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

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Little Rock, Arkansas  
February 20, 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 Reverend Norm Carter, Village United Methodist Church.

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On motion of Senator Files, **Senate Bill No. 101** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed back on second reading for purpose of Amendment No. 4, withdraw Amendments Nos. 2 & 3.

**ARKANSAS SENATE**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 4 to SENATE BILL NO. 101**

Amend **Senate Bill No. 101** as engrossed, S2/6/13:

Delete Senator Elliott as a cosponsor of the bill

AND

Page 1, delete line 21, and substitute the following:

"SECTION 1. Arkansas Code Title 19, Chapter 6, Subchapter 8, is amended to add an additional section to read as follows:

19-6-819. Arkansas Video Service Fund."

AND

Page 4, delete lines 27 through 36 and substitute the following:

"(a) After June 30, 2013:

(1) A person shall not act as a video service provider within the state unless the person:

(A) Is providing video service under a franchise from a political subdivision in effect on the effective date of this act or a subsequent renewal of the franchise;

(B) Elects to:

(i) Negotiate a franchise with a political subdivision that establishes the terms and conditions applicable to that person to provide video service within the jurisdictional boundaries of the political subdivision and has been issued a franchise from the political subdivision for such a purpose; or

(ii) Adopt the terms and conditions of an existing franchise issued by a political subdivision to an incumbent video service provider providing video service within the same service area and that has been issued a franchise from the political subdivision authorizing the video service provider to provide video services within the political subdivision under the same terms and conditions as the franchise issued to an incumbent video service provider in the political subdivision; or

(C) Has been granted a certificate of franchise authority to do business in the state by the Secretary of State as authorized in this subchapter; and

(2) A franchise between a political subdivision and a video service provider described in subdivision (a)(1)(A) or (B) of this section expires on the earlier of:

(A) Ten (10) years from the date the franchise was effective; or

(B) The original expiration date of the franchise."

AND

Page 5, delete lines 1 through 11

AND

Page 6, line 22, delete "to a limit" and substitute "up to a limit"

AND

Page 8, delete lines 34 through 36 and substitute the following:

"(d) This subchapter does not exempt a video service provider from compliance with all lawful political subdivision land use regulations, including without limitation zoning laws, building permit requirements, pole attachment agreements, street cut permits, and other permits required for the use of a political subdivision's right of way.

(e)(1) In order to construct, maintain, or remove facilities necessary to provide video services, a video service provider may peacefully enter upon the right of way of a political subdivision.

(2) A video service provider is liable for any damage that may result from exercising a right under subdivision (e)(1) of this section."

AND

Page 9, delete lines 1 through 5

AND

Page 9, line 12, delete "city; and" and substitute "city;"

AND

Page 9, delete lines 13 through 36

AND

Page 10, delete lines 1 through 8 and substitute the following:

"(3)(A) "Gross revenue" shall be calculated in accordance with generally accepted accounting principles and means all consideration of any kind or nature, including without limitation cash, credit, property, and in-kind contributions, services or goods derived by the holder of a certificate of franchise authority from the operation of the video service provider's network to provide video service within the political subdivision.

(B) "Gross revenue" includes all consideration paid to the holder of a certificate of franchise authority and its affiliates only to the extent that the holder of a certificate of franchise authority or its affiliates are acting as a provider of video service under this subchapter, which includes the following:

(i) All fees charged to subscribers for any video services provided by the holder of a certificate of franchise authority;

(ii) Any fee imposed on the holder of a certificate of franchise authority by this subchapter that is passed through and paid by subscribers, including without limitation the video service fee;

(iii) Compensation received by the holder of a certificate of franchise authority or its affiliates that is derived from the operation of the holder of a certificate of franchise authority's network to provide video service with respect to commissions that are paid to the holder of a certificate of franchise authority as compensation for promotion or exhibition of any products or services on the holder of certificate of franchise authority's network, including "home shopping" or a similar channel under subdivision (a)(3)(B)(v) of this section; and

(iv) A pro rata portion of all revenue derived by the holder of a certificate of franchise authority or its affiliates under compensation arrangements for advertising derived from the operation of the holder of a certificate of franchise authority's network to provide the video service within a political subdivision under subdivision (a)(3)(B)(iii) of this section. The allocation is based on the number of subscribers in the political subdivision divided by the total number of subscribers in relation to the relevant regional or national compensation arrangement. Advertising commissions paid to third parties shall not be netted against advertising revenue included in gross revenue. Revenue of an affiliate derived from the affiliate's provision of video service is gross revenue to the extent the treatment of such revenue as revenue of the affiliate and not of the holder of a certificate of franchise authority has the effect, whether intentional or unintentional, of evading the payment of fees that would otherwise be paid to the political subdivision. In no event shall revenue of an affiliate be gross revenue to the holder of a certificate of franchise authority if such revenue is otherwise subject to fees to be paid to the political subdivision.

(C) "Gross revenue" does not include:

(i) Any revenue not actually received even if billed, such as bad debt;

(ii) Non-video service revenues received by any affiliate or any other person in exchange for supplying goods or services used by the holder of a certificate of franchise authority to provide video service;

(iii) Refunds, rebates, or discounts made to subscribers, leased access providers, or a political subdivision;

(iv) Any revenues from services classified as non-video service under federal law, including without limitation revenue received from telecommunications services, revenue received from information services but not excluding video services, and any other revenues attributed by the holder of a certificate of franchise authority to non-video service according to Federal Communications Commission rules, regulations, standards, or orders;

(v) Any revenue paid by subscribers to home shopping programmers directly from the sale of merchandise through any home shopping channel offered as part of the video services but not excluding any commissions that are paid to the holder of a certificate of franchise authority as compensation for promotion or exhibition of any products or services on the holder of a certificate of franchise authority's network, such as a "home shopping" or a similar channel;

(vi) The sale of video services for resale in which the purchaser is required by this subchapter to collect the fees from the purchaser's customer. This subchapter is not intended to limit state's rights under 47 U.S.C. Section 542(h);

(vii) The provision of video services to customers at no charge, including without limitation the provision of video services to public institutions, public schools, or governmental entities;

(viii) Any tax of general applicability imposed upon the holder of a certificate of franchise authority or upon subscribers by a city, state, federal, or any other governmental entity and required to be collected by the holder of a certificate of franchise authority and remitted to the taxing entity, including sales and use tax, gross receipts tax, excise tax, utility users' tax, public service tax, communication taxes, and fees not imposed by this subchapter;

(ix) Any foregone revenue from the holder of a certificate of franchise authority's provision of free or reduced cost video services to any person, including without limitation employees of the holder of a certificate of franchise authority, to the political subdivision and other public institutions or other institutions. However, any foregone revenue that the holder of a certificate of franchise authority chooses not to receive in exchange for trades, barter, services, or other items of value is included in gross revenue;

(x) Sales of capital assets or sales of surplus equipment that are not used by the purchaser to receive video services from the holder of a certificate of franchise authority;

(xi) Directory or Internet advertising revenue, including yellow pages, white pages, banner advertisement, and electronic publishing; and

(xii) Reimbursement by programmers of marketing costs incurred by the holder of a franchise for the introduction of new programming that exceeds the actual costs; and

(4) "Provider's network" means the optical spectrum wavelengths, bandwidth, or other current or future technological capacity used for the transmission of video programming over wireline directly to subscribers within the geographic area within the political subdivision as designated by the provider in its franchise."

AND

Page 10, delete lines 24 and 25 and substitute the following:

"(1) Except as otherwise provided in this section or for a fee or charge for a pole attachment, any additional fee or charge from the video service provider; or"

AND

Page 11, delete line 3 and substitute the following:

"(C) The percentage of gross revenue shall apply equally to"

AND

Page 12, line 34, delete "January 1, 2013," and substitute "January 1, 2013."

AND

Page 12, delete lines 35 and 36

AND

Page 13, delete lines 1 and 2, and substitute the following:

"(b)(1) A video service provider shall maintain a local or toll-free number for customer service contact.

(2)(A) A video service provider shall implement an informal process for handling political subdivision or customer inquiries, billing issues, service issues, and other complaints.

(B) If an issue is not resolved through the informal process under subdivision (b)(2)(A) of this section, a political subdivision may request a confidential, nonbinding mediation with the video service provider, with the costs of the mediation to be shared equally between the political subdivision and the video service provider.

(c)(1) A video service provider shall notify customers in writing of a change in rates, programming services, or channel positions as soon as possible.

(2) Written notice shall be given to subscribers at least thirty (30) days in advance of the change if the change is within the control of the video service provider."

(SIGNED) SENATOR JAKE FILES

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 101 was ordered engrossed.

On motion of Senator Williams, **Senate Bill No. 225** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE 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 BILL NO. 225**

Amend **Senate Bill No. 225** as engrossed, S2/5/13:

Page 2, delete lines 6 and 7, and substitute the following:

"unless the requestor is:

(a) The parent, legal guardian, or legal custodian of the minor occupant; or

(b) A representative of an insurance company that insures a person involved in the accident.; and"

AND

Page 2, delete lines 11 and 12, and substitute the following:

"unless the requestor is identified in subdivision (b)(2)(B)(i) of this section."

(SIGNED) SENATOR EDDIE JOE WILLIAMS

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 225** was ordered engrossed.

On motion of Senator Hester, [Senate Bill No. 253](#) was withdrawn from the Committee on REVENUE & TAXATION, 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. 253

Amend [Senate Bill No. 253](#) as originally introduced:

Delete everything after the enacting clause, and substitute the following:

“SECTION 1. Arkansas Code § 26-51-405 is amended to read as follows:  
26-51-405. Partnership income.

(a)(1) An individual or entity carrying on business as a partner in a partnership shall be liable for income tax on ~~only in his or her individual capacity and shall include in his or her gross income~~ the distributive share of the net income or net loss of the partnership received by ~~him or her~~ the partner or distributable to ~~him or her~~ the partner during the income year.

~~(b) (2)~~ The partner shall report all deductions or credits distributable to ~~him or her personally~~ the partner as a partner in the partnership.

~~(c) (3)~~ A partner's distributive share of partnership loss shall be allowed only to the extent of the adjusted basis of the partner's interest in the partnership at the end of the partnership year in which the loss occurred.

~~(d) (4)~~ Any excess of the loss over the basis shall be allowed as a deduction at the end of the partnership year in which the excess is repaid to the partnership.

(b)(1) The distributive share of the net income that is received by a partner from a partnership shall be allocated to Arkansas and included by the partner in the partner's gross income for the income year.

(2) The distributive share of the net income that is received by a partner from a partnership that derives income from activities both within and without this state is the partner's share of the amount resulting from the calculation using the apportionment method described in § 26-51-802(c)(2).

SECTION 2. Arkansas Code § 26-51-802 is amended to read as follows:  
26-51-802. Partnership returns.

(a) A partnership shall be classified and taxed for Arkansas income tax purposes in the same manner as ~~it~~ the partnership is classified and taxed for federal income tax purposes.

(b)(1) ~~Every~~ A partnership filing an Arkansas partnership return shall state specifically the items of ~~its~~ the partnership's gross income and the deductions allowed by the Income Tax Act of 1929 and shall include in the return the names and addresses of individuals who would be entitled to share in the net income if distributed and the amount of the distributive share of each individual.

(2) The ~~returns~~ return required under subdivision (b)(1) of this section shall be sworn to by one (1) of the partners.

~~(c)(1) The provisions of § 26-51-702 are not applicable to partnerships filing Arkansas partnership returns.~~

~~(2)~~ Subject to ~~the provisions of~~ § 26-51-202(e), all partnership income from business activities solely within this state that is reflected on a partnership return shall be allocated to this state.

(2)(A) A partnership that has income from business activities both within and without this state shall use the apportionment method described in §§ 26-51-702 — 26-51-717 to determine the amount of the income to be allocated to this state and reported on the partnership return required under subdivision (b)(1) of this section.

(B) In accordance with § 26-51-718, the Director of the Department of Finance and Administration may require or a taxpayer may request a modification of the apportionment method applied in §§ 26-51-702 — 26-51-717 to accurately reflect the partnership's income based on the partnership's business activity in this state.

(3) Each partner's distributive share of the partnership income allocated to Arkansas shall be included in the gross income of the partner as provided in § 26-51-405.

SECTION 3. EFFECTIVE DATE. This act is effective for tax years beginning on or after January 1, 2013."

(SIGNED) SENATOR BART HESTER

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 253 was ordered engrossed.

On motion of Senator Woods, Senate Bill No. 270 was withdrawn from the Committee on EDUCATION, 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. 270

Amend Senate Bill No. 270 as originally introduced:

Page 1, line 27, delete "A student" and substitute "(a) A student"

AND

Page 1, delete line 30, and substitute the following:

"school district or beginning to attend a public school or private school.

(b) It is a violation of the Code of Ethics for Arkansas Educators concerning maintaining professional relationships with students and maintaining professional integrity for a licensed teacher, administrator, or athletic coach to recruit a student from another school to participate in an athletics program or extracurricular activity."

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 270** was ordered engrossed.

On motion of Senator Teague, **Senate Bill No. 327** was withdrawn from the Committee on JOINT BUDGET, 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. 327**

Amend **Senate Bill No. 327** as originally introduced:

Page 2, line 2, delete "3012" and substitute "2012"

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 327** was ordered engrossed.

On motion of Senator Williams, **Senate Bill No. 377** was withdrawn from the Committee on INSURANCE & COMMERCE, 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. 377**

Amend **Senate Bill No. 377** as originally introduced:  
Add Senator E. Cheatham as a cosponsor of the bill

AND

Add Representatives Ratliff, Wardlaw as cosponsors of the bill

(SIGNED) SENATOR EDDIE JOE WILLIAMS

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 377** was ordered engrossed.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

SENATE BILL NO. 101, BY SENATOR JAKE FILES,  
SENATE BILL NO. 377, BY SENATOR EDDIE JOE WILLIAMS,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE  
CHAIRMAN

On motion of Senator Files, **Senate Bill No. 101** was ordered re-referred to the Committee on INSURANCE & COMMERCE.

On motion of Senator Williams, **Senate Bill No. 377** was ordered re-referred to the Committee on INSURANCE & COMMERCE.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 225**, BY SENATOR EDDIE JOE WILLIAMS,

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 Williams, **Senate Bill No. 225** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 253**, BY SENATOR BART HESTER,

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 Hester, **Senate Bill No. 253** was ordered re-referred to the Committee on REVENUE & TAXATION.

**ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION**

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 270**, BY SENATOR JON WOODS,

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 Woods, **Senate Bill No. 270** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 327**, BY JOINT BUDGET COMMITTEE,

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 Teague, **Senate Bill No. 327** was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Hendren, **Senate Resolution No. 12** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR , and placed on the Calendar.

On motion of Senator Hendren, **Senate Resolution No. 12** was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 246**, BY SENATOR JIM HENDREN,

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

Respectfully submitted,

(SIGNED) SENATOR JOHNNY KEY, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 294**, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR JOYCE ELLIOTT, VICE-CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

SENATE BILL NO. 239, BY SENATOR JIM HENDREN,

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

Respectfully submitted,

(SIGNED) SENATOR JOHNNY KEY, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

HOUSE BILL NO. 1252, BY REP. MARK BIVIANO,  
HOUSE BILL NO. 1260, BY REP. JAMES RATLIFF,

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

Respectfully submitted,

(SIGNED) SENATOR JOHNNY KEY, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

HOUSE BILL NO. 1295, BY REP. JEREMY GILLAM,

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 JOYCE ELLIOTT, VICE-CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

SENATE BILL NO. 314, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 315, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 316, BY JOINT BUDGET COMMITTEE,  
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SENATE BILL NO. 328, BY JOINT BUDGET COMMITTEE,  
SENATE BILL NO. 344, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

SENATE BILL NO. 297, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 300, BY SENATOR JONATHAN DISMANG,  
SENATE BILL NO. 342, BY SENATOR LARRY TEAGUE,

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

Respectfully submitted,

(SIGNED) SENATOR JAKE FILES  
CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**HOUSE BILL NO. 1281**, BY REPRESENTATIVE MATTHEW J. SHEPHERD,

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 JAKE FILES, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE BILL NO. 171**, BY SENATOR JOHNNY KEY,  
**SENATE BILL NO. 259**, BY SENATOR DAVID J. SANDERS,  
**SENATE BILL NO. 260**, BY SENATOR DAVID J. SANDERS,  
**SENATE BILL NO. 307**, BY SENATOR DAVID JOHNSON,  
**SENATE BILL NO. 357**, BY SENATOR JAKE FILES,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

HOUSE BILL NO. 1002, BY REP. JOHN CHARLES EDWARDS,  
HOUSE BILL NO. 1241, BY REP. NATE STEEL,  
HOUSE BILL NO. 1243, BY REP. CHARLIE COLLINS,  
HOUSE BILL NO. 1264, BY REP. MARY BROADAWAY,  
HOUSE BILL NO. 1280, BY REP. DAVID KIZZIA,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

HOUSE BILL NO. 1021, BY REPRESENTATIVE MARSHALL WRIGHT,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

HOUSE BILL NO. 1172, BY REPRESENTATIVE CHARLENE FITE,  
HOUSE BILL NO. 1185, BY REPRESENTATIVE MARSHALL WRIGHT,

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

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

HOUSE BILL NO. 1197, BY REPRESENTATIVE ANDY DAVIS,

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

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

On motion of Senator Bledsoe, the rules were suspended in considering **Senate Resolution No. 11** at this time.

On motion of Senator Bledsoe, **Senate Resolution No. 11** was placed back on second reading for purpose of Amendment No. 1.

**ARKANSAS SENATE**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE RESOLUTION NO. 11**

Amend **Senate Resolution No. 11** as originally introduced:

Page 1, line 9, delete "STATE"

AND

Page 1, line 10, delete "; AND" and substitute "."

AND

Page 1, delete line 11

AND

Page 1, delete line 16, and substitute "THE STATE BOARD OF HEALTH AND THE"

AND

Page 2, line 9, delete "the Department of Health and" and substitute "the State Board of Health, the Department of Health, and"

AND

Page 2, delete lines 19 through 25, and substitute the following:

"WHEREAS, the State Board of Health and the Department of Health have made significant contributions to public health in the state over the last 100 years, resulting in a 25-year increase in life expectancy as well as an overall increase in health status and reduction in injury, disability, and disease for Arkansans; and"

AND

Page 2, line 27, delete "the Department of Health continues its" and substitute "the State Board of Health and the Department of Health continue their"

(SIGNED) SENATOR CECILE BLEDSOE

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Resolution No. 11** was ordered engrossed.

On motion of Senator Key, **Senate Bill No. 271** was 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. 271**

Amend **Senate Bill No. 271** as originally introduced:  
Add Representative Wardlaw as House sponsor of the bill

(SIGNED) SENATOR JOHNNY KEY

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 271** was ordered engrossed.

On motion of Senator Pierce, **Senate Bill No. 125** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

**HALL OF THE HOUSE OF REPRESENTATIVES**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**Amendment No. 1 to SENATE BILL NO. 125**

Amend **Senate Bill No. 125** as engrossed, S1/31/13:  
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.)."

(SIGNED) REPRESENTATIVE LANE JEAN

**Amendment No. 1 to Senate Bill No. 125**, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Pierce, **Senate Bill No. 125** was called up for third reading and final disposition.

**SENATE BILL NO. 125**  
*As Engrossed: S1/31/13 H2/7/13*  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**

**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.

**Senate Bill No. 125** 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total ..... 34

NEGATIVE:

Total ..... 0

ABSENT OR NOT VOTING:

Total ..... 1

VOTING PRESENT:

Total ..... 0

|  |    |
|--|----|
| Total number of votes cast .....           | 34 |
| Necessary to the passage of the bill ..... | 18 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 125**, 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, 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 ..... | 34 |
|-------------|----|

NEGATIVE:

|             |   |
|-------------|---|
| Total ..... | 0 |
|-------------|---|

ABSENT OR NOT VOTING: S. Flowers.

|             |   |
|-------------|---|
| Total ..... | 1 |
|-------------|---|

VOTING PRESENT:

|             |   |
|-------------|---|
| Total ..... | 0 |
|-------------|---|

|   |    |
|---|----|
| Total number of votes cast .....                        | 34 |
| Necessary to the adoption of the Emergency Clause ..... | 24 |

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 125** was ordered enrolled.

The President declared the morning hour to have expired.

On motion of Senator King, **Senate Bill No. 2** was called up for third reading and final disposition.

**SENATE BILL NO. 2**

*As Engrossed: S2/18/13*

**EIGHTY-NINTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**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.

Senator Johnson spoke against the Bill.

Senator Rapert spoke for the Bill.

Senator Chesterfield spoke against the Bill.

Senator Clark spoke for the Bill.

Senator Maloch spoke against the Bill.

Senator Woods made a motion for immediate consideration. Motion carried.

**Senate Bill No. 2** 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, Caldwell, A. Clark, J. Dismang, J. English, Files, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, Irvin, J. Key, B. King, M. Lamoureux, Maloch, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total .....23

NEGATIVE: Bookout, Burnett, E. Cheatham, L. Chesterfield, Elliott, S. Flowers, K. Ingram, D. Johnson, U. Lindsey, B. Pierce, R. Thompson, D. Wyatt.

Total .....12

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. 2 was ordered immediately transmitted to the House as passed.

SENATE CONCURRENT RESOLUTION NO. 2  
EIGHTY NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR E. WILLIAMS

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

Senate Concurrent Resolution No. 2 was read the first time, rules suspended, read the second time and placed on the Calendar.

On motion of Senator Williams, the rules were suspended in considering Senate Concurrent Resolution Bill No. 2 at this time.

On motion of Senator Williams, **Senate Concurrent Resolution No. 2** was called up for third reading and final disposition.

**SENATE CONCURRENT RESOLUTION NO. 2  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR E. WILLIAMS**

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

**Senate Concurrent Resolution No. 2** 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: Bookout, Caldwell, L. Chesterfield, A. Clark, Elliott, J. English, Files, S. Flowers, Hester, Hickey, Holland, Irvin, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, Rapert, B. Sample, G. Stubblefield, R. Thompson, E. Williams, J. Woods.

Total ..... 23

NEGATIVE: Bledsoe, Burnett, E. Cheatham, J. Dismang, J. Hendren, J. Hutchinson, D. Johnson, B. Pierce, D. Sanders, D. Wyatt.

Total ..... 10

ABSENT OR NOT VOTING: K. Ingram, Teague.

Total ..... 2

VOTING PRESENT:

Total ..... 0

Total number of votes cast..... 33

Necessary to the passage of the bill ..... 24

So the Senate Concurrent Resolution passed and the title as read was agreed to.

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Concurrent Resolution No. 2** was read the third time and adopted.

**Senate Concurrent Resolution No. 2** was ordered immediately transmitted to the House.

On motion of Senator Bookout, the Senate resolved itself into the Committee of the Whole for the purpose of recognizing Arkansas State Red Wolves.

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

On motion of Senator Bookout, **Senate Resolution No. 5** was called up for third reading and final disposition.

**SENATE RESOLUTION NO. 5  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BOOKOUT**

SENATE RESOLUTION 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.

**Senate Resolution No. 5** was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

**SENATE RESOLUTION NO. 14  
EIGHTY NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR FILES**

SENATE RESOLUTION COMMENDING THE ARKANSAS AGING INITIATIVE FOR ITS STATEWIDE PROGRAM OF COMPREHENSIVE GERIATRIC HEALTH CARE AND EDUCATION FOR SENIOR CITIZENS LIVING IN RURAL ARKANSAS.

**Senate Resolution No. 14** was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 384  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BURNETT

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS NORTHEASTERN COLLEGE FOR CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY RESOURCES; AND FOR OTHER PURPOSES.

**Senate Bill No. 384** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 385  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BURNETT

A Bill for an Act to be Entitled: AN ACT CONCERNING REGIONAL SOLID WASTE MANAGEMENT DISTRICTS; TO CLARIFY THE LAW CONCERNING THE VALIDITY OF AN EXISTING SINGLE-COUNTY REGIONAL SOLID WASTE MANAGEMENT DISTRICT THAT HAS LESS THAN THE POPULATION REQUIRED FOR THE CREATION OF A REGIONAL SOLID WASTE MANAGEMENT DISTRICT; AND FOR OTHER PURPOSES.

**Senate Bill No. 385** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 386  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. DISMANG

A Bill for an Act to be Entitled: AN ACT TO REQUIRE THAT THERAPEUTICALLY EQUIVALENT DRUG SUBSTITUTIONS BE AUTHORIZED ON EACH PRESCRIPTION; AND FOR OTHER PURPOSES.

**Senate Bill No. 386** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 387  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR IRVIN

A Bill for an Act to be Entitled: AN ACT TO LIMIT BODY ART PROCEDURES; AND FOR OTHER PURPOSES.

**Senate Bill No. 387** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 388  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR IRVIN

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS CONCERNING BODY ARTISTS; TO CLARIFY THE NATURE AND PENALTIES FOR VIOLATIONS OF LAWS AND RULES REGARDING BODY ARTISTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 388** was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 389  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. KING

A Bill for an Act to be Entitled: AN ACT TO CHANGE THE BOUNDARIES OF BOONE COUNTY AND CARROLL COUNTY; AND FOR OTHER PURPOSES.

**Senate Bill No. 389** was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 390  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY  
BY: REPRESENTATIVE HOPPER

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS STATE UNIVERSITY - MOUNTAIN HOME FOR TECHNOLOGY INFRASTRUCTURE UPGRADE AND RENOVATION EXPENSES; AND FOR OTHER PURPOSES.

**Senate Bill No. 390** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 391  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE NORTH ARKANSAS COLLEGE FOR CONSTRUCTION, MAINTENANCE, RENOVATION, EQUIPMENT AND VEHICLE ACQUISITION; AND FOR OTHER PURPOSES.

**Senate Bill No. 391** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 392  
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 CAPITAL IMPROVEMENT PROJECTS FOR THE DEPARTMENT OF PARKS AND TOURISM FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

**Senate Bill No. 392** 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 20, 2013

Mr. President:

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

**SENATE BILL NO. 271**, BY SENATOR JOHNNY KEY,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

Received from the House

HOUSE CONCURRENT RESOLUTION NO. 1004  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE CARTER

HOUSE CONCURRENT RESOLUTION 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.

House Concurrent Resolution No. 1004 was read the first time, rules suspended, read the second time and placed on the Calendar.

On motion of Senator Williams, the rules were suspended in considering House Concurrent Resolution No. 1004 at this time.

On motion of Senator Williams, House Concurrent Resolution No. 1004 was called up for third reading and final disposition.

HOUSE CONCURRENT RESOLUTION NO. 1004  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVE CARTER

HOUSE CONCURRENT RESOLUTION 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.

House Concurrent Resolution No. 1004 was read the third time and concurred in.

(SIGNED) ANN CORNWELL, SECRETARY

House Concurrent Resolution No. 1004 was ordered immediately returned to the House as concurred in.

On motion of Senator Sanders, **Senate Bill No. 331** was called up for third reading and final disposition.

**SENATE BILL NO. 331**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**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.

**Senate Bill No. 331** 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. 331** was ordered immediately transmitted to the House as passed.

On motion of Senator Rapert, **Senate Bill No. 339** was called up for third reading and final disposition.

**SENATE BILL NO. 339  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**Senate Bill No. 339** 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. 339 was ordered immediately transmitted to the House as passed.

On motion of Senator Bookout, House Bill No. 1209 was called up for third reading and final disposition.

HOUSE BILL NO. 1209  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

BY: REPRESENTATIVES HUTCHISON, COPENHAVER, LENDERMAN, MCELROY & B.  
WILKINS

BY: SENATOR BOOKOUT

A Bill for an Act to be Entitled: AN ACT TO SUPPORT THE FINE ARTS BY AUTHORIZING THE GOVERNOR TO DESIGNATE AN ARTIST LAUREATE; AND FOR OTHER PURPOSES.

House Bill No. 1209 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. 1209 was ordered immediately returned to the House as passed.

On motion of Senator Williams, House Bill No. 1247 was called up for third reading and final disposition.

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 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 House Bill No. 1247, 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

House Bill No. 1247 was ordered immediately returned to the House as passed.

On motion of Senator Irvin, **House Bill No. 1274** was called up for third reading and final disposition.

**HOUSE BILL NO. 1274  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**House Bill No. 1274** 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, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, J. English, Files, J. Hendren, Hickey, J. Hutchinson, K. Ingram, Irvin, D. Johnson, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total ..... 26

NEGATIVE: Burnett, Elliott, S. Flowers, Hester, Holland, J. Key, Rapert, B. Sample, D. Sanders.

Total ..... 9

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. 1274** was ordered immediately returned to the House as passed.

On motion of Senator Pierce, **House Bill No. 1237** was called up for third reading and final disposition.

**HOUSE BILL NO. 1237**

*As Engrossed: H2/11/13*

**EIGHTY-NINTH GENERAL ASSEMBLY**

**REGULAR SESSION**

**BY: REPRESENTATIVES WARDLAW, SHEPHERD, D. ALTES, C. ARMSTRONG, BAINES, BALTZ, CATLETT, D. DOUGLAS, HILLMAN, KIZZIA, LENDERMAN, LOVE, B. OVERBEY, RATLIFF, D. WHITAKER & WREN**

**BY: SENATOR B. PIERCE**

A Bill for an Act to be Entitled: AN ACT CONCERNING TRAINING REQUIREMENTS FOR CANINE LAW ENFORCEMENT UNITS; AND FOR OTHER PURPOSES.

**House Bill No. 1237** 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. 1237** was ordered immediately returned to the House as passed.

On motion of Senator Teague, the Senate resolved itself into the Committee of the Whole for the purpose of Joint Budget amendment.

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

On motion of Senator Teague, **Senate Bill No. 132** was withdrawn from the Committee on JOINT BUDGET, 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. 132

JBC 02/12/13 (2)

Amend **Senate Bill No. 132** as originally introduced:

Page 4, Insert the following between lines 31 and 32:

"(04) OVERTIME                      250,000"

AND

Appropriately renumber the items.

AND

Page 5, line 4 delete "\$89,592,807" and substitute "\$89,842,807"

AND

Page 7, insert the following new section immediately following SECTION 9:

" SECTION 10. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL, AND TEMPORARY LAW. OVERTIME. The Arkansas Game and Fish Commission is hereby authorized to make overtime payments from such funds and appropriations provided for overtime payments to those wildlife officers or other employees that are currently assigned or may be assigned by the Director of the Arkansas Game and Fish Commission or by an appointed designate to Special Law Enforcement Task Forces, Special Operations, and other special programs reimbursable to the Arkansas Game and Fish Commission by federal or local authorities as approved by the Director of the Arkansas Game and Fish Commission. All such overtime payments shall be processed through the State Accounting

System and shall be in addition to the Regular Salaries and benefits accruing to the employee(s).

The provisions of this section shall be in effect only from July 1, 2013 through June 30, 2014."

AND

Appropriately renumber the remaining sections.

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

**Senate Bill No. 132** was ordered engrossed.

On motion of Senator Teague, the Senate resolved itself into the Committee of the Whole for the purpose of Joint Budget bills.

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

On motion of Senator Teague, the rules were suspended in considering House Bill No. 1054 at this time.

On motion of Senator Teague, House Bill No. 1054 was called up for third reading and final disposition.

HOUSE BILL NO. 1054  
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 STATE BOARD OF ELECTION COMMISSIONERS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1054 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 .....27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1054**, 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

**House Bill No. 1054** was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 37** at this time.

On motion of Senator Teague, **Senate Bill No. 37** was called up for third reading and final disposition.

**SENATE BILL NO. 37  
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 OFFICE OF THE PROSECUTOR COORDINATOR FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

**Senate Bill No. 37** 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 37**, 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. 37** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 81** at this time.

On motion of Senator Teague, **Senate Bill No. 81** was called up for third reading and final disposition.

**SENATE BILL NO. 81  
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 DEPARTMENT OF RURAL SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

**Senate Bill No. 81** 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 81**, 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. 81** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering Senate Bill No. 235 at this time.

On motion of Senator Teague, Senate Bill No. 235 was called up for third reading and final disposition.

SENATE BILL NO. 235  
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 ADMINISTRATIVE OFFICE OF THE COURTS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 235 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 235**, 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. 235** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering Senate Bill No. 236 at this time.

On motion of Senator Teague, Senate Bill No. 236 was called up for third reading and final disposition.

SENATE BILL NO. 236  
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 ARKANSAS AGRICULTURE DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 236 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 236**, 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. 236** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 309** at this time.

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

**SENATE BILL NO. 309  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**Senate Bill No. 309** was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: 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 .....27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 309** 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. 309** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 310** at this time.

On motion of Senator Teague, **Senate Bill No. 310** was called up for third reading and final disposition.

**SENATE BILL NO. 310  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**Senate Bill No. 310** 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 310** 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. 310** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 311** at this time.

On motion of Senator Teague, **Senate Bill No. 311** was called up for third reading and final disposition.

**SENATE BILL NO. 311  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**Senate Bill No. 311** 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 311** 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. 311** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 312** at this time.

On motion of Senator Teague, **Senate Bill No. 312** was called up for third reading and final disposition.

**SENATE BILL NO. 312  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**Senate Bill No. 312** 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 312** 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. 312** was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 313** at this time.

On motion of Senator Teague, **Senate Bill No. 313** was called up for third reading and final disposition.

**SENATE BILL NO. 313  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
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.

**Senate Bill No. 313** 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 ..... | 27 |

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 313**, 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. 313** was ordered immediately transmitted to the House.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

**SENATE RESOLUTION NO. 11**, BY SENATOR CECILE BLEDSOE,

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

**SENATE BILL NO. 393**  
**EIGHTY-NINTH GENERAL ASSEMBLY**  
**REGULAR SESSION**  
**BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - MANAGEMENT SERVICES DIVISION FOR MARKETING AND REDISTRIBUTION WAREHOUSE EXPANSION AND IMPLEMENTATION OF SAP EMPLOYEE SELF SERVICE MODULE; AND FOR OTHER PURPOSES.

**Senate Bill No. 393** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 394  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

Senate Bill No. 394 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 395  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES FOR VARIOUS CAPITAL DEPARTMENT-WIDE PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 395 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 396  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

**Senate Bill No. 396** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 397  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR MAJOR MAINTENANCE AND STATE MOTOR VEHICLE ACQUISITION; AND FOR OTHER PURPOSES.

**Senate Bill No. 397** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 398  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS GEOGRAPHIC INFORMATION OFFICE FOR THE STATE'S DIGITAL AERIAL PHOTOGRAPHY DATABASE AND STATEWIDE PARCEL MAP; AND FOR OTHER PURPOSES.

Senate Bill No. 398 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 399  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE STATE CRIME LABORATORY FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 399 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 400  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF VETERANS' AFFAIRS FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 400** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 401  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

**Senate Bill No. 401** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 402  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS TOBACCO CONTROL BOARD FOR THE ATC CASE, LICENSING, AND RECORDS MANAGEMENT SYSTEM; AND FOR OTHER PURPOSES.

Senate Bill No. 402 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 403  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

Senate Bill No. 403 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 404  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ARKANSAS HERITAGE FOR CAPITAL IMPROVEMENT PROJECTS, PERSONAL SERVICES, OPERATING EXPENSES, GRANTS, AND ACQUISITIONS; AND FOR OTHER PURPOSES.

**Senate Bill No. 404** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 405  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

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

**Senate Bill No. 405** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 406  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR CAPITAL IMPROVEMENT EXPENDITURES, GRANTS, AND INCENTIVES; AND FOR OTHER PURPOSES.

Senate Bill No. 406 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 407  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE PAROLE BOARD FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 407 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 408  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - REVENUE SERVICES DIVISION FOR LEDBETTER BUILDING AND RAGLAND BUILDING MAJOR MAINTENANCE AND REPAIR; AND FOR OTHER PURPOSES.

**Senate Bill No. 408** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 409  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR HICKEY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR PLANNING AND DEVELOPMENT GRANTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 409** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 410  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR MALOCH  
BY: REPRESENTATIVE T. THOMPSON

A Bill for an Act to be Entitled: AN ACT CONCERNING ASBESTOS ABATEMENT; TO CREATE THE ASBESTOS ABATEMENT GRANT PROGRAM; TO ALLOW THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY TO AWARD GRANTS FOR CERTAIN ACTIVITIES RELATING TO ASBESTOS ABATEMENT, STABILIZATION, AND REMEDIATION; TO REGULATE THE REQUIREMENTS FOR THE ASBESTOS ABATEMENT GRANT PROGRAM; TO PROVIDE FOR THE FUNDING OF THE ASBESTOS ABATEMENT GRANT PROGRAM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 410 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 411  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR BLEDSOE  
BY: REPRESENTATIVE J. DICKINSON

A Bill for an Act to be Entitled: AN ACT TO REPEAL THE REQUIREMENT FOR THE ADMINISTRATIVE OFFICE OF THE COURTS TO DEVELOP A WEB-BASED MANDATED REPORTER TRAINING CURRICULUM; AND FOR OTHER PURPOSES.

Senate Bill No. 411 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 412  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE INSTITUTIONS OF HIGHER EDUCATION FOR CAPITAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 412** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 413  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF CAREER EDUCATION - ARKANSAS REHABILITATION SERVICES FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 413** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 414  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE ARKANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR DEVELOPMENT AND IMPLEMENTATION OF A NEW PENSION ADMINISTRATION SYSTEM; AND FOR OTHER PURPOSES.

Senate Bill No. 414 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 415  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION - ARKANSAS SCHOOL FOR THE BLIND FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 415 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 416  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF EDUCATION - ARKANSAS SCHOOL FOR THE DEAF FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

**Senate Bill No. 416** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 417  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. HENDREN

A Bill for an Act to be Entitled: AN ACT TO MODIFY THE DEFINITION OF AN UNBORN CHILD IN THE CRIMINAL CODE AND IN WRONGFUL DEATH ACTIONS; AND FOR OTHER PURPOSES.

**Senate Bill No. 417** was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 418  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR HICKEY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT HOPE FOR CONSTRUCTION, MAINTENANCE, EQUIPMENT AND LIBRARY RESOURCES; AND FOR OTHER PURPOSES.

Senate Bill No. 418 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 419  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR HICKEY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE COSSATOT COMMUNITY COLLEGE OF THE UNIVERSITY OF ARKANSAS FOR UPGRADES AND UPDATES TO INFORMATION TECHNOLOGY AND STUDENT SUPPORT TECHNOLOGY EQUIPMENT; AND FOR OTHER PURPOSES.

Senate Bill No. 419 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 420  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR J. KEY  
BY: REPRESENTATIVE BALTZ

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE FILLING OF VACANCIES IN COUNTY ELECTIVE OFFICES; AND FOR OTHER PURPOSES.

**Senate Bill No. 420** was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 421  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. PIERCE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE SAU-TECH FOR CONSTRUCTION, RENOVATION, MAINTENANCE AND EQUIPMENT; AND FOR OTHER PURPOSES.

**Senate Bill No. 421** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 422  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR B. PIERCE

A Bill for an Act to be Entitled: AN ACT CONCERNING THE DEFINITION OF "EXEMPT COMMODITIES AND SERVICES" IN THE ARKANSAS PROCUREMENT LAW; AND FOR OTHER PURPOSES.

Senate Bill No. 422 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 423  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATORS B. PIERCE AND K. INGRAM

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR THE EXPANSION OF TESTING OF NEWBORN INFANTS FOR GENETIC DISORDERS; AND FOR OTHER PURPOSES.

Senate Bill No. 423 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 424  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: SENATOR R. THOMPSON

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE BLACK RIVER TECHNICAL COLLEGE FOR CAPITAL IMPROVEMENTS AT THE PARAGOULD AND POCAHONTAS CAMPUSES; AND FOR OTHER PURPOSES.

**Senate Bill No. 424** was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

Received from the House

HOUSE BILL NO. 1227  
*As Engrossed: H2/4/13 H2/14/13*  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION  
BY: REPRESENTATIVES GOSSAGE, C. DOUGLAS & EUBANKS  
BY: SENATOR G. STUBBLEFIELD

A Bill for an Act to be Entitled: *AN ACT TO ALLOW A MEMBER OF THE ARKANSAS TEACHER RETIREMENT SYSTEM WHO IS A CLASSIFIED EMPLOYEE OF A PUBLIC SCHOOL DISTRICT THE SAME RIGHT TO PURCHASE PREVIOUS PRIVATE SCHOOL SERVICE AS PERMITTED FOR CERTIFIED TEACHERS OF A PUBLIC SCHOOL DISTRICT; AND FOR OTHER PURPOSES.*

**House Bill No. 1227** was read the first time, rules suspended, read the second time and placed on the Calendar.

STATE OF ARKANSAS

Mike Beebe

Governor

February 20, 2013

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

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:

Senate Bill No. 053 - ACT 135  
Senate Bill No. 150 - ACT 136  
Senate Bill No. 168 - ACT 137  
Senate Bill No. 219 - ACT 138  
Senate Bill No. 237 - ACT 139

Sincerely,

(SIGNED) MIKE BEEBE

Senate Bill No. 217 was returned from the House as passed as amended.

Senate Bill No. 154 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

SENATE BILL NO. 125, BY SENATOR BOBBY PIERCE,  
SENATE BILL NO. 154, BY SENATOR DAVID BURNETT,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 4:05 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 125

SENATE BILL NO. 154

RECEIVED the above papers from the Secretary of the Senate this 20th day of February, 2013 at 4:05 p.m.

(SIGNED) MIKE BEEBE  
Governor

(SIGNED) SARAH AGEE  
Secretary

ARKANSAS SENATE  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

February 20, 2013

Mr. President:

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

SENATE BILL NO. 132, BY JOINT BUDGET COMMITTEE,

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 Teague, Senate Bill No. 132 was ordered re-referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 425  
EIGHTY-NINTH GENERAL ASSEMBLY  
REGULAR SESSION

BY: SENATORS D. JOHNSON, E. CHEATHAM, ELLIOTT, J. HENDREN, HOLLAND,  
U. LINDSEY & B. PIERCE

BY: REPRESENTATIVES DALE, C. ARMSTRONG, CATLETT, COZART,  
DEFFENBAUGH, J. DICKINSON, HOBBS, HOPPER, JETT, LAMPKIN, LEA,  
LENDERMAN, LOWERY, MCLEAN, MURDOCK, PERRY, RATLIFF, TALLEY, WARDLAW  
& WREN

A Bill for an Act to be Entitled: AN ACT TO AMEND THE DISTRIBUTION OF STATE FUNDING TO SCHOOL DISTRICTS BASED ON NINETY-EIGHT PERCENT (98%) OF THE SCHOOL DISTRICT ASSESSMENT FOR THE UNIFORM RATE OF TAX; AND FOR OTHER PURPOSES.

Senate Bill No. 425 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

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SENATE CONCURRENT RESOLUTION TRANSMITTED  
TO THE HOUSE AS ADOPTED

SENATE CONCURRENT RESOLUTION NO. 2

SENATE BILLS TRANSMITTED TO THE HOUSE  
AS PASSED

SENATE BILL NO. 2  
SENATE BILL NO. 37  
SENATE BILL NO. 81  
SENATE BILL NO. 235  
SENATE BILL NO. 236  
SENATE BILL NO. 309  
SENATE BILL NO. 310  
SENATE BILL NO. 311  
SENATE BILL NO. 312  
SENATE BILL NO. 313  
SENATE BILL NO. 331  
SENATE BILL NO. 339

HOUSE BILLS RETURNED TO THE HOUSE  
AS PASSED

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

SENATE BILL RETURNED FROM THE HOUSE  
AND ORDERED ENROLLED

SENATE BILL NO. 154

SENATE BILL RETURNED FROM THE HOUSE  
AS PASSED AS AMENDED

SENATE BILL NO. 217 AS AMENDED NO. 1

HOUSE BILL TRANSMITTED TO THE SENATE  
AS PASSED

HOUSE BILL NO. 1227

HOUSE CONCURRENT RESOLUTION TRANSMITTED  
TO THE SENATE AS ADOPTED

HOUSE CONCURRENT RESOLUTION NO. 1004

HOUSE CONCURRENT RESOLUTION RETURNED  
TO THE HOUSE AS CONCURRED IN

HOUSE CONCURRENT RESOLUTION NO. 1004

On motion of Senator Burnett, the Senate adjourned until 1:30 p.m., Monday, February 25, 2013.

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PRESIDENT OF THE SENATE

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SECRETARY OF THE SENATE