

**THIRTY-EIGHTH DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES**

Little Rock, Arkansas

February 20, 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, Broadaway, Burris, Carnine, Catlett, Clemmer, Collins, Copenhaver, Cozart, Dale, Davis, Deffenbaugh, Dickinson, Dotson, C. Douglas, D. Douglas, Edwards, Eubanks, Farrer, Ferguson, Fielding, Fite, Gillam, Gossage, Hammer, Harris, Hawthorne, Hickerson, Hillman, 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, Walker, Wardlaw, Westerman, Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright, Mr. Speaker.

Total100

The following member(s) was absent and did not answer to the roll call:

Total0

A quorum was present.

The House stood and was led in prayer by Bishop Carlton Wing, North Little Rock Church of Jesus Christ of the Latter Day Saints, North Little Rock, 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

	February 20, 2013
AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS	DAVID MEEKS CHAIRPERSON
HOUSE BILL NO. 1013 BY REPRESENTATIVE J. EDWARDS	DO PASS CONCUR IN SENATE AMENDMENT #1
HOUSE BILL NO. 1363 BY REPRESENTATIVE HOBBS	DO PASS
HOUSE RESOLUTION NO. 1014 BY REPRESENTATIVE WORD	DO PASS AS AMENDED #1

COMMITTEE REPORT

	February 20, 2013
AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT	MATTHEW SHEPHERD CHAIRPERSON
HOUSE RESOLUTION NO. 1012 BY REPRESENTATIVE T. THOMPSON	DO PASS

COMMITTEE REPORT

	February 20, 2013
CITY, COUNTY AND LOCAL AFFAIRS	DAVID FIELDING CHAIRPERSON
HOUSE BILL NO. 1251 BY REPRESENTATIVE SABIN	DO PASS
HOUSE BILL NO. 1392 BY REPRESENTATIVE MAGIE	DO PASS

COMMITTEE REPORT

	February 20, 2013
INSURANCE AND COMMERCE	TOMMY WREN CHAIRPERSON
SENATE BILL NO. 151 BY SENATOR J. DISMANG	DO PASS
SENATE BILL NO. 206 BY SENATOR J. HUTCHINSON	DO PASS

COMMITTEE REPORT

	February 20, 2013
STATE AGENCIES AND GOVERNMENTAL AFFAIRS	ANDREA LEA CHAIRPERSON
HOUSE BILL NO. 1308 BY REPRESENTATIVE WILLIAMS	DO PASS
HOUSE BILL NO. 1328 BY REPRESENTATIVE H. WILKINS	DO PASS

COMMITTEE REPORT

	February 20, 2013
RULES	STEPHANIE MALONE CHAIRPERSON
HOUSE BILL NO. 1368 BY REPRESENTATIVE VINES	DO PASS
SENATE BILL NO. 227 BY SENATOR FILES	DO PASS

COMMITTEE REPORT

	February 20, 2013
JOINT BUDGET	DUNCAN BAIRD CHAIRPERSON
HOUSE BILL NO. 1073 BY JOINT BUDGET COMMITTEE	DO PASS
HOUSE BILL NO. 1077 BY JOINT BUDGET COMMITTEE	DO PASS
HOUSE BILL NO. 1082 BY JOINT BUDGET COMMITTEE	DO PASS
HOUSE BILL NO. 1084 BY JOINT BUDGET COMMITTEE	DO PASS

COMMITTEE REPORT

	February 20, 2013
JOINT COMMITTEE ON PUBLIC RETIREMENT AND SOCIAL SECURITY PROGRAMS	ALLEN KERR CHAIRPERSON
SENATE BILL NO. 195	DO PASS
BY SENATOR R. THOMPSON	

COMMITTEE REPORT

	February 20, 2013
JOINT COMMITTEE ON ENERGY	DAVID L. BRANSCUM CHAIRPERSON
HOUSE BILL NO. 1386	DO PASS
BY REPRESENTATIVE RICE	

Upon motion of Representative Catlett, **HOUSE BILL NO. 1194** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1194

Amend **HOUSE BILL NO. 1194** as originally introduced:

Page 5, delete line 9 and substitute the following language:

“the board shall remain in effect unless adjusted by the board;

(B) The multiplier rate for noncontributory service shall not be less than five-tenths of one percent (0.5%) or higher than one and thirty-nine hundredths percent (1.39%);”

AND

Page 5, line 10, delete “(B)” and substitute “(C)”

AND

Page 5, line 12, delete “(C)” and substitute “(D)”

AND

Page 5, line 14, delete “(D)” and substitute “(E)”

AND

Page 5, line 17, delete “(E)” and substitute “(F)”

AND

Page 5, line 20, delete “(F)” and substitute “(G)”

AND

Page 5, delete lines 22 through 24

AND

Page 5, line 25, delete “(ii)” and substitute “(i)”

AND

Page 5, line 28, delete “(iii)” and substitute “(ii)”

AND

Page 6, delete lines 1 through 3 and substitute the following language:

“the system’s actuary certifies to the board that the amortization period exceeds thirty (30) years and that in order to address an amortization period in excess of thirty (30) years to pay the unfunded liabilities of the system, the board determines that the multiplier rate for contributory service should be reduced.”

/s/ John Catlett

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative D. Douglas, **HOUSE BILL NO. 1278** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1278

Amend **HOUSE BILL NO. 1278** as originally introduced:

Page 1, delete lines 22 through 24 entirely

AND

Page 1, line 25, delete “(23)” and substitute “(22)”

/s/ Dan Douglas

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Lenderman, **HOUSE BILL NO. 1231** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1231

Amend **HOUSE BILL NO. 1231** as engrossed,
H2/15/13 (version: 02/15/2013 9:35:28 AM)

Add a new section to read as follows:

"SECTION 1. Arkansas Code § 5-73-119(e), concerning defenses to carrying a handgun or firearm on school property, is amended to read as follows:

(e) It is a defense to prosecution under this section that at the time of the act of possessing a handgun or firearm:

(1) The person is in his or her own dwelling or place of business or on property in which he or she has a possessory or proprietary interest, except upon the property of a public or private institution of higher learning;

(2) The person is a law enforcement officer, correctional officer, or member of the armed forces acting in the course and scope of his or her official duties;

(3) The person is assisting a law enforcement officer, correctional officer, or member of the armed forces acting in the course and scope of his or her official duties pursuant to the direction or request of the law enforcement officer, correctional officer, or member of the armed forces;

(4) The person is a licensed security guard acting in the course and scope of his or her duties;

(5) The person is hunting game with a handgun or firearm that may be hunted with a handgun or firearm under the rules and regulations of the Arkansas State Game and Fish Commission or is en route to or from a hunting area for the purpose of hunting game with a handgun or firearm;

(6) The person is a certified law enforcement officer;

(7) The person is on a journey, unless the person is eighteen (18) years of age or ~~less~~ younger;

(8) The person is participating in a certified hunting safety course sponsored by the commission or a firearm safety course recognized and approved by the commission or by a state or national nonprofit organization qualified and experienced in firearm safety;

(9) The person is participating in a school-approved educational course or sporting activity involving the use of firearms; ~~or~~

(10) The person is a minor engaged in lawful marksmanship competition or practice or other lawful recreational shooting under the supervision of his or her parent, legal guardian, or other person twenty-one (21) years of age or older standing in loco parentis or is traveling to or from ~~this activity~~ a lawful marksmanship competition or practice or other lawful recreational shooting with an unloaded handgun or firearm accompanied by his or her parent, legal guardian, or other person twenty-one (21) years of age or older standing in loco parentis; or

(11) The person is authorized to carry a firearm or concealed handgun on school property under § 6-15-1303."

AND

Add a new section to read as follows:

"SECTION 2. Arkansas Code § 5-73-306(14), concerning the prohibition against carrying a concealed handgun on school property, is amended to read as follows:

(14) Any school, college, community college, or university campus building or event, unless;

(A) for For the purpose of participating in an authorized firearms-related activity; or

(B) Authorized to carry a concealed handgun on school property under § 6-15-1303;"

AND

Page 2, delete lines 35 and 36

AND

Page 3, delete line 1

AND

Page 3, line 2, delete "(G) Shall" and substitute "(F) Shall"

AND

Page 3, line 4, delete "(H) Shall" and substitute "(G) Shall"

AND

Page 3, delete lines 6 through 11, and substitute:

"(b) A contract under this section shall be canceled if the person contracted to provide the security under this section no longer holds a valid Arkansas license to carry a concealed handgun."

AND

Page 3, delete line 23, and substitute:

"employment does not affect the employee's other employment with the district."

(e) A person contracted to provide security under this section shall undergo

the standard psychological evaluation for law enforcement personnel and shall be subject to a background check."

AND

Renumber the sections accordingly

/s/ Homer Lenderman

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

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative Broadaway, **HOUSE BILL NO. 1265** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1265

Amend **HOUSE BILL NO. 1265** as originally introduced:

Page 2, delete line 17, and substitute:

"In the Circuit Court of County, Arkansas
Probate Division"

AND

Page 2, delete line 24, and substitute:

"deceased, with the clerk of the probate division of the circuit court of"

/s/ Mary Broadaway

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

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative D. Meeks, **HOUSE RESOLUTION NO. 1016** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1016

Amend **HOUSE RESOLUTION NO. 1016** as originally introduced:
Add Representatives House, Magie, S. Meeks as cosponsors of the resolution

/s/ David Meeks

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

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative D. Meeks, **HOUSE RESOLUTION NO. 1015** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE RESOLUTION NO. 1015

Amend **HOUSE RESOLUTION NO. 1015** as originally introduced:
Add Representatives House, Magie, S. Meeks as cosponsors of the resolution

/s/ David Meeks

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

/s/ Mrs. Sherri Stacks
Chief Clerk

Upon motion of Representative House, **HOUSE BILL NO. 1283** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1283

Amend **HOUSE BILL NO. 1283** as originally introduced:
Add Representatives D. Altes, J. Burris, Davis, Gillam, Gossage, Kerr, Lea, Leding, Nickels, Sabin, Slinkard, Wardlaw as cosponsors of the bill
AND

Page 1, delete lines 26 and 27 and substitute the following:

" (c)(1) If Except as provided in subdivision (c)(2) of this section, if any a person casting an absentee ballot dies before the polls open on election day, his or her vote shall not be counted.

(2) An absentee ballot cast by a member of the United States Armed Forces assigned to military duty outside of the United States shall be counted if he or she dies before the polls open on election day."

AND

Page 1, delete lines 29 through 31

/s/ Douglas House

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative D. Whitaker, **HOUSE BILL NO. 1250** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1250

Amend **HOUSE BILL NO. 1250** as engrossed,

H2/14/13 (version: 02/14/2013 9:52:44 AM)

Page 1, lines 8 through 11, delete the title and substitute:

"AN ACT AMENDING BATTERY IN THE SECOND DEGREE TO REFLECT WHEN INJURY TO ANOTHER PERSON OCCURS AS A RESULT OF DRIVING WHILE INTOXICATED; AND FOR OTHER PURPOSES."

AND

Page 1, lines 15 through 18, delete the subtitle and substitute:

"AMENDING BATTERY IN THE SECOND DEGREE TO REFLECT WHEN INJURY TO ANOTHER PERSON OCCURS AS A RESULT OF DRIVING WHILE INTOXICATED."

AND

Page 3, delete Section 2

/s/ David Whitaker

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

/s/ Mrs. Sherri Stacks

Chief Clerk

Upon motion of Representative Williams, **HOUSE BILL NO. 1350** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1350

Amend **HOUSE BILL NO. 1350** as originally introduced:

Page 2, delete lines 18 through 25 and substitute:

"(b)(1) No less than ~~seven (7)~~ thirty (30) days before the discharge date, the Department of Community Correction shall submit notice to:

- (A) The prosecuting attorney; ~~and~~
- (B) The Parole Board; and
- (C) The county sheriff.

(2) Within ~~thirty (30)~~ fourteen (14) days before the discharge date, the prosecuting attorney, the county sheriff, or the Parole Board may file a petition in the sentencing court stating any reasonable objection to early discharge under this subchapter warranting the forfeiture of earned-discharge credit."

/s/ Darrin Williams

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

/s/ Mrs. Sherri Stacks
Chief Clerk

ENGROSSED BILL REPORTS

DAVY CARTER, CHAIRPERSON

February 20, 2013

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1194	BY REPRESENTATIVE CATLETT	
HOUSE BILL NO. 1231	BY REPRESENTATIVE LENDERMAN	
HOUSE BILL NO. 1250 – TITLE	– BY REPRESENTATIVE D. WHITAKER	
HOUSE BILL NO. 1265	BY REPRESENTATIVE BROADAWAY	
HOUSE BILL NO. 1278	BY REPRESENTATIVE D. DOUGLAS	
HOUSE BILL NO. 1283 – TITLE	– BY REPRESENTATIVE HOUSE	
HOUSE BILL NO. 1350	BY REPRESENTATIVE WILLIAMS	
HOUSE RESOLUTION		
NO. 1015	– TITLE – BY REPRESENTATIVE D. MEEKS	
HOUSE RESOLUTION		
NO. 1016	– TITLE – BY REPRESENTATIVE D. MEEKS	

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1250

BY: REPRESENTATIVES D. WHITAKER, BAINE, BALLINGER, BROADAWAY, CATLETT, HILLMAN, NEAL, VINES, WARDLAW

A BILL FOR AN ACT TO BE ENTITLED AN ACT AMENDING BATTERY IN THE SECOND DEGREE TO REFLECT WHEN INJURY TO ANOTHER PERSON OCCURS AS A RESULT OF DRIVING WHILE INTOXICATED; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1283

BY: REPRESENTATIVES HOUSE, *D. ALTES, J. BURRIS, DAVIS, GILLAM, GOSSAGE, KERR, LEA, LEDING, NICKELS, SABIN, SLINKARD, WARDLAW*

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROTECT A SERVICE MEMBER'S LAST VOTE; TO ALLOW A VOTE CAST BY ABSENTEE BALLOT BEFORE THE DEATH OF A VOTER TO BE COUNTED; TO REPEAL A PORTION OF THE ABSENTEE BALLOT LAW; AND FOR OTHER PURPOSES.

HOUSE RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE RESOLUTION NO. 1015

BY: REPRESENTATIVES *D. MEEKS, HOUSE, MAGIE, S. MEEKS*

A BILL FOR AN ACT TO BE ENTITLED CONGRATULATING THE UNIVERSITY OF CENTRAL ARKANSAS BEARS FOOTBALL TEAM FOR AN OUTSTANDING 2012 SEASON AND FOR CONTINUING EXCELLENCE IN ACADEMICS.

HOUSE RESOLUTION ENGROSSED AS TITLE AMENDED
HOUSE RESOLUTION NO. 1016

BY: REPRESENTATIVES *D. MEEKS, HOUSE, MAGIE, S. MEEKS*

A BILL FOR AN ACT TO BE ENTITLED CONGRATULATING THE UNIVERSITY OF CENTRAL ARKANSAS SUGAR BEARS VOLLEYBALL TEAM FOR AN OUTSTANDING 2012 SEASON.

HOUSE RESOLUTION NO. 1011

BY: REPRESENTATIVE COPENHAVER

TO CONGRATULATE THE ARKANSAS STATE UNIVERSITY RED WOLVES FOOTBALL TEAM FOR WINNING BACK-TO-BACK SUN BELT CONFERENCE CHAMPIONSHIPS AND THE 2013 GODADDY.COM BOWL.

THE RESOLUTION WAS READ AND ADOPTED UNANIMOUSLY.

Morning Hour Expired.

HOUSE BILL NO. 1227

BY: REPRESENTATIVE GOSSAGE

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

AFFIRMATIVE: Alexander, 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, Hillman, 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, 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, Williams, Womack, Word, Wren, Wright.

Total96

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Altes, S. Meeks, Walker, Mr. Speaker.

Total4

VOTING PRESENT:

Total0

Total number of votes cast96

Total number voting in the affirmative96

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

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

SENATE BILL NO. 217

BY: SENATOR IRVIN

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

AFFIRMATIVE: Alexander, 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, Hillman, Hobbs, 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, Steel, Talley, T. Thompson, Vines, W. Wagner, Wardlaw, Westerman, D. Whitaker, B. Wilkins, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total95

NEGATIVE:

Total0

ABSENT OR NOT VOTING: D. Altes, Hodges, F. Smith, Walker, Mr. Speaker.

Total5

VOTING PRESENT:

Total0

Total number of votes cast95

Total number voting in the affirmative95

Necessary to the passage of the bill51

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

SENATE BILL NO. 154

BY: SENATOR BURNETT

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, 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, Hawthorne, Hickerson, Hillman, 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, 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, H. Wilkins, Williams, Womack, Word, Wren, Wright.

Total94

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bell, Harris, S. Meeks, Walker, B. Wilkins, Mr. Speaker.

Total6

VOTING PRESENT:

Total0

Total number of votes cast.....94

Total number voting in the affirmative94

Necessary to the passage of the bill51

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

The House stood in recess at 1:53 p.m.

The House reconvened at 2:46 p.m.

HOUSE CONCURRENT RESOLUTION NO. 1004

BY: REPRESENTATIVE CARTER

PROVIDING THAT THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE EIGHTY-NINTH GENERAL ASSEMBLY MAY RECESS ON WEDNESDAY, FEBRUARY 20, 2013, AND RECONVENE ON MONDAY, FEBRUARY 25, 2013.

THE RESOLUTION WAS READ THE FIRST, SECOND AND THIRD TIME AND ADOPTED BY MORE THAN 51 VOTES.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1227

BY REPRESENTATIVE GOSSAGE

SENATE BILLS ORDERED RETURNED TO THE SENATE AS PASSED

SENATE BILL NO. 154

BY SENATOR BURNETT

SENATE BILL NO. 217

BY SENATOR IRVIN

AS AMENDED #1

HOUSE CONCURRENT RESOLUTIONS ADOPTED AND
ORDERED TRANSMITTED TO THE SENATE

HOUSE CONCURRENT
RESOLUTION NO. 1004

BY REPRESENTATIVE CARTER

ARKANSAS SENATE
HOUSE BILLS RETURNED FROM THE SENATE AS PASSED

HOUSE BILL NO. 1054
HOUSE BILL NO. 1209
HOUSE BILL NO. 1237
HOUSE BILL NO. 1247
HOUSE BILL NO. 1274

BY JOINT BUDGET COMMITTEE
BY REPRESENTATIVE HUTCHISON
BY REPRESENTATIVE WARDLAW
BY REPRESENTATIVE MCELROY
BY REPRESENTATIVE HICKERSON

ARKANSAS SENATE
HOUSE CONCURRENT RESOLUTIONS CONCURRED IN
AND RETURNED TO THE HOUSE

HOUSE CONCURRENT
RESOLUTION NO. 1004

BY REPRESENTATIVE CARTER

ARKANSAS SENATE
SENATE BILLS RECEIVED FROM SENATE

SENATE BILL NO. 2	BY SENATOR B. KING
SENATE BILL NO. 37	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 81	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 235	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 236	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 309	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 310	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 311	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 312	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 313	BY JOINT BUDGET COMMITTEE
SENATE BILL NO. 331	BY SENATOR D. SANDERS
SENATE BILL NO. 339	BY SENATOR RAPERT

STATE OF ARKANSAS

MIKE BEEBE

GOVERNOR

February 20, 2013

TO THE SPEAKER OF THE HOUSE

Dear Mr. Speaker:

This is to inform you that on February 20, 2013, I approved the following measures from the Regular Session of the Eighty-ninth General Assembly:

HOUSE BILL NO. 1188 – ACT 140

HOUSE BILL NO. 1226 – ACT 141

HOUSE BILL NO. 1235 – ACT 142

HOUSE BILL NO. 1236 – ACT 143

Sincerely,

/s/ Mike Beebe

STATE CAPITOL, SUITE 250 • LITTLE ROCK, AR 72201
TELEPHONE (501) 682-2345 • FAX (501) 682-1382
INTERNET WEB SITE • www.governor.arkansas.gov

HOUSE BILL NO. 1408

BY: REPRESENTATIVES SCOTT, D. ALTES, ALEXANDER, C. ARMSTRONG, BARNETT, DEFFENBAUGH, DOTSON, FARRER, HAMMER, HARRIS, HAWTHORNE, HOUSE, HUTCHISON, D. MEEKS, MILLER, PAYTON, RICE, WARDLAW, WOMACK, WORD

BY: SENATOR J. WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO BE KNOWN AS THE PERMITTED OPEN CARRY ACT; TO AMEND STATE LAW REGARDING THE CARRYING AND POSSESSION OF FIREARMS TO ENSURE ALL ARKANSANS HAVE THE RIGHT TO CARRY ARMS IN PUBLIC PLACES, UNLESS OTHERWISE PROHIBITED BY LAW, FOR SELF-DEFENSE; 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. 1409

BY: REPRESENTATIVE NEAL

BY: SENATOR J. WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE EVALUATION PROTOCOL FOR ASSESSING PERSONS WHO POTENTIALLY WILL BE CLASSIFIED AS A SEXUALLY DANGEROUS PERSON; TO MAKE TECHNICAL CHANGES IN THE CHANGE IN TERMINOLOGY THROUGHOUT THE CODE; 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. 1410

BY: REPRESENTATIVE MAYBERRY

BY: SENATOR J. WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROVIDE AUTHORITY FOR ARKANSAS PUBLIC SCHOOLS TO OFFER AMERICAN SIGN LANGUAGE AS A CREDIT-BEARING MODERN LANGUAGE OR FOREIGN LANGUAGE; 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. 1411

BY: REPRESENTATIVE MAYBERRY

BY: SENATOR ELLIOTT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROTECT THE HEALTH AND WELL-BEING OF STUDENTS IN PUBLIC SCHOOLS BY ENSURING ADEQUATE AND APPROPRIATE HEALTH CARE WORKERS ON SITE TO ATTEND TO STUDENTS' NEEDS; 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. 1412

BY: REPRESENTATIVES SHEPHERD, STEEL, EUBANKS, VINES, WRIGHT

BY: SENATORS IRVIN, J. WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS LAW CONCERNING NONPARTISAN ELECTIONS; TO ESTABLISH CERTAIN OFFICES AS NONPARTISAN; TO SET UNIFORM ELECTION DATES FOR NONPARTISAN OFFICES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

HOUSE BILL NO. 1413

BY: REPRESENTATIVE RATLIFF

BY: SENATOR D. WYATT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REGULATE THE LIABILITY OF LIVESTOCK OWNERS, LIVESTOCK ACTIVITY SPONSORS, LIVESTOCK FACILITIES, AND LIVESTOCK AUCTION MARKETS WITH RESPECT TO LIVESTOCK ACTIVITIES; TO PROVIDE IMMUNITY FOR CERTAIN PERSONS RELATING TO LIVESTOCK ACTIVITIES; TO MAKE TECHNICAL CORRECTIONS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on AGRICULTURE, FORESTRY AND ECONOMIC DEVELOPMENT.

HOUSE BILL NO. 1414

BY: REPRESENTATIVES HAMMER, MCCRARY, COZART

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO PROHIBIT A PERSON FROM ENTERING INTO A TRANSACTION WITH A SCRAP METAL DEALER IF THE PERSON HAS BEEN CONVICTED OF A THEFT OFFENSE EXCEPT UNDER LIMITED CIRCUMSTANCES; TO PROVIDE FOR LICENSURE; TO PROVIDE FOR A PRESUMPTION; TO AMEND THE OFFENSE OF THEFT OF SCRAP METAL; 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.

HOUSE BILL NO. 1415

BY: REPRESENTATIVE VINES**BY: SENATOR MALOCH**

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING SCHEDULING A CONTROLLED SUBSTANCE AS A SCHEDULE VI CONTROLLED SUBSTANCE; 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. 1416

BY: REPRESENTATIVE FIELDING

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF RURAL SERVICES FOR COMMUNITY GRANTS; AND FOR OTHER PURPOSES.

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

HOUSE BILL NO. 1417

BY: REPRESENTATIVES HARRIS, VINES, BELL

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO EXTEND THE CONCEALED HANDGUN LICENSE EXEMPTION TO CURRENT AND FORMER CERTIFIED LAW ENFORCEMENT OFFICERS, AUXILIARY LAW ENFORCEMENT OFFICERS, BAILIFFS, AND RETIRED LAW ENFORCEMENT OFFICERS; 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. 1418

BY: REPRESENTATIVES BARNETT, MCCRARY, HICKERSON, WILLIAMS, J. EDWARDS, CARNINE, RICE, BELL, D. ALTES, C. ARMSTRONG, E. ARMSTRONG, BAINE, BALLINGER, BALTZ, BIVIANO, BRAGG, BRANSCUM, BROADAWAY, CATLETT, CLEMMER, COPENHAVER, COZART, DALE, DAVIS, DEFFENBAUGH, J. DICKINSON, C. DOUGLAS, D. DOUGLAS, EUBANKS, FARRER, FERGUSON, FITE, GOSSAGE, HAMMER, HARRIS, HAWTHORNE, HILLMAN, HODGES, HOLCOMB, HOPPER, HUTCHISON, JEAN, JETT, JULIAN, KERR, KIZZIA, LEDING, LOVE, LOWERY, MAGIE, S. MALONE, MAYBERRY, MCELROY, MCGILL, MCLEAN, D. MEEKS, S. MEEKS, MILLER, MURDOCK, B. OVERBEY, PAYTON, PERRY, RATLIFF, RICHEY, SCOTT, SHEPHERD, SLINKARD, F. SMITH, STEEL, TALLEY, T. THOMPSON, VINES, W. WAGNER, WARDLAW, WESTERMAN, D. WHITAKER, B. WILKINS, H. WILKINS, WOMACK, WORD, WREN, WRIGHT

BY: SENATORS B. SAMPLE, K. INGRAM, RAPERT, D. WYATT, BLEDSOE, BURNETT, CALDWELL, E. CHEATHAM, A. CLARK, J. ENGLISH, FILES, S. FLOWERS, J. HENDREN, HESTER, HICKEY, HOLLAND, IRVIN, J. KEY, B. KING, B. PIERCE, G. STUBBLEFIELD, E. WILLIAMS, J. WOODS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO DEDICATE THE SALES AND USE TAX REVENUE DERIVED FROM THE SALES OF NEW AND USED VEHICLES AND ROAD-USER ITEMS AND SERVICES FOR THE MAINTENANCE, CONSTRUCTION, AND RECONSTRUCTION OF HIGHWAYS, ROADS, STREETS, BRIDGES, AND THEIR EXTENSIONS LOCATED WITHIN THE STATE; 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 PUBLIC TRANSPORTATION.

HOUSE RESOLUTION NO. 1017

BY: REPRESENTATIVE BELL

A BILL FOR AN ACT TO BE ENTITLED COMMENDING THE HOMES FOR OUR TROOPS ORGANIZATION FOR ITS WORK ON BEHALF OF WOUNDED VETERANS AND FOR SELECTING ARKANSAS VETERANS AS RECIPIENTS OF SPECIALLY ADAPTED HOMES.

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. 2

BY: SENATORS B. KING, BLEDSOE, CALDWELL, A. CLARK, J. ENGLISH, HESTER, HICKEY, HOLLAND, IRVIN, RAPERT, G. STUBBLEFIELD, E. WILLIAMS, J. WOODS

BY: REPRESENTATIVES S. MEEKS, LEA, D. ALTES, BALLINGER, BARNETT, BELL, BIVIANO, BRAGG, BRANSCUM, J. BURRIS, CLEMMER, COLLINS, COZART, DALE, DAVIS, DEFFENBAUGH, DOTSON, C. DOUGLAS, D. DOUGLAS, EUBANKS, FARRER, FITE, GOSSAGE, HAMMER, HARRIS, HICKERSON, HOBBS, HOUSE, JEAN, KERR, LINCK, LOWERY, S. MALONE, MAYBERRY, MCCRARY, D. MEEKS, MILLER, NEAL, PAYTON, RICE, SCOTT, WESTERMAN, WOMACK

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REQUIRE THAT A VOTER PROVIDE PROOF OF IDENTITY WHEN VOTING; TO PROVIDE FOR THE ISSUANCE OF A VOTER IDENTIFICATION CARD; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 37

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 THE PROSECUTOR COORDINATOR FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Calendar.

SENATE BILL NO. 81

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 RURAL SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 235

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 ADMINISTRATIVE OFFICE OF THE COURTS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 236

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 AGRICULTURE DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 309

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 310

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE SECRETARY OF STATE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 311

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS PUBLIC DEFENDER COMMISSION; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 312

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS GEOGRAPHIC INFORMATION OFFICE; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 313

BY: JOINT BUDGET COMMITTEE

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF HUMAN SERVICES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 331

BY: SENATOR D. SANDERS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND ARKANSAS LAW CONCERNING RESTRICTIONS ON THE EMPLOYMENT OF FORMER STATE OFFICIALS AND FORMER STATE EMPLOYEES; TO HOLD JUDGES TO THE SAME EMPLOYMENT RESTRICTIONS AS OTHER STATE OFFICIALS; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 339

BY: SENATOR RAPERT**BY: REPRESENTATIVE WREN**

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO ENACT THE STATE INSURANCE DEPARTMENT'S GENERAL OMNIBUS BILL; TO REVISE THE REQUIREMENTS OF THE INSURANCE COMMISSIONER'S ANNUAL REPORT; TO AMEND THE PROCEDURE FOR EXAMINATION EXPENSES; TO CLARIFY THE PROCEDURE FOR ISSUANCE OF A CHARITABLE ANNUITY PERMIT; TO ALLOW THE TREASURER OF AN INSURER TO VERIFY AN ANNUAL STATEMENT; TO CLARIFY REQUIREMENTS FOR A MARKET CONDUCT ANNUAL STATEMENT; TO AMEND DEFINITIONS IN THE INSURANCE HOLDING COMPANY REGULATORY ACT; TO CLARIFY WHO CAN VOID AN INSURANCE CONTRACT MADE BY A NONADMITTED INSURER; TO AMEND REQUIREMENTS FOR FOREIGN AND ALIEN SURPLUS LINES INSURERS; TO AMEND THE DEFINITION OF A FRAUDULENT INSURANCE ACT; TO REQUIRE HEALTH MAINTENANCE ORGANIZATIONS TO REPORT APPOINTMENT TERMINATIONS; TO REVISE THE APPLICABILITY OF CERTAIN LAWS TO TITLE INSURANCE; TO REVISE THE REQUIREMENTS FOR A LIFE SETTLEMENT LICENSE; TO MAKE A TECHNICAL CORRECTION TO A SECTION HEADING; AND FOR OTHER PURPOSES.

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

Upon motion of Representative Duncan Baird, the House adjourned at 4:56 p.m. until 1:30 p.m., Thursday, February 21, 2013.

ATTEST:

Davy Carter
Speaker of the House of Representatives

Sherri Stacks
Chief Clerk