

**TWENTY-FIFTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas

February 7, 2013

The House was called to order at 1:30 p.m. by Mr. Carter, the Speaker. The following members answered to the roll call:

Alexander, Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, Burris, Carnine, Catlett, Clemmer, Collins, Cozart, Dale, Davis, Deffenbaugh, Dickinson, Dotson, C. Douglas, D. Douglas, Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, Smith, Steel, Talley, Thompson, Vines, Wagner, Wardlaw, Westerman, Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright, Mr. Speaker.

Total96

The following member(s) was absent and did not answer to the roll call:
Copenhaver, Hillman, Walker, Williams.

Total4

A quorum was present.

Unanimous leave was granted for Representative(s) Hillman, Walker, Williams.

The House stood and was led in prayer by Reverend Bruce Tippit, Pastor, First Baptist Church, Jonesboro, Arkansas.

The House stood and gave the Pledge of Allegiance to the Flag.

The reading of the Journal of yesterday's proceedings was dispensed with.

COMMITTEE REPORT

EDUCATION	February 7, 2013
	JAMES MCLEAN
	CHAIRPERSON
HOUSE BILL NO. 1230	DO PASS
BY REPRESENTATIVE RATLIFF	
SENATE BILL NO. 93	DO PASS
BY SENATOR CHESTERFIELD	AS AMENDED # 1

COMMITTEE REPORT

JUDICIARY	February 7, 2013
	MARSHALL WRIGHT
	CHAIRPERSON
HOUSE BILL NO. 1241	DO PASS
BY REPRESENTATIVE STEEL	

COMMITTEE REPORT

JUDICIARY	February 7, 2013
	JOHN T. VINES
	VICE CHAIRPERSON
HOUSE BILL NO. 1242	DO PASS
BY REPRESENTATIVE STEEL	
HOUSE BILL NO. 1253	DO PASS
BY REPRESENTATIVE WRIGHT	
HOUSE BILL NO. 1254	DO PASS
BY REPRESENTATIVE WRIGHT	

COMMITTEE REPORT

PUBLIC HEALTH, WELFARE AND LABOR	February 7, 2013
	JOHN BURRIS
	CHAIRPERSON
SENATE BILL NO. 134	DO PASS
BY SENATOR RAPERT	AS AMENDED # 1, # 2

Upon motion of Representative Nickels, **HOUSE BILL NO. 1145** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1145

Amend **HOUSE BILL NO. 1145** as originally introduced:

Page 1, line 11, Delete "REPEAL" and substitute "LIMIT"

AND

Page 1, line 13, Delete "COMMUNITY-BASED FOR-PROFIT" and substitute "COMMUNITY-BASED NOT-FOR-PROFIT"

AND

Page 1, line 19, Delete "REPEAL" and substitute "LIMIT"

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 14-174-107 is amended to read as follows:

14-174-107. ~~Services~~ Economic and industrial development management contracts – Definitions – Annual reports.

(a) ~~To secure obtain~~ professional economic and industrial development management expertise, ~~local governments are authorized to~~ a local government may contract for such services with a community-based not-for-profit economic development corporation that does not during the term of the contract:

(1) Make, as defined in § 7-6-201, a contribution, an expenditure, or an independent expenditure to a candidate for elective office; or

(2) Make a contribution to:

(A) An approved political action committee or a prohibited political action committee as those terms are defined in § 7-6-201; or

(B) A ballot question committee or legislative question committee as those terms are defined in § 7-9-402.

(b) ~~For the purposes of~~ As used in this section;

(1) ~~"management"~~ "Management" means:

(A) ~~economic~~ Economic and industrial development planning, marketing, advertising, public relations, and supervision;

(B) ~~and operation~~ The operation of industrial parks or other ~~such~~ properties for industrial development or economic development purposes; and

(C) The negotiation of contracts for:

(i) ~~the~~ The sale or lease of such industrial parks and other properties operated for industrial development or economic development purposes, and; or

(ii) ~~such other~~ Other operating expenses as the governing body may deem local government considers necessary, convenient, or appropriate. for industrial development or economic development purposes; and

(2) A ~~“community-based~~ “Community-based not-for-profit economic development corporation” means an organization formed ~~for the same or similar to~~ achieve the purposes as these contained in this subchapter, ~~which and~~ and may be include a chamber of commerce, an industrial development corporation, or a similar corporation.

(c)(1) A community-based not-for-profit economic development corporation that provides services to a local government under a contract authorized by this section shall file an annual report with the local government on or before January 31 each year.

(2) The annual report shall describe the corporation's activities, disbursements, and expenditures under the contract for the preceding calendar year."

/s/ James E. Nickels

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Hammer, **HOUSE BILL NO. 1193** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1193

Amend **HOUSE BILL NO. 1193** as originally introduced:

Page 2, delete lines 4 through 16, and substitute the following:

“a sale of real or personal property under judicial decree, the fee awarded to the circuit clerk’s office under this section shall be:

(A) Collected by the circuit clerk and paid into the county treasury to the credit of a fund to be known as the “circuit clerk commissioner’s fee fund”; and

(B) Used exclusively by the circuit clerk’s office for the following purposes and in the following order:

(i) To offset administrative costs associated with the performance of the commissioner’s duties; and

(ii) For general operational expenses of the office of circuit clerk.

(2) Moneys deposited into the fund shall be appropriated and expended for the uses designated in this section by the quorum court at the direction of the circuit clerk.”

/s/ Kim Hammer

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Hammer, **HOUSE BILL NO. 1245** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1245

Amend **HOUSE BILL NO. 1245** as originally introduced:

Page 2, line 13, delete “~~, with confirmation by the quorum~~” and substitute “, with confirmation by the quorum”

AND

Page 2, line 14, delete “~~court~~” and substitute “court”

AND

Page 2, line 14, delete “~~district,~~” and substitute “district,”

AND

Page 2, line 16, delete “~~, with confirmation by the governing body~~” and substitute “, with confirmation by the governing body”

AND

Page 2, line 18, delete “~~district,~~” and substitute “district,”

/s/ Kim Hammer

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Broadway, **HOUSE BILL NO. 1110** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1110

Amend **HOUSE BILL NO. 1110** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 3-2-210 is amended to read as follows:

3-2-210. Authority of enforcement ~~agents~~ agent — Deputy Director of Education — Law enforcement officer.

(a) The right of any enforcement agent, ~~or law enforcement officer,~~ or the Deputy Director of Education of the Alcoholic Beverage Control Division, when duly

designated by the Director of the Alcoholic Beverage Control Enforcement Division, to enter, ~~search,~~ inspect records, and seize contraband in or on any licensed premises shall be deemed to be a condition of the license or permit to sell alcoholic beverages granted by this state.

(b) ~~All~~ A duly designated enforcement ~~agents~~ agent or the deputy director shall have all powers, rights, and protection provided to all other law enforcement officers by the laws of this state, specifically including the power of arrest and service of warrants and the right to bear arms in the line of duty."

/s/ Mary Broadaway

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Fielding, **HOUSE RESOLUTION NO. 1008** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1008

Amend **HOUSE RESOLUTION NO. 1008** as originally introduced:
Page 1, line 34, delete "Jones" and substitute "James"

/s/ David Fielding

The Amendment was read and adopted by more than 51 votes.

/s/ Mrs. Sherri Stacks
Chief Clerk

ENGROSSED BILL REPORTS

DAVY CARTER, CHAIRPERSON

February 7, 2013

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1145 – TITLE – BY REPRESENTATIVE NICKELS

HOUSE BILL NO. 1193 BY REPRESENTATIVE HAMMER

HOUSE BILL NO. 1245 BY REPRESENTATIVE HAMMER

HOUSE RESOLUTION

NO. 1008 BY REPRESENTATIVE FIELDING

SENATE BILL NO. 125 – TITLE – BY SENATOR B. PIERCE (JEAN)

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1145

BY: REPRESENTATIVE NICKELS

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING ECONOMIC DEVELOPMENT AND INDUSTRIAL DEVELOPMENT SERVICES CONTRACTS; TO LIMIT THE AUTHORITY OF LOCAL GOVERNMENTS TO CONTRACT WITH A COMMUNITY-BASED NOT-FOR-PROFIT ECONOMIC DEVELOPMENT CORPORATION FOR ECONOMIC AND INDUSTRIAL DEVELOPMENT MANAGEMENT SERVICES; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 125

BY: SENATORS B. PIERCE, BURNETT, BLEDSOE, BOOKOUT, CALDWELL, E. CHEATHAM, A. CLARK, J. HENDREN, HESTER, HOLLAND, MALOCH, RAPERT, G. STUBBLEFIELD, R. THOMPSON, J. WOODS

BY: REPRESENTATIVE JEAN

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE INCENTIVES FOR CONVERTING DIESEL-POWERED MOTOR VEHICLES AND GASOLINE-POWERED MOTOR VEHICLES TO MOTOR VEHICLES POWERED BY COMPRESSED NATURAL GAS OR PROPANE GAS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Upon motion of Representative Jean, **SENATE BILL NO. 125** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 125

Amend **SENATE BILL NO. 125** as engrossed,
S1/31/13 (version: 01/31/2013 11:57:11 AM):

Add Representative Jean as a cosponsor of the bill

AND

Page 6, delete lines 3 through 8, and substitute the following:

"(f) The rebate to be awarded by the department is ~~seventy-five~~ the lesser of:

(1) Seventy-five percent (75%) of the cost for the differential costs, conversion kit, and incremental costs of converting a diesel-powered motor vehicle or gasoline-powered motor vehicle to a dedicated or compressed natural gas motor vehicle, bi-fuel compressed natural gas school bus motor vehicle, dedicated propane gas motor vehicle, or bi-fuel propane gas motor vehicle; or

(2) As determined by weight:

(A) Five thousand dollars (\$5,000) for a motor vehicle with a gross vehicle weight rating that does not exceed eight thousand five hundred pounds (8,500 lbs.);

(B) Eight thousand dollars (\$8,000) for a motor vehicle with a gross vehicle weight rating that is more than eight thousand five hundred pounds (8,500 lbs.) but does not exceed fourteen thousand pounds (14,000 lbs.);

(C) Twenty thousand dollars (\$20,000) for a motor vehicle with a gross weight rating that is more than fourteen thousand pounds (14,000 lbs.) but does not exceed twenty-six thousand pounds (26,000 lbs.); or

(D) Thirty-two thousand dollars (\$32,000) for a motor vehicle with a gross vehicle weight rating of more than twenty-six thousand pounds (26,000 lbs.)."

/s/ Lane Jean

The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Farrer, Fielding, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McLean, McGill, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Eubanks, Ferguson, Fite, Hillman, Walker, Williams, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

Necessary to the adoption of the amendment.....51

So the Amendment was adopted.

/s/ Mrs. Sherri Stacks
Chief Clerk

HOUSE RESOLUTION NO. 1002

BY: REPRESENTATIVE CARTER

TO COMMEMORATE THE 100TH ANNIVERSARY OF THE STATE BANK DEPARTMENT IN ARKANSAS.

THE RESOLUTION WAS READ AND ADOPTED BY MORE THAN 51 VOTES.

Morning Hour Expired.

HOUSE BILL NO. 1195

BY: REPRESENTATIVE VINES

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Barnett, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Baird, Bell, J. Edwards, Hickerson, Hillman, Walker, Williams, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the passage of the bill.....51

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

HOUSE BILL NO. 1244

BY: REPRESENTATIVE LAMPKIN

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Ferguson, Hillman, Walker, Williams, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

Total number voting in the affirmative.....95

Necessary to the passage of the bill.....51

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

SENATE BILL NO. 107

BY: SENATOR U. LINDSEY

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total	95
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Hillman, Rice, Walker, Williams, Mr. Speaker.	
Total	5
VOTING PRESENT:	
Total	0
Total number of votes cast.....	95
Total number voting in the affirmative	95
Necessary to the passage of the bill	51

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

SENATE BILL NO. 55

BY: SENATOR J. WOODS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total93

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Carnine, Hickerson, Hillman, Rice, Walker, Williams, Mr. Speaker.

Total7

VOTING PRESENT:

Total0

Total number of votes cast.....93

Total number voting in the affirmative93

Necessary to the passage of the bill51

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

SENATE BILL NO. 96

BY: SENATOR J. WOODS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Catlett, Clemmer, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Hawthorne, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Lowery, Magie, S. Malone, Mayberry, McCrary, McGill, McLean, D. Meeks, S. Meeks, Murdock, Neal, Nickels, B. Overbey, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, H. Wilkins, Womack, Word, Wren, Wright.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Baird, Collins, Harris, Hickerson, Hillman, Love, McElroy, Miller, Payton, Walker, B. Wilkins, Williams, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Total number voting in the affirmative87

Necessary to the passage of the bill51

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

SENATE BILL NO. 70

BY: SENATOR TEAGUE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Alexander, D. Altes, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadaway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, C. Douglas, D. Douglas, J. Edwards, Eubanks, Farrer, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Love, Lowery, Magie, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Miller, Murdock, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Ferguson, Fielding, Hillman, Linck, S. Malone, Neal, Walker, Williams, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

Leave was granted to pass over **SENATE BILL NO. 155**.

SENATE BILL NO. 156

BY: JOINT BUDGET COMMITTEE

Was read the third time and placed on final passage, the question being shall the Bill pass and shall the Emergency Clause be adopted. The vote was as follows:

AFFIRMATIVE: Alexander, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Altes, C. Douglas, Hillman, Miller, Walker, Westerman, Williams, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the passage of the bill75

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

There being an Emergency Clause attached to **SENATE BILL NO. 156**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: Alexander, C. Armstrong, E. Armstrong, Baine, Baird, Ballinger, Baltz, Barnett, Bell, Biviano, Bragg, Branscum, Broadway, J. Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, J. Dickinson, Dotson, D. Douglas, J. Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hobbs, Hodges, Holcomb, Hopper, House, Hutchison, Jean, Jett, Julian, Kerr, Kizzia, Lampkin, Lea, Leding, Lenderman, Linck, Love, Lowery, Magie, S. Malone, Mayberry, McCrary, McElroy, McGill, McLean, D. Meeks, S. Meeks, Murdock, Neal, Nickels, B. Overbey, Payton, Perry, Ratliff, Rice, Richey, Sabin, Scott, Shepherd, Slinkard, F. Smith, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, D. Whitaker, B. Wilkins, H. Wilkins, Womack, Word, Wren, Wright.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Altes, C. Douglas, Hillman, Miller, Walker, Westerman, Williams, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast92

Total number voting in the affirmative92

Necessary to the adoption of the emergency clause.....67

So the Emergency Clause was adopted.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1195	BY REPRESENTATIVE VINES
HOUSE BILL NO. 1244	BY REPRESENTATIVE LAMPKIN

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 55 AS AMENDED #1	BY SENATOR J. WOODS
SENATE BILL NO. 70	BY SENATOR TEAGUE
SENATE BILL NO. 96	BY SENATOR J. WOODS
SENATE BILL NO. 107	BY SENATOR U. LINDSEY
SENATE BILL NO. 156	BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1013 AS AMENDED # 1	BY REPRESENTATIVE J. EDWARDS
HOUSE BILL NO. 1015	BY REPRESENTATIVE HARRIS
HOUSE BILL NO. 1020	BY REPRESENTATIVE JETT
HOUSE BILL NO. 1100	BY REPRESENTATIVE B. WILKINS
HOUSE BILL NO. 1133	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1134	BY REPRESENTATIVE EUBANKS
HOUSE BILL NO. 1146	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1147	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1148	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1149	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1150	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1162	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1163	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1222	BY JOINT BUDGET COMMITTEE

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 42	BY SENATOR MALOCH
SENATE BILL NO. 57	BY SENATOR J. WOODS
SENATE BILL NO. 92	BY SENATOR HICKEY
SENATE BILL NO. 139	BY SENATOR K. INGRAM
SENATE BILL NO. 168	BY SENATOR D. JOHNSON
SENATE BILL NO. 207	BY SENATOR MALOCH
SENATE BILL NO. 219	BY SENATOR R. THOMPSON
SENATE BILL NO. 237	BY SENATOR HESTER
SENATE BILL NO. 242	BY SENATOR IRVIN

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

February 7, 2013

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

HOUSE BILL NO. 1015	BY REPRESENTATIVE HARRIS
HOUSE BILL NO. 1020	BY REPRESENTATIVE JETT, ET AL
HOUSE BILL NO. 1100	BY REPRESENTATIVE B. WILKINS, ET AL
HOUSE BILL NO. 1126	BY REPRESENTATIVE KERR, ET AL
HOUSE BILL NO. 1133	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1134	BY REPRESENTATIVE EUBANKS, ET AL
HOUSE BILL NO. 1146	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1147	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1148	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1149	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1150	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1162	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1163	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1222	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 1:40 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Davy Carter,
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1015	BY REPRESENTATIVE HARRIS
HOUSE BILL NO. 1020	BY REPRESENTATIVE JETT, ET AL
HOUSE BILL NO. 1100	BY REPRESENTATIVE B. WILKINS, ET AL
HOUSE BILL NO. 1126	BY REPRESENTATIVE KERR, ET AL
HOUSE BILL NO. 1133	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1134	BY REPRESENTATIVE EUBANKS, ET AL
HOUSE BILL NO. 1146	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1147	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1148	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1149	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1150	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1162	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1163	BY JOINT BUDGET COMMITTEE
HOUSE BILL NO. 1222	BY JOINT BUDGET COMMITTEE

/s/ Mike Beebe - Governor

TIME: 1:40 p.m.

By: Sarah Agee

HOUSE BILL NO. 1266

BY: REPRESENTATIVES DALE, CATLETT, EUBANKS

BY: SENATOR G. STUBBLEFIELD

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE A SALES AND USE TAX EXEMPTION FOR CONSTRUCTION MATERIALS PURCHASED TO CONSTRUCT, REPAIR, OR REMODEL A FACILITY TO BE USED BY AN EXEMPT ENTITY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on REVENUE AND TAXATION.

HOUSE BILL NO. 1267

BY: REPRESENTATIVES KERR, BRANSCUM, CARNINE, CLEMMER, COZART, FERGUSON, GILLAM, GOSSAGE, HOBBS, LEDING, LINCK, LOWERY, MAGIE, SABIN

BY: SENATORS J. DISMANG, HOLLAND, J. HUTCHINSON, J. KEY, RAPERT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE A PRIOR APPROVAL PROCESS FOR EXPERIMENTAL AND INVESTIGATIONAL SURGICAL PROCEDURES AND MEDICAL DEVICES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE BILL NO. 1268

BY: REPRESENTATIVE CATLETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE AUTHORITY OF FIRE DEPARTMENTS IN RESPONDING TO HIGHWAY EMERGENCIES; TO PROVIDE FOR RECOVERY OF COSTS IN RESPONDING TO EMERGENCIES; TO CLARIFY ENVIRONMENTAL RESTORATION UNDER MINIMUM LIABILITY INSURANCE COVERAGE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1269

BY: REPRESENTATIVE CATLETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW A CONCEALED HANDGUN LICENSEE TO KEEP A HANDGUN IN HIS OR HER LOCKED VEHICLE ON HIS OR HER EMPLOYER'S PARKING LOT; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1270

BY: REPRESENTATIVE CATLETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REPEAL THE REQUIREMENT FOR TUBERCULOSIS SCREENING FOR PUBLIC SCHOOL EMPLOYEES AND VOLUNTEERS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on EDUCATION.

HOUSE BILL NO. 1271

BY: REPRESENTATIVE CATLETT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO INCREASE THE LOOKBACK PERIOD ALLOWABLE FOR THE SEIZURE OF A PERSON'S MOTOR VEHICLE WHEN HE OR SHE IS CONVICTED OF DRIVING WHILE INTOXICATED, FOURTH OFFENSE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on JUDICIARY.

HOUSE BILL NO. 1272

BY: REPRESENTATIVE HICKERSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING VEHICULAR SIZE AND LOAD REGULATIONS FOR TRANSPORTATION; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC TRANSPORTATION.

HOUSE BILL NO. 1273

BY: REPRESENTATIVE HICKERSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING THE OPERATION OF ALL-TERRAIN VEHICLES BY MUNICIPAL PUBLIC SAFETY OFFICIALS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC TRANSPORTATION.

HOUSE BILL NO. 1274

BY: REPRESENTATIVE HICKERSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING THE OPERATION OF GOLF CARTS ON CITY STREETS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC TRANSPORTATION.

HOUSE BILL NO. 1275

BY: REPRESENTATIVE WARDLAW

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING NOTICE OF AN APPLICATION TO SELL ALCOHOLIC BEVERAGES AT A RETAIL BUSINESS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on RULES.

HOUSE BILL NO. 1276

BY: REPRESENTATIVE D. DOUGLAS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW FOR AN ALTERNATE METHOD OF DISBURSEMENT OF SERVICE CHARGES FOR EMERGENCY MEDICAL SERVICE AREAS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1277

BY: REPRESENTATIVE D. DOUGLAS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW COUNTIES AN ADDITIONAL METHOD OF SELLING COUNTY PROPERTY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1278

BY: REPRESENTATIVE D. DOUGLAS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ALLOW ADDITIONAL EXEMPTIONS FROM THE COUNTY BIDDING REQUIREMENTS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1279

BY: REPRESENTATIVE D. DOUGLAS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE AN ALTERNATIVE METHOD FOR COUNTIES TO RECOVER COSTS RELATED TO REMEDIATING UNSANITARY CONDITIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

SENATE BILL NO. 42

BY: SENATOR MALOCH

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ADD A MEMBER TO THE ARKANSAS LEGISLATIVE TASK FORCE ON ABUSED AND NEGLECTED CHILDREN; TO EXTEND THE ARKANSAS LEGISLATIVE TASK FORCE ON ABUSED AND NEGLECTED CHILDREN UNTIL 2015; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

SENATE BILL NO. 57

BY: SENATOR J. WOODS

BY: REPRESENTATIVE NEAL

A BILL FOR AN ACT TO BE ENTITLED AN ACT REGARDING THE SEX OFFENDER REGISTRATION ACT OF 1997; REGARDING THE REQUIREMENTS OF REGISTERING AS A SEX OFFENDER; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 92

BY: SENATORS HICKEY, CALDWELL, A. CLARK, J. DISMANG, J. ENGLISH, HESTER, IRVIN, MALOCH, RAPERT, G. STUBBLEFIELD, TEAGUE, E. WILLIAMS, J. WOODS

BY: REPRESENTATIVES HICKERSON, HAWTHORNE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LIMITATIONS PERIOD FOR CERTAIN SEX CRIMES INVOLVING MINORS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 139

BY: SENATOR K. INGRAM

BY: REPRESENTATIVE PERRY

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REVISE THE PROCEDURE FOR CURING A DEFICIENCY IN BOND PAYMENTS BY A SCHOOL DISTRICT; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 168

BY: SENATOR D. JOHNSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING PAYMENT FOR COLLABORATIVE HYGIENE SERVICES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE AND COMMERCE.

SENATE BILL NO. 207

BY: SENATORS MALOCH, R. THOMPSON**BY: REPRESENTATIVE WILLIAMS**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARTICLE 4A OF THE UNIFORM COMMERCIAL CODE AS ADOPTED IN ARKANSAS TO REGULATE CERTAIN REMITTANCE TRANSFERS THAT WOULD OTHERWISE BE UNREGULATED BY EITHER ARTICLE 4A OR THE FEDERAL ELECTRONIC FUNDS TRANSFER ACT; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 219

BY: SENATORS R. THOMPSON, D. JOHNSON**BY: REPRESENTATIVES VINES, BROADAWAY, KIZZIA, D. WHITAKER**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARTICLE 9 OF THE UNIFORM COMMERCIAL CODE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 237

BY: SENATORS HESTER, J. HUTCHINSON, D. SANDERS

BY: REPRESENTATIVES STEEL, DOTSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT REGARDING THE ADMINISTRATION OF A LETHAL INJECTION AT THE DEPARTMENT OF CORRECTION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 242

BY: SENATORS IRVIN, RAPERT, ELLIOTT

BY: REPRESENTATIVES D. MEEKS, LEDING

A BILL FOR AN ACT TO BE ENTITLED AN ACT ESTABLISHING THE HUMAN TRAFFICKING ACT OF 2013; CONCERNING THE OFFENSE OF HUMAN TRAFFICKING; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Upon motion of Representative Duncan Baird, the House adjourned at 3:06 p.m. until 10:00 a.m., Friday, February 8, 2013.

ATTEST:

Davy Carter
Speaker of the House of Representatives

Sherri Stacks
Chief Clerk