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

Little Rock, Arkansas
January 22, 2013

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

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

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

The Senate was led in prayer by Buddy Fisher, Pastor, Word of Life, England,
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 Elliott, the Senate resolved itself into the Committee of the Whole for the purpose of introducing members of "First Tee".

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

Senator Burnett moved for the adoption of 88 Rules for the 89th General Assembly.

Motion Carried.

STATE OF ARKANSAS

Mike Beebe

Governor

January 18, 2013

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on January 18, 2013, I approved the following measure from the Regular Session of the Eighty-Ninth General Assembly:

Senate Bill No. 001 - ACT 1

Sincerely,

(SIGNED) MIKE BEEBE

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

January 22, 2013

Mr. President:

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

SENATE BILL NO. 10, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 78, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 82, BY SENATOR BRUCE MALOCH,

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

January 22, 2013

Mr. President:

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

SENATE BILL NO. 53, BY SENATOR J. HUTCHINSON,

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 JASON RAPERT
CHAIRMAN

SENATE BILL NO. 83
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF VETERANS' AFFAIRS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 83 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 84
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF PARKS AND TOURISM - ARKANSAS HISTORY COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 84 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 85
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF PARKS AND TOURISM FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 85 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 86
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS PUBLIC DEFENDER COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 86 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 87
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF DENTAL EXAMINERS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 87 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 88
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF LABOR FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 88 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 89
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE CRIME LABORATORY FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 89 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 90
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS TOBACCO CONTROL BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 90 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 91
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ASSESSMENT COORDINATION DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 91 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 92
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

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

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LIMITATIONS PERIOD FOR CERTAIN SEX CRIMES INVOLVING MINORS; AND FOR OTHER PURPOSES.

Senate Bill No. 92 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 93
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR L. CHESTERFIELD

A Bill for an Act to be Entitled: AN ACT TO REQUIRE A STUDY THE READINESS AND CAPABILITIES OF PUBLIC SCHOOLS IN THIS STATE FOR ADEQUATELY PREVENTING AND RESPONDING TO ACTS OF VIOLENCE AGAINST STUDENTS AND SCHOOL PERSONNEL ON A SCHOOL CAMPUS; AND FOR OTHER PURPOSES.

Senate Bill No. 93 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 94
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS FILES AND HOLLAND
BY: REPRESENTATIVES D. ALTES, MCGILL, C. DOUGLAS & S. MALONE

A Bill for an Act to be Entitled: AN ACT TO GIVE COUNTY LAW LIBRARY BOARDS DISCRETION IN THE DISPOSAL OF CERTAIN PERSONAL PROPERTY; AND FOR OTHER PURPOSES.

Senate Bill No. 94 was read the first time, rules suspended, read the second time and referred to the Committee on CITY, COUNTY & LOCAL AFFAIRS.

SENATE BILL NO. 95
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY
BY: REPRESENTATIVE LINCK

A Bill for an Act to be Entitled: AN ACT TO CERTIFY EMERGENCY MEDICAL RESPONDERS; TO DEFINE SCOPE OF PRACTICE; TO PROVIDE FOR CONTINUING EDUCATION; TO PROVIDE FOR FEES; AND FOR OTHER PURPOSES.

Senate Bill No. 95 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 96
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. WOODS
BY: REPRESENTATIVE NEAL

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE FEE FOR TRANSCRIPTS FROM THE CIRCUIT COURT CLERK; AND FOR OTHER PURPOSES.

Senate Bill No. 96 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

The President declared the morning hour to have expired.

On motion of Senator English, the rules were suspended in considering **Senate Bill No. 3** at this time.

On motion of Senator English, **Senate Bill No. 3** 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. 3

Amend **Senate Bill No. 3** as engrossed, S1/16/13:
 Page 1, delete lines 21 through 25 and substitute the following:
 "DO NOT CODIFY. Arkansas Veterans' Home Task Force."

AND

Page 3, delete lines 21 and 22, and substitute the following:
"and Military Affairs;
(2) Senate Committee on State Agencies and Governmental Affairs; and
(3) Legislative Council."

AND

Page 3, line 26, delete "SECTION 3" and substitute "SECTION 2"

(SIGNED) SENATOR JANE ENGLISH

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

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator English, **Senate Bill No. 3** was called up for third reading and final disposition.

SENATE BILL NO. 3
As Engrossed: S1/16/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS J. ENGLISH AND E. WILLIAMS
BY: REPRESENTATIVES KERR AND J. EDWARDS

A Bill for an Act to be Entitled: AN ACT TO CREATE THE ARKANSAS VETERANS' HOME TASK FORCE; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 3 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. 3**, 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. 3 was ordered engrossed.

Received from the House

HOUSE BILL NO. 1024

As Engrossed: H1/17/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR THE ORDINARY EXPENSES OF THE EXECUTIVE, JUDICIAL AND LEGISLATIVE BRANCHES OF GOVERNMENT FOR THE AUDITOR OF STATE - GENERAL APPROPRIATIONS, ARKANSAS SENATE AND ARKANSAS HOUSE OF REPRESENTATIVES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1024 was read the first time, rules suspended, read the second time and placed on the Calendar.

ARKANSAS SENATE

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

January 22, 2013

Mr. President:

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

SENATE BILL NO. 3, BY SENATOR JANE ENGLISH,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE
CHAIRMAN

Senate Bill No. 3 was ordered immediately transmitted to the House.

SENATE BILL NO. 97
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE OFFICE OF LIEUTENANT GOVERNOR FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 97 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 98
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE OFFICE OF THE GOVERNOR FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 98 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 99
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION OF FUNDS TO ALLEVIATE CONDITIONS ARISING IN PUBLIC EMERGENCIES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 99 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 100
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS SUPREME COURT FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 100 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 101
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS FILES, BOOKOUT, J. DISMANG, ELLIOTT, J. KEY, RAPERT, D.
SANDERS & WOODS
BY: REPRESENTATIVES WRIGHT, D. ALTES, BRANSCUM, COZART, GILLAM,
LINCK, PERRY, RATLIFF, SLINKARD, STEEL, VINES & WREN

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE ARKANSAS VIDEO SERVICE ACT; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 101 was read the first time, rules suspended, read the second time and referred to the Committee on INSURANCE & COMMERCE.

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SENATE BILL TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 3

HOUSE BILL TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1024

On motion of Senator Burnett, the Senate adjourned until 1:30 p.m., Wednesday, January 23, 2013.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE