NO. 287  
SENATE BILL NO. 288  
SENATE BILL NO. 289  
SENATE BILL NO. 805  
SENATE BILL NO. 256  
SENATE BILL NO. 297  
SENATE BILL NO. 833  
SENATE BILL NO. 922

RECEIVED the above papers from the Secretary of the Senate this 31st day of March 2011, at 4:40 p.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) Rebecca Rains  
Secretary

Senate Bill No. 247 was returned from the House as passed as amended.

On motion of Senator Madison, Senate Bill No. 247 was ordered re-referred to the Committee on JUDICIARY.

Senate Bill No. 213 was returned from the House as passed and ordered enrolled.

Senate Bill No. 249 was returned from the House as passed and ordered enrolled.

Senate Bill No. 257 was returned from the House as passed and ordered enrolled.

Senate Bill No. 258 was returned from the House as passed and ordered enrolled.

Senate Bill No. 303 was returned from the House as passed and ordered enrolled.

Senate Bill No. 318 was returned from the House as passed and ordered enrolled.

Senate Bill No. 320 was returned from the House as passed and ordered enrolled.

Senate Bill No. 329 was returned from the House as passed and ordered enrolled.

Senate Bill No. 337 was returned from the House as passed and ordered enrolled.

Senate Bill No. 353 was returned from the House as passed and ordered enrolled.

Senate Bill No. 527 was returned from the House as passed and ordered enrolled.

Senate Bill No. 638 was returned from the House as passed and ordered enrolled.

Senate Bill No. 663 was returned from the House as passed and ordered enrolled.

Senate Bill No. 702 was returned from the House as passed and ordered enrolled.

Senate Bill No. 731 was returned from the House as passed and ordered enrolled.

Senate Bill No. 733 was returned from the House as passed and ordered enrolled.

Senate Bill No. 762 was returned from the House as passed and ordered enrolled.

Senate Bill No. 780 was returned from the House as passed and ordered enrolled.

Senate Bill No. 793 was returned from the House as passed and ordered enrolled.

Senate Bill No. 806 was returned from the House as passed and ordered enrolled.

Senate Bill No. 811 was returned from the House as passed and ordered enrolled.

Senate Bill No. 839 was returned from the House as passed and ordered enrolled.

Senate Bill No. 863 was returned from the House as passed and ordered enrolled.

Senate Bill No. 897 was returned from the House as passed and ordered enrolled.

SENATE BILLS TRANSMITTED TO THE HOUSE

AS PASSED

SENATE BILL NO. 28  
SENATE BILL NO. 104  
SENATE BILL NO. 211  
SENATE BILL NO. 283  
SENATE BILL NO. 343  
SENATE BILL NO. 597  
SENATE BILL NO. 641  
SENATE BILL NO. 620  
SENATE BILL NO. 667  
SENATE BILL NO. 732  
SENATE BILL NO. 752  
SENATE BILL NO. 837

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED

HOUSE BILL NO. 1017  
HOUSE BILL NO. 1024  
HOUSE BILL NO. 1050  
HOUSE BILL NO. 1126

HOUSE BILL NO. 1194  
HOUSE BILL NO. 1195  
HOUSE BILL NO. 1225  
HOUSE BILL NO. 1232  
HOUSE BILL NO. 1263  
HOUSE BILL NO. 1311  
HOUSE BILL NO. 1347  
HOUSE BILL NO. 1355  
HOUSE BILL NO. 1356  
HOUSE BILL NO. 1375  
HOUSE BILL NO. 1378  
HOUSE BILL NO. 1379  
HOUSE BILL NO. 1380  
HOUSE BILL NO. 1382  
HOUSE BILL NO. 1401  
HOUSE BILL NO. 1544  
HOUSE BILL NO. 1592  
HOUSE BILL NO. 1701  
HOUSE BILL NO. 1812  
HOUSE BILL NO. 1855  
HOUSE BILL NO. 1865  
HOUSE BILL NO. 1947  
HOUSE BILL NO. 1975  
HOUSE BILL NO. 1998  
HOUSE BILL NO. 2047  
HOUSE BILL NO. 2054  
HOUSE BILL NO. 2068  
HOUSE BILL NO. 2078  
HOUSE BILL NO. 2094  
HOUSE BILL NO. 2118  
HOUSE BILL NO. 2119  
HOUSE BILL NO. 2157  
HOUSE BILL NO. 2160  
HOUSE BILL NO. 2171  
HOUSE BILL NO. 2178  
HOUSE BILL NO. 2202  
HOUSE BILL NO. 2207  
HOUSE BILL NO. 2219

HOUSE BILL NO. 2225

HOUSE BILLS RETURNED TO THE HOUSE

AS PASSED AS AMENDED

HOUSE BILL NO. 1859 AS AMENDED NO. 1

HOUSE BILL NO. 2045 AS AMENDED NOS. 1 & 2

HOUSE JOINT RESOLUTION RETURNED

TO THE HOUSE AS CONCURRED IN

HOUSE JOINT RESOLUTION NO. 1001

HOUSE CONCURRENT RESOLUTION RETURNED

TO THE HOUSE AS CONCURRED IN

HOUSE CONCURRENT RESOLUTION NO. 1008

HOUSE BILL RETURNED TO THE HOUSE

AS REQUESTED

HOUSE BILL NO. 1976

HOUSE BILL RETURNED TO THE HOUSE  
HAVING FAILED TO PASS  
HOUSE BILL NO. 2029

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 11  
SENATE BILL NO. 21  
SENATE BILL NO. 25  
SENATE BILL NO. 50  
SENATE BILL NO. 81  
SENATE BILL NO. 101  
SENATE BILL NO. 148  
SENATE BILL NO. 184  
SENATE BILL NO. 187  
SENATE BILL NO. 188  
SENATE BILL NO. 189  
SENATE BILL NO. 190  
SENATE BILL NO. 198  
SENATE BILL NO. 200  
SENATE BILL NO. 210  
SENATE BILL NO. 213  
SENATE BILL NO. 229  
SENATE BILL NO. 249  
SENATE BILL NO. 256  
SENATE BILL NO. 257  
SENATE BILL NO. 258  
SENATE BILL NO. 266  
SENATE BILL NO. 277  
SENATE BILL NO. 278  
SENATE BILL NO. 279  
SENATE BILL NO. 280  
SENATE BILL NO. 281  
SENATE BILL NO. 282  
SENATE BILL NO. 284  
SENATE BILL NO. 285  
SENATE BILL NO. 286

SENATE BILL NO. 287  
SENATE BILL NO. 288  
SENATE BILL NO. 289  
SENATE BILL NO. 297  
SENATE BILL NO. 303  
SENATE BILL NO. 318  
SENATE BILL NO. 320  
SENATE BILL NO. 328  
SENATE BILL NO. 329  
SENATE BILL NO. 337  
SENATE BILL NO. 353  
SENATE BILL NO. 527  
SENATE BILL NO. 638  
SENATE BILL NO. 663  
SENATE BILL NO. 702  
SENATE BILL NO. 718  
SENATE BILL NO. 731  
SENATE BILL NO. 733  
SENATE BILL NO. 759  
SENATE BILL NO. 762  
SENATE BILL NO. 780  
SENATE BILL NO. 790  
SENATE BILL NO. 791  
SENATE BILL NO. 793  
SENATE BILL NO. 805  
SENATE BILL NO. 806  
SENATE BILL NO. 811  
SENATE BILL NO. 833  
SENATE BILL NO. 839  
SENATE BILL NO. 855  
SENATE BILL NO. 863  
SENATE BILL NO. 897  
SENATE BILL NO. 922  
SENATE BILL NO. 930  
SENATE BILL NO. 958

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AS AMENDED

SENATE BILL NO. 247 AS AMENDED NOS. 1 & 2  
SENATE BILL NO. 339 AS AMENDED NO. 1  
SENATE BILL NO. 677 AS AMENDED NO. 1

SENATE JOINT RESOLUTION RETURNED FROM THE HOUSE  
HAVING FAILED TO CONCUR

SENATE JOINT RESOLUTION NO. 5

SENATE BILL RETURNED FROM THE HOUSE AS REQUESTED

SENATE BILL NO. 896

HOUSE BILLS TRANSMITTED TO THE SENATE  
AS PASSED

HOUSE BILL NO. 1226  
HOUSE BILL NO. 1818  
HOUSE BILL NO. 1826  
HOUSE BILL NO. 1832  
HOUSE BILL NO. 1310  
HOUSE BILL NO. 1322  
HOUSE BILL NO. 1364  
HOUSE BILL NO. 1920

On motion of Senator Bookout, the Senate adjourned until 10:00 a.m., Friday, April 1, 2011.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE