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**TWENTY-NINTH DAY'S PROCEEDINGS  
SENATE CHAMBER  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION**

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Little Rock, Arkansas

February 11, 2013

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

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

BLEDSON, BOOKOUT, BURNETT, CALDWELL,  
CHEATHAM, CHESTERFIELD, CLARK, DISMANG,  
ELLIOTT, ENGLISH, FILES, FLOWERS, HENDREN,  
HESTER, HICKEY, HOLLAND, HUTCHINSON, INGRAM,  
IRVIN, JOHNSON, KEY, KING, LAMOUREUX, LINDSEY,  
MALOCH, PIERCE, RAPERT, SAMPLE, SANDERS,  
STUBBLEFIELD, TEAGUE, THOMPSON, WILLIAMS,  
WOOD, WYATT.

The Senate was led in prayer by Pastor Cornell Maltbia, True Holiness Saints Center, Conway, Arkansas.

The Senate was led in the Pledge of Allegiance by the President.

On motion of Senator Burnett, the reading of the Journal was dispensed with.

On motion of Senator Hutchinson, [Senate Joint Resolution No. 2](#) was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

[Amendment No. 2 to SENATE JOINT RESOLUTION NO. 2](#)

Amend [Senate Joint Resolution No. 2](#) as engrossed, S1/24/13:

Add Senator K. Ingram as a cosponsor of the bill

AND

Add Representative B. Wilkins as a cosponsor of the bill

AND

Page 1, delete lines 11 through 25 and substitute the following:

"AMENDING THE ARKANSAS CONSTITUTION CONCERNING THE PROCEDURES FOR CIVIL CLAIMS; AN AMENDMENT TO THE ARKANSAS CONSTITUTION CONCERNING THE AWARD OF COSTS AND FEES WHEN CERTAIN CLAIMS ARE DISMISSED, THE BURDEN OF PROOF IN CERTAIN ACTIONS FOR MEDICAL INJURY, THE FILING OF A CERTIFICATE OF GOOD FAITH IN CONJUNCTION WITH CERTAIN ACTIONS FOR MEDICAL INJURY, THE SUBMISSION OF WRITTEN NOTICE OF A CLAIM FOR MEDICAL INJURY TO PERSONS ALLEGEDLY LIABLE BEFORE THE COMMENCEMENT OF A LEGAL CLAIM, LIMITATIONS ON THE AMOUNT OF PUNITIVE DAMAGES WHICH MAY BE AWARDED IN A CIVIL ACTION, AND THE APPORTIONMENT OF TORT RESPONSIBILITY."

AND

Page 9, delete line 14 and substitute the following:

"claimant's treating medical care providers upon proper authorization.

§ 57. Limitations on the amount of punitive damages.

(a) Except as provided in subsection (b) of this section, a punitive damages award for each plaintiff in a civil action shall not be more than nine (9) times the amount of compensatory damages awarded in the civil action.

(b) Subsection (a) of this section does not apply when the finder of fact:

(1) Determines by clear and convincing evidence that, at the time of the injury, the defendant intentionally pursued a course of conduct that shocks the conscience for the purpose of causing serious bodily injury or death; and

(2) Determines that the defendant's conduct did, in fact, result in serious bodily injury or death.

§ 58. Apportionment of tort responsibility.

(a) As used in this section:

(1) "Contributory fault" includes contributory negligence, misuse of a product, unreasonable failure to avoid or mitigate harm, and assumption of risk unless the risk is expressly assumed in a legally enforceable release or similar agreement;

(2) "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, public corporation, government, or governmental subdivision, agency, or instrumentality, or any other legal or commercial entity;

(3) "Released person" means a person that would be liable for damages to a claimant for personal injury or harm to property if the person had not been discharged from liability under subsection (g) of this section; and

(4) "Responsibility", with respect to a claim for damages for personal injury or harm to property, means the legal consequences of an act or omission that is the basis for liability or a defense in whole or in part.

(b)(1) Except as otherwise provided in subsection (b)(2) and (b)(3) of this section, in an action seeking damages for personal injury or harm to property based on negligence or on any other claim for which the claimant may be subject to a defense in whole or part based on contributory fault, any contributory fault chargeable to the claimant diminishes the amount that the claimant otherwise would be entitled to recover as compensatory damages for the injury or harm by the percentage of responsibility assigned to the claimant pursuant to subsection (c) of this section.

(2) If the claimant's contributory fault is equal to or greater than the combined responsibility of all other parties and released persons whose responsibility is determined to have caused personal injury to or harm to property of the claimant, the claimant may not recover any damages.

(3) A party is responsible for the fault of another person or entity or for the payment of a proportionate share of another person or entity if the other person or entity was acting as an agent or servant of the party.

(3) In a jury trial, the court shall instruct the jury regarding the legal effect of its answers to interrogatories, made under subsection (c) of this section, on a claimant's right to recover damages under subsection (b)(2) of this section.

(c)(1) In an action to recover damages for personal injury or harm to property involving the responsibility of more than one party or a released person, the court shall instruct the jury to answer special interrogatories or, if there is no jury, make findings:

(A) Stating the amount of damages that a claimant would be entitled to recover if any contributory fault were disregarded;

(B) Stating, as to each claim, the percentage of the total responsibility of all the parties and released persons attributed to each claimant, defendant, and released person that caused the injury or harm;

(C) Regarding whether any of the parties or released persons acted in concert or with an intent to cause personal injury or harm to property; and

(D) Regarding any other issue of fact fairly raised by the evidence which is necessary to make a determination under subsection (d) of this section or enter judgment under subsection (e) of this section.

(2) In determining percentages of responsibility, the trier of fact shall consider:

(A) The nature of the conduct of each party and released person determined to be responsible; and

(B) The extent of the causal relation between the conduct and the damages claimed.

(3) The court shall determine the extent to which the responsibility of one party, which is based on the act or omission of another party, warrants that the parties be treated as a single party for the purpose of submitting interrogatories to the jury or making findings under subdivision (c)(1) of this section.

(d)(1) After the trier of fact has answered interrogatories or made findings under subsection (c) of this section, the court shall determine, in accordance with the percentages of responsibility found:

(A) The monetary amount of any award of damages to a claimant;

(B) The amount of the several share for which each party found liable is responsible; and

(C) Any amount attributable to a released person.

(2)(A) After the court has made its determinations pursuant to subsection (d)(1) of this section, a claimant, no later than ninety (90) days after the entry of judgment for the plaintiff, may move the court to determine whether all or part of the amount of the several share for which a party is liable will not be reasonably collectible and request reallocation.

(B) If the court based on a preponderance of the evidence determines that the party's share will not be reasonably collectible, the court shall make findings reallocating the uncollectible share severally to the other parties, including the claimant, and any released person.

(C) Reallocation shall be made in the proportion that each party's and released person's respective percentage of responsibility bears to the total of the percentages of responsibility attributed to the parties, including the claimant, and any released person but not including the percentage being reallocated.

(3)(A) A party whose liability is reallocated remains liable to a claimant for any additional share of responsibility allocated to the claimant.

(B) A party that discharges an additional share of responsibility allocated to it under subdivision (d)(2) of this section has a right of reimbursement from the party from which the share was reallocated.

(C) Upon motion, the court in the judgment entered under subsection (e) of this section shall declare the rights and obligations resulting from the reallocation, including any rights and obligations with regard to subrogation or a secured position.

(D) If any party to whom reallocation has been made holds a secured position with regard to the share reallocated, each party to whom reallocation has been made has a proportionate share in the secured position.

(E) Any amount recovered under this subsection from a party whose liability has been reallocated shall be distributed to each of the parties to whom the reallocation was made in the same proportion as the original reallocation.

(4) Reallocation does not make a released person liable for any reallocated share of responsibility unless the release or other agreement so provides.

(5) If a motion for reallocation is made, any party may conduct discovery regarding any issue relevant to the motion.

(e)(1) After determining an award of damages to a claimant and the amount of the several share, including any reallocated share, for which each party found liable is responsible, the court shall enter judgment severally against each party adjudged liable, except in the following situations:

(A) If two or more parties adjudged liable acted in concert or with an intent to cause personal injury to, or harm to property of, the claimant, the court shall enter judgment jointly and severally against the parties for their joint share;

(B) If a party is adjudged liable for failing to prevent another party from intentionally causing personal injury to, or harm to property of, the claimant, the court shall enter judgment jointly and severally against the parties for their combined shares of responsibility;

(C) If a party is adjudged liable for the act or omission of another party under subdivision (c)(3) of this section, the court shall enter judgment jointly and severally against the parties for their joint share; and

(D) If Arkansas law, other than this amendment, so requires, the court shall enter judgment jointly and severally or otherwise conform the judgment to the statute.

(2) If a court grants a motion for reallocation pursuant to subsection (d) of this section after judgment is entered, the court shall modify the judgment to declare the rights and obligations resulting from the reallocation, including any rights and obligations with regard to subrogation or a secured position.

(f)(1)(A) Except as otherwise provided in subdivision (f)(2) of this section, a party that is jointly and severally liable with one or more other parties under this amendment has a right of contribution from another party jointly liable for any amount the party pays in excess of the several amount for which the party is responsible.

(B) A party against which contribution is sought is not liable for more than the monetary amount of the party's several share of responsibility determined pursuant to subsection (d) of this amendment.

(2) A party that is adjudged liable for the act or omission of another party under subdivision (e)(1)(C) of this section has a right of indemnification from the other party.

(3) A party that is subject to liability for injury to, or harm to property of, a claimant under this amendment has a right to:

(A) Join a person that is also subject to liability to the claimant for all or part of the same injury or harm if the claimant has not sued the person; and

(B) Seek contribution or indemnity, whichever is appropriate, from another person whose liability is not determined in the proceeding in which the party is adjudged liable if the other person is responsible for all or part of the claimant's injury or harm.

(4) A claim for contribution or indemnity may be asserted in the original action or in a separate action.

(g)(1)(A) A release, covenant not to sue, covenant not to execute a judgment, or similar agreement by a claimant and person subject to liability discharges the person from liability to the claimant to the extent provided in the agreement and from liability for contribution to any other person subject to liability to the claimant for the same injury or harm.

(B) The agreement does not discharge any other person subject to liability upon the same claim unless the agreement so provides.

(2) The amount of the claim of the releasing person under subdivision (g)(1) of this section against other persons jointly and severally liable for the same injury or harm for which the released person would have been liable is reduced by the percentage of responsibility attributed to the released person pursuant to subsection (c) of this amendment.

(3) A release, covenant not to sue, covenant not to execute a judgment, or similar agreement extinguishes any claim for contribution or indemnity that the released person would have had against another person that would have been jointly and severally liable with the released person."

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Joint Resolution No. 2 was ordered engrossed.

On motion of Senator Irvin, **Senate Bill No. 256** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 256**

Amend **Senate Bill No. 256** as originally introduced:

Immediately following SECTION 1, add an additional section to read as follows:

“SECTION 2. DO NOT CODIFY. Legislative findings and intent.

(a) The General Assembly finds that Arkansas only recognizes a marriage that consists of the union of one man and one woman.

(b) Arkansas does not recognize a marriage that consists of a union of persons of the same gender, whether the marriage is performed inside or outside Arkansas.

(c) The intent of this bill is to authorize the use of an Arkansas marriage license in other jurisdictions when certain conditions are met.”

(SIGNED) SENATOR MISSY IRVIN

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 256** was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 11, 2013

Mr. President:

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

**SENATE JOINT RESOLUTION NO. 2**, BY SENATOR HUTCHINSON

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

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

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 11, 2013

Mr. President:

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

**SENATE BILL NO. 256**, BY SENATOR MISSY IRVIN,

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 BILL SAMPLE, CHAIRMAN

On motion of Senator Irvin, **Senate Bill No. 256** was ordered re-referred to the Committee on JUDICIARY.

STATE OF ARKANSAS

Mike Beebe

Governor

February 11, 2013

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on February 11, 2013, I approved the following measures from the Regular Session of the Eighty-Ninth General Assembly:

**Senate Bill No. 70** - ACT 66  
**Senate Bill No. 71** - ACT 67  
**Senate Bill No. 96** - ACT 68  
**Senate Bill No. 107** - ACT 69  
**Senate Bill No. 156** - ACT 70

Sincerely,

(SIGNED) MIKE BEEBE

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 11, 2013

Mr. President:

We, your Committee on JOINT RETIREMENT & SOCIAL SECURITY, to whom was referred:

**SENATE BILL NO. 112**, BY SENATOR ROBERT THOMPSON,

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 ROBERT THOMPSON  
CHAIRMAN

**Senate Bill No. 115** was returned from the House as passed and ordered enrolled.

**Senate Bill No. 231** was returned from the House as passed and ordered enrolled.

SENATE BILL NO. 263  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE REPORTING REQUIREMENTS ON VENDORS OF PORTABLE ELECTRONICS INSURANCE POLICIES; TO CLARIFY THE REQUIREMENTS OF INSURERS REGARDING CHANGES TO A PORTABLE ELECTRONICS INSURANCE POLICY; AND FOR OTHER PURPOSES.

Senate Bill No. 263 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

SENATE BILL NO. 264  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR D. JOHNSON  
BY: REPRESENTATIVES WILLIAMS AND VINES

A Bill for an Act to be Entitled: AN ACT TO MAKE TECHNICAL CORRECTIONS TO TITLE 6 OF THE ARKANSAS CODE, CONCERNING EDUCATION LAW; AND FOR OTHER PURPOSES.

Senate Bill No. 264 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 265  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATORS FILES AND B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS - MACK-BLACKWELL RURAL TRANSPORTATION CENTER FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 265** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 266  
EIGHTY-NINTH 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 SOUTHEAST ARKANSAS COLLEGE FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

**Senate Bill No. 266** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 267  
EIGHTY-NINTH 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 COLLEGE OF THE OUACHITAS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

**Senate Bill No. 267** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 268  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. ENGLISH  
BY: REPRESENTATIVE PERRY

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE IDENTIFICATION REQUIRED FOR ACTIVE DUTY PERSONNEL TO PURCHASE PSEUDOEPHEDRINE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

**Senate Bill No. 268** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 269  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION FOR COMMUNITY PROGRAM GRANT; AND FOR OTHER PURPOSES.

**Senate Bill No. 269** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 270  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATORS J. WOODS AND J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO ALLOW PARTICIPATION IN EXTRACURRICULAR ACTIVITIES BY STUDENTS ENROLLED IN GRADES SEVEN THROUGH TWELVE (7-12) IN PUBLIC AND PRIVATE SCHOOLS WITHOUT A WAITING PERIOD; AND FOR OTHER PURPOSES.

**Senate Bill No. 270** was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 271  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT TO CLARIFY REQUIREMENTS FOR OBTAINING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM THE ARKANSAS PUBLIC SERVICE COMMISSION; AND FOR OTHER PURPOSES.

**Senate Bill No. 271** was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

Received from the House

HOUSE BILL NO. 1021  
*AS ENGROSSED: H2/6/13*  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WRIGHT

A Bill for an Act to be Entitled: AN ACT CONCERNING THE TRANSPORTATION OF INMATES IN THE CUSTODY OF THE DEPARTMENT OF CORRECTION OR THE DEPARTMENT OF COMMUNITY CORRECTION FOR LEGAL PROCEEDINGS; AND FOR OTHER PURPOSES.

**House Bill No. 1021** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1203

*AS ENGROSSED: H2/6/13*

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES D. MEEKS, *LEDING*, D. ALTES, *CARNINE*,  
*DEFFENBAUGH*, C. DOUGLAS, D. DOUGLAS, *FITE*, HARRIS, *HOBBS*, *HOUSE*,  
*S. MEEKS & SCOTT*

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.

**House Bill No. 1203** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1226

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES JETT, HOPPER, LOVE, LOWERY, PERRY & B. WILKINS  
BY: SENATORS J. ENGLISH AND B. PIERCE

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE MEMBERSHIP OPTIONS FOR THE STATE PARKS, RECREATION, AND TRAVEL COMMISSION; AND FOR OTHER PURPOSES.

**House Bill No. 1226** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1235  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE W. WAGNER

A Bill for an Act to be Entitled: AN ACT TO REPEAL OBSOLETE REQUIREMENTS FOR REPORTING AND RETAINING RECORDS OF STOLEN AND RECOVERED VEHICLES TO THE DEPARTMENT OF ARKANSAS STATE POLICE; AND FOR OTHER PURPOSES.

House Bill No. 1235 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1236  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE W. WAGNER

A Bill for an Act to be Entitled: AN ACT TO REPEAL CERTAIN POSITIONS THAT NO LONGER EXIST FROM THE STATE POLICE ADDITIONAL SALARY PAYMENT PROVISIONS; AND FOR OTHER PURPOSES.

House Bill No. 1236 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1247  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE MCELROY

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING DECLARATION OF EMERGENCIES UNDER THE ARKANSAS EMERGENCY SERVICES ACT; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1247 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator Chesterfield, the Senate resolved itself into the Committee of the Whole for the purpose of a Citation commemorating the retired educators of the Little Rock Public School System, formerly known as "The Ladies of Leisure Club".

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

On motion of Senator King, **Senate Resolution No. 6** was called up for third reading and final disposition.

**SENATE RESOLUTION NO. 6  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. KING**

SENATE RESOLUTION RECOGNIZING THE MANY CONTRIBUTIONS MADE BY CITIZENS OF THE REPUBLIC OF AZERBAIJAN AND THAT IT IS IN THE BEST INTEREST OF THE STATE OF ARKANSAS TO PROMOTE RELATIONSHIPS WITH THE AZERBAIJANI PEOPLE.

**Senate Resolution No. 6** was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

The President declared the morning hour to have expired.

On motion of Senator Dismang, **Senate Bill No. 150** was called up for third reading and final disposition.

**SENATE BILL NO. 150**  
**AS ENGROSSED: S2/7/13**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR J. DISMANG**  
**BY: REPRESENTATIVES GILLAM AND BIVIANO**

A Bill for an Act to be Entitled: AN ACT TO AMEND PAROLE ELIGIBILITY FOR PERSONS CONVICTED OF A FELONY SEX OFFENSE; AND FOR OTHER PURPOSES.

**Senate Bill No. 150** 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, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

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

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 150**, 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: Bledsoe, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, 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. 150** was ordered immediately transmitted to the House.

SENATE BILL NO. 154  
 EIGHTY-NINTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: SENATOR BURNETT

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MAXIMUM AMOUNT OF THE DRUG ENFORCEMENT FUND; AND FOR OTHER PURPOSES.

Senate Bill No. 154 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, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, 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. 154 was ordered immediately transmitted to the House

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

On motion of Senator Irvin, **Senate Bill No. 215** was called up for third reading and final disposition.

**SENATE BILL NO. 215  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR IRVIN**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE FILING FOR A MUNICIPAL OFFICE; AND FOR OTHER PURPOSES.

**Senate Bill No. 215** 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, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, 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. 215** was ordered immediately transmitted to the House.

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

The record pertaining to the vote by which **Senate Bill No. 215** passed was expunged, in accordance with a prevailing motion on March 21, 2013.

On motion of Senator Irvin, **Senate Bill No. 217** was called up for third reading and final disposition.

**SENATE BILL NO. 217**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: SENATOR IRVIN**

A Bill for an Act to be Entitled: AN ACT CONCERNING THE SALARY OF A MUNICIPAL OFFICIAL WHOSE PROFESSIONAL LICENSE OR REGISTRATION IS SUSPENDED; AND FOR OTHER PURPOSES.

Senator Hutchinson spoke against the Bill.

Senator Williams spoke for the Bill

Senator Burnett spoke against the Bill.

Senator Irvin closed for the Bill.

**Senate Bill No. 217** 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: Caldwell, E. Cheatham, A. Clark, J. English, Files, J. Hendren, Hester, Hickey, Irvin, D. Johnson, U. Lindsey, Maloch, B. Pierce, B. Sample, D. Sanders, G. Stubblefield, E. Williams, J. Woods.

Total..... 18

NEGATIVE: Burnett, J. Dismang, S. Flowers, Holland, J. Hutchinson, K. Ingram, J. Key, Rapert.

Total..... 8

ABSENT OR NOT VOTING: Bledsoe, Bookout, B. King, M. Lamoureux, Teague, R. Thompson, D. Wyatt.

Total .....7

VOTING PRESENT: L. Chesterfield, Elliott.

Total .....2

Total number of votes cast.....28

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. 217 was ordered immediately transmitted to the House.

On motion of Senator Thompson, House Bill No. 1121 was called up for third reading and final disposition.

HOUSE BILL NO. 1121  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE HILLMAN  
BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT TO REVISE THE STATE BOARD STIPENDS FOR CERTIFIED PUBLIC ACCOUNTANTS; AND FOR OTHER PURPOSES.

House Bill No. 1121 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, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, 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. 1121 was ordered immediately returned to the House as passed.

On motion of Senator Thompson, House Bill No. 1122 was called up for third reading and final disposition.

HOUSE BILL NO. 1122  
 AS ENGROSSED: H1/29/13  
 EIGHTY-NINTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: REPRESENTATIVE HILLMAN  
 BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT CONCERNING THE REGULATION OF PUBLIC ACCOUNTANTS; AND FOR OTHER PURPOSES.

House Bill No. 1122 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, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, 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. 1122 was ordered immediately returned to the House as passed.

Senate Bill No. 93 was returned from the House as passed as amended.

On motion of Senator Chesterfield, Senate Bill No. 93 was ordered re-referred to the Committee on EDUCATION.

Senate Bill No. 125 was returned from the House as passed as amended.

On motion of Senator Pierce, Senate Bill No. 125 was ordered re-referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

Received from the House

HOUSE BILL NO. 1110  
*AS ENGROSSED: H1/31/13*  
 EIGHTY-NINTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: REPRESENTATIVE BROADAWAY

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE DEPUTY DIRECTOR OF EDUCATION OF THE ALCOHOLIC BEVERAGE CONTROL ADMINISTRATION DIVISION TO ENTER AND SEARCH A LICENSED PREMISE, TO INSPECT RECORDS, AND SEIZE CONTRABAND; AND FOR OTHER PURPOSES.

**House Bill No. 1110** was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

Received from the House

HOUSE BILL NO. 1230  
 EIGHTY-NINTH GENERAL ASSEMBLY  
 REGULAR SESSION  
 BY: REPRESENTATIVES RATLIFF, C. ARMSTRONG, BALTZ, COPENHAVER,  
 J. DICKINSON, D. DOUGLAS, HOLCOMB, JETT, LAMPKIN, LENDERMAN, MCLEAN,  
 WARDLAW & WREN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE REQUIREMENTS FOR REPORTING SCHOOL DISTRICT COURSE OFFERINGS; AND FOR OTHER PURPOSES.

**House Bill No. 1230** was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

Received from the House

HOUSE BILL NO. 1241  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE STEEL

A Bill for an Act to be Entitled: AN ACT CONCERNING THE CONSEQUENCES OF NOT PAYING A COURT-ORDERED FINE; AND FOR OTHER PURPOSES.

House Bill No. 1241 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1242  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE STEEL

A Bill for an Act to be Entitled: AN ACT CONCERNING THE OFFENSE OF FURNISHING, POSSESSING, OR USING PROHIBITED ARTICLES IN A CORRECTIONAL FACILITY; AND FOR OTHER PURPOSES.

House Bill No. 1242 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1253  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WRIGHT

A Bill for an Act to be Entitled: AN ACT CONCERNING A WAIVER OF A PAROLE REVOCATION HEARING; AND FOR OTHER PURPOSES.

House Bill No. 1253 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1254  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE WRIGHT

A Bill for an Act to be Entitled: AN ACT TO MAKE TECHNICAL CORRECTIONS TO § 16-93-207; AND FOR OTHER PURPOSES.

House Bill No. 1254 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1233  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE HICKERSON

A Bill for an Act to be Entitled: AN ACT TO ALLOW A CITY MANAGER FORM OF GOVERNMENT TO APPROVE NEW WARD BOUNDARIES; AND FOR OTHER PURPOSES.

House Bill No. 1233 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 11, 2013

Mr. President:

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

SENATE BILL NO. 115, BY SENATOR ROBERT THOMPSON,  
SENATE BILL NO. 231, BY SENATOR JEREMY HUTCHINSON AND  
SENATOR BART HESTER,

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 2:40 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 115

SENATE BILL NO. 231

RECEIVED the above papers from the Secretary of the Senate this 11th day of February, 2013 at 2:40 p.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) SARAH AGEE  
Secretary

SENATE JOINT RESOLUTION NO. 7  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. DISMANG  
BY: REPRESENTATIVE LEA

SENATE JOINT RESOLUTION CONCERNING AN AMENDMENT TO THE  
ARKANSAS CONSTITUTION CONCERNING ADMINISTRATIVE RULES  
PROMULGATED BY STATE AGENCIES.

**Subtitle**

AN AMENDMENT TO THE ARKANSAS  
CONSTITUTION CONCERNING  
ADMINISTRATIVE RULES PROMULGATED  
BY STATE AGENCIES.

BE IT RESOLVED BY THE SENATE OF THE EIGHTY-NINTH GENERAL ASSEMBLY  
OF THE STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, 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. The purpose of this joint resolution is to amend the Arkansas Constitution concerning administrative rules promulgated by state agencies.

Senate Joint Resolution No. 7 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 272  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ECONOMIC DEVELOPMENT COMMISSION FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 272 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 273  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

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

Senate Bill No. 273 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 274  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE PULASKI TECHNICAL COLLEGE FOR DEFERRED MAINTENANCE, RENOVATION, TECHNOLOGY UPGRADES, FURNISHING, EQUIPMENT AND OPERATING EXPENSES; AND FOR OTHER PURPOSES.

Senate Bill No. 274 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 275

EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS AT LITTLE ROCK FOR DEFERRED MAINTENANCE, RENOVATION, TECHNOLOGY UPGRADES, FURNISHING, EQUIPMENT, AND OPERATING EXPENSES FOR THE UALR CAMPUS IN BENTON; AND FOR OTHER PURPOSES.

Senate Bill No. 275 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 11, 2013

Mr. President:

We, your Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, to whom was referred:

SENATE BILL NO. 55, BY SENATOR JON WOODS,

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 BILL SAMPLE, CHAIRMAN

SENATE BILL NO. 276  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR IRVIN

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR THE STATE AID STREET SYSTEM FOR THE ARKANSAS STATE HIGHWAY AND TRANSPORTATION DEPARTMENT WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 230 OF 2012; AND FOR OTHER PURPOSES.

**Senate Bill No. 276** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 277  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATORS J. DISMANG, BURNETT, FILES, IRVIN, HOLLAND, RAPERT,  
B. SAMPLE, G. STUBBLEFIELD & J. WOODS  
BY: REPRESENTATIVES FARRER, D. ALTES, E. ARMSTRONG, HUTCHISON,  
RATLIFF, WARDLAW & WREN

A Bill for an Act to be Entitled: AN ACT TO REQUIRE INSURANCE COMPANIES TO PAY COMPARABLE REIMBURSEMENT TO PHYSICAL THERAPISTS, OCCUPATIONAL THERAPISTS, SPEECH-LANGUAGE PATHOLOGISTS, AND PHYSICIANS; AND FOR OTHER PURPOSES.

**Senate Bill No. 277** was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

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SENATE BILLS TRANSMITTED TO THE HOUSE  
AS PASSED

SENATE BILL NO. 150  
SENATE BILL NO. 154  
SENATE BILL NO. 215  
SENATE BILL NO. 217

HOUSE BILLS RETURNED TO THE HOUSE  
AS PASSED

HOUSE BILL NO. 1121  
HOUSE BILL NO. 1122

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 115  
SENATE BILL NO. 231

SENATE BILLS RETURNED FROM THE HOUSE  
AS PASSED AS AMENDED

SENATE BILL NO. 93 AS AMENDED NO. 1  
SENATE BILL NO. 125 AS AMENDED NO. 1

HOUSE BILLS TRANSMITTED TO THE SENATE  
AS PASSED

HOUSE BILL NO. 1021

HOUSE BILL NO. 1110

HOUSE BILL NO. 1203

HOUSE BILL NO. 1226

HOUSE BILL NO. 1230

HOUSE BILL NO. 1233

HOUSE BILL NO. 1235

HOUSE BILL NO. 1236

HOUSE BILL NO. 1241

HOUSE BILL NO. 1242

HOUSE BILL NO. 1247

HOUSE BILL NO. 1253

HOUSE BILL NO. 1254

On motion of Senator Johnson, the Senate adjourned until 1:30 p.m., Tuesday, February 12, 2013.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE

