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

Little Rock, Arkansas

March 21, 2013

The Senate was called to order at 1:45 o'clock p.m. by the President.

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

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

The Senate was led in prayer by Pastor Phillip Smith, First Baptist Church of Bentonville, Arkansas.

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

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

On motion of Senator Clark, **Senate Bill No. 809** was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 1.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. 809

Amend **Senate Bill No. 809** as originally introduced:

Page 1, line 9, delete "AND" and substitute "TO DECLARE AN EMERGENCY; AND"

AND

Delete the subtitle in its entirety and substitute:

"CONCERNING PUBLIC SCHOOL STUDENT TRANSFERS; AND TO DECLARE AN EMERGENCY."

AND

Page 1, delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 6-18-206 is repealed.
~~6-18-206. Public school choice.~~

~~(a)(1) This section may be referred to and cited as the "Arkansas Public School Choice Act of 1989".~~

~~(2) The General Assembly finds that the students in Arkansas's public schools and their parents will become more informed about and involved in the public educational system if students and their parents or guardians are provided greater freedom to determine the most effective school for meeting their individual educational needs. There is no right school for every student, and permitting students to choose from among different schools with differing assets will increase the likelihood that some marginal students will stay in school and that other, more motivated students will find their full academic potential.~~

~~(3) The General Assembly further finds that giving more options to parents and students with respect to where the students attend public school will increase the responsiveness and effectiveness of the state's schools since teachers, administrators, and school board members will have added incentive to satisfy the educational needs of the students who reside in the district.~~

~~(4) The General Assembly therefore finds that these benefits of enhanced quality and effectiveness in our public schools justify permitting a student to apply for admission to a school in any district beyond the one in which the student resides, provided that the transfer by this student would not adversely affect the desegregation of either district.~~

~~(5) A public school choice program is hereby established to enable any student to attend a school in a district in which the student does not reside, subject to the restrictions contained in this section.~~

~~(b)(1)(A) Before a student may attend a school in a nonresident district, the student's parent or guardian must submit an application on a form approved by the Department of Education to the nonresident district by submitting the application to the superintendent of the school district. This application must be postmarked not later than July 1 of the year in which the student would begin the fall semester at the nonresident district.~~

~~(B)(i) Within thirty (30) days of the receipt of an application from a nonresident student seeking admission under the terms of this section, the superintendent of the nonresident district shall notify the parent or guardian and the resident district in writing as to whether the student's application has been accepted or rejected.~~

~~(ii) If the application is rejected, the superintendent of the nonresident district must state in the notification letter the reason for rejection.~~

~~(iii) If the application is accepted, the superintendent of the nonresident district shall state in the notification letter:~~

~~(a) An absolute deadline for the student to enroll in the district, or the acceptance notification is null; and~~

~~(b) Any instructions for the renewal procedures established by the district.~~

~~(iv)(a) Any student who accepts a school choice transfer may return to his or her resident district during the course of the school year.~~

~~(b) If a transferred student returns to his or her resident district during the school year, the student's transfer is voided, and the student shall reapply for any future transfer.~~

~~(2)(A) The school board of directors of every public school district must adopt by resolution specific standards for acceptance and rejection of applications. Standards may include the capacity of a program, class, grade level, or school building. Nothing in this section requires a school district to add teachers, staff, or classrooms or in any way to exceed the requirements and standards established by existing law. Standards shall include a statement that priority will be given to applications from siblings or stepsiblings residing in the same residence or household of students already attending the district by choice. Standards may not include an applicant's previous academic achievement, athletic or other extracurricular ability, handicapping conditions, English proficiency level, or previous disciplinary proceedings except that an expulsion from another district may be included pursuant to § 6-18-510.~~

~~(B)(i) Any student who applies for a transfer under this section and is denied a transfer by the nonresident district may request a hearing before the State Board of Education to reconsider the transfer.~~

~~(ii) A request for a hearing before the state board shall be in writing and shall be postmarked no later than ten (10) days after notice of rejection of the application under subdivision (b)(1)(B) of this section is received by the student.~~

~~(3) Each school district shall participate in public school choice consistent with this section.~~

~~(c) The responsibility for transportation of a student from the student's resident school district to a nonresident school district shall be borne by the student or the student's parents. The nonresident school district may enter into a written agreement with the student, the student's parents, or the resident school district to provide transportation to or from any place in the resident district to the nonresident district, or both.~~

~~(d)(1) A nonresident district shall accept credits toward graduation that were awarded by another district.~~

~~(2) The nonresident district shall award a diploma to a nonresident student if the student meets the nonresident district's graduation requirements.~~

~~(e) For purposes of determining a school district's state equalization aid, the nonresident student shall be counted as a part of the average daily membership of the district to which the student has transferred.~~

~~(f) The provisions of this section and all student choice options created in this section are subject to the following limitations:~~

~~(1) No student may transfer to a nonresident district where the percentage of enrollment for the student's race exceeds that percentage in the student's resident district except in the circumstances set forth in subdivisions (f)(2) and (3) of this section;~~

~~(2)(A) A transfer to a district is exempt from the restriction set forth in subdivision (f)(1) of this section if the transfer is between two (2) districts within a county and if the minority percentage in the student's race and majority percentages of school enrollment in both the resident and nonresident district remain within an acceptable range of the county's overall minority percentage in the student's race and majority percentages of school population as set forth by the department.~~

~~(B)(i) By the filing deadline each year, the department shall compute the minority percentage in the student's race and majority percentages of each county's public school population from the October Annual School Report and shall then compute the acceptable range of variance from those percentages for school districts within each county.~~

~~(ii)(a) In establishing the acceptable range of variance, the department is directed to use the remedial guideline established in Little Rock School District v. Pulaski County Special School District of allowing an overrepresentation or underrepresentation of black or white students of one-fourth ($\frac{1}{4}$) or twenty-five percent (25%) of the county's racial balance.~~

~~(b) In establishing the acceptable range of variance for school choice, the department is directed to use the remedial guideline of allowing an overrepresentation or underrepresentation of minority or majority students of one-fourth ($\frac{1}{4}$) or twenty-five percent (25%) of the county's racial balance;~~

~~(3) A transfer is exempt from the restriction set forth in subdivision (f)(1) of this section if each school district affected by the transfer does not have a critical mass of minority percentage in the student's race of more than ten percent (10%) of any single race;~~

~~(4) In any instance in which the provisions of this subsection would result in a conflict with a desegregation court order or a district's court-approved desegregation plan, the terms of the order or plan shall govern;~~

~~(5) The department shall adopt appropriate rules and regulations to implement the provisions of this section; and~~

~~(6) The department shall monitor school districts for compliance with this section.~~

~~(g) The state board shall be authorized to resolve disputes arising under subsections (b)–(f) of this section.~~

~~(h) The superintendent of the district shall cause public announcements to be made over the broadcast media and in the print media at such times and in such a manner as to inform parents or guardians of students in adjoining districts of the availability of the program, the application deadline, and the requirements and procedure for nonresident students to participate in the program.~~

~~(i)(1) All superintendents of school districts shall report to the Equity Assistance Center on an annual basis the race, gender, and other pertinent information needed to properly monitor compliance with the provisions of this section.~~

~~(2) The reports may be on those forms that are prescribed by the department, or the data may be submitted electronically by the district using a format authorized by the department.~~

~~(3) The department may withhold state aid from any school district that fails to file its report each year or fails to file any other information with a published deadline requested from school districts by the Equity Assistance Center so long as thirty (30) calendar days are given between the request for the information and the published deadline except when the request comes from a member or committee of the General Assembly.~~

~~(4) A copy of the report shall be provided to the Joint Interim Oversight Committee on Educational Reform.~~

~~(j)(1) The department shall develop a proposed set of rules as it determines is necessary or desirable to amend the provisions of this section.~~

~~(2) The department shall present the proposed rules in written form to the House Interim Committee on Education and the Senate Interim Committee on Education by October 1, 2006, for review and consideration by the committees for possible amendments to this section and to the Arkansas Public School Choice Program by the Eighty-sixth General Assembly.~~

SECTION 2. Arkansas Code Title 6, Chapter 18, Subchapter 2, is amended to add an additional section to read as follows:

6-18-231. Public school choice.

(a) This section shall be known and may be cited as the "Public School Choice Act of 2013".

(b) The General Assembly finds that:

(1) The students in Arkansas's public schools and their parents will become more informed about and involved in the public educational system if students and their parents or guardians are provided greater freedom to determine the most effective school for meeting their individual educational needs. There is no right school for every student, and permitting students to choose from among different schools with differing assets will increase the likelihood that some at-risk students will stay in school and that other, more motivated students will find their full academic potential;

(2) Giving more options to parents and students with respect to where the students attend public school will increase the responsiveness and effectiveness of the state's schools because teachers, administrators, and school board members will have added incentive to satisfy the educational needs of the students who reside in the district; and

(3) These benefits of enhanced quality and effectiveness in our public schools justify permitting a student to apply for admission to a school in any school district beyond the one in which the student resides, provided that the transfer by the student does not conflict with an enforceable judicial decree or court order remedying the effects of past racial segregation in the school district.

(c) A public school choice program is hereby established to enable any student to attend a school in a district in which the student does not reside, subject to the restrictions contained in this section.

(d)(1)(A) If a student seeks to attend a school in a nonresident district, the student's parent or guardian shall submit an application on a form approved by the Department of Education to the superintendent of the nonresident school district not later than July 1 of the year in which the student seeks to begin the fall semester at the nonresident district.

(B)(i) Within thirty (30) days of the receipt of an application from a nonresident student seeking admission under this section, the superintendent of the nonresident district shall notify the parent or guardian and the resident district in writing as to whether the student's application has been accepted or rejected.

(ii) If the application is rejected, the superintendent of the nonresident district shall state in the notification letter the reason for rejection.

(iii) If the application is accepted, the superintendent of the nonresident district shall state in the notification letter:

(a) A deadline for the student to enroll in the district, after which the acceptance notification is null; and

(b) Instructions for the renewal procedures established by the district.

(iv)(a) A student may accept only one (1) school choice transfer per school year.

(b) If a transferred student seeks to return to his or her resident district, the student shall not return to the resident school district until the next school year.

(c) If a transferred student returns to his or her resident district, the student's transfer is voided, and the student shall reapply if seeking a future school choice transfer

(2)(A)(i) The board of directors of a public school district shall adopt by resolution specific standards for acceptance and rejection of applications. Standards may include the capacity of a program, class, grade level, or school building.

(ii) This section does not require a school district to add teachers, staff, or classrooms or to exceed the requirements and standards established by existing law.

(iii) Standards shall include a statement that priority will be given to applications from siblings or stepsiblings residing in the same household of students already attending the district by choice.

(iv) Standards may not include an applicant's previous academic achievement, athletic or other extracurricular ability, disability, English proficiency level, or previous disciplinary proceedings except that an expulsion from another district may be included under § 6-18-510.

(v) A school district receiving transfers under this act shall not discriminate on the basis of gender, national origin, race, ethnicity, religion, disability, or academic or athletic eligibility.

(B)(i) A student who is denied a transfer under this section by the nonresident district may request a hearing before the State Board of Education to reconsider the transfer.

(ii) A request for a hearing before the state board shall be in writing and shall be postmarked no later than ten (10) days after the student receives a notice of rejection under subdivision (d)(1)(B) of this section is received by the student.

(3) A school district shall participate in public school choice under this section.

(e)(1) Transportation of a student from the student's resident school district to a nonresident school district is the responsibility of the student.

(2) The nonresident school district may enter into a written agreement with the student, the student's parents, or the resident school district to provide transportation to or from any place in the resident district to the nonresident district.

(f)(1) A nonresident district shall accept credits toward graduation that were awarded by the resident district or another district.

(2) The nonresident district shall award a diploma to a nonresident student if the student meets the nonresident district's graduation requirements.

(g) For purposes of determining a school district's state foundation funding aid, the nonresident student shall be counted as a part of the average daily membership of the district to which the student has transferred.

(h) The state board may resolve disputes arising under subsections (d) and (e) of this section.

(i) A school district shall make public announcements over the broadcast media and in the print media to inform parents or guardians of students in adjoining districts of the availability of the program, the application deadline, and the requirements and procedure for nonresident students to participate in the program.

(j) If this section results in a conflict with an enforceable judicial decree or court order remedying the effects of past racial segregation, the enforceable judicial decree or court order shall govern.

(k)(1) The transfer of a student under the Arkansas Public School Choice Act of 1989, § 6-18-206 [repealed], is not voided by this section and shall be treated as a transfer under this section.

(2)(A) A student who transferred to a nonresident district under prior law may continue to attend school in the nonresident district until the student completes his or her secondary education, subject to:

- (i) School district policies concerning renewal of a transfer; and
- (ii) Provisions of law concerning attendance and enrollment.

(B) A present or future sibling of a student who continues enrollment in the nonresident district under this section may enroll in or continue enrollment in the nonresident district until the sibling completes his or her secondary education, if the district has the capacity to accept the sibling without adding teachers, staff, or classrooms, or exceed the regulations and standards established in law.

(l)(1) Annually, a school district may determine the net gain or loss of students from transfers under this section.

(2)(A) If a resident district determines that in one (1) school year a loss of two percent (2%) or more occurs as the result of student transfers under this section, the resident district may limit the number of transfers in that school year by:

(i) Notifying the nonresident district that it is limiting the transfer of students out of the district; and

(ii) Limiting the transfers by either:

(a) Setting the priority for order of transfers by written school district policies; or

(b) If no written policy exists, allowing transfers in the order the requests are submitted until the limit is reached.

(B) If a student is unable to transfer due to the limits under this subdivision (l)(2), the student shall be given priority for a transfer in the following year.

(m)(1) A school district may suspend its school choice program if:

(A) The school district has a minority population of twenty percent (20%) or more of what would have been the school district's total student population at the beginning of the immediately preceding school year plus the number of students who:

(i) Transferred before the immediately preceding school year; and

(ii) Were enrolled in a nonresident district at the beginning of the immediately preceding school year;

(B) The minority percentage of the total student population changed by five percent (5%) or more as a result of school choice transfers in that year; and

(C)(i) A majority of the school district board of directors approves the suspension.

(ii) By June 1, the school district shall provide the Department of Education with a certified copy of the written resolution of the school district board of directors authorizing the suspension.

(2) The suspension of the program shall not affect the transfer of a student who has already transferred to a nonresident district.

(3) A school choice program suspended under this subsection will resume in the school year immediately following a school year in which the minority percentage of the school district is within five percent (5%) of what the total student population would have been for that year if there had been no school choice transfers out of the district.

(n) If a public school loses more than three percent (3%) of its total student population due to school choice transfers under this section in one (1) school year, the school district where the public school is located shall develop and provide to the department a plan for attracting students into the school district by programs such as magnet schools, agricultural programs, or other special programs.

(o) The department shall emphasize school choice as a method of improving education in Arkansas by:

(1) Providing technical assistance and training to a school that is developing a plan under subsection (n) of this section; and

(2) Providing guidance to a public school on using improved educational opportunities to:

(A) Retain and attract students to the school, generally or for a specific population;

(B) Improve student achievement; and

(C) Enhance the overall educational experience for public school students in Arkansas.

(p) The state board may promulgate rules to implement this section.

SECTION 3 EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that certain provisions of the Arkansas Public School Choice Act of 1989, § 6-18-206, have been found to be unconstitutional by a federal court; that thousands of public school students are currently attending public schools in nonresident school districts under that law; that there is now uncertainty about the viability of those transfers and future transfers; that this act repeals the disputed provisions of that law while preserving the opportunity for public school choice; and that this act is immediately necessary to resolve the uncertainty in the law before the 2013-2014 school year and preserve existing student transfers. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

(SIGNED) SENATOR ALAN CLARK

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 809 was ordered engrossed.

On motion of Senator Woods, **Senate Bill No. 901** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 901

Amend **Senate Bill No. 901** as originally introduced:

Add Representatives E. Armstrong, Baine, Ballinger as cosponsors of the bill

AND

Page 1, delete lines 29 through 36 and substitute:

"(iii) In an action for divorce, an award of joint custody is favored in Arkansas."

AND

Page 2, delete lines 1 through 9

AND

Page 2, delete lines 15 and 16 and substitute:

"parents individually as agreed to by the parents or as ordered by the court."

AND

Page 2, delete lines 24 through 36 and substitute:

"(ii) To this effect, the circuit court may consider awarding joint custody of a child to the parents in making an order for custody."

AND

Page 3, delete lines 1 through 3

AND

Page 3, line 4, delete "(iv)" and substitute "(iii)"

AND

Page 3, line 8, delete "may issue" and substitute "may change a joint custody order to"

AND

Page 3, delete lines 10 through 14
AND

Page 3, line 15, delete "(vi)" and substitute "(iv)"

(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. 901 was ordered engrossed.

On motion of Senator Burnett, **Senate Bill No. 932** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 932

Amend **Senate Bill No. 932** as originally introduced:

Page 1, line 9, delete "EXPUNGE" and substitute "SEAL"

AND

Page 1, line 16, delete "EXPUNGE" and substitute "SEAL"

AND

Page 1, line 25, delete "expunge a" and substitute "seal a"

AND

Page 1, line 28, delete "expunge his" and substitute "seal his"

AND

Page 1, delete lines 30 through 32 and substitute:

"(1) The completion of his or her sentence for the misdemeanor or violation, including full payment of restitution;

(2) Full payment of court costs; and
(3) Full payment of driver's license suspension reinstatement fees, if a driver's license suspension reinstatement fee was assessed as a result of the person's arrest or conviction for the misdemeanor or violation."

AND

Page 1, line 34, delete "expunge his" and substitute "seal his"

AND

Page 1, delete line 36 and substitute:

"(1) A new uniform petition to seal a criminal offense listed in § 16-90-904(a)(2)(A) until after a period of five (5) years has elapsed since the completion of the person's sentence for the conviction;
(2) A new uniform petition to seal a criminal offense listed in § 16-90-904(a)(2)(A) before one (1) year from the date of the order denying the previous uniform petition;
(3) A new uniform petition to seal any other misdemeanor or violation before ninety (90) days from the date of an order denying a uniform petition to seal the misdemeanor or violation;
(4) A new uniform petition to seal a misdemeanor or violation under this section if an appeal of a previous denial of a uniform petition to seal a misdemeanor or violation for the same misdemeanor or violation is still pending; or
(5) A new uniform petition to seal a misdemeanor or violation under this section if:
(A) The person was a holder of a commercial driver license or commercial learner's permit at the time the misdemeanor or violation was committed; and
(B) The misdemeanor or violation was a traffic offense, other than a parking violation, vehicle weight violation, or vehicle defect violation, committed in any type of motor vehicle.
(c) Except as provided in subsection (b) of this section, a person is eligible to file a uniform petition to seal a misdemeanor or violation under this section even if his or her misdemeanor or violation occurred before the effective date of this act."

AND

Page 2, delete lines 1 through 11.

AND

Page 2, line 15, delete "expunged;" and substitute "sealed;"

AND

Page 2, delete lines 16 through 18 and substitute:

"citizen of Arkansas might not know that he or she is eligible to have a criminal conviction sealed; and that this act is immediately necessary because the statutes permitting a person to have a criminal conviction sealed exist to allow a citizen of Arkansas with a past"

(SIGNED) SENATOR DAVID BURNETT

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 932 was ordered engrossed.

On motion of Senator Sample, **Senate Bill No. 938** was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY LEGISLATIVE AFFAIRS, 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. 938

Amend **Senate Bill No. 938** as originally introduced:

Delete all language after the enacting clause and substitute:

"SECTION 1. Arkansas Code § 27-50-1203(a) and (b), concerning the creation of the Arkansas Towing and Recovery Board, are amended to read as follows:

(a)(1) There is hereby created the Arkansas Towing and Recovery Board consisting of ~~nine (9)~~ seven (7) members appointed by the Governor and confirmed by the Senate, who shall serve terms of three (3) years.

(2)(A) ~~Four (4)~~ Two (2) members shall be appointed from the towing industry and shall be licensed by the board to engage in nonconsent towing, ~~with one (1) each of the members being a resident of each of the four (4) congressional districts~~ shall be appointed from the state at large.

(B) Two (2) members who are permitted to engage in the consent-only business shall be appointed from the state at large.

(C) ~~Two (2) members~~ One (1) member who are not associated with the towing industry shall be appointed from the state at large.

(D) ~~One~~ Two (1) (2) member members shall be appointed from the insurance industry.

(b)(1) The appointed board members shall be residents of the State of Arkansas at the time of appointment and throughout their terms.

(2)(A) During the term of appointment to the board, a member shall not hold office in, serve in an executive or representative capacity for, or hold a position in any nongovernmental towing industry organization.

(B) This subdivision (b)(2) does not limit a member of the board from being a member in a nongovernmental towing industry organization.

SECTION 2. Arkansas Code § 27-50-1203(e)(1), concerning the Arkansas Towing and Recovery Board, is amended to add two additional subdivisions to read as follows:

(H) Requiring all entities permitted, licensed, or regulated under this subchapter to maintain personnel at storage facilities for eight (8) hours between the hours of 8:00 a.m. to 5:00 p.m. on any day for which storage fees are charged; and

(l) Requiring all entities permitted, licensed, or regulated under this subchapter to charge storage fees only for each twenty-four-hour period following the time the entity takes possession of a vehicle, implement, or piece of machinery."

(SIGNED) SENATOR BILL SAMPLE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 938 was ordered engrossed.

On motion of Senator Rapert, Senate Bill No. 1101 was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, 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. 1101

Amend Senate Bill No. 1101 as originally introduced:

Delete all language following the enacting clause and substitute:

"SECTION 1. Arkansas Code § 27-50-1201 is amended to read as follows:
27-50-1201. Applicability.

(a) This subchapter applies to a person:

(1) Engaged in the towing or storage of vehicles for any commercial purpose in the State of Arkansas; and

(2) That is hired to tow or store the vehicle for any commercial purpose.

(b) This subchapter does not apply to the following tow vehicles and related equipment:

(1) Car carriers capable of carrying five (5) or more vehicles and that have ~~federal Interstate Commerce Commission~~ Federal Motor Carrier Safety Administration authority;

(2) Tow vehicles owned by a governmental entity and not used for commercial purposes; and

(3) If in compliance with § 27-35-112, tow vehicles that are:

(A) Registered in another state;
(B) Operating under ~~federal Interstate Commerce Commission~~
Federal Motor Carrier Safety Administration authority; and
(C) Not regularly doing business or soliciting business in the State of
Arkansas.

SECTION 2. Arkansas Code § 27-50-1202, concerning definitions under the law related to the removal of unattended or abandoned vehicles, is amended to add an additional definition to read as follows:

(13) "Commercial purpose" means:

(A) Using a tow vehicle to facilitate the movement of a vehicle on a public way for compensation or the expectation of compensation;

(B) Engaging in the business of towing, storing, or towing and storing vehicles for compensation or the expectation of compensation;

(C) Performing an act of towing, storing, or towing and storing a vehicle for compensation or the expectation of compensation; or

(D) Offering to tow, store, or tow and store a vehicle for compensation or the expectation of compensation."

(SIGNED) SENATOR JASON RAPERT

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1101 was ordered engrossed.

On motion of Senator Dismang, **Senate Bill No. 1162** was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 1 to SENATE BILL NO. 1162

Amend **Senate Bill No. 1162** as originally introduced:

Page 1, delete line 9 and substitute the following:

"CARE INJURIES AGAINST A MEDICAL CARE PROVIDER UNDER A SINGLE REMEDY;
AND FOR OTHER"

AND

Page 2, delete line 25 and substitute the following:

"SECTION 6. Arkansas Code § 20-10-1209(a)(1), concerning civil enforcement for the protection of long-term care facility residents, is amended to read as follows:

(a)(1) Any resident who is injured by a deprivation or infringement of his or her rights as specified in this subchapter may bring a cause of action under § 16-114-201 et seq., against any licensee responsible for the deprivation or infringement.

SECTION 7. Arkansas Code § 20-10-1209, concerning civil enforcement"

AND

Page 2, delete lines 28 through 31 and substitute the following:

"(d)(1) A deprivation or infringement of rights under this subchapter does not itself create an additional cause of action.

(2) However, a deprivation or infringement of rights under this subchapter may be used as evidence of negligence."

AND

Page 2, delete lines 33 through 36

AND

Page 3, delete line 1

(SIGNED) SENATOR JONATHAN DISMANG

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1162 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 809, BY SENATOR ALAN CLARK,

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 Clark, **Senate Bill No. 809** was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 901, BY SENATOR JON WOODS,
SENATE BILL NO. 932, BY SENATOR DAVID BURNETT,
SENATE BILL NO. 1162, BY SENATOR JONATHAN DISMANG,

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 Woods, **Senate Bill No. 901** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Burnett, **Senate Bill No. 932** was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Dismang, **Senate Bill No. 1162** was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 938, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 1101, BY SENATOR JASON RAPERT,

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 Sample, **Senate Bill No. 938** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator Rapert, **Senate Bill No. 1101** was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 585, BY SENATOR JAKE FILES,
SENATE BILL NO. 989, BY SENATOR BRYAN KING,
SENATE BILL NO. 1058, BY SENATOR BART HESTER,

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 MISSY IRVIN
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 861, BY SENATOR MISSY IRVIN,

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. 2.

Respectfully submitted,

(SIGNED) SENATOR DAVID BURNETT
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1403, BY REPRESENTATIVE BUTCH WILKINS,
HOUSE BILL NO. 1566, BY REPRESENTATIVE ANDREA LEA,
HOUSE BILL NO. 1755, BY REPRESENTATIVE MARY SLINKARD,
HOUSE BILL NO. 1771, BY REPRESENTATIVE DAN DOUGLAS,

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 MISSY IRVIN, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 718, 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 it do pass.

Respectfully submitted,

(SIGNED) SENATOR JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 1057, BY SENATOR BART HESTER,
SENATE BILL NO. 1106, BY SENATOR JASON RAPERT,

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 KEITH INGRAM, VICE-CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 838, BY SENATOR JASON RAPERT,

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 Nos. 2 & 3.

Respectfully submitted,

(SIGNED) SENATOR KEITH INGRAM, VICE-CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1933, BY REPRESENTATIVE JEFF WARDLAW,

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 JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 48, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 370, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 372, BY SENATOR JONATHAN DISMANG,
SENATE BILL NO. 373, BY SENATOR JONATHAN DISMANG,
SENATE BILL NO. 378, BY SENATOR ROBERT THOMPSON,
SENATE BILL NO. 434, BY SENATOR ROBERT THOMPSON,
SENATE BILL NO. 449, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 450, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 451, BY SENATOR DAVID WYATT,

SENATE BILL NO. 452, BY SENATOR DAVID WYATT,
 SENATE BILL NO. 453, BY SENATOR DAVID WYATT,
 SENATE BILL NO. 454, BY SENATOR DAVID WYATT,
 SENATE BILL NO. 465, BY SENATOR EDDIE JOE WILLIAMS,
 SENATE BILL NO. 466, BY SENATOR EDDIE JOE WILLIAMS,

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

March 21, 2013

Mr. President:

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

SENATE BILL NO. 467, BY SENATOR EDDIE JOE WILLIAMS,
 SENATE BILL NO. 468, BY SENATOR EDDIE JOE WILLIAMS,
 SENATE BILL NO. 469, BY SENATOR EDDIE JOE WILLIAMS,
 SENATE BILL NO. 507, BY SENATOR EDDIE CHEATHAM,
 SENATE BILL NO. 510, BY SENATOR UVALDE LINDSEY,
 SENATE BILL NO. 532, BY SENATOR BILL SAMPLE,
 SENATE BILL NO. 551, BY SENATOR KEITH INGRAM,
 SENATE BILL NO. 552, BY SENATOR KEITH INGRAM,
 SENATE BILL NO. 553, BY SENATOR KEITH INGRAM,
 SENATE BILL NO. 561, BY SENATOR JONATHAN DISMANG,
 SENATE BILL NO. 562, BY SENATOR JONATHAN DISMANG,
 SENATE BILL NO. 563, BY SENATOR JONATHAN DISMANG,
 SENATE BILL NO. 564, BY SENATOR JONATHAN DISMANG,

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

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 574, BY SENATOR UVALDE LINDSEY,
SENATE BILL NO. 579, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 580, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 581, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 582, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 606, BY SENATOR DAVID WYATT,
SENATE BILL NO. 610, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 611, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 613, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 614, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 615, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 617, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 618, BY SENATOR EDDIE CHEATHAM,

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

March 21, 2013

Mr. President:

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

SENATE BILL NO. 623, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 624, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 625, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 626, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 627, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 628, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 632, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 633, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 635, BY SENATOR JONATHAN DISMANG,
SENATE BILL NO. 644, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 645, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 646, BY SENATOR KEITH INGRAM,

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

March 21, 2013

Mr. President:

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

SENATE BILL NO. 647, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 649, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 658, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 659, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 685, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 687, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 692, BY SENATOR BOBBY J. PIERCE,
SENATE BILL NO. 693, BY SENATOR DAVID WYATT,
SENATE BILL NO. 695, BY SENATOR UVALDE LINDSEY,
SENATE BILL NO. 697, BY SENATOR EDDIE JOE WILLIAMS,
SENATE BILL NO. 728, BY SENATOR JOYCE ELLIOTT,
SENATE BILL NO. 729, BY SENATOR KEITH INGRAM,

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

March 21, 2013

Mr. President:

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

SENATE BILL NO. 730, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 739, BY SENATOR DAVID WYATT,
SENATE BILL NO. 741, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 753, BY SENATOR JONATHAN DISMANG,
SENATE BILL NO. 754, BY SENATOR JONATHAN DISMANG,
SENATE BILL NO. 763, BY SENATOR JONATHAN DISMANG,
SENATE BILL NO. 770, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 771, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 772, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 773, BY SENATOR DAVID J. SANDERS,

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

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 684, BY SENATOR BILL SAMPLE,

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 LARRY TEAGUE, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 822, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 1029, BY SENATOR KEITH INGRAM,

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 EDDIE JOE WILLIAMS, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 821, BY SENATOR KEITH INGRAM,

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. 4.

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS
CHAIRMAN

STATE OF ARKANSAS

Mike Beebe

Governor

March 21, 2013

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on March 21, 2013, I approved the following measures from the Regular Session of the Eighty-Ninth General Assembly:

Senate Bill No. 043 - ACT 445
Senate Bill No. 088 - ACT 446
Senate Bill No. 091 - ACT 447
Senate Bill No. 113 - ACT 448
Senate Bill No. 146 - ACT 449
Senate Bill No. 158 - ACT 450
Senate Bill No. 199 - ACT 451
Senate Bill No. 232 - ACT 452
Senate Bill No. 422 - ACT 453
Senate Bill No. 456 - ACT 454
Senate Bill No. 457 - ACT 455
Senate Bill No. 464 - ACT 456
Senate Bill No. 533 - ACT 457
Senate Bill No. 535 - ACT 458
Senate Bill No. 583 - ACT 459
Senate Bill No. 665 - ACT 460
Senate Bill No. 789 - ACT 461
Senate Bill No. 803 - ACT 462

Sincerely,

(SIGNED) MIKE BEEBE

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 331, BY SENATOR DAVID J. SANDERS,

beg leave to report that we have carefully compared the enrolled copy with the original and we find the same correctly enrolled and have at 11:20 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE
CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 331

RECEIVED the above papers from the Secretary of the Senate this 21st day of March, 2013 at 11:20 a.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

Senate Bill No. 332 was returned from the House as passed and ordered enrolled.

Senate Bill No. 358 was returned from the House as passed and ordered enrolled.

Senate Bill No. 359 was returned from the House as passed and ordered enrolled.

Senate Bill No. 433 was returned from the House as passed and ordered enrolled.

Senate Bill No. 443 was returned from the House as passed and ordered enrolled.

Senate Bill No. 807 was returned from the House as passed and ordered enrolled.

On motion of Senator Holland, Senate Bill No. 1168 was ordered re-referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator Lindsey, Senate Bill No. 694 was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator Teague, Senate Bill No. 782 was ordered re-referred to the Committee on REVENUE & TAXATION.

Senator Irvin moved that the record pertaining to the vote by which Senate Bill No. 215 passed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Irvin, Senate Bill No. 215 was ordered re-referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

On motion of Senator Ingram, **Senate Bill No. 108** was 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. 108

Amend **Senate Bill No. 108** engrossed, S1/29/13:

Add Senator A. Clark as a cosponsor of the bill

AND

Add Representative Ferguson as a cosponsor of the bill

(SIGNED) SENATOR KEITH INGRAM

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 108 was ordered engrossed.

On motion of Senator Johnson, [Senate Bill No. 192](#) 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. 192](#)

Amend [Senate Bill No. 192](#) as originally introduced:

Delete SECTIONS 2, 14, and 19 in their entirety

AND

Appropriately renumber the sections of the bill

(SIGNED) SENATOR DAVID JOHNSON

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

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 192](#) was ordered engrossed.

On motion of Senator Dismang, **Senate Bill No. 297** 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. 297

Amend **Senate Bill No. 297** as originally introduced:

Immediately before Section 1 of the bill, insert the following sections:

"SECTION 1. Arkansas Code § 26-37-201(b)(5), concerning the publication of notice for selling tax-delinquent lands, is amended to read as follows:

(5) Indicate that the land will be sold to the highest successful bidder if the bid is equal to at least the assessed value of the land as certified to the Commissioner of State Lands.

SECTION 2. Arkansas Code § 26-37-201(c), concerning procedures for selling tax-delinquent lands, is amended to read as follows:

(c) The ~~highest~~ successful bidder shall pay all taxes, interest, penalties, and other costs."

AND

Page 1, delete lines 26 through 30 and substitute the following:

~~"(b)(1) If no one bids at least the assessed value, the Commissioner of State Lands may negotiate a sale. All negotiated sales shall have approval of the Attorney General. If at the scheduled public sale a person or entity does not bid at least the amount of delinquent taxes, penalties, interest, and the costs of the sale, the Commissioner of State Lands may negotiate a private sale.~~

(2)(A) Except as provided in subdivision (b)(2)(B) of this section, a negotiated private sale shall be approved by the Attorney General before conveyance of the land by the Commissioner of State Lands.

(B) A negotiated private sale that occurs later than two (2) years after the scheduled public sales does not require approval by the Attorney General."

AND

Page 2, delete lines 6 through 17, and substitute the following:

"(e)(1) After a sale of the land by the Commissioner of State Lands, including a negotiated sale, the Commissioner of State Lands shall notify the owner and all interested parties of the right to redeem the land within ~~thirty (30)~~ ten (10) days excluding Saturdays, Sundays, and legal holidays, after the date of the sale by paying all taxes, penalties, interest, and costs due, including the cost of the notice.

(2) The notice under subdivision (e)(1) of this section shall be sent by regular mail to the last known address of the owner and all interested parties.

(3) If the land is not redeemed, a limited warranty deed ~~will~~ shall be issued by the Commissioner of State Lands to the purchaser.

(f) As used in this section, "interested party" has the same meaning as in § 26-37-301."

AND

Appropriately renumber the sections of the bill

(SIGNED) SENATOR JONATHAN DISMANG

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 297 was ordered engrossed.

On motion of Senator Irvin, Senate Bill No. 542 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. 542

Amend Senate Bill No. 542 as originally introduced:

Page 2, delete lines 13 through 18 and substitute the following:

"(ii)(a) Any weekly benefits payable subsequent to the date of delivery or mailing the determination shall be terminated.

(b) The termination shall apply only to benefits payable within the benefit year of the claim with respect to which the claimant willfully made a false statement or misrepresentation;"

AND

Page 2, line 20, delete "five (5)" and substitute "~~five (5)~~ two and one-half (2 1/2)"

AND

Page 2, delete lines 25 through 32 and substitute the following:

"(b) Upon request of the Legislative Council, the Department of Workforce Services shall provide reports regarding unemployment insurance claim fraud and its efforts to prevent the fraud."

(SIGNED) SENATOR MISSY IRVIN

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

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Teague, **Senate Bill No. 688** was placed back on second reading for purpose of Amendment Nos. 1 and 2.

* * * * * **RECEDE** * * * * *

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 688

Amend **Senate Bill No. 688** as originally introduced:

Immediately following the enacting clause, add an additional section to read as follows:

"SECTION 1. Arkansas Code § 26-52-103(19)(D)(ii), concerning the definition of "sale" under the Arkansas Gross Receipts Act of 1941, is amended to read as follows:
(ii) In the case of a lease or rental of tangible personal property, including motor vehicles and trailers for thirty (30) days or more, the tax shall be paid on the basis of rental or lease payments made to the lessor of the tangible personal property during the term of the lease or rental ~~unless Arkansas gross receipts tax or compensating use tax was paid by the lessor at the time of the purchase of the tangible personal property;~~"

AND

Page 1, line 26, delete "SECTION 1" and substitute "SECTION 2"

AND

Page 2, delete line 12, and substitute the following:

"SECTION 3. EFFECTIVE DATE. Sections 1 and 2 of this act are effective on the"
(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **RECEDE** * * * * *

The record pertaining to the adoption of Amendment No. 1 to **Senate Bill No. 688** was receded from in accordance with a prevailing motion on March 25, 2013.

**ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 688**

Amend **Senate Bill No. 688** as originally introduced:

Immediately following the enacting clause, add two additional sections to read as follows:

"SECTION 1. Arkansas Code § 26-52-103(19)(D)(ii), concerning the definition of "sale" under the Arkansas Gross Receipts Act of 1941, is amended to read as follows:

(ii)(a) ~~Except as provided in subdivision (19)(D)(ii)(b) of this section, in the case of a lease or rental of tangible personal property, including motor vehicles and trailers for thirty (30) days or more, the tax shall be paid on the basis of rental or lease payments made to the lessor of the tangible personal property during the term of the lease or rental unless Arkansas gross receipts tax or compensating use tax was paid by the lessor at the time of the purchase of the tangible personal property;~~

(b) In the case of a lease or rental of a motor vehicle for thirty (30) days or more, the tax shall be paid on the basis of rental or lease payments made to the lessor of the motor vehicle during the term of the lease or rental;

SECTION 2. Arkansas Code § 26-63-102(9)(D)(ii), concerning the definition of "sale" in relation to Arkansas special excise taxes, is amended to read as follows:

(ii)(a) ~~Except as provided in subdivision (9)(D)(ii)(b) of this section, in the case of a lease or rental of tangible personal property, including motor vehicles and trailers for thirty (30) days or more, the tax shall be paid on the basis of rental or lease payments made to the lessor of the tangible personal property during the term of the lease or rental unless Arkansas gross receipts tax or compensating use tax was paid by the lessor at the time of the purchase of the tangible personal property;~~

(b) In the case of a lease or rental of a motor vehicle for thirty (30) days or more, the tax shall be paid on the basis of rental or lease payments made to the lessor of the motor vehicle during the term of the lease or rental;

AND

Page 1, line 26, delete "SECTION 1" and substitute "SECTION 3"

AND

Page 2, delete line 12, and substitute the following:

"SECTION 4. EFFECTIVE DATE. Sections 1 through 3 of this act are effective on the"

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 688 was ordered engrossed.

On motion of Senator Maloch, Senate Bill No. 829 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. 829

Amend Senate Bill No. 829 as originally introduced:

Page 3, line 11 delete "intentionally" and substitute "purposely"

(SIGNED) SENATOR BRUCE MALOCH

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 829 was ordered engrossed.

On motion of Senator Teague, **Senate Bill No. 929** 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. 929

Amend **Senate Bill No. 929** as originally introduced:

Page 1, delete line 14, and substitute the following:

"ALLIANCE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute the following:

"TO EXPAND OPPORTUNITIES TO CREATE HIGH-TECHNOLOGY, KNOWLEDGE-BASED JOBS; TO RESTRUCTURE CERTAIN PROGRAMS AND PROGRAM REQUIREMENTS TO FOSTER ECONOMIC DEVELOPMENT; AND TO DECLARE AN EMERGENCY."

AND

Page 2, delete line 19, and substitute the following:

"of knowledge-based and high-technology jobs.

(3) In consultation with members of the Arkansas Research Alliance, the Executive Director may solicit input, advice, or counsel from any group or individual concerning a policy or funding decision of the Arkansas Research Alliance, including without limitation Accelerate Arkansas, Innovate Arkansas, and Connect Arkansas."

AND

Page 9, delete line 17, and substitute the following:

~~"the review committee and the private sector advisory committee;~~

SECTION 12. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the continuous operation of the Arkansas Risk Capital Matching Fund is essential to maintaining the state's entrepreneurial infrastructure that is available to Arkansas citizens seeking to create employment opportunities in the state; that this act is necessary to meet immediate demands for funding under the program; and that this act is immediately necessary to provide for continuity of services to Arkansas entrepreneurs and immediate employment opportunities. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;
(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or
(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 929 was ordered engrossed.

On motion of Senator Wyatt, Senate Bill No. 934 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. 934

Amend Senate Bill No. 934 as originally introduced:

Page 9, delete lines 22 through 34 and substitute the following:

"(B) Foster and keep alive vigorous and healthy competition;
(C) Prevent the creation or perpetuation of monopolies;
(D) Prevent the practice of requiring the buying of special features,
accessories, special models, appliances, and equipment not desired by a recreational
vehicle dealer or the ultimate purchaser;
(E) Prevent false and misleading advertising;
(F) Promote and keep alive a sound system of distribution of
recreational vehicles to the public; and
(G) Promote the public safety and welfare."

AND

Page 10, delete lines 9 through 11 and substitute the following:

"(A) Engaged in the business of selling or offering to sell, selling and servicing, soliciting, or advertising the selling or selling and servicing of recreational vehicles under a manufacturer's warranty; and"

AND

Page 10, delete line 36 and substitute the following:

"(8) "Fifth wheel travel trailer" means a recreational vehicle designed to be towed by a motorized vehicle by means of a towing mechanism that is mounted above or forward of the tow vehicle's rear axle;"

AND

Page 11, delete lines 1 through 5

AND

Page 11, delete lines 6 through 9 and substitute the following:

"(9) "Folding camping trailer" means a recreational vehicle designed to be towed by a motorized vehicle that is constructed with partially collapsible side walls that fold for travel and unfold and extend in the set-up mode;"

AND

Page 11, delete lines 26 through 29 and substitute the following:

"(12) "Motor home" means a recreational vehicle built on a self-propelled motor vehicle chassis that contains at least four (4) of the following permanently installed independent life support systems:

- (A) A cooking facility with an on-board fuel source;
- (B) A potable water supply system that includes at least a sink, faucet, and water tank with an exterior service supply connection;
- (C) A toilet with exterior evacuation;
- (D) A gas or electric refrigerator;
- (E) A heating or air conditioning system with an on-board power or fuel source separate from the vehicle engine; or
- (F) An electric power supply of one hundred ten to one hundred twenty-five (110-125) volts;"

AND

Page 12, delete lines 2 through 24 and substitute the following:

- "(i) Has its own motor power or is towed by another vehicle;
- (ii) Is primarily designed as a temporary living quarters for noncommercial recreation or camping use;
- (iii) Complies with all applicable federal vehicle regulations as existing on January 1, 2013; and

(iv) Does not require a special-movement permit to legally use the highways; and"

AND

Page 12, line 28, delete "wheel" and substitute "wheel travel"

AND

Page 13, delete lines 16 through 19 and substitute the following:

"(19) "Travel trailer" means a recreational vehicle designed to be towed by a motorized vehicle; and"

AND

Page 13 delete line 23 and substitute the following:

"recreational vehicle or accessories, parts, or components of a new recreational"

AND

Page 17, delete line 14 and substitute the following:

"vehicles at the licensed location, if the dealer provides such services."

AND

Page 20, delete line 36 and substitute the following:

"23-112-1011. Renewal of a dealer agreement.

In a renewal of a dealer agreement, the manufacturer shall not impose on the dealer stocking requirements or retail sales targets that are inconsistent with market growth or contraction in the area of sales responsibility of the dealer."

AND

Page 21, delete lines 1 through 11

AND

Page 21, delete lines 24 through 26 and substitute the following:

"(b)(1) When terminating or cancelling for good cause, the manufacturer or distributor has the burden of showing good cause for terminating or cancelling a dealer agreement with a dealer."

AND

Page 21, delete line 28 and substitute the following:

"the proposed action, any of the following factors may be considered:"

AND

Page 22, delete lines 24 through 26 and substitute the following:

"the dealer's receipt of the original notice from the manufacturer. If the dealer has new and untitled recreational vehicle inventory, the inventory may be sold under § 23-112-1014."

AND

Page 22, line 36, delete "significant"

AND

Page 23, delete lines 6 through 11 and substitute the following:

"(4) The notice provisions of this subsection do not apply if the"

AND

Page 24, line 28, delete "(a)"

AND

Page 25, delete lines 29 and 30

AND

Page 26, line 12, delete "at least" and substitute "within"

AND

Page 26, line 13, delete "fifteen (15)" and substitute "sixty (60)"

AND

Page 27, line 22, delete "ten (10)" and substitute "thirty (30)"

AND

Page 29, delete lines 15 through 18 and substitute the following:

"(B) Claims not specifically disapproved in writing within thirty (30) days shall be considered to be approved.

(C) A claim that is approved or considered to be approved under this section shall be paid within sixty (60) days of submission."

AND

Page 30, delete line 8 and substitute the following:

"dealer's requirements, the dealer may return unused, undamaged parts to the warrantor"

AND

Page 30, delete line 36 and substitute the following:

"(D)(i) A new recreational vehicle dealer shall provide to a warrantor written notice of a pending lawsuit in which allegations are made that are covered by this subchapter within ten (10) business days after the dealer receives written notice of the lawsuit.

(ii) Written notice to the warrantor shall be by any method that provides a receipt for delivery."

AND

Page 31, delete lines 1 through 3

AND

Page 31, delete line 10 and substitute the following:

"the warrantor in a competent and reasonably timely manner on a transient"

AND

Page 32, delete lines 23 through 25 and substitute the following:

"(2) The time frame shall not be less than three (3) business days after the physical delivery of the recreational vehicle.

(c) As used in this section, "damaged before transit" and "damaged in transit" do not include inspection or warranty repairs or service.

(d)(1) A recreational vehicle that has at the time of delivery to the"

AND

Page 39, delete line 32 and substitute the following:

"restraining order or injunction, either temporary or permanent.

SECTION 11. DO NOT CODIFY. EFFECTIVE DATE. This act is effective on and after January 1, 2014."

(SIGNED) SENATOR DAVID WYATT

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 934 was ordered engrossed.

On motion of Senator Hutchinson, **Senate Bill No. 1010** 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. 1010

Amend **Senate Bill No. 1010** as originally introduced:

Delete everything after the enacting clause and substitute:

"SECTION 1. Arkansas Code Title 20, Chapter 27, is amended to create a new subchapter to read as follows:

20-27-2701. Definitions.

(a) As used in this subchapter:

(1) "Bedding" means a mattress, upholstered spring, comforter, pad, cushion, pillow, box springs, foundation or studio couch made, in whole or part of, new or secondhand fabric, filling materials, or other materials, which can be used for sleeping or reclining purposes;

(2) "Department" means the Arkansas Department of Health;

(3) "Director" means the director of the Arkansas Department of Health;

(4) "Manufacture" means the making of bedding out of new material;

(5) "New material" means any fabric, filling material, other material, or article of bedding that has not been previously used in the manufacturing, distributing, or retailing process or for which the legal title has not been transferred by a manufacturer, distributor, or retailer to a final purchaser, including by-products of any textile or manufacturing process that are free from dirt, insects, and other contamination;

(6) "Person" means an individual, sole proprietorship, partnership, limited liability company, corporation, joint venture, association, trust, and any other entity and the agents, servants and employees of the entity;

(7) "Renovator" means a person that repairs, makes over, recovers, restores, sanitizes, germicidally treats, cleans or renews bedding;

(8) "Sanitizer" means a person that sanitizes, germicidally treats or cleans, but does not otherwise alter, any fabric, filling material, other materials, or article of bedding for use in manufacturing or renovating bedding;

(9) "Secondhand material" means any fabric, filling material, other material, or article of bedding that has been previously used for any purpose, including without limitation floor samples from any source other than a seller's own business and factory-returned materials or bedding, or is derived from a postconsumer or industrial waste and that may be used in place of new material in manufacturing or renovating bedding;

(10) "Seller" means a person that offers or exposes for sale, barter, trades, delivers, consigns, leases, possesses with intent to sell, or disposes of bedding in any commercial manner at the wholesale, retail or other level of trade.

20-27-2702. Bedding labels.

(a)(1) All bedding manufactured, renovated, sanitized, or sold by a seller within the state shall bear a clear and conspicuous label that explicitly states whether the bedding is made from all new materials or is made in whole or in part from secondhand materials.

(2) The label on bedding made from all new materials shall be white in color and shall state, "ALL NEW MATERIAL".

(3) The label on bedding made in whole or in part from secondhand materials shall be yellow in color and shall state, "SECONDHAND MATERIALS".

(4) The labels shall also comply with rules adopted by the department regarding label dimension, format, informational content, wording, letter size, material, means of placement and affixing to the bedding, and other relevant factors.

(5) Labels required by this section shall be permanently affixed.

(b) A person shall not remove, deface, or alter in whole or in part a label or any statement on a label with the intent to defeat the provisions of this section.

(c) A person shall not make a false or misleading statement on any label required under this section.

(d) The director shall approve the form and size of labels, the fabric of which the labels are made, and the wording and statements on labels provided for under this section.

(e) Labels required under this section shall be securely attached to the article of bedding or filling material at the site of the manufacturer in a conspicuous place where the label can be easily examined.

(f) Labels required by this section shall have printing only on one side.

(g) Advertising matter shall not be placed on any label or any other printed matter not required by the provisions of this section.

(h) The following statements and headings shall be shown on labels:

(1) "UNDER PENALTY OF LAW THIS TAG SHALL NOT BE REMOVED EXCEPT BY THE CONSUMER" shall appear at the top of the label;

(2) Headings shall read "All New Material" when the bedding material is wholly new material;

(3) "Secondhand Material" when the bedding material in whole or in part is comprised of secondhand material;

(4) Description of filling material as provided in the applicable regulations shall be included on the label;

(5) The registry number assigned or approved by the Department shall be included on the label;

(6) Certification by the manufacturer that the materials in this article are described in accordance with law shall be included on the label;

(6) For renovated articles, the name and address of the owner.

20-27-2704. Bedding materials.

(a) The contents and uses and percentage of filling materials used in articles of bedding and in bulk form shall be stated on the label.

(b) Percentages shall be computed on the basis of avoirdupois weight of the filling material present and shall be designated on the label in order of predominance with the component with the largest content listed first.

(c) The department may establish grades, specifications and tolerances for the kinds and qualities of materials that may be used in the manufacture, repair or renovation of bedding comprised of new materials or secondhand materials and may approve or adopt designations and rules which are not in conflict with any provisions of this section for the labeling of bedding filled with such materials.

(d) The repairer or renovator of any bedding that is subsequently sold shall affix the secondhand material label, which shall be attached to the bedding before delivery to the owner.

(e)(1) Bedding shall not be manufactured in whole, or in part, from any secondhand material unless such material has been sanitized, germicidally treated or cleaned by a method approved by the department.

(2) All bedding containing material that is sanitized, germicidally treated, or cleaned in accordance with subsection (k) of this section shall bear a clear and conspicuous label that states the following:

"THIS BEDDING CONTAINS PREVIOUSLY USED MATERIALS THAT HAVE BEEN CLEANED AND SANITIZED IN AN APPROVED MANNER TO KILL GERMS AND INSECTS AND TO PREVENT INFECTION."

(3) In addition, such label shall state:

(A) The specific methods of sanitizing, germicidal treatment, or cleaning applied;

(B) The date on which the article was sanitized, treated, or cleaned;

(C) The name, address and permit number of the person applying the sanitizing, treatment, or cleaning; and

(D) Specifically which materials or articles have been sanitized, treated, or cleaned.

20-27-2705. Bedding inspections.

(a)(1) The department may, at its discretion, randomly conduct bedding and materials product tests and inspections of the premises of any bedding manufacturer, renovator, or sanitizer for the purpose of determining compliance with the provisions of this section and the department's rules adopted under this section.

(2) If the department finds probable cause to believe that an article of bedding violates any provisions of this section, it may embargo, remove, recall, condemn, destroy or otherwise dispose of bedding found to violate any provisions of this section;

(3)(A)(i)(a) The department may deny, suspend, or revoke an initial or renewal permit of any person that violates any provision of this section.

(b) Each day of a continuing violation constitutes a separate violation.

(ii) A person who violates any provision of this section commits a Class A misdemeanor.

(B) The court may order restitution in addition to any other penalty provided in sections.

(C) The department may petition for an injunction to restrain a continuing violation of this section or a threat of a continuing violation of this section, provided such violation or threatened violation creates an immediate threat to public health and safety.

(D)(i) A manufacturer, renovator, or seller that knowingly attaches to bedding, or sells bedding bearing, a label stating that the product is made from all new materials, when the person has actual knowledge or reason to believe or suspect that such bedding is made in whole or in part from secondhand materials commits a Class A Misdemeanor.

(ii) Each bedding product that is found to be falsely labeled in this respect constitutes a separate violation.

20-27-2706. Rules.

(a) The department may adopt rules to implement this section, including without limitation rules regarding the following:

(1) Mandatory label dimensions;

(2) Format;

(3) Informational content, including the name, address, and permit number of the manufacturer, renovator, or sanitizer;

(4) Letter size;

(5) Material;

(6) Placement;

(7) Affixing specifications; and

(8) Other relevant requirements.

(9) The procedures and requirements for the application, issuance, renewal, denial, suspension, and revocation of each class of permit, including, but not limited to, manufacturers, renovators, sanitizers, and sellers;

(10) Adequate notice and opportunity for hearing for persons potentially subject to denial, suspension, or revocation;

(11) Approved manufacturers and sellers of labels required by this section;
and

(12) Any other substantive, interpretative, or procedural rules necessary to implement sections.

(b) In setting standards and procedures under this section, including those to protect public health and safety, the department may issue rules incorporating by reference uniform standards, norms or testing procedures that are issued, promulgated, or accepted by recognized government, public, or industry organizations."

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1010 was ordered engrossed.

On motion of Senator Ingram, **Senate Bill No. 1037** 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. 1037

Amend **Senate Bill No. 1037** as originally introduced:

Add Senator D. Sanders as a cosponsor of the bill

AND

Add Representative J. Edwards as a cosponsor of the bill

AND

Page 3, line 8, delete "or former student-athlete"

(SIGNED) SENATOR KEITH INGRAM

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1037 was ordered engrossed.

On motion of Senator Flowers, Senate Bill No. 1062 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. 1062

Amend Senate Bill No. 1062 as originally introduced:

Page 2, line 14, delete "or"

AND

Page 2, delete line 17, and substitute:

"government; or

(3) Enter into a joint use agreement with a public agency, public entity, private entity, or nonprofit organization, for shared use and responsibility of the school land or public school facility."

(SIGNED) SENATOR STEPHANIE FLOWERS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1062 was ordered engrossed.

On motion of Senator Ingram, **Senate Bill No. 1086** was 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. 1086

Amend **Senate Bill No. 1086** as engrossed, S3/13/13:

Page 2, delete line 10 and add:

“spouse, heirs, assigns, and transferees.
(2) As used in this subdivision (a)(1) of this section, "benefitting economically" does not include reimbursement for travel or other expenses.”

AND

Page 2, line 11, delete "(2) The" and substitute "~~(2)~~(3) The"

(SIGNED) SENATOR KEITH INGRAM

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1086 was ordered engrossed.

On motion of Senator Hutchinson, **Senate Bill No. 1123** 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. 1123

Amend **Senate Bill No. 1123** as originally introduced:

Page 1, delete lines 24 through 26 and substitute:

"(1) Subdivisions (a)(1), (a)(2), (a)(3), or (a)(4) of this section upon conviction is guilty of a Class D felony; or"

AND

Page 1, delete line 35 and substitute:

"A misdemeanor.

SECTION 2. Arkansas Code § 5-64-403, concerning the offense of controlled substances and fraudulent practices, is amended to add a new subsection to read as follows:

(c) A second or subsequent offense of attempt to violate subdivisions (a)(1), (a)(2), (a)(3), or (a)(4) of this section is a Class D felony."

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1123 was ordered engrossed.

On motion of Senator Hutchinson, Senate Bill No. 1134 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. 1134

Amend Senate Bill No. 1134 as originally introduced:

Page 1, delete lines 30 through 33, and substitute:

"(2) Class D felony if the required appearance was in regard to an order to appear issued before a revocation hearing under § 16-93-307 and the defendant was placed on probation or suspended sentence for a felony offense;"

AND

Page 2, delete lines 19 through 21, and substitute:

"(d) This section does not apply to an order to appear imposed as a condition of suspension or probation under § 5-4-303 ~~or an order to appear issued before a revocation hearing under § 16-93-307.~~"

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 1134 was ordered engrossed.

On motion of Senator Hester, **House Bill No. 1447** was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1447

Amend **House Bill No. 1447** as engrossed, H3/15/13:

Page 4, delete lines 8 and 9

AND

Page 4, line 10, delete "(3)" and substitute "(2)"

AND

Page 4, delete line 13 and substitute the following:
"1996, Pub. L. No. 104-191.

(4) The physician or the reporting medical facility shall contact the law enforcement agency in the jurisdiction where the child resides."

AND

Page 4, line 15, delete "and" from the end of the line

AND

Page 4, line 16, delete "submitted by a physician"

AND

Page 5, line 24, delete "a prosecuting attorney, or"

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1447 was ordered engrossed.

On motion of Senator Woods, House Bill No. 1811 was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1811

Amend House Bill No. 1811 as originally introduced:

Add Senator J. Woods as a cosponsor of the bill

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1811 was ordered engrossed.

On motion of Senator Woods, [House Bill No. 1812](#) was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 1 to HOUSE BILL NO. 1812](#)

Amend [House Bill No. 1812](#) as originally introduced:
Add Senator J. Woods as a cosponsor of the bill

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

[House Bill No. 1812](#) was ordered engrossed.

On motion of Senator Woods, [House Bill No. 1813](#) was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 1 to HOUSE BILL NO. 1813](#)

Amend [House Bill No. 1813](#) as originally introduced:
Add Senator J. Woods as a cosponsor of the bill

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

[House Bill No. 1813](#) was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Burnett, **Senate Bill No. 117** was called up for third reading and final disposition.

**SENATE BILL NO. 117
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BURNETT**

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE OPEN ENROLLMENT PUBLIC CHARTER SCHOOL CAPITAL GRANT PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 117 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. 117 was ordered immediately transmitted to the House as passed.

On motion of Senator Cheatham, **Senate Bill No. 161** was called up for third reading and final disposition.

SENATE BILL NO. 161
As Engrossed: S2/6/13 S2/26/13 S3/4/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS E. CHEATHAM AND BLEDSOE

A Bill for an Act to be Entitled: AN ACT TO CREATE THE TITLE OF ADVANCED PRACTICE REGISTERED NURSE; TO ESTABLISH THE QUALIFICATIONS FOR ADVANCED PRACTICE REGISTERED NURSING; AND FOR OTHER PURPOSES.

Senate Bill No. 161 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. 161 was ordered immediately transmitted to the House as passed.

On motion of Senator Elliott, **Senate Bill No. 228** was called up for third reading and final disposition.

SENATE BILL NO. 228
As Engrossed: S3/11/13 S3/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR ELLIOTT
BY: REPRESENTATIVE H. WILKINS

A Bill for an Act to be Entitled: AN ACT TO PROTECT THE HEALTH AND SAFETY OF PUBLIC SCHOOL STUDENTS WITH DIABETES BY PROVIDING FOR CERTAIN SCHOOL PERSONNEL TO BE TRAINED IN THE ADMINISTRATION OF GLUCAGON; AND FOR OTHER PURPOSES.

Senate Bill No. 228 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, Elliott, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, R. Thompson, J. Woods, D. Wyatt.

Total28

NEGATIVE: Teague.

Total1

ABSENT OR NOT VOTING: A. Clark, J. Dismang, J. English, B. King, M. Lamoureux, E. Williams.

Total6

VOTING PRESENT:

Total0

Total number of votes cast29

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 228 was ordered immediately transmitted to the House as passed.

On motion of Senator Woods, **Senate Bill No. 362** was called up for third reading and final disposition.

SENATE BILL NO. 362
As Engrossed: S3/20/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. WOODS
BY: REPRESENTATIVE HAMMER

A Bill for an Act to be Entitled: AN ACT TO EXEMPT HEALTH CARE SHARING MINISTRIES FROM THE INSURANCE LAWS OF ARKANSAS; AND FOR OTHER PURPOSES.

Senate Bill No. 362 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. 362 was ordered immediately transmitted to the House as passed.

On motion of Senator King, **Senate Bill No. 442** was called up for third reading and final disposition.

SENATE BILL NO. 442
As Engrossed: S2/28/13 S3/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. KING

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR LICENSED QUALIFIED INTERPRETERS FOR INDIVIDUALS WHO ARE DEAF, DEAFBLIND, HARD OF HEARING, OR ORAL DEAF; TO CREATE THE ADVISORY BOARD FOR INTERPRETERS BETWEEN HEARING INDIVIDUALS AND INDIVIDUALS WHO ARE DEAF, DEAFBLIND, HARD OF HEARING, AND ORAL DEAF; TO CREATE A FUND; AND FOR OTHER PURPOSES.

Senate Bill No. 442 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. 442 was ordered immediately transmitted to the House as passed.

On motion of Senator Woods, **Senate Bill No. 500** was called up for third reading and final disposition.

SENATE BILL NO. 500
As Engrossed: S3/13/13 S3/20/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. WOODS
BY: REPRESENTATIVE NEAL

A Bill for an Act to be Entitled: AN ACT TO ASSIST THE ADMINISTRATION AND COLLECTION OF 911 EMERGENCY PHONE SYSTEM CHARGES UNDER THE ARKANSAS PUBLIC SAFETY COMMUNICATIONS ACT OF 1985; TO REGULATE CONTRIBUTIONS FROM PREPAID WIRELESS PHONE USERS; AND FOR OTHER PURPOSES.

Senate Bill No. 500 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, 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: Hester.	
Total	1
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast.....	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 500 was ordered immediately transmitted to the House as passed.

On motion of Senator Key, **Senate Bill No. 518** was called up for third reading and final disposition.

**SENATE BILL NO. 518
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MEMBERSHIP OF THE PROFESSIONAL LICENSURE STANDARDS BOARD; AND FOR OTHER PURPOSES.

Senate Bill No. 518 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. 518 was ordered immediately transmitted to the House as passed.

On motion of Senator Maloch, **Senate Bill No. 540** was called up for third reading and final disposition.

SENATE BILL NO. 540
As Engrossed: S3/5/13 S3/6/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MALOCH

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS PERTAINING TO TAXES LEVIED ON TOBACCO PRODUCTS; TO CLARIFY THAT CURRENT LAW IMPOSES AN EXCISE TAX ON ALL TOBACCO PRODUCTS OFFERED FOR SALE IN THE STATE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 540 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, 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: Hester.

Total 1

ABSENT OR NOT VOTING:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 540**, 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, 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
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NEGATIVE: Hester.

Total	1
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ABSENT OR NOT VOTING:

Total	0
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VOTING PRESENT:

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

On motion of Senator Maloch, **Senate Bill No. 541** was called up for third reading and final disposition.

**SENATE BILL NO. 541
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MALOCH**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LOCAL GOVERNMENT BOND ACT OF 1985; TO ALLOW REVENUES FROM THE TEMPORARY SALES AND USE TAX LEVIED UNDER AMENDMENT 91 TO THE ARKANSAS CONSTITUTION TO BE PLEDGED TO RETIRE LOCAL CAPITAL IMPROVEMENT BONDS ISSUED FOR CERTAIN PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 541 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: Bledsoe, Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total..... 35

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING:

Total..... 0

VOTING PRESENT:

Total..... 0

Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 541**, 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
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NEGATIVE: .

Total	0
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ABSENT OR NOT VOTING:

Total	0
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VOTING PRESENT:

Total	0
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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. 541 was ordered immediately transmitted to the House as passed.

On motion of Senator Johnson, **Senate Bill No. 640** was called up for third reading and final disposition.

SENATE BILL NO. 640

As Engrossed: S3/5/13 S3/14/13 S3/20/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS D. JOHNSON AND J. WOODS

BY: REPRESENTATIVES LEDING, BARNETT, C. ARMSTRONG, HAWTHORNE, MCGILL, B. OVERBEY, T. THOMPSON, SABIN & D. WHITAKER

A Bill for an Act to be Entitled: AN ACT TO CREATE JOBS, RETAIN WEALTH, AND GROW ARKANSAS'S ECONOMY BY ENABLING PROPERTY ASSESSED CLEAN ENERGY FINANCING; TO AUTHORIZE THE ESTABLISHMENT OF ENERGY IMPROVEMENT DISTRICTS TO FUND LOANS FOR ENERGY EFFICIENCY IMPROVEMENTS, RENEWABLE ENERGY PROJECTS, AND WATER CONSERVATION IMPROVEMENTS; AND FOR OTHER PURPOSES.

Senate Bill No. 640 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, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Elliott, J. English, Files, S. Flowers, J. Hendren, Hickey, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 30

NEGATIVE: Bledsoe, J. Dismang, Hester, Holland, Rapert.

Total 5

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

On motion of Senator Irvin, **Senate Bill No. 788** was called up for third reading and final disposition.

SENATE BILL NO. 788
As Engrossed: S3/8/13 S3/12/13 S3/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS IRVIN AND BLEDSOE
BY: REPRESENTATIVES FERGUSON, NICKELS & WARDLAW

A Bill for an Act to be Entitled: AN ACT TO AMEND THE MEDICAID FAIRNESS ACT TO CLARIFY LEGISLATIVE INTENT, STRENGTHEN DUE PROCESS, AND PROVIDE FOR INDEPENDENT ADMINISTRATIVE LAW JUDGES TO HEAR APPEALS BY PROVIDERS WHO DELIVER SERVICES TO BENEFICIARIES; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 788 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast..... 35
Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 788** 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. 788 was ordered immediately transmitted to the House.

On motion of Senator Bookout, **Senate Bill No. 801** was called up for third reading and final disposition.

**SENATE BILL NO. 801
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BOOKOUT**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE THE DIVISION OF MENTAL HEALTH SERVICES OF THE DEPARTMENT OF HUMAN SERVICES TO DONATE PROPERTY TO COMMUNITY MENTAL HEALTH CLINICS AND CENTERS; AND FOR OTHER PURPOSES.

Senate Bill No. 801 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, 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: S. Flowers.	
Total	1
ABSENT OR NOT VOTING:	
Total	0
VOTING PRESENT:	
Total	0
Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 801 was ordered immediately transmitted to the House as passed.

On motion of Senator Files, **Senate Bill No. 843** was called up for third reading and final disposition.

**SENATE BILL NO. 843
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FILES**

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE SCHOOL DISTRICTS AND OFFICERS, AGENTS, SERVANTS, AND EMPLOYEES OF SCHOOL DISTRICTS TO DISCLOSE EMPLOYMENT INFORMATION WITH OR WITHOUT THE CONSENT OF A CURRENT OR FORMER EMPLOYEE; AND FOR OTHER PURPOSES.

Senate Bill No. 843 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. 843 was ordered immediately transmitted to the House as passed.

On motion of Senator Key, **Senate Bill No. 845** was called up for third reading and final disposition.

**SENATE BILL NO. 845
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS J. KEY AND RAPERT**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE THE ARKANSAS AGRICULTURE DEPARTMENT TO STUDY THE BENEFITS OF ENTERING INTO AGRICULTURAL EXCHANGES WITH OTHER COUNTRIES; TO REQUIRE THE ARKANSAS AGRICULTURE DEPARTMENT TO REPORT TO THE GENERAL ASSEMBLY; AND FOR OTHER PURPOSES.

Senate Bill No. 845 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. 845 was ordered immediately transmitted to the House as passed.

On motion of Senator King, **Senate Bill No. 896** was called up for third reading and final disposition.

**SENATE BILL NO. 896
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. KING**

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FOR THE ABILITY OF A CHURCH THAT OPERATES A PRIVATE SCHOOL, K-12, TO ALLOW A PERSON WHO POSSESSES A CONCEALED HANDGUN LICENSE TO CARRY A CONCEALED HANDGUN ON SCHOOL PROPERTY; AND FOR OTHER PURPOSES.

Senate Bill No. 896 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, A. Clark, J. Dismang, J. English, Files, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, Irvin, J. Key, B. King, M. Lamoureux, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 29

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

Total 4

ABSENT OR NOT VOTING: K. Ingram, U. Lindsey.

Total 2

VOTING PRESENT:

Total 0

Total number of votes cast..... 33

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

On motion of Senator Pierce, **Senate Bill No. 906** was called up for third reading and final disposition.

SENATE BILL NO. 906
As Engrossed: S3/14/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS B. PIERCE AND G. STUBBLEFIELD

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE DEFINITION OF A FENCE; TO MAKE THE REMOVAL OF A POSTED SIGN OR OF A FENCE A CLASS B MISDEMEANOR; AND FOR OTHER PURPOSES.

Senate Bill No. 906 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. 906 was ordered immediately transmitted to the House as passed.

On motion of Senator Woods, **Senate Bill No. 949** was called up for third reading and final disposition.

**SENATE BILL NO. 949
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION**

BY: SENATOR J. WOODS

BY: REPRESENTATIVES NEAL, ALEXANDER & BALLINGER

A Bill for an Act to be Entitled: AN ACT TO PROCLAIM THE CITY OF SPRINGDALE, ARKANSAS, TO BE THE POULTRY CAPITAL OF THE WORLD; AND FOR OTHER PURPOSES.

Senate Bill No. 949 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. 949 was ordered immediately transmitted to the House.

On motion of Senator Dismang, **Senate Bill No. 977** was called up for third reading and final disposition.

**SENATE BILL NO. 977
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS J. DISMANG AND E. WILLIAMS**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY WHO COMMITS THE CRIME OF SEXUAL ASSAULT IN THE FIRST DEGREE; AND FOR OTHER PURPOSES.

Senate Bill No. 977 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. 977 was ordered immediately transmitted to the House as passed.

On motion of Senator Dismang, **Senate Bill No. 1005** was called up for third reading and final disposition.

SENATE BILL NO. 1005
As Engrossed: S3/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. DISMANG

A Bill for an Act to be Entitled: AN ACT TO ENSURE THE CONFIDENTIALITY OF RECORDS FROM A SUSPECTED CASE OF CHILD ABUSE OR NEGLECT KEPT BY A CHILD ADVOCACY CENTER, A HOSPITAL, OR A CLINIC INVOLVING A SUSPECTED CASE OF CHILD ABUSE OR NEGLECT; TO ENSURE THAT CERTAIN IMAGES OF A CHILD ARE EXEMPT FROM THE RECORDS SUBJECT TO RELEASE IN A SUSPECTED CASE OF CHILD ABUSE OR NEGLECT; AND FOR OTHER PURPOSES.

Senate Bill No. 1005 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. 1005 was ordered immediately transmitted to the House as passed.

On motion of Senator Ingram, **Senate Bill No. 1035** was called up for third reading and final disposition.

SENATE BILL NO. 1035
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR K. INGRAM
BY: REPRESENTATIVE FERGUSON

A Bill for an Act to be Entitled: AN ACT TO PERMIT CITIES WITH AN ADVERTISING AND PROMOTION TAX TO SHARE THE COST OF AN AUDIT; TO REQUIRE THAT CERTAIN RECORDS BE PROVIDED TO A JOINT AUDITOR; AND FOR OTHER PURPOSES.

Senate Bill No. 1035 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. 1035 was ordered immediately transmitted to the House as passed.

On motion of Senator Flowers, **Senate Bill No. 1064** was called up for third reading and final disposition.

SENATE BILL NO. 1064
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR S. FLOWERS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS CODE CONCERNING PARENTAL INVOLVEMENT PLANS FOR PUBLIC SCHOOLS; TO PROVIDE FOR A PARENT-FRIENDLY VERSION OF SCHOOL DISTRICT PARENTAL INVOLVEMENT PLANS TO PARENTS; AND FOR OTHER PURPOSES.

Senate Bill No. 1064 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. 1064 was ordered immediately transmitted to the House as passed.

On motion of Senator English, **Senate Bill No. 1065** was called up for third reading and final disposition.

SENATE BILL NO. 1065
As Engrossed: S3/13/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. ENGLISH
BY: REPRESENTATIVE LEA

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS CONCERNING THE ARKANSAS ECONOMIC DEVELOPMENT COUNCIL AND THE ARKANSAS ECONOMIC DEVELOPMENT COMMISSION; TO MAKE CONFORMING CHANGES; AND FOR OTHER PURPOSES.

Senate Bill No. 1065 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. 1065 was ordered immediately transmitted to the House as passed.

On motion of Senator Hutchinson, **House Bill No. 1282** was called up for third reading and final disposition.

HOUSE BILL NO. 1282
As Engrossed: H2/19/13 H3/8/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES J. EDWARDS, STEEL & WRIGHT
BY: SENATOR J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO MODIFY CERTAIN EMINENT DOMAIN LAWS THAT ARISE OUT OF PROPERTY RIGHTS SECURED UNDER ARTICLE 2, § 22 OF THE ARKANSAS CONSTITUTION; AND FOR OTHER PURPOSES.

House Bill No. 1282 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, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, Irvin, J. Key, M. Lamoureux, B. Pierce, D. Sanders, G. Stubblefield, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 25

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: E. Cheatham, Holland, K. Ingram, D. Johnson, B. King, U. Lindsey, Maloch, Rapert, B. Sample, Teague.

Total 10

VOTING PRESENT:

Total 0

Total number of votes cast..... 25

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1282 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, **House Bill No. 1315** was called up for third reading and final disposition.

HOUSE BILL NO. 1315
As Engrossed: S3/20/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LINCK
BY: SENATOR J. KEY

A Bill for an Act to be Entitled: AN ACT CONCERNING LOCAL DISASTER EMERGENCIES; AND FOR OTHER PURPOSES.

House Bill No. 1315 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. 1315 was ordered immediately returned to the House as passed as amended.

On motion of Senator Burnett, **House Bill No. 1366** was called up for third reading and final disposition.

HOUSE BILL NO. 1366
As Engrossed: H3/13/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES HAMMER, BROADAWAY & STEEL
BY: SENATORS BURNETT AND J. HUTCHINSON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW REGARDING THE PRIORITY OF DISTRIBUTIONS FROM THE STATE ADMINISTRATION OF JUSTICE FUND; TO MAKE TECHNICAL CORRECTIONS TO *CLARIFY THE FUND; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

House Bill No. 1366 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. 1366 was ordered immediately returned to the House as passed.

On motion of Senator Irvin, **House Bill No. 1503** was called up for third reading and final disposition.

**HOUSE BILL NO. 1503
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HARRIS
BY: SENATOR IRVIN**

A Bill for an Act to be Entitled: AN ACT CREATING THE OFFENSE OF UNLAWFUL PROCUREMENT OF A FIREARM OR AMMUNITION; AND FOR OTHER PURPOSES.

House Bill No. 1503 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. 1503 was ordered immediately returned to the House as passed.

On motion of Senator Woods, **House Bill No. 1525** was called up for third reading and final disposition.

HOUSE BILL NO. 1525
As Engrossed: H3/7/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE GOSSAGE
BY: SENATOR J. WOODS

A Bill for an Act to be Entitled: AN ACT REGARDING SEX OFFENDER REGISTRATION LAWS AND PARTIAL COMPLIANCE WITH THE ADAM WALSH CHILD PROTECTION AND SAFETY ACT OF 2006; AND FOR OTHER PURPOSES.

House Bill No. 1525 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. 1525 was ordered immediately returned to the House as passed.

On motion of Senator Clark, **House Bill No. 1528** was called up for third reading and final disposition.

HOUSE BILL NO. 1528
As Engrossed: H3/1/13 H3/4/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES BIVIANO, CLEMMER, COZART, DEFFENBAUGH, EUBANKS, HOBBS, LENDERMAN, LOWERY & JEAN
BY: SENATOR A. CLARK

A Bill for an Act to be Entitled: AN ACT TO DESIGNATE THE DEPARTMENT OF EDUCATION AS THE PRIMARY CHARTER SCHOOL AUTHORIZER; AND FOR OTHER PURPOSES.

House Bill No. 1528 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, A. Clark, J. Dismang, J. English, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, 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	32
NEGATIVE: L. Chesterfield, Elliott, D. Johnson.	
Total	3
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. 1528 was ordered immediately returned to the House as passed.

On motion of Senator Sanders, **House Bill No. 1531** was called up for third reading and final disposition.

HOUSE BILL NO. 1531
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LEA
BY: SENATOR D. SANDERS

A Bill for an Act to be Entitled: AN ACT TO ENSURE THE LONG-TERM FUNDING OF CERTAIN HEALTH CARE PROGRAMS BY ENCOURAGING IN-STATE PURCHASES OF CERTAIN TOBACCO PRODUCTS; AND FOR OTHER PURPOSES.

House Bill No. 1531 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, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	34
NEGATIVE:	
Total	0
ABSENT OR NOT VOTING: Teague.	
Total	1
VOTING PRESENT:	
Total	0
Total number of votes cast.....	34
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1531 was ordered immediately returned to the House as passed.

On motion of Senator Elliott, **House Bill No. 1535** was called up for third reading and final disposition.

**HOUSE BILL NO. 1535
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LAMPKIN
BY: SENATOR ELLIOTT**

A Bill for an Act to be Entitled: AN ACT TO AMEND THE FREE TEXTBOOK ACT OF 1975; AND FOR OTHER PURPOSES.

House Bill No. 1535 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. 1535 was ordered immediately returned to the House as passed.

On motion of Senator Elliott, **House Bill No. 1629** was called up for third reading and final disposition.

HOUSE BILL NO. 1629
As Engrossed: H3/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE CLEMMER

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ELIGIBILITY PROVISIONS FOR THE ARKANSAS GOVERNOR'S SCHOLARS PROGRAM; TO ENSURE HOME-SCHOOLED STUDENTS HAVE AN EQUAL OPPORTUNITY FOR THE ARKANSAS GOVERNOR'S SCHOLARS PROGRAM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1629 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 cast35
Necessary to the passage of the bill18

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. 1629**, 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 Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1629 was ordered immediately transmitted to the House.

On motion of Senator Maloch, **House Bill No. 1704** was called up for third reading and final disposition.

**HOUSE BILL NO. 1704
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WREN
BY: SENATOR D. WYATT**

A Bill for an Act to be Entitled: AN ACT TO PROTECT MERCHANTS WHO SELL LIVESTOCK AT AN AUCTION; TO ALLOW THE GOVERNOR TO REQUEST EXTRADITION OF PERSONS CHARGED WITH THEFT BY DECEPTION RELATING TO THE SALE OF LIVESTOCK AT AN AUCTION; AND FOR OTHER PURPOSES.

House Bill No. 1704 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. 1704 was ordered immediately returned to the House as passed.

On motion of Senator Maloch, **House Bill No. 1705** was called up for third reading and final disposition.

HOUSE BILL NO. 1705
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WREN
BY: SENATORS IRVIN AND D. WYATT

A Bill for an Act to be Entitled: AN ACT TO CREATE THE LIVESTOCK OWNER’S LIEN ACT; TO GRANT A LIVESTOCK OWNER A LIEN ON LIVESTOCK FOR ANY UNPAID PORTION OF THE SALES PRICE FOR THE LIVESTOCK; TO REGULATE LIVESTOCK OWNER’S LIENS; AND FOR OTHER PURPOSES.

House Bill No. 1705 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. 1705 was ordered immediately returned to the House as passed.

On motion of Senator Woods, **House Bill No. 1874** was called up for third reading and final disposition.

HOUSE BILL NO. 1874
As Engrossed: S3/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE GILLAM
BY: SENATOR J. WOODS

A Bill for an Act to be Entitled: AN ACT TO CREATE THE OFFENSES OF INSURANCE FRAUD BY USE OF A PROCURER AND PROHIBITED ACTIVITY BY A PROCURER; TO REQUIRE A CHIROPRACTIC PHYSICIAN WHO USES A PROCURER TO ABIDE BY CERTAIN REGULATIONS; TO EMPOWER THE ARKANSAS STATE BOARD OF CHIROPRACTIC EXAMINERS TO PROSECUTE VIOLATIONS; AND FOR OTHER PURPOSES.

House Bill No. 1874 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. 1874 was ordered immediately returned to the House as passed as amended.

On motion of Senator English, **House Bill No. 1945** was called up for third reading and final disposition.

**HOUSE BILL NO. 1945
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. DOUGLAS
BY: SENATOR J. ENGLISH**

A Bill for an Act to be Entitled: AN ACT TO REQUIRE PUBLIC SCHOOLS TO REPORT THE ENROLLMENT OF A STUDENT WHO IS A MILITARY DEPENDENT; AND FOR OTHER PURPOSES.

House Bill No. 1945 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. 1945 was ordered immediately returned to the House as passed.

On motion of Senator Elliott, **House Bill No. 2032** was called up for third reading and final disposition.

**HOUSE BILL NO. 2032
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE FERGUSON
BY: SENATORS J. HUTCHINSON AND ELLIOTT**

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE FACULTY STATUS OF MEMBERS OF THE UNIVERSITY OF ARKANSAS COLLEGE OF MEDICINE ADMISSIONS BOARD; AND FOR OTHER PURPOSES.

House Bill No. 2032 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. 2032 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, **House Bill No. 2056** was called up for third reading and final disposition.

HOUSE BILL NO. 2056
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WILLIAMS
BY: SENATOR J. DISMANG

A Bill for an Act to be Entitled: AN ACT TO REGULATE THE PRACTICES OF APPRAISAL MANAGEMENT COMPANIES; AND FOR OTHER PURPOSES.

House Bill No. 2056 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, J. Dismang, Elliott, J. English, S. Flowers, J. Hendren, Hickey, Holland, J. Hutchinson, K. Ingram, D. Johnson, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	27
NEGATIVE: Hester, Irvin, J. Key, G. Stubblefield.	
Total	4
ABSENT OR NOT VOTING: Burnett, A. Clark, Files, B. King.	
Total	4
VOTING PRESENT:	
Total	0
Total number of votes cast	31
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. 2056 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 332, BY SENATOR JOHNNY KEY, ET AL,
SENATE BILL NO. 358, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 359, BY SENATOR BILL SAMPLE,
SENATE BILL NO. 433, BY SENATOR ROBERT THOMPSON,
SENATE BILL NO. 443, BY SENATOR JANE ENGLISH,
SENATE BILL NO. 807, BY SENATOR JIMMY HICKEY,

beg leave to report that we have carefully compared the enrolled copies with the original and we find the same correctly enrolled and have at 2:45 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 332
SENATE BILL NO. 358
SENATE BILL NO. 359
SENATE BILL NO. 433
SENATE BILL NO. 443
SENATE BILL NO. 807

RECEIVED the above papers from the Secretary of the Senate this 21st day of March, 2013 at 2:45 p.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

Senate Bill No. 140 was returned from the House as passed and ordered enrolled.

Senate Bill No. 259 was returned from the House as passed and ordered enrolled.

Senate Bill No. 410 was returned from the House as passed, Emergency Clause having failed of adoption, and ordered enrolled.

Received from the House

HOUSE CONCURRENT MEMORIAL RESOLUTION NO. 1001
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES BAINE AND SHEPHERD
BY: SENATOR B. PIERCE

HOUSE CONCURRENT MEMORIAL RESOLUTION IN RESPECTFUL MEMORY OF MR. BOBBY GENE NEWMAN AND IN RECOGNITION OF HIS CONTRIBUTIONS TO THE STATE OF ARKANSAS, THE HOUSE OF REPRESENTATIVES, AND HIS LOCAL COMMUNITY.

House Concurrent Memorial Resolution No. 1001 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1750

As Engrossed: H3/13/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE BARNETT

A Bill for an Act to be Entitled: AN ACT TO REQUIRE MOTORISTS TO MOVE OVER FOR AN AUTHORIZED VEHICLE DISPLAYING A FLASHING OR WARNING LIGHT AT THE SCENE OF A STOP; AND FOR OTHER PURPOSES.

House Bill No. 1750 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 1929

As Engrossed: H3/18/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES DAVIS, ALEXANDER, D. ALTES ET AL

BY: SENATORS D. SANDERS, BURNETT, CALDWELL, E. CHEATHAM, J. DISMANG,
J. ENGLISH, FILES, K. INGRAM, IRVIN, B. KING, B. SAMPLE & D. WYATT

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS PERTAINING TO THE PROMULGATION OF WATER QUALITY STANDARDS; TO IMPROVE THE PROCESS FOR DEVELOPING AND IMPLEMENTING WATER QUALITY STANDARDS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1929 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1772
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE D. DOUGLAS
BY: SENATOR J. WOODS

A Bill for an Act to be Entitled: AN ACT TO INCREASE THE INDIVIDUAL SEWAGE DISPOSAL PERMIT FEE; AND FOR OTHER PURPOSES.

House Bill No. 1772 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 2010
As Engrossed: H3/13/13 H3/18/13 H3/19/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES J. EDWARDS AND HARRIS
BY: SENATOR BOOKOUT

A Bill for an Act to be Entitled: AN ACT TO PROMOTE ADOPTION IN ARKANSAS BY PROTECTING THE PRIVACY OF THE RELINQUISHING PARENT; AND FOR OTHER PURPOSES.

House Bill No. 2010 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 2029
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE VINES

A Bill for an Act to be Entitled: AN ACT CONCERNING THE DEFINITION OF "CUSTODIAN"; AND CONCERNING WHO HAS A RIGHT TO COUNSEL IN DEPENDENCY-NEGLECT PROCEEDINGS; AND FOR OTHER PURPOSES.

House Bill No. 2029 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 2048
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MILLER

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE FOR ISSUANCE A CHILDREN'S CANCER RESEARCH SPECIAL LICENSE PLATE; AND FOR OTHER PURPOSES.

House Bill No. 2048 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 2105
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BARNETT

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS HIGHWAY REVENUE DISTRIBUTION LAW TO REFLECT THE ADOPTION OF AMENDMENT 91 TO THE ARKANSAS CONSTITUTION; TO REQUIRE THE ARKANSAS CODE REVISION COMMISSION TO DIRECT THE PUBLISHER OF THE ARKANSAS CODE TO PRINT THE TEXT OF AMENDMENT 91 TO THE ARKANSAS CONSTITUTION IN THE ARKANSAS CODE; AND FOR OTHER PURPOSES.

House Bill No. 2105 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION TECHNOLOGY & LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 2157
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BARNETT

A Bill for an Act to be Entitled: AN ACT TO PERMIT THE HIGHWAY DEPARTMENT TO TRANSFER LAND IN FEE SIMPLE WHEN RIGHT OF WAY IS TRANSFERRED TO A COUNTY OR MUNICIPALITY.

House Bill No. 2157 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 2179
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE FIELDING

A Bill for an Act to be Entitled: AN ACT TO PROVIDE FREE SPECIAL LICENSE PLATES TO EX-PRISONERS OF WAR; AND FOR OTHER PURPOSES.

House Bill No. 2179 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

Received from the House

HOUSE BILL NO. 2216
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE DOTSON

A Bill for an Act to be Entitled: AN ACT TO ALLOW FOR TRANSFER AND REPLACEMENT OF PERMANENT SEMITRAILER REGISTRATION; AND FOR OTHER PURPOSES.

House Bill No. 2216 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator Teague, Senate Bill No. 688 was recalled from Engrossing.

On motion of Senator Teague, Senate Bill No. 688 was ordered re-referred to the Committee on REVENUE & TAXATION.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 140, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 259, BY SENATOR DAVID J. SANDERS,
SENATE BILL NO. 410, BY SENATOR BRUCE MALOCH,

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 4:30 p.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE. CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 140
SENATE BILL NO. 259
SENATE BILL NO. 410

RECEIVED the above papers from the Secretary of the Senate this 21st day of March, 2013 at 4:30 p.m.

(SIGNED MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 858, BY SENATOR JASON RAPERT,
SENATE BILL NO. 901, BY SENATOR JON WOODS,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 902, BY SENATOR ALAN CLARK,
SENATE BILL NO. 1162, BY SENATOR JONATHAN DISMANG,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN
ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1708, BY REP. MARY "PRISSY" HICKERSON,

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 JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 1067, BY SENATOR JANE ENGLISH,

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 EDDIE JOE WILLIAMS, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 251, BY SENATOR GARY STUBBLEFIELD,

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 EDDIE JOE WILLIAMS, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1665, BY REPRESENTATIVE ANDREA LEA,
HOUSE BILL NO. 1756, BY REPRESENTATIVE MARY SLINKARD,
HOUSE BILL NO. 1800, BY REPRESENTATIVE BRUCE COZART,

HOUSE BILL NO. 1819, BY REPRESENTATIVE CHARLOTTE DOUGLAS,
HOUSE BILL NO. 1950, BY REPRESENTATIVE MARK PERRY,

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 EDDIE JOE WILLIAMS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1457, BY REPRESENTATIVE BOB BALLINGER,
HOUSE BILL NO. 1466, BY REPRESENTATIVE BOB BALLINGER,

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

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 498, BY SENATOR CECILE BLEDSOE,

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. 3.

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 869, BY SENATOR JOYCE ELLIOTT,

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
ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1384, BY REPRESENTATIVE JOSH MILLER,
HOUSE BILL NO. 1486, BY REPRESENTATIVE JOSH MILLER,
HOUSE BILL NO. 1706, BY REPRESENTATIVE TERRY RICE,

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

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 108, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 192, BY SENATOR DAVID JOHNSON,
SENATE BILL NO. 297, BY SENATOR JONATHAN DISMANG,

SENATE BILL NO. 542, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 829, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 929, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 934, BY SENATOR DAVID WYATT,

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

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

SENATE BILL NO. 1010, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 1037, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 1062, BY SENATOR STEPHANIE FLOWERS,
SENATE BILL NO. 1086, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 1123, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 1134, BY SENATOR JEREMY HUTCHINSON,

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

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

March 21, 2013

Mr. President:

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

HOUSE BILL NO. 1447, BY REPRESENTATIVE CHARLENE FITE,
HOUSE BILL NO. 1811, BY REPRESENTATIVE GREG LEDING,
HOUSE BILL NO. 1812, BY REPRESENTATIVE GREG LEDING,
HOUSE BILL NO. 1813, BY REPRESENTATIVE GREG LEDING,

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

SENATE RESOLUTION NO. 27
EIGHTY NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. SAMPLE

SENATE RESOLUTION TO SUPPORT THE AUTHORIZATION OF CERTAIN STATE AGENCIES AND INSTITUTIONS TO PROVIDE POSTSECONDARY EDUCATION AND COMPLAINT PROCEDURES PURSUANT TO 34 C.F.R. SECTION 600.9.

Senate Resolution No. 27 was read the first time, rules suspended, read the second time and placed on the Calendar.

* * * * *

SENATE BILLS TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 117
SENATE BILL NO. 161
SENATE BILL NO. 228
SENATE BILL NO. 362
SENATE BILL NO. 442
SENATE BILL NO. 500
SENATE BILL NO. 518
SENATE BILL NO. 540
SENATE BILL NO. 541
SENATE BILL NO. 640
SENATE BILL NO. 788
SENATE BILL NO. 801
SENATE BILL NO. 843
SENATE BILL NO. 845
SENATE BILL NO. 896
SENATE BILL NO. 906
SENATE BILL NO. 949
SENATE BILL NO. 977
SENATE BILL NO. 1005
SENATE BILL NO. 1035
SENATE BILL NO. 1064
SENATE BILL NO. 1065

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1282
HOUSE BILL NO. 1366
HOUSE BILL NO. 1503
HOUSE BILL NO. 1525
HOUSE BILL NO. 1528
HOUSE BILL NO. 1531
HOUSE BILL NO. 1535
HOUSE BILL NO. 1629
HOUSE BILL NO. 1704
HOUSE BILL NO. 1705
HOUSE BILL NO. 1945
HOUSE BILL NO. 2032
HOUSE BILL NO. 2056

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1315 AS AMENDED NO. 1
HOUSE BILL NO. 1874 AS AMENDED NO. 1

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 140
SENATE BILL NO. 259
SENATE BILL NO. 332
SENATE BILL NO. 358

SENATE BILL NO. 359

SENATE BILL NO. 433

SENATE BILL NO. 443

SENATE BILL NO. 807

SENATE BILL RETURNED FROM THE HOUSE
AS PASSED, EMERGENCY CLAUSE HAVING FAILED OF ADOPTION, AND ORDERED
ENROLLED

SENATE BILL NO. 410

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1750

HOUSE BILL NO. 1772

HOUSE BILL NO. 1929

HOUSE BILL NO. 2010

HOUSE BILL NO. 2029

HOUSE BILL NO. 2048

HOUSE BILL NO. 2105

HOUSE BILL NO. 2157

HOUSE BILL NO. 2179

HOUSE BILL NO. 2216

HOUSE CONCURRENT MEMORIAL RESOLUTION TRANSMITTED
TO THE SENATE AS ADOPTED

HOUSE CONCURRENT MEMORIAL RESOLUTION NO. 1001

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

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE