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

Little Rock, Arkansas
April 17, 2013

The Senate was called to order at 11:00 o'clock a.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.

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he Senate was led in prayer by Senator Chesterfield.

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On motion of Senator Maloch, **Senate Bill No. 878** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed back on second reading for purpose of Amendment No. 1.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. 878

Amend **Senate Bill No. 878** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 17-107-104, concerning exemptions from regulation by the Arkansas Orthotics, Prosthetics, and Pedorthics Advisory Board, is amended to add an additional subdivision to read as follows:

(6) A licensed pharmacist or an individual acting under the supervision of a licensed pharmacist or pharmacy from:

(A) Fitting, providing, or shaping diabetic shoes and inserts for diabetic shoes, including without limitation applying heat as necessary; or

(B) Assisting a patient in making an impression of the patient's foot, through methods such as a crush box, for the purpose of ordering a custom noncorrective insert to be made by a licensed pedorthist."

(SIGNED) SENATOR BRUCE MALOCH

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 878 was ordered engrossed.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 878, BY SENATOR BRUCE MALOCH,

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 Maloch, **Senate Bill No. 878** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Maloch, **Senate Bill No. 878** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed on the Calendar.

On motion of Senator Maloch, and without objection, **Senate Bill No. 878** was recommended for study in the interim by Senate Interim Committee on PUBLIC HEALTH, WELFARE & LABOR.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 1164, 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 No. 3

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1638, BY REPRESENTATIVE DARRIN WILLIAMS,

HOUSE BILL NO. 1719, BY REPRESENTATIVE DARRIN WILLIAMS,

HOUSE BILL NO. 1722, BY REPRESENTATIVE DARRIN WILLIAMS,

HOUSE BILL NO. 2267, BY REPRESENTATIVE KIM HAMMER,

HOUSE BILL NO. 2297, BY REPRESENTATIVE NATE STEEL,

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

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1993, BY REPRESENTATIVE NATE STEEL,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 2278, 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 as amended No. 2.

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON
CHAIRMAN

STATE OF ARKANSAS

Mike Beebe
Governor

April 17, 2013

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on April 17, 2013, I approved the following measures from the Regular Session of the Eighty-Ninth General Assembly:

Senate Bill No. 932 - ACT 1301

Sincerely,

(SIGNED) MIKE BEEBE

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

April 17, 2013

Mr. President:

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

SENATE BILL NO. 48, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 76, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 86, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 87, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 121, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 157, BY JOINT BUDGET COMMITTEE,

SENATE BILL NO. 213, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 233, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 234, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 405, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 430, BY JOINT BUDGET COMMITTEE,
 SENATE BILL NO. 552, BY SENATOR KEITH INGRAM,
 SENATE BILL NO. 590, BY SENATOR JAKE FILES,
 SENATE BILL NO. 442, BY SENATOR BRYAN KING,
 SENATE BILL NO. 702, BY SENATOR MISSY IRVIN,
 SENATE BILL NO. 952, BY SENATOR UVALDE LINDSEY
 SENATE BILL NO. 996, BY SENATOR JOHNNY KEY,
 SENATE BILL NO. 1011, BY SENATOR MISSY IRVIN,
 SENATE BILL NO. 1020, BY SENATOR PAUL BOOKOUT,
 SENATE BILL NO. 1037, BY SENATOR KEITH INGRAM,
 SENATE BILL NO. 1147, BY SENATOR LINDA CHESTERFIELD,
 SENATE JOINT RESOLUTION NO. 7,
 BY SENATOR JONATHAN DISMANG

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 10:45 a.m. delivered them to the
 Governor for his approval.

Respectfully submitted,
 (SIGNED) SENATOR BILL SAMPLE
 CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 48
 SENATE BILL NO. 76
 SENATE BILL NO. 86
 SENATE BILL NO. 87
 SENATE BILL NO. 121
 SENATE BILL NO. 157

- SENATE BILL NO. 213
- SENATE BILL NO. 233
- SENATE BILL NO. 234
- SENATE BILL NO. 405
- SENATE BILL NO. 430
- SENATE BILL NO. 552
- SENATE BILL NO. 590
- SENATE BILL NO. 442
- SENATE BILL NO. 702
- SENATE BILL NO. 952
- SENATE BILL NO. 996
- SENATE BILL NO. 1011
- SENATE BILL NO. 1020
- SENATE BILL NO. 1037
- SENATE BILL NO. 1147
- SENATE JOINT RESOLUTION NO. 7

RECEIVED the above papers from the Secretary of the Senate this 17th day of April, 2013
at 10:45 a.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 655, BY SENATE EFFICIENCY COMMITTEE,
SENATE BILL NO. 761, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 842, BY SENATOR ALAN CLARK,
SENATE BILL NO. 919, BY SENATOR BRUCE HOLLAND,
SENATE BILL NO. 1047, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 1051, BY SENATOR JOYCE ELLIOTT,
SENATE BILL NO. 1106, BY SENATOR JASON RAPERT,
SENATE BILL NO. 1111, BY SENATOR STEPHANIE FLOWERS,
SENATE BILL NO. 1170, BY SENATOR JASON RAPERT,
SENATE BILL NO. 1171, BY SENATOR RONALD CLADWELL,

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 10:45 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 655
SENATE BILL NO. 761
SENATE BILL NO. 842
SENATE BILL NO. 919
SENATE BILL NO. 1047
SENATE BILL NO. 1051
SENATE BILL NO. 1106
SENATE BILL NO. 1111
SENATE BILL NO. 1170
SENATE BILL NO. 1171

RECEIVED the above papers from the Secretary of the Senate this 17th day of April, 2013 at 10:45 a.m.

(SIGNED) MIKE BEEBE
Governor

(SIGNED) SARAH AGEE
Secretary

On motion of Senator Key, **Senate Memorial Resolution No. 1** was called up for third reading and final disposition.

SENATE MEMORIAL RESOLUTION NO. 1
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. KEY

SENATE MEMORIAL RESOLUTION IN RESPECTFUL MEMORY OF MR. JAMES HOLSTED AND IN RECOGNITION OF HIS CONTRIBUTIONS TO THE STATE OF ARKANSAS AND HIS LOCAL COMMUNITY.

Senate Memorial Resolution No. 1 was read the third time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Sanders, **Senate Bill No. 914** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

**HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION**

Amendment No. 1 to SENATE BILL NO. 914

Amend **Senate Bill No. 914** as engrossed, S3/25/13:

Page 1, line 11, delete "REVIEW;" AND SUBSTITUTE "REVIEW; TO DECLARE AN EMERGENCY;"

AND

Delete the subtitle in its entirety and substitute:
"TO ESTABLISH THE OFFICE OF THE MEDICAID INSPECTOR GENERAL AND TO DECLARE AN EMERGENCY."

AND

Page 1, line 10, delete "DEVELOP, AND" and substitute "DEVELOP, RECOMMEND, AND"

AND

Page 1, line 17, delete "DEVELOP, AND" and substitute "DEVELOP, RECOMMEND, AND"

AND

Page 1, delete lines 24 through 36 and substitute:

"SECTION 1. Arkansas Code Title 5, Chapter 37, Subchapter 2, is amended to add an additional section to read as follows:

5-37-217. Healthcare fraud.

(a) A person commits healthcare fraud if with a purpose to defraud a health plan:

(1) The person knowingly provides materially false information or omits material information for the purpose of requesting payment from a single health plan for a health care item or service; and

(2) As a result of the materially false information or omission of material information, a person receives payment in an amount that the person is not entitled to under the circumstances.

(b)(1) Health care fraud in the fifth degree is a Class A misdemeanor.

(2) However, if on one (1) or more occasion, the payment or portion of the payment wrongfully received from a single health plan in a period of not more than one (1) year exceeds:

(A) Ten thousand dollars (\$10,000) in the aggregate, health care fraud is a Class D felony;

(B) Twenty-five thousand dollars (\$25,000) in the aggregate, health care fraud is a Class C felony;

(C) Fifty thousand dollars (\$50,000) in the aggregate, health care fraud is a Class B felony;

(D) One million dollars (\$1,000,000) in the aggregate, health care fraud is a Class A felony.

(c) It is an affirmative defense to prosecution under this section that the defendant was a clerk, bookkeeper, or other employee other than an employee charged with the active management and control in an executive capacity of the affairs of the corporation who executed the orders of his or her employer or of a superior employee generally authorized to direct his or her activities."

AND

Page 2, delete lines 1 through 36

AND

Page 3, delete lines 1 through 16

AND

Page 3, line 30, delete "recoupment" and substitute "recovery"

AND

Page 3, delete lines 32 through 36 and substitute:

"20-77-2102. Definitions.

As used in this subchapter:

(1)(A) "Abuse" means provider practices that are inconsistent with sound fiscal, business, or medical practices and result in an unnecessary cost to the Medicaid program or in reimbursement for services that are not medically necessary or that fail to meet professionally recognized standards for health care.

(B) "Abuse" includes recipient practices that result in an unnecessary cost to the Medicaid program;

(2)(A) "Fraud" means a purposeful deception or misrepresentation made by a person with the knowledge that the deception could result in some unauthorized benefit to the person or another person.

(B) "Fraud" includes any act that constitutes fraud under applicable federal or state law;

(3) "Health plan" means a publicly or privately funded health insurance or managed care plan or contract under which a health care item or service is provided and through which payment is made to the person who provided the health care item or service;

(4) "Investigation" means investigations of fraud, abuse, or illegal acts perpetrated within the medical assistance program by providers or recipients of medical assistance care, services, and supplies;

(5) "Person" means an individual or entity other than a recipient of a health care item or service;

(6) "Recovery" means any action or attempt by the inspector to recoup or collect Medicaid payments already made to a provider with respect to a claim by:

(A) Reducing other payments currently owed to the provider;

(B) Withholding or setting off the amount against current or future payments to the provider;

(C) Demanding payment back from a provider for a claim already paid;

or

(D) Reducing or affecting in any other manner the future claim payments to the provider.

(7) "Single health plan" includes without limitation the Arkansas Medicaid Program; and

(8) "Waste" means that taxpayers are not receiving reasonable value for money in connection with a government-funded activity due to an inappropriate act or omission involving mismanagement, inappropriate actions, and inadequate oversight by the person with control over or access to government resources."

AND

Page 4, delete line 4 and substitute "of the Governor and is independent from the Department of Human Services."

AND

Page 5, line 3, delete "(2)" and substitute "(2)(A)"

AND

Page 5, delete line 4 and substitute the following:

"investigate medical assistance program fraud and abuse.

(B)(i) The Office of Medicaid Inspector General shall review provider records only for the three (3) years before an investigation begins.

(ii) However, if a credible allegation of fraud has been made or if the office has reason to believe that fraud has occurred, the office may review provider records for the five (5) years before the investigation began;"

AND

Page 5, delete line 6 through 10 and substitute the following:

"(A) Federal, state, and local law enforcement agencies;

(B) The Medicaid Fraud Control Unit of the office of the Attorney

General;

(C) United States attorneys;

(D) United States Department of Health and Human Services Office of the Inspector General;

(E) The Federal Bureau of Investigation;

(F) The Drug Enforcement Administration;

(G) Prosecuting attorneys;

(H) The Centers for Medicare and Medicaid Services; and

(I) An investigative unit maintained by a health insurer;"

AND

Page 5, line 13, delete "(5)" and substitute "(5)(A)"

AND

Page 5, delete line 16 and substitute the following:

"abuse within the medical assistance program.

(B) All cases in which fraud is determined to have occurred shall be referred to the appropriate law enforcement agency for prosecution;"

AND

Page 6, line 16, delete "testimony." and substitute "testimony in connection with an investigation or audit under this subchapter and under rules governing these investigations."

AND

Page 7, line 8, delete "(13)" and substitute "(13)(A)"

AND

Page 7, line 10, delete "program;" and substitute "program and produce a report detailing the results of its monitoring activity as necessary."

(B) The report shall be submitted to the:

(i) Governor;

(ii) President Pro Tempore of the Senate;

(iii) Speaker of the House of Representatives;

(iv) Legislative Council;

(v) Division of Legislative Audit; and

(vi) Attorney General."

AND

Page 7, delete lines 18 and 19 substitute:

"(16)(A) Work with the fiscal agent employed to operate the Medicaid Management Information System of the Department of Human Services to optimize the system, including without limitation the ability to add edits and audits in consultation with the Department of Human Services.

(B) The inspector shall be consulted before an edit or audit is added or discontinued by the Department of Human Services."

AND

Page 7, line 24, delete "(18)" and substitute "(18)(A)"

AND

Page 7, line 26, delete "program;" and substitute "program."

(B) The office shall regularly communicate with and educate providers about the office's fraud and abuse prevention program and its audit policies and procedures.

(C) The office shall educate providers annually concerning its areas of focus within the medical assistance program, appropriate billing and documentation, and methods for improving compliance with program rules, policies, and procedures;"

AND

Page 7, line 28, delete "disclosure and" and substitute "disclosure consistent with the Patient Protection and Affordable Care Act, Pub. L. No. 111-148, and"

AND

Page 8, delete lines 7 and 8 and substitute the following:

"(23)(A) Take appropriate authorized actions to ensure that the medical assistance program is the payor of last resort; and

(B) Recommend to the Department of Human Resources that it take appropriate actions authorized under the department's jurisdiction to ensure that the medical assistance program is the payor of last resort;"

AND

Page 8, delete lines 10 and 11 and substitute "year to the Governor:

(25) Identify and order the return of underpayments to providers;

(26) Maintain the confidentiality of all information and documents that are deemed confidential by law;

(27) Implement, facilitate, and maintain federally required directives and contracts required for Medicaid integrity programs;

(28) Implement and maintain a hotline for reporting complaints regarding fraud, waste, and abuse by providers;

(29) Audit, investigate, and access Medicaid encounter data, premium data or other information from an entity contracted with for the purpose of serving Medicaid programs;

(30)(A) Promulgate administrative rules to establish policies and procedures for audits and investigations that are consistent with the duties of the office under this chapter.

(B) The rules shall be posted on the office's website;

(31) Identify conflicts between the Medicaid state plan, department rules, Medicaid provider manuals, Medicaid notices, or other guidance and recommend that the department reconcile inconsistencies;

(32) When conducting an audit, investigation, or review under this subchapter, classify violations as either:

(A) Errors that do not rise to the level of fraud or abuse; or

(B) Fraud or abuse;

(33)(A) If a credible allegation of fraud has been made, review provider records that have been the subject of a previous audit or review for the purpose of fraud investigation and referral.

(B) However the Medicaid Inspector General shall not duplicate an audit of a contract, cost report, claim, bill, or expenditure of a medical assistance program fund that has been the subject of a previous audit or review by or on behalf of the office of Medicaid Inspector General, the Medicaid Fraud Control Unit, or other federal agency with authority over the medical assistance program providing the audit or review were performed in accordance with Government Auditing Standards;

(34)(A) Utilize a quality improvement organization as part of the assessment of quality of services.

(B) The quality improvement organization shall refer all identified improper payments due to technical deficiencies, abuse, waste, or fraud to Medicaid Inspector General for further investigation and appropriate action, including without limitation recovery; and

(35) Perform other functions necessary or appropriate to fulfill"

AND

Page 8, line 24, delete "recoupment" and substitute "recovery"

AND

Page 8, line 26, delete "inspector" and substitute "Inspector"

AND

Page 8, delete line 30 and substitute the following:"

"(4) Another state or local government entity.

(c) All tips to the Arkansas Medicaid Fraud and Abuse Hotline that include an allegation of fraud shall be forwarded to the office."

AND

Page 8, line 33, delete "The" and substitute "(a) The"
AND

Page 8, delete line 36 and substitute the following:

"Inspector General under § 20-77-2105 are transferred to the office.

(b) The office shall assume the duties under the Medical Assistance Programs Integrity Law, § 20-77-1301 et seq."

AND

Page 9, line 5, delete "Representatives," and substitute "Representatives, Division of Legislative Audit, Legislative Council,"

AND

Page 9, delete lines 15 and 16 and substitute the following:

"limitation outcome, region, the reason for the audit, the total state and federal dollar value identified for recovery, the actual state and federal recovery from the audits, and the amount repaid to the Centers for Medicare & Medicaid Services;"

AND

Page 9, line 23, delete "(b)(D)(i)" and substitute "(b)(1)(D)(i)"

AND

Page 9, line 24, delete "action; and" and substitute "action;"

AND

Page 9, line 27, delete "collected; and" and substitute "collected; and

(F) Administrative and education activities conducted to improve compliance with Medicaid program policies and requirements; and"

AND

Page 9, line 28, delete "(2)" and substitute "(2)(A)"

AND

Page 9, line 31, delete "effectiveness and" and substitute "effectiveness, and"

AND

Page 9, delete lines 32 and 33 and substitute the following:

"assistance program.

(B)(i) In addition to total savings, the narrative shall detail net savings in state funds.

(ii) As used in subdivision (b)(2)(B)(i) of this section, "net savings" means amounts recovered by the office less payments made to the Centers for Medicare & Medicaid Services and the costs of state administrative procedures.

(c) The office may subpoena individuals, books, electronic and other records, and documents that are necessary for the completion of reports under this section.

(d)(1) In making the report required under subsection (a) of this"

AND

Page, 10, line 1, delete "subdivision" and substitute "subsection"

AND

Page 10, line 5, delete "(d)" and substitute "(e)"

AND

Page 10, line 7, delete "Representatives." and substitute "Representatives, Division of Legislative Audit, Legislative Council."

AND

Page 10, delete lines 16 and 17 and substitute "intermediary or fiscal agent pertaining to suspected fraud, waste, or abuse."

AND

Page 10, line 19, delete "test, and implement new" and substitute "test, recommend, and implement"

AND

Page 10, delete line 21 and substitute "fraud, waste, and abuse and improve expenditure accountability."

AND

Page 10, delete lines 22 through 24 and substitute the following:

"(2)(A) Enter into agreement with a fiscal agent in collaboration with the Office of Medicaid Inspector General's data mining technology to develop, test, and implement the new methods under subdivision (b)(1) of this section."

AND

Page 10, Line 25, delete "An agreement" and substitute "A collaborative agreement with the office"

AND

Page 10, line 27, delete "agreement" and substitute "agreement;"

AND

Page 10, line 28, delete "test, and implement" and substitute "test, recommend, and implement"

AND

Page 11, line 10, delete "agents." and substitute "agents and ensure that any data abnormalities identified are reported to the office for appropriate action;"

AND

Page 11, line 12, delete "better identify" and substitute "better assist the office in identifying"

AND

Page 11, line 14, delete "and"

AND

Page 11, line 18, delete "increase" and substitute "assist the office in increasing"

AND

Page 11, line 19, delete "program." and substitute "program:"

AND

Page 11, line 23, delete "and" from the end of the line

AND

Page 11, line 24, delete "2014, develop, test, and" and substitute "2014, assist the office in developing, testing, and implementing"

AND

Page 11, line 25, delete "implement"

AND

Page 11, delete line 30 and substitute the following:

"service use and billing are appropriate to recipients' needs; and

(9) Pay providers for underpayments identified through actions of the office."

AND

Page 11, line 31, delete "developed" and substitute "developed and recommended"

AND

Page 12, line 15, delete "unintentional:" and substitute "unintentional."

AND

Page 12, delete line 22 and substitute "the goals of this section, including recommendations for expansion.

(e) Applicable medical assistance program rules, provider manuals, and administrative policies, procedures, and guidance will be posted on the Office of Medicaid Inspector General website, or by a link from the website to the department's website."

AND

Page 12, line 17, delete "Services" and substitute "Services in conjunction with the office"

AND

Page 12, line 24, delete "20-77-1211" and substitute "20-77-2111"

AND

Page 13, line 4, delete "must" and substitute "shall"

AND

Page 13, delete line 9 and substitute the following:

"receives annually seven hundred fifty thousand dollars (\$750,000) or more through the state Medicaid program shall adopt and implement a compliance program."

AND

Page 14, line 19, delete "(5)(A)" and substitute "(5)"

AND

Page 14, line 23, delete "(i)" and substitute "(A)"

AND

Page 14, line 24, delete "(ii)" and substitute "(B)"

AND

Page 14, line 25, delete "(iii)" and substitute "(C)"

AND

Page 14, delete lines 26 through 28 and substitute "permitting noncompliant behavior;"

AND

Page 15, line 9, delete "overpayments" and substitute "overpayments; and"

AND

Page 15, delete line 22 and substitute "section by requesting, no more than one (1) time every year, an updated certification that the provider satisfactorily meets the requirements of this section."

AND

Page 15, delete line 33 and substitute the following:

"(h)(1) The office shall adopt rules to implement this section.

(2) The rules shall be subject to review by the Legislative Council.

20-77-2112. Applicability of the Medicaid Fairness Act.

The Medicaid Fairness Act, § 20-77-1701 et seq., applies to this subchapter."

AND

Page 16, delete line 25 and substitute "is binding upon the director with respect to that provider only."

(3) If the director cannot respond to the request for an advisory opinion, the director shall within thirty (30) days notify the provider that he or she will not be responding to the request for an opinion.

AND

Page 17, delete lines 13 and 14 and substitute "(2) If the director modifies or revokes an advisory opinion, the modification or revocation operates prospectively."

AND

Page 17, line 15, delete "recoupment" and substitute "recovery"

AND

Page 17, delete lines 16 through 18 and substitute "provider's reliance on an advisory opinion that is later modified or revoked is prohibited for the period up until the modification or revocation unless the provider is involved in fraud."

AND

Page 17, delete line 28 and substitute "previously issued advisory opinion is a public record."

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the oversight and audit of the state's Medicaid program is essential to its continued operation; that the creation of the Office of the Medicaid Inspector General will ensure that fraud, waste, and abuse are found in a timely manner; and that this act is necessary to ensure that state and federal monies are not misspent. Therefore, an emergency is declared to exist, and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July, 1, 2013.

(SIGNED) REP. BRUCE WESTERMAN

Amendment No. 1 to Senate Bill No. 914, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Sanders, **Senate Bill No. 914** was called up for third reading and final disposition.

SENATE BILL NO. 914
As Engrossed: S3/25/13 H4/9/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. SANDERS
BY: REPRESENTATIVE WESTERMAN

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE OFFICE OF THE MEDICAID INSPECTOR GENERAL; AND TO DEVELOP AND TEST NEW METHODS OF MEDICAID CLAIMS AND UTILIZATION *REVIEW*; *TO DECLARE AN EMERGENCY*; AND FOR OTHER PURPOSES.

Senate Bill No. 914 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 **Senate Bill No. 914**, 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.

Total35

NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 914 was ordered enrolled.

On motion of Senator English, **Senate Bill No. 1067** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 1067

Amend **Senate Bill No. 1067** as engrossed, S3/19/13:

Add Representative Kerr as a cosponsor of the bill

AND

Page 3, delete lines 20 through 36

AND

Page 4, delete lines 1 through 36

AND

Page 5, delete lines 1 through 13

AND

Renumber the sections appropriately

AND

Page 9, delete lines 19 through 36

AND

Page 10, delete lines 1 through 11

AND

Page 10, line 12, delete "(8)" and substitute "(5)"

AND

Page 10, line 15, delete "(9)" and substitute "(6)"

(SIGNED) REPRESENTATIVE ALLEN KERR

Amendment No. 1 to Senate Bill No. 1067, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator 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. 1067** was called up for third reading and final disposition.

SENATE BILL NO. 1067
As Engrossed: S3/14/13 S3/19/13 H4/6/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR J. ENGLISH
BY: REPRESENTATIVE KERR

A Bill for an Act to be Entitled: AN ACT TO PREVENT ELECTION MISCONDUCT; TO AMEND THE LAWS CONCERNING ABSENTEE BALLOTS; AND FOR OTHER PURPOSES.

Senate Bill No. 1067 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. 1067 was ordered enrolled.

On motion of Senator Rapert, **Senate Bill No. 1189** was placed back on second reading for purpose of Amendment Nos. 1 & 2.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 1189

Amend **Senate Bill No. 1189** as originally introduced:

Page 1, line 9, delete "CARE BENEFIT EXCHANGE" and substitute "INSURANCE MARKETPLACE"

AND

Delete the subtitle in its entirety and substitute:

"CONCERNING THE HEALTH INSURANCE MARKETPLACE NAVIGATOR PROGRAMS."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 23, Chapter 64, is amended to add an additional subchapter to read as follows:

Subchapter 6 — Arkansas Health Insurance Marketplace Navigator, Guide, and Certified Application Counselors Act

23-64-601. Title.

This subchapter shall be known and may be cited as the "Arkansas Health Insurance Marketplace Navigator, Guide, and Certified Application Counselors Act".

23-64-602. Definitions.

As used in this subchapter:

(1) "Applicant" means a person who has applied to become licensed under this subchapter as a navigator, guide, certified application counselor, or certified licensed producer;

(2) "Certified application counselor" means a person who is licensed under this subchapter to assist in enrolling consumers in a variety of marketplace-designated organizations settings, including without limitation a healthcare facility, but is not compensated by federal marketplace funds;

(3) "Certified licensed producer" means a person who is:

(A) Licensed as an insurance producer as defined in § 23-64-502;

(B) Certified under this subchapter to:

(i) Educate consumers about health insurance marketplaces, Medicaid, tax credits, and other cost-sharing reductions; and

(ii) Assist consumers with enrollment in a health insurance marketplace;

(C) Eligible to receive commissions from health insurers; and

(D) Not compensated under the federal act, federal regulations, or any guidance issued under the federal act or federal regulations;

(4) "Consumer" means an individual, family, or small business located in this state;

(5) "Enrollment" means enrolling in a qualified health plan offered through a health insurance marketplace;

(6) "Federal act" means the federal healthcare laws established by Pub. L. No. 111-148, as amended by Pub. L. No. 111-152, and any amendments to or regulations or guidance issued under those statutes existing on the effective date of this act;

(7) "Guide" means a person who is licensed under this subchapter to provide in-person assistance and services as stated in 45 CFR § 155.210;

(8)(A) "Health benefit plan" means a policy, contract, certificate, or agreement offered or issued by a health insurer to provide, deliver, arrange for, pay for, or reimburse any of the costs of healthcare services.

(B) "Health benefit plan" does not include:

(i) Coverage only for accident or disability income insurance, or both;

(ii) Coverage issued as a supplement to liability insurance;

(iii) Liability insurance, including without limitation general liability insurance and automobile liability insurance;

(iv) Workers' compensation or similar insurance;

(v) Automobile medical payment insurance;

(vi) Credit-only insurance;

(vii) Coverage for on-site medical clinics; or

(viii) Other similar insurance coverage, specified in federal regulations issued under the Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, and existing on the effective date of this act, under which benefits for healthcare services are secondary or incidental to other insurance benefits.

(C) "Health benefit plan" does not include the following benefits if they are provided under a separate policy, certificate, or contract of insurance or are otherwise not an integral part of the plan:

(i) Limited scope dental or vision benefits;

(ii) Benefits for long-term care, nursing home care, home health care, community-based care, or a combination of these; or

(iii) Other similar limited benefits specified in federal regulations issued under the Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, and existing on the effective date of this act.

(D) "Health benefit plan" does not include the following benefits if the benefits are provided under a separate policy, certificate, or contract of insurance, there is no coordination between the provision of the benefits and any exclusion of benefits under any group health plan maintained by the same plan sponsor, and the benefits are paid with respect to an event without regard to whether benefits are provided with respect to such an event under any group health plan maintained by the same plan sponsor:

(i) Coverage only for a specified disease or illness; or

(ii) Hospital indemnity or other fixed indemnity insurance.

(E) "Health benefit plan" does not include the following if offered as a separate policy, certificate, or contract of insurance:

(i) Medicare supplemental health insurance as defined under section 1882(g)(1) of the Social Security Act, Pub. L. No. 74—271, as existing on the effective date of this act;

(ii) Coverage supplemental to the coverage provided to military personnel and their dependents under Chapter 55 of Title 10 of the United States Code and the Civilian Health and Medical Program of the Uniformed Services, 32 C.F.R. Part 199; or

(iii) Similar supplemental coverage provided to coverage under a group health plan;

(9) "Health insurance" means insurance that is primarily for the diagnosis, cure, mitigation, treatment, or prevention of disease or amounts paid for the purpose of affecting any structure of the body, including transportation that is essential to obtaining health insurance, but excluding:

(A) Coverage only for accident or disability income insurance, or any combination thereof;

(B) Coverage issued as a supplement to liability insurance;

(C) Liability insurance, including general liability insurance and automobile liability insurance;

(D) Workers' compensation or similar insurance;

(E) Automobile medical payment insurance;

(F) Credit-only insurance;

(G) Coverage for on-site medical clinics;

(H) Coverage only for limited scope vision benefits;

(I) Benefits for long-term care, nursing home care, home health care, community-based care, or any combination thereof;

(J) Coverage for specified disease or critical illness;

(K) Hospital indemnity or other fixed indemnity insurance;

(L) Medicare supplement policies;

(M) Medicare, Medicaid, or the Federal Employee Health Benefit Program, 5 U.S.C. §§ 8901 - 8914, as it existed on January 1, 2013;

(N) Coverage only for medical and surgical outpatient benefits;

(O) Excess or stop-loss insurance; and

(P) Other similar insurance coverage:

(i) Under which benefits for health insurance are secondary or incidental to other insurance benefits; or

(ii) Specified in federal regulations issued under the Health Insurance Portability and Accountability Act of 1996, Pub. L. No. 104-191, and existing on the effective date of this act, under which benefits for healthcare services are secondary or incidental to other insurance benefits;

(10) "Health insurance marketplace" means the vehicle created to help consumers in this state shop for and select health insurance coverage in a way that permits comparison of available qualified health plans based on price, benefits, services, and quality, regardless of its governance structure;

(11) "Health insurer" means an entity that provides health insurance or a health benefit plan in this state, including without limitation an insurance company, medical services plan, hospital plan, hospital medical service corporation, health maintenance organization, fraternal benefits society, or any other entity providing a plan of health insurance or health benefits in this state, and is subject to state insurance regulation;

(12) "License" means a document issued by the Insurance Commissioner authorizing a person to act as a navigator, guide, certified application counselor, or certified licensed producer;

(13) "Licensee" means a navigator, guide, certified application counselor, or certified licensed producer who is licensed under this subchapter;

(14) "Navigator" means a person authorized under the federal act to assist consumers to shop for and select health insurance offered through a health insurance marketplace, including providing information to a consumer on a health benefit plan or coverage offered through a health insurance marketplace, or facilitates enrollment in a health insurance marketplace

(15) "Non-Navigator assistance personnel" means a person authorized under the federal act to assist consumers to enroll and understand the health insurance offered through a health insurance marketplace;

(16) "Person" means an individual, company, firm, organization, association, corporation, government entity, nongovernmental entity, or any other type of legal entity; and

(17) "Qualified health plan" means a health benefit plan that has in effect a certification that the plan meets the criteria for certification described in section 1311(c) of the federal act.

23-64-603. Navigator license required.

(a)(1) A person shall not act as a navigator in this state through a health insurance marketplace unless licensed under this subchapter as an eligible entity.

(2) A health insurer or an affiliate of a health insurer is not an eligible entity.

(b) A grant awarded under a navigator contract is contingent on a person's:

(1) Being licensed under this subchapter;

(2) Becoming licensed under this subchapter by September 30, 2013, or within ninety (90) days after the receipt of funding; or

(3) Employing a licensee that meets the requirements in subdivision (b)(1) or subdivision (b)(2) of this section.

(c) A navigator shall:

(1) Conduct public education activities to raise awareness of the availability of qualified health plans;

(2) Distribute fair and impartial information concerning enrollment in qualified health plans and the availability of premium tax credits under section 36B of the Internal Revenue Code of 1986 as existing on the effective date of this act and cost-sharing reductions under section 1402 of the federal act;

(3) Facilitate enrollment in qualified health plans;

(4) Provide referrals to any applicable office of health insurance consumer assistance or health insurance ombudsman or to any other appropriate state agency or agencies for any enrollee with a grievance, complaint, or question regarding his or her health benefit plan, coverage, or a determination under that plan or coverage; and

(5) Provide enrollment information in a culturally and linguistically appropriate manner that meets the needs of the population being served by a health insurance marketplace in this state, including those individuals with limited English proficiency or who are protected under section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794 and Title II of the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12131-12165, as they existed on January 1, 2013.

(d) A navigator shall not advise a person to select a particular plan.

23-64-604. Guide license required.

(a)(1) A person shall not act as a guide in this state through a health insurance marketplace unless licensed under this subchapter as an eligible entity.

(2) A health insurer or an affiliate of a health insurer is not an eligible entity.

(b) A contract awarded to a guide is contingent on a person's:

(1) Being licensed under this subchapter;

(2) Becoming licensed under this subchapter by September 30, 2013, or within ninety (90) days after the receipt of funding; or

(3) Employing a licensee that meets the requirements in subdivision (b)(1) or subdivision (b)(2) of this section.

(c) A guide shall:

(1) Assist consumers in understanding the available qualified health plans offered through a health insurance marketplace, their differences, premium tax credits, cost-sharing provisions, and the public programs and their eligibility;

(2) Provide enrollment information in a culturally and linguistically appropriate manner that meets the needs of the population being served by a health insurance marketplace in this state, including those individuals with limited English proficiency or who are protected under section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794 and Title

II of the Americans with Disabilities Act of 1990, 42 U.S.C. §§ 12131-12165, as they existed on January 1, 2013;

(3) Ensure that information is provided in a way that simplifies choices and considers the individual needs of consumers;

(4) Maintain expertise in eligibility, enrollment, and public and private insurance specifications and conduct public education activities to raise awareness about the health insurance marketplace in this state;

(5) Provide information and services in a fair, accurate, and impartial manner that acknowledges other health programs;

(6) Increase awareness of insurance options in a way that does not stigmatize qualified health plans;

(7) Facilitate enrollment in qualified health plans or coverage offered through a health insurance marketplace and with post-enrollment dispute resolution;

(8) Provide referrals to an applicable office of health insurance consumer assistance or health insurance ombudsman established under section 2793 of the Public Health Service Act, 42 U.S.C. § 300gg et seq., as it existed on January 1, 2013, or any other appropriate state agency or agencies, for a consumer participating in enrollment with a grievance, complaint, or question regarding his or her health plan, coverage, or a determination under the plan or coverage;

(9) Not receive any financial consideration directly or indirectly from a health insurer or stop-loss insurance company or qualified health plan;

(10) Demonstrate that no conflict of interest exists in providing in-person assistance and the services as stated in 45 CFR § 155.210; and

(11) Provide resources or avenues for consumers to register complaints and grievances with a service provided through the health insurance marketplace.

23-64-605. Certified application counselor license required.

(a)(1) A person shall not act as a certified application counselor in this state through a health insurance marketplace unless licensed under this subchapter and working for a marketplace-designated organization.

(2) A health insurer or an affiliate of a health insurer is not an eligible entity.

(b) A certified application counselor shall assist in enrolling a consumer in a qualified health plan through a health insurance marketplace.

23-64-606. Licensed producer — Certification required.

A person shall not act as a certified licensed producer in this state through a health insurance marketplace unless certified under this subchapter.

23-64-607. Qualifications for licensure or certification — Issuance.

(a) To qualify for a license or certification under this subchapter, a person shall:

(1) Be at least eighteen (18) years of age;

(2) Have received a high school diploma or a general education development certificate;

(3) Be competent, trustworthy, financially responsible, and of good personal and business reputation;

(4) Continue the qualifications under subdivision (a)(3) of this section while licensed or certified;

(5)(A) Pass an examination and satisfy the educational requirements the Insurance Commissioner may impose by rule or order.

(B) The examination required by this section shall be developed and conducted under rules prescribed by the commissioner;

(6)(A) Have received instruction in health insurance, the provisions of the federal act for a health insurance marketplace in this state, and the medical assistance programs of this state.

(B) The instruction required by this section shall be developed and conducted under rules prescribed by the commissioner; and

(7) For a certified licensed producer, be a licensee in good standing under the Producer Licensing Model Act, § 23-64-501 et seq.

(b) In addition to the other information required under this subchapter or rules adopted by the commissioner, an application for a license or certification under this subchapter shall include:

(1) The applicant's business name, address, and social security number or taxpayer identification number;

(2) A criminal and regulatory background check of the applicant; and

(3) A description of the applicant's current business operations and its activities, duties, and responsibilities, including without limitation:

(A) The place of organization and a certified copy of the applicant's organizational and governance documents;

(B) If a foreign business, a copy of the certificate of authority from the Secretary of State;

(C) The proposed method of business operation and, if applicable, other locations for doing business; and

(D)(i) The qualifications, business experience and history, and financial condition of the applicant, its affiliates, and its employees.

(ii) Information required under subdivision (b)(3)(D)(i) of this section shall include:

(a) A description of any injunction or administrative order, including a denial to engage in a regulated activity by a state or federal authority that had jurisdiction over the applicant, its affiliates, and its employees;

(b) A conviction of a misdemeanor involving fraudulent dealings or moral turpitude or relating to any aspect of the insurance industry, the mortgage industry, the securities industry, or any other activity pertaining to financial services;

(c) Any felony conviction; and

(d) A beneficial interest in an affiliated industry business.

(c) Each applicant shall pay a reasonable annual licensure or certification fee as established by rule of the commissioner.

(d) Each license or certification issued by the commissioner under this subchapter expires at the close of business on September 30 of the calendar year unless otherwise surrendered or revoked.

(e) A license or certification issued under this subchapter is not transferable.

(f) To assist in the performance of the commissioner's duties, the commissioner may contract with nongovernmental entities, including the National Association of Insurance Commissioners or any affiliates or subsidiaries that the National Association of Insurance Commissioners oversees, to perform any ministerial functions that the commissioner and the nongovernmental business may consider appropriate, including the collection of the annual fee for licensure or certification of a navigator, guide, certified application counselor, or certified licensed producer.

23-64-608. License renewal.

(a) A licensee shall submit an application for renewal of a license or certification issued under this subchapter in a form prescribed by the Insurance Commissioner.

(b) An applicant for a license or certification renewal is required to complete continuing education as prescribed by rule of the commissioner.

(c) Each licensee shall pay a reasonable annual licensure or certification fee as established by rule of the commissioner.

23-64-609. Additional licensee duties.

(a) A licensee is subject to the insurance laws of this state, including those concerning privacy, market conduct, and unfair trade practices acts.

(b) A licensee shall:

(1) Comply with other consumer protection and market conduct standards that the Insurance Commissioner considers necessary; and

(2) Counsel enrollees in the health insurance marketplace in this state about options in Medicaid, the federal Children's Health Insurance Program, and other health insurance coverage.

23-64-610. Prohibited activities.

(a) Except for a certified licensed producer, a licensee shall not:

- (1) Receive compensation directly or indirectly from any health insurer;
- (2) Engage in an activity that requires licensing as a residential insurance producer under the Producer Licensing Model Act, § 23-64-501 et seq.; or
- (3) Recommend a particular plan or advise consumers about which plan to choose.

(b) A licensee shall not engage in improper conduct, commit fraud, or violate marketplace and consumer protection requirements of this state.

23-64-611. Disciplinary authority.

(a) The Insurance Commissioner by order may deny, suspend, revoke, or refuse to issue or renew a license of a licensee or applicant under this subchapter or may restrict or limit the activities of a licensee if the commissioner finds that:

- (1) The order is in the public interest; and
- (2) A licensee or applicant:
 - (A) Has filed an application for an initial license or a renewal of a license that as of its effective date or as of any date after the filing of the application, contains an omission or statement that in light of the circumstances under which it was made is false or misleading with respect to any material fact;
 - (B) Has violated or failed to comply with this subchapter, the insurance laws of this state, any rule adopted by the commissioner, or any order of the commissioner issued under this subchapter;
 - (C) Has pleaded guilty or nolo contendere to or has been found guilty in a domestic, foreign, or military court of:
 - (i) A felony;
 - (ii) An offense involving breach of trust, moral turpitude, money laundering, or fraudulent or dishonest dealing; or
 - (iii) An offense involving any aspect of the insurance business, the mortgage industry, the securities industry, or any other activity pertaining to financial services;
 - (D) Is permanently or temporarily enjoined by a court of competent jurisdiction from engaging in or continuing any conduct or practice involving any aspect of the insurance business, the mortgage industry, the securities industry, or any other activity pertaining to financial services;
 - (E) Is the subject of an order of the commissioner:
 - (i) Denying, suspending, revoking, restricting, or limiting a license issued under the insurance laws of this state; or
 - (ii) Directing the licensee or applicant to cease and desist an activity regulated by the commissioner;
 - (F) Is the subject of an order, including a denial, suspension, or revocation of authority to engage in a regulated activity by another state or federal authority to which the licensee or applicant is, has been, or has sought to be subject, entered in the past five (5) years, including without limitation the insurance industry;
 - (G)(i) Has failed to pay the proper fees as established by rule of the commissioner.
 - (ii) The commissioner may enter a denial order against a licensee or applicant under subdivision (a)(2)(G)(i) of this section if the licensee or applicant fails to pay the proper fees as established by rule of the commissioner, but the denial order shall be vacated by the commissioner if the fees are paid;

(H) Has engaged in fraudulent, coercive, or dishonest practices or demonstrated incompetence, untrustworthiness, lack of good personal or business reputation, or financial irresponsibility;

(I) Has forged another's name to an application for insurance or to any document related to an insurance transaction;

(J) Has improperly used notes or any other reference material to complete an examination for an insurance license;

(K) Has failed to provide a written response within thirty (30) days after receipt of a written inquiry from the commissioner or the commissioner's designee concerning transactions unless the commissioner waives the requirement of a timely response in writing;

(L) Has failed to comply with an administrative or court order imposing a child support obligation;

(M) Has failed to pay state income tax or comply with an administrative or court order directing payment of state income tax;

(N) Has refused to be examined or to produce an account, record, or file for examination at the request of the commissioner or the commissioner's designee; or

(O) Has failed to cooperate with the commissioner in an investigation.

(b) The commissioner by order may:

(1)(A) Impose a civil penalty on a licensee for a violation of this subchapter, the insurance laws of this state, a rule under this subchapter, or an order of the commissioner.

(B) The civil penalty shall not exceed ten thousand dollars (\$10,000) for each violation under subdivision (b)(1)(A) of this section by a licensee;

(2) Summarily postpone or suspend the license of a licensee pending a final determination of a proceeding under this section; and

(3) Change or vacate an order or extend it until a final determination of a proceeding under this section if a hearing is requested or ordered by the commissioner.

(c) On entering an order under subdivision (b)(1) or subdivision (b)(2) of this section, the commissioner shall:

(1) Promptly notify the licensee by sending notice of the order and the reasons for issuing the order to the address of the licensee on file with the commissioner by first class mail, postage prepaid; and

(2)(A) Schedule a hearing under § 23-61-301 et seq. if a licensee contests the order.

(B) The licensee may contest an order entered under subdivision (b)(1) or subdivision (b)(2) of this section by delivering a written request for a hearing to the commissioner within thirty (30) days after the date on which notice of the order is sent by the commissioner.

(C)(i) The hearing shall be held within thirty (30) days after the commissioner receives a timely written request for a hearing.

(ii) At the request of the licensee, the hearing may be postponed for a reasonable amount of time.

(D) If a licensee does not request a hearing and the commissioner does not order a hearing, the order shall remain in effect until the order is modified or vacated by the commissioner.

(d) The commissioner by order may cancel a license or application if the commissioner finds that a licensee or applicant:

(1) Is no longer in existence;

(2) Has stopped doing business as a licensee;

(3) Is subject to an adjudication of mental incompetence or to the control of a committee, conservator, or guardian; or

(4) Cannot be located after a reasonable search by the commissioner.

(e)(1) In addition to other powers under this subchapter, on finding that an action of a person is in violation of this subchapter, the commissioner may summarily order the person to cease and desist the prohibited action.

(2) On entering the order under subdivision (e)(1) of this section, the commissioner shall:

(A) Promptly notify the person by sending notice of the order and the reasons for issuing the order to the last known address of the person by first class mail, postage prepaid; and

(B)(i) Schedule a hearing under § 23-61-301 et seq. if the person contests the order.

(ii) The person may contest an order entered under subdivision (e)(1) of this section by delivering a written request for a hearing to the commissioner within thirty (30) days after the date on which notice of the order is sent by the commissioner.

(iii)(a) The hearing shall be held within thirty (30) days after the commissioner receives a timely written request for a hearing.

(b) At the request of the person, the hearing may be postponed for a reasonable amount of time.

(iv) If a person does not request a hearing and the commissioner does not order a hearing, the order shall remain in effect until it is modified or vacated by the commissioner.

(3)(A) A person is subject to a civil penalty of up to twenty-five thousand dollars (\$25,000) for each violation of the commissioner's cease and desist order committed after entry of the order if:

(i) The person under the cease and desist order fails to appeal the order under § 23-61-307 or if the person appeals and the appeal is denied or dismissed; and

(ii) The person continues to engage in the prohibited action in violation of the commissioner's order.

(B) The commissioner may file an action requesting the civil penalty under subdivision (e)(3)(A) of this section with the Pulaski County Circuit Court or another court of competent jurisdiction.

(C) The penalties of this section apply in addition to, but not instead of, other applicable law to a person for the person's failure to comply with an order of the commissioner.

(f) Unless otherwise provided, an action, hearing, or other proceeding under this subchapter is governed by § 23-61-301 et seq.

(g) If the commissioner has grounds to believe that a licensee has violated this subchapter or that facts exist that would be the basis for an order against a licensee, the commissioner or the commissioner's designee may investigate or examine the business of the licensee and examine the books, accounts, records, and files of a licensee relating to the complaint or matter under investigation.

(h)(1) The commissioner or the commissioner's designee may:

(A) Administer oaths and affirmations;

(B) Issue subpoenas to require the attendance of and to take testimony of a person whose testimony the commissioner considers relevant to the licensee's business; and

(C) Issue subpoenas to require the production of the books, papers, correspondence, memoranda, agreements, or other documents or records that the commissioner considers relevant or material to the inquiry.

(2)(A) When there is contumacy by or refusal to obey a subpoena issued to a licensee or applicant, the Pulaski County Circuit Court, on application by the commissioner, may issue an order requiring the person to appear before the commissioner or the commissioner's designee to produce evidence if so ordered or to give evidence touching the matter under investigation or in question.

(B) Failure to obey the order of the court may be punished by the court as a contempt of court.

(3) The assertion that the testimony or evidence before the commissioner may tend to incriminate or subject a person to a penalty or forfeiture shall not under § 23-61-302 excuse the person from:

(A) Attending and testifying;

(B) Producing any document or record; or

(C) Obeying the subpoena of the commissioner or the commissioner's

designee.

(i) From time to time and with or without cause, the commissioner may conduct examinations of the books and records of a licensee or applicant to determine the compliance with this subchapter and the rules adopted under this subchapter.

(j) This section does not prohibit or restrict the informal disposition of a proceeding or allegations that may give rise to a proceeding by stipulation, settlement, consent, or default instead of a formal or informal hearing on the allegations or in place of the sanctions authorized by this section.

(k)(1) If it appears on sufficient grounds or evidence satisfactory to the commissioner that a person has engaged in or is about to engage in an act or practice that violates this subchapter, the commissioner may:

(A) Refer the evidence that is available concerning violations of this subchapter or a rule or order issued under this subchapter to the prosecuting attorney or regulatory agency that with or without the referral may otherwise begin criminal or regulatory proceedings under this subchapter; and

(B)(i) Summarily order the person to stop the act or practice under subsections (b) and (e) of this section and apply to the Pulaski County Circuit Court to enjoin the act or practice or to enforce compliance with this subchapter, rule, or order issued under this subchapter, or both.

(ii) The commissioner, without issuing a cease and desist order, may apply directly to the Pulaski County Circuit Court for injunctive or other relief.

(2) On proper showing, the court shall grant a permanent or temporary injunction, restraining order, or writ of mandamus.

(3) The commissioner may also seek, and on proper showing the appropriate court shall grant, any other ancillary relief that may be in the public interest, including:

(A) The appointment of a receiver, temporary receiver, or conservator;

(B) A declaratory judgment;

(C) An accounting;

(D) Disgorgement;

(E) Assessment of a fine of not more than ten thousand dollars (\$10,000) for each violation; and

(F) Any other relief as may be appropriate in the public interest.

(4) The court shall not require the commissioner to post a bond.

23-64-612. Authority — Grants and contracts.

(a) The health insurance marketplace in this state may accept grants or contract with a governmental or nongovernmental entity that uses navigators or guides on the conditions the health insurance marketplace finds to be in the best interest of the citizens of this state if the governmental or nongovernmental entity:

(1) Has a physical business location to conduct business with this state and its service area;

(2) Is considered to be competent, trustworthy, financially responsible, and of a good business reputation;

(3) Continues the qualifications under subdivision (a)(2) of this section during the contract;

(4) Requires the members of management of the governmental or nongovernmental entity to complete instruction in health benefit plans or health insurance, the provisions of the federal act for a health insurance marketplace in this state, and the medical assistance programs of this state through a training program approved by the Insurance Commissioner for the required minimum hours; and

(5) Furnishes to the commissioner information concerning the identity and background of the members of management of the governmental or nongovernmental entity, including criminal and regulatory background checks.

(b) Each nongovernmental business entity shall pay a reasonable annual licensure fee that is established by rule.

(c) A grant or contract under this section is not transferable.

23-64-613. Rules.

(a) The Insurance Commissioner may promulgate rules to implement this subchapter.

(b) Rules promulgated under this section shall not conflict with or prevent the application of regulations promulgated by the Secretary of the United States Department of Health and Human Services under the federal act.

23-64-614. Relation to other laws.

(a) This subchapter is amendatory to the Arkansas Insurance Code.

(b) Provisions of the Arkansas Insurance Code that are not in conflict with this subchapter apply to this subchapter.

(c) This subchapter and actions taken by the health insurance marketplace in this state under this subchapter do not preempt or supersede the authority of the Insurance Commissioner to regulate the business of insurance within this state.

(d) Except as expressly provided to the contrary in this subchapter, a health insurer offering a qualified health plan in this state shall comply fully with all applicable health insurance laws of this state and regulations adopted and orders issued by the commissioner.

SECTION 2. DO NOT CODIFY. Effective date.

This act is effective when:

(1) The United States Department of Health and Human Services or other responsible federal agency or federal official notifies the Governor, the Insurance Commissioner, or other responsible state agency or state official pursuant to the federal healthcare laws established by Pub. L. No. 111-148, as amended by Pub. L. No. 111-152, and any amendments thereto, or regulations or guidance issued under those federal statutes; or

(2) A health insurance marketplace is initiated and is operable in this state."

(SIGNED) SENATOR JASON RAPERT

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

(SIGNED) ANN CORNWELL, SECRETARY

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 1189

Amend **Senate Bill No. 1189** as originally introduced:

Add Senator Bookout as a cosponsor of the bill

AND

Delete Senator Rapert as a cosponsor of the bill

(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. 1189 was ordered engrossed.

On motion of Senator Pierce, **House Bill No. 1878** 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. 1878

Amend **House Bill No. 1878** as originally introduced:

Page 1, delete lines 30 through 34 and substitute:

“juveniles released by the division, whether or not the juvenile is subject to conditions of aftercare or probation.”

(SIGNED) SENATOR BOBBY J. PIERCE

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1878 was ordered engrossed.

On motion of Senator Stubblefield, [House Bill No. 2283](#) 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. 2283

Amend [House Bill No. 2283](#) as engrossed, H3/21/13:
Add Senator G. Stubblefield as a cosponsor of the bill

(SIGNED) SENATOR GARY STUBBLEFIELD

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

(SIGNED) ANN CORNWELL, SECRETARY

[House Bill No. 2283](#) was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Sample, [Senate Bill No. 938](#) was withdrawn from the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS, and placed on the Calendar.

On motion of Senator Sample, and without objection, [Senate Bill No. 938](#) was recommended for study in the interim by Senate Interim Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator English, **Senate Bill No. 577** was withdrawn from the Committee on REVENUE & TAXATION, and placed on the Calendar.

On motion of Senator English, and without objection, **Senate Bill No. 577** was recommended for study in the interim by Senate Interim Committee on REVENUE & TAXATION.

On motion of Senator Stubblefield, **House Bill No. 1017** was called up for third reading and final disposition.

HOUSE BILL NO. 1017
As Engrossed: H1/30/13 S4/16/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES D. ALTES, BALLINGER, HARRIS & PAYTON
BY: SENATOR G. STUBBLEFIELD

A Bill for an Act to be Entitled: AN ACT TO ALLOW SCHOOL DISTRICTS TO ADOPT CURRICULUM STANDARDS AS DIRECTED BY THIS ACT FOR AN ACADEMIC STUDY OF THE BIBLE COURSE THAT MAY BE OFFERED AS AN ELECTIVE COURSE IN A PUBLIC SCHOOL DISTRICT; TO SET REQUIREMENTS FOR TEACHING AN ACADEMIC STUDY OF THE BIBLE COURSE IN A PUBLIC SCHOOL AS DIRECTED BY THIS ACT; AND FOR OTHER PURPOSES.

House Bill No. 1017 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, 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.

Total33

NEGATIVE: D. Johnson.

Total1

ABSENT OR NOT VOTING: S. Flowers.

Total1

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. 1017 was ordered immediately returned to the House as passed as amended.

On motion of Senator Cheatham, House Bill No. 1170 was called up for third reading and final disposition.

HOUSE BILL NO. 1170
As Engrossed: H4/12/13
 EIGHTY-NINTH GENERAL ASSEMBLY
 REGULAR SESSION
 BY: REPRESENTATIVE KERR
 BY: SENATOR E. CHEATHAM

A Bill for an Act to be Entitled: *AN ACT CONCERNING THE ARKANSAS LOCAL POLICE AND FIRE RETIREMENT SYSTEM; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

House Bill No. 1170 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
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NEGATIVE:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

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. 1170**, 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 cast35

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1170 was ordered immediately returned to the House as passed.

On motion of Senator Cheatham, **House Bill No. 1199** was called up for third reading and final disposition.

HOUSE BILL NO. 1199
As Engrossed: H4/9/13 H4/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE KIZZIA
BY: SENATOR E. CHEATHAM

A Bill for an Act to be Entitled: AN ACT TO AMEND PROVISIONS OF THE ARKANSAS CODE CONCERNING TEACHER *RETIREMENT SYSTEM EMPLOYER CONTRIBUTIONS*; AND FOR OTHER PURPOSES.

House Bill No. 1199 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

On Motion of Senator Cheatham, **House Bill No. 1199** held in Chamber.

On motion of Senator Caldwell, **House Bill No. 1183** was called up for third reading and final disposition.

HOUSE BILL NO. 1183
As Engrossed: H3/7/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WRIGHT

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS OF THE MASSAGE THERAPY ACT; AND FOR OTHER PURPOSES.

House Bill No. 1183 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

House Bill No. 1183 was ordered immediately returned to the House as passed.

On motion of Senator Clark, **House Bill No. 1712** was called up for third reading and final disposition.

HOUSE BILL NO. 1712

As Engrossed: H3/13/13 H3/18/13 S4/8/13 S4/12/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES BRAGG, COZART, DALE, HAMMER, SCOTT, SLINKARD & VINES

BY: SENATOR A. CLARK

A Bill for an Act to be Entitled: *AN ACT CONCERNING CERTAIN VOTING PROCEDURES AND VOTER PRIVACY; AND FOR OTHER PURPOSES.*

House Bill No. 1712 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

House Bill No. 1712 was ordered immediately returned to the House as passed as amended.

On motion of Senator Elliott, **House Bill No. 1714** was called up for third reading and final disposition.

HOUSE BILL NO. 1714
As Engrossed: H4/1/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WORD

A Bill for an Act to be Entitled: AN ACT TO AMEND THE VOLUNTARY UNIVERSAL ACT ASSESSMENT PROGRAM ACT; AND FOR OTHER PURPOSES.

House Bill No. 1714 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. 1714 was ordered immediately returned to the House as passed.

On motion of Senator Key, **House Bill No. 1774** was called up for third reading and final disposition.

HOUSE BILL NO. 1774
As Engrossed: H4/2/13 H4/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE MCLEAN
BY: SENATORS J. KEY AND ELLIOTT

A Bill for an Act to be Entitled: AN ACT TO AMEND VARIOUS PROVISIONS OF THE ARKANSAS CODE CONCERNING PUBLIC SCHOOL FUNDING AMOUNTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1774 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 35

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

VOTING PRESENT:

Total 0

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

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1774**, 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

House Bill No. 1774 was ordered immediately returned to the House as passed.

On motion of Senator Burnett, **House Bill No. 1871** was called up for third reading and final disposition.

HOUSE BILL NO. 1871
As Engrossed: H4/6/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WORD

A Bill for an Act to be Entitled: AN ACT CONCERNING FUNDING PROVIDED BY THE DIVISION OF AGING AND ADULT SERVICES OF THE DEPARTMENT OF HUMAN SERVICES; AND FOR OTHER PURPOSES.

House Bill No. 1871 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. 1871 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Clark, **House Bill No. 1939** was called up for third reading and final disposition.

HOUSE BILL NO. 1939
As Engrossed: H3/28/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. DOUGLAS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE AGENDA OF A REGULAR MEETING OF A SCHOOL DISTRICT BOARD OF DIRECTORS; TO PROVIDE FOR PERSONNEL POLICY COMMITTEE REPRESENTATION AS A STANDING ITEM ON THE REGULAR AGENDA OF A SCHOOL DISTRICT BOARD OF DIRECTORS; AND FOR OTHER PURPOSES.

House Bill No. 1939 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, L. Chesterfield, A. Clark, Elliott, J. English, S. Flowers, D. Johnson, B. King, M. Lamoureux, U. Lindsey, J. Woods.

Total11

NEGATIVE: Bookout, Burnett, E. Cheatham, J. Dismang, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, J. Key, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, E. Williams, D. Wyatt.

Total20

ABSENT OR NOT VOTING: Caldwell, Files, G. Stubblefield, R. Thompson.

Total4

VOTING PRESENT:

Total0

Total number of votes cast31

Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which **House Bill No. 1939** failed to pass was expunged, in accordance with a prevailing motion on April 17, 2013.

Senator Clark moved that the record pertaining to the vote by which **House Bill No. 1939** failed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Woods, **House Bill No. 2009** was called up for third reading and final disposition.

HOUSE BILL NO. 2009
As Engrossed: H3/27/13 H4/6/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE COPENHAVER
BY: SENATOR J. WOODS

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH A LICENSE FOR A LIMITED LINES TRAVEL INSURANCE PRODUCER; AND FOR OTHER PURPOSES.

House Bill No. 2009 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, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, G. Stubblefield, Teague, E. Williams, J. Woods, D. Wyatt.

Total 31

NEGATIVE: S. Flowers.

Total1

ABSENT OR NOT VOTING: Irvin, D. Sanders, R. Thompson.

Total3

VOTING PRESENT:

Total0

Total number of votes cast32

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 2009 was ordered immediately returned to the House as passed.

On motion of Senator Key, House Bill No. 2124 was called up for third reading and final disposition.

HOUSE BILL NO. 2124
As Engrossed: S4/16/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HAMMER

A Bill for an Act to be Entitled: AN ACT TO DEFINE "SIBLING" AS IT APPLIES TO A SCHOOL CHOICE TRANSFER UNDER TITLE 6 OF THE ARKANSAS CODE; AND FOR OTHER PURPOSES.

House Bill No. 2124 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:

Total 0

ABSENT OR NOT VOTING: S. Flowers.

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. 2124 was ordered immediately returned to the House as passed as amended.

On motion of Senator Bookout, **House Bill No. 2199** was called up for third reading and final disposition.

HOUSE BILL NO. 2199
As Engrossed: H4/3/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES GILLAM AND B. WILKINS

A Bill for an Act to be Entitled: AN ACT REGARDING THE ALZHEIMER'S ADVISORY COUNCIL; AND FOR OTHER PURPOSES.

House Bill No. 2199 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. 2199 was ordered immediately returned to the House as passed.

On motion of Senator Key, **House Bill No. 1741** was called up for third reading and final disposition.

HOUSE BILL NO. 1741
As Engrossed: H4/9/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WESTERMAN

A Bill for an Act to be Entitled: AN ACT TO ALLOW UNINCORPORATED AREAS OF THE COUNTY TO BE FREE FROM REGULATIONS OF CITIES ON ROAD STANDARDS AND PLANNING ORDINANCES; AND FOR OTHER PURPOSES.

House Bill No. 1741 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, A. Clark, J. Dismang, Files, S. Flowers, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, J. Key, Rapert, B. Sample, D. Sanders, D. Wyatt.

Total 15

NEGATIVE: E. Cheatham, L. Chesterfield, Elliott, J. English, K. Ingram, D. Johnson, U. Lindsey, Teague, E. Williams.

Total 9

ABSENT OR NOT VOTING: Bookout, Burnett, Caldwell, Irvin, B. King, M. Lamoureux, Maloch, B. Pierce, G. Stubblefield, R. Thompson, J. Woods.

Total 11

VOTING PRESENT:

Total 0

Total number of votes cast..... 24

Necessary to the passage of the bill 18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1741 was ordered immediately returned to the House as having failed to pass.

On motion of Senator Dismang, **Senate Bill No. 1159** was called up for third reading and final disposition.

SENATE BILL NO. 1159
As Engrossed: S4/16/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. SANDERS

A Bill for an Act to be Entitled: AN ACT TO REQUIRE PERSONS AND ENTITIES TO COMPLY WITH ARKANSAS TAX LAW IN ORDER TO QUALIFY AS MEDICAID PROVIDERS.

Senate Bill No. 1159 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, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, D. Johnson, B. King, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods, D. Wyatt.

Total30

NEGATIVE: S. Flowers.

Total1

ABSENT OR NOT VOTING: Bookout, Irvin, J. Key, R. Thompson.

Total4

VOTING PRESENT:

Total0

Total number of votes cast31

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. 1159 was ordered immediately transmitted to the House as passed.

On motion of Senator Dismang, **House Bill No. 2057** was called up for third reading and final disposition.

HOUSE BILL NO. 2057
As Engrossed: H3/21/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE PERRY

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW REGARDING SPORT SHOOTING RANGES; AND FOR OTHER PURPOSES.

Senator Sample spoke against the Bill.

House Bill No. 2057 was pulled down at this time.

(SIGNED) ANN CORNWELL, SECRETARY

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

HOUSE BILL NO. 1870, BY REPRESENTATIVE MONTE HODGES, 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 BRUCE HOLLAND, CHAIRMAN
 SENATOR RONALD CALDWELL
 SENATOR ALAN CLARK
 SENATOR STEPHANIE FLOWERS
 SENATOR BRUCE MALOCH
 SENATOR DAVID WYATT

Senate Bill No. 552 returned from the Governor as requested.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

We, your Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT, to whom was referred:

HOUSE BILL NO. 1742, BY REPRESENTATIVE KELLEY LINCK,

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 BRUCE HOLLAND
CHAIRMAN
SENATOR RONALD CALDWELL
SENATOR ALAN CLARK
SENATOR JONATHAN DISMANG
SENATOR STEPHANIE FLOWERS
SENATOR BRUCE MALOCH
SENATOR DAVID WYATT

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

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

On motion of Senator Teague, **Senate Bill No. 122** was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of Amendment No. 6.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 6 to SENATE BILL NO. 122

JBC 04/16/13 (5&9)

Amend **Senate Bill No. 122** as engrossed, S4/8/13:

Immediately following SECTION 16, insert a new section:

" SECTION 17. APPROPRIATION - INSURANCE EXCHANGE TRAINING GRANTS - FEDERAL. There is hereby appropriated, to the Department of Higher Education, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for insurance exchange training grants, to assisting entities and institutions of higher education, of the Department of Higher Education for the fiscal year ending June 30, 2014, the following:

ITEM NO.	FISCAL YEAR 2013-2014
INSURANCE EXCHANGE TRAINING GRANTS	<u>\$2,500,000"</u>

AND

Delete SECTION 46 entirely

AND

Appropriately renumber the SECTIONS.

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 122 was ordered engrossed.

On motion of Senator Teague, **Senate Bill No. 650** was withdrawn from the Committee on JOINT BUDGET, and placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 650

JBC 04/16/13 (10)

Amend **Senate Bill No. 650** as engrossed, S3/27/13:

Page 2, line 6, delete "171,766" and insert "166,276"

And

Page 2, line 8, delete "\$158,998" and insert "\$153,916"

And

Page 2, line 8, delete "953,990" and insert "923,496"

And

Page 2, line 10, delete "156,551" and insert "151,547"

And

Page 2, line 12, delete "\$154,102" and insert "\$149,176"

And

Page 2, line 12, delete "1,695,122" and insert "1,640,936"

And

Page 2, line 14, delete "\$149,201" and insert "\$144,432"

And

Page 2, line 14, delete "18,053,321" and insert "17,476,272"

And

Page 2, line 34, delete "8,530,411" and insert "8,342,189"

And

Page 2, line 35, delete "\$40,820,614" and insert "\$39,960,169".

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 650 was ordered engrossed.

On motion of Senator Teague, **Senate Bill No. 26** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 26

JBC 04/11/13 (1)

Amend **Senate Bill No. 26** as engrossed, S4/5/13:

Insert an additional section immediately following SECTION 3 of the bill to read as follows:

" SECTION 4. Arkansas Code § 27-50-1203(f)(1), concerning business license fees for towing and recovery, is amended to read as follows:

(f)(1) The board shall have the authority to levy applicable towing business license fees not to exceed ~~one hundred dollars (\$100)~~ two hundred dollars (\$200) per license, and the board shall have the authority to levy an applicable tow vehicle safety permit fee not to exceed ~~fifty dollars (\$50.00)~~ one hundred dollars (\$100) per tow vehicle safety permit.

(2) Furthermore, the board shall also have the authority to impose late filing fees in addition to the original filing fees in an amount not to exceed the original amount of the license fee or safety permit fee."

AND

Appropriately renumber the SECTION numbers of the bill.

(SIGNED) REPRESENTATIVE DUNCAN BAIRD

Amendment No. 1 to Senate Bill No. 26, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

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

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

On motion of Senator Teague, **Senate Bill No. 26** was called up for third reading and final disposition.

SENATE BILL NO. 26
As Engrossed: S4/5/13 H4/12/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS TOWING AND RECOVERY BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 26 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 26**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 26 was ordered enrolled.

On motion of Senator Teague, **Senate Bill No. 155** was called up for the purpose of considering **Amendment No. 1** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 155

JBC 04/6/13 (23)

Amend **Senate Bill No. 155** as originally introduced:

Page 2, line 3, delete "84" and insert "87"

And

Page 2, line 4, delete "242" and insert "245"

And

Page 2, line 14, delete "\$15,402,141" and insert "\$15,567,141"

And

Page 2, line 15, delete "4,573,867" and insert "4,620,067"

And

Page 2, line 17, delete "\$19,980,808" and insert "\$20,192,008".

(SIGNED) REPRESENTATIVE DUNCAN BAIRD

Amendment No. 1 to Senate Bill No. 155, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Teague, **Senate Bill No. 155** was called up for third reading and final disposition.

SENATE BILL NO. 155
As Engrossed: H4/9/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPUTY PROSECUTING ATTORNEYS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 155 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 155**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 155 was ordered enrolled.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1132** at this time.

On motion of Senator Teague, **House Bill No. 1132** was called up for third reading and final disposition.

**HOUSE BILL NO. 1132
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 FINANCE AND ADMINISTRATION - MANAGEMENT SERVICES DIVISION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1132 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1132**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total..... 34

NEGATIVE:

Total.....0

ABSENT OR NOT VOTING: B. King.

Total..... 1

VOTING PRESENT:

Total.....0

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1132 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1153** at this time.

On motion of Senator Teague, **House Bill No. 1153** was called up for third reading and final disposition.

HOUSE BILL NO. 1153
As Engrossed: H4/1/13 H4/9/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HEALTH FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1153 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1153**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1153 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1159** at this time.

On motion of Senator Teague, **House Bill No. 1159** was called up for third reading and final disposition.

HOUSE BILL NO. 1159
As Engrossed: H4/1/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE SECRETARY OF STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1159 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1159**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1159 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering House Bill No. 1212 at this time.

On motion of Senator Teague, House Bill No. 1212 was called up for third reading and final disposition.

HOUSE BILL NO. 1212
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 HUMAN SERVICES - ADMINISTRATION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1212 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1212**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Necessary to the adoption of the Emergency Clause	24
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So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1212 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering House Bill No. 1220 at this time.

On motion of Senator Teague, House Bill No. 1220 was called up for third reading and final disposition.

HOUSE BILL NO. 1220
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 MEDICAID EXPANSION PROGRAM FOR THE DEPARTMENT OF HUMAN SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1220 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1220**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1220 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1224** at this time.

On motion of Senator Teague, **House Bill No. 1224** was called up for third reading and final disposition.

HOUSE BILL NO. 1224
As Engrossed: H2/28/13 H4/10/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF COMMUNITY CORRECTION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1224 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1224**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1224 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 102** at this time.

On motion of Senator Teague, **Senate Bill No. 102** was called up for third reading and final disposition.

SENATE BILL NO. 102
As Engrossed: S3/12/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ECONOMIC DEVELOPMENT COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 102 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 102**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

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

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 102 was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering House Bill No. 1339 at this time.

On motion of Senator Teague, House Bill No. 1339 was called up for third reading and final disposition.

HOUSE BILL NO. 1339
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF EDUCATION - AND ITS VARIOUS DIVISIONS; AND FOR OTHER PURPOSES.

House Bill No. 1339 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1339**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1339 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering House Bill No. 1543 at this time.

On motion of Senator Teague, House Bill No. 1543 was called up for third reading and final disposition.

HOUSE BILL NO. 1543
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF ARKANSAS STATE POLICE TO SATISFY CLAIMS AGAINST THE AGENCY AND FOR MAINTENANCE AND GENERAL OPERATIONS OF THE CONCEALED CARRY DIVISION WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 284 OF 2012; AND FOR OTHER PURPOSES.

House Bill No. 1543 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1543**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1543 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 21** at this time.

On motion of Senator Teague, **Senate Bill No. 21** was called up for third reading and final disposition.

**SENATE BILL NO. 21
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE**

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS CODE TITLE 19, CHAPTER 6, SUBCHAPTERS 2, 3, 4 AND 8 - THE REVENUE CLASSIFICATION LAW OF ARKANSAS; AND FOR OTHER PURPOSES.

Senate Bill No. 21 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 21**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

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

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 21 was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1532** at this time.

On motion of Senator Teague, **House Bill No. 1532** was called up for third reading and final disposition.

**HOUSE BILL NO. 1532
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE BROADAWAY**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PROMOTION, EDUCATION, TRAINING, SAFETY AWARENESS AND ENFORCEMENT ACTIVITIES FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - ALCOHOLIC BEVERAGE CONTROL DIVISION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1532 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1532**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

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

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1532 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1578** at this time.

On motion of Senator Teague, **House Bill No. 1578** was called up for third reading and final disposition.

HOUSE BILL NO. 1578
As Engrossed: H3/21/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WRIGHT

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

House Bill No. 1578 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1578**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1578 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1579** at this time.

On motion of Senator Teague, **House Bill No. 1579** was called up for third reading and final disposition.

**HOUSE BILL NO. 1579
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE WRIGHT**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR A GRANT TO THE ARKANSAS SHERIFFS' ASSOCIATION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1579 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the passage of the bill27

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. 1579**, 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, 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:

Total0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total0

Total number of votes cast..... 34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1579 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1612** at this time.

On motion of Senator Teague, **House Bill No. 1612** was called up for third reading and final disposition.

**HOUSE BILL NO. 1612
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE EUBANKS**

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR THE VETERINARY MEDICINE LOAN FORGIVENESS PROGRAM FOR THE DEPARTMENT OF HIGHER EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1612 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast.....	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1612**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast.....	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1612 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 1189, BY SENATOR JASON RAPERT,

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

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1878, BY REPRESENTATIVE HENRY WILKINS,

HOUSE BILL NO. 2283, BY REPRESENTATIVE KIM HAMMER,

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 Elliott, **Senate Bill No. 915** was withdrawn from the Committee on EDUCATION, and placed on the Calendar.

On motion of Senator Elliott, and without objection, **Senate Bill No. 915** was recommended for study in the interim by Senate Interim Committee on EDUCATION.

On motion of Senator Elliott, **Senate Bill No. 1053** was withdrawn from the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS, and placed on the Calendar.

On motion of Senator Elliott, and without objection, **Senate Bill No. 1053** was recommended for study in the interim by Senate Interim Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

On motion of Senator Holland, the Senate recessed until 1:30 p.m.

The Senate reconvened after recess. The Secretary called the roll, and a quorum was present.

5774



Arkansas Senate

89TH GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS 72201

ANN CORNWELL, DIRECTOR
SECRETARY OF THE SENATE
PHONE: 501-682-5951
FAX: 501-682-2917
CELL: 501-837-7777
E-MAIL: ann.cornwell@senate.ar.gov

STATE CAPITOL, ROOM 320
LITTLE ROCK, ARKANSAS 72201

April 17, 2013

The Honorable Mike Beebe
Governor, State of Arkansas
State Capitol
Little Rock, AR 72201

Dear Governor Beebe:

The Senate respectfully requests the return to the Senate, SB1020.

Respectfully submitted,

(Signed) Ann Cornwell
Secretary of the Senate

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 1173, 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.

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 755, 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 concur in House Amendment Nos. 1 & 2.

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1482, BY REPRESENTATIVE DEBORAH FERGUSON,
HOUSE BILL NO. 1940, BY REPRESENTATIVE CHARLOTTE 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 CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 122, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 650, BY SENATOR JOHNNY KEY,

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 Teague, [Senate Bill No. 122](#) was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Teague, [Senate Bill No. 650](#) was ordered re-referred to the Committee on JOINT BUDGET.

[Senate Bill No. 162](#) was returned from the House as passed, Emergency Clause having failed of adoption, and ordered enrolled.

[Senate Bill No. 1010](#) was returned from the House as passed and ordered enrolled.

[Senate Bill No. 821](#) was returned from the House as passed as amended.

On motion of Senator Ingram, [Senate Bill No. 821](#) was ordered re-referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

[Senate Bill No. 860](#) was returned from the House as passed as amended.

On motion of Senator Rapert, [Senate Bill No. 860](#) was ordered re-referred to the Committee on JUDICIARY.

Received from the House

HOUSE BILL NO. 1896

As Engrossed: H4/9/13 H4/12/13 H4/16/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE CLEMMER

BY: SENATOR ELLIOTT

A Bill for an Act to be Entitled: AN ACT CONCERNING PUBLIC SCHOOLS, INSTITUTIONS OF HIGHER EDUCATION, AND *REMEDIATION*; *TO REQUIRE THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HIGHER EDUCATION TO JOINTLY STUDY AND REPORT ON REMEDIATION ISSUES*; AND FOR OTHER PURPOSES.

House Bill No. 1896 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

Received from the House

HOUSE BILL NO. 2006

As Engrossed: H4/12/13 H4/16/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE LEDING

A Bill for an Act to be Entitled: AN ACT TO AUTHORIZE ISSUANCE OR RENEWAL OF A DRIVER'S LICENSE FOR ELIGIBLE NONIMMIGRANT EMPLOYEES AND THEIR DEPENDENTS FOR PERIODS OF EXTENSION OR APPLICATION FOR EXTENSION; AND FOR OTHER PURPOSES.

House Bill No. 2006 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

On motion of Senator Bledsoe, **Senate Bill No. 755** was called up for the purpose of considering **Amendment Nos. 1 and 2** thereto, adopted by the House.

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 755

Amend **Senate Bill No. 755** as engrossed, S3/28/13:

Page 3, delete line 28 and substitute the following:

"caregiver course, but the number of hours of training shall not be modified.

(d) The training required under this subchapter may be certified by an employer if that employer maintains records regarding:

- (1) The identification of the employee who received training;
- (2) The topic for which the training was conducted; and
- (3) The amount of time spent on the training."

(SIGNED) REPRESENTATIVE STEPHANIE MALONE

Amendment No. 1 to Senate Bill No. 755, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

HALL OF THE HOUSE OF REPRESENTATIVES
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 755

Amend **Senate Bill No. 755** as engrossed, H4/5/13:

Page 2, line 32, delete "(3)(A) Has" and substitute "(3)(A) Except as provided under subsection (e) of this section, has"

AND

Page 3, delete line 33 and substitute the following:

"(3) The amount of time spent on training.

(e)(1) A person is exempt from the provisions of subdivision (b)(3) of this section if the person has at least one (1) year of experience working in an institutional setting, including without limitation a:

- (A) Home health agency;
- (B) Hospital;
- (C) Hospice; or
- (D) Long-term care facility.

(2) The experience required under subdivision (e)(1) of this section shall be verified by the person's employer during the experience."

(SIGNED) REPRESENTATIVE STEPHANIE MALONE

Amendment No. 2 to Senate Bill No. 755, adopted by the House, was read the first time, rules suspended, read the second time and concurred in, by the Senate.

(SIGNED) ANN CORNWELL, SECRETARY

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

On motion of Senator Bledsoe, **Senate Bill No. 755** was called up for third reading and final disposition.

SENATE BILL NO. 755

As Engrossed: S3/6/13 S3/26/13 S3/28/13 H4/5/13 H4/11/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS BLEDSOE, J. ENGLISH, J. HENDREN, HESTER & B. PIERCE

BY: REPRESENTATIVES S. MALONE, E. ARMSTRONG, J. BURRIS, LEDING & MCLEAN

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH TRAINING REQUIREMENTS FOR COMPENSATED IN-HOME CAREGIVERS; AND FOR OTHER PURPOSES.

Senate Bill No. 755 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. 755 was ordered enrolled.

Senate Bill No. 1020 returned from the Governor as requested.

On motion of Senator Key, Senate Bill No. 1020 was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

On motion of Senator Rapert, [Senate Bill No. 1164](#) was placed back on second reading for purpose of Amendment No. 3.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
[Amendment No. 3 to SENATE BILL NO. 1164](#)

Amend [Senate Bill No. 1164](#) as engrossed, S4/16/13:

Page 3, line 13, delete "act if:" and substitute "act."

AND

Page 3, delete lines 14 through 25

(SIGNED) SENATOR JASON RAPERT

[Amendment No. 3 to Senate Bill No. 1164](#) was read the first time, rules suspended, read the second time and adopted.

(SIGNED) ANN CORNWELL, SECRETARY

[Senate Bill No. 1164](#) was ordered engrossed.

On motion of Senator Hutchinson, [House Bill No. 1993](#) 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. 1993](#)

Amend [House Bill No. 1993](#) as engrossed, H4/3/13:

Delete the title and substitute:

"AN ACT CONCERNING SENTENCES FOR JUVENILES CONVICTED OF CAPITAL MURDER; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle and substitute:

"CONCERNING SENTENCES FOR JUVENILES CONVICTED OF CAPITAL MURDER; AND TO DECLARE AN EMERGENCY."

AND

Delete everything after the enacting clause and substitute:

"SECTION 1. DO NOT CODIFY. Legislative intent.

(a) It is the intent of the General Assembly to revise the punishments authorized for persons who are not yet eighteen (18) years of age when they commit capital murder after the effective date of this act.

(b) It is not the intent of the General Assembly to authorize the revised punishments for those persons who committed capital murder when they were not yet eighteen (18) years of age prior to the effective date of this act.

SECTION 2. Arkansas Code § 5-4-104(b), concerning authorized sentences for capital murder, is amended to read as follows:

(b) A defendant convicted of capital murder, § 5-10-101, or treason, § 5-51-201, shall be sentenced to death or life imprisonment without parole in accordance with §§ 5-4-601 — 5-4-605, 5-4-607, and 5-4-608, except if the defendant was younger than eighteen (18) years of age at the time he or she committed the capital murder he or she shall be sentenced to:

(1) Life imprisonment without parole under § 5-4-606; or

(2) Life imprisonment with the possibility of parole after serving a minimum of twenty-eight (28) years' imprisonment.

SECTION 3. Arkansas Code § 5-10-101(c), concerning the available sentences for the offense of capital murder, is amended to read as follows:

(c)(1) Capital murder is punishable ~~by~~ as follows:

(A) If the defendant was eighteen (18) years of age or older at the time he or she committed the capital murder:

(i) ~~death~~ Death; or

(ii) life ~~Life~~ imprisonment without parole under §§ 5-4-601 — 5-4-605, 5-4-607, and 5-4-608; or

(B) If the defendant was younger than eighteen (18) years of age at the time he or she committed the capital murder:

(i) Life imprisonment without parole as it is defined in § 5-4-606;
or

(ii) Life imprisonment with the possibility of parole after serving a minimum of twenty-eight (28) years' imprisonment.

(2) For any purpose other than disposition under §§ 5-4-101 — 5-4-104, 5-4-201 — 5-4-204, 5-4-301 — 5-4-307, 5-4-401 — 5-4-404, 5-4-501 — 5-4-504, 5-4-601 — 5-4-605, 5-4-607, 5-4-608, 16-93-307, 16-93-313, and 16-93-314, capital murder is a Class Y felony.

(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. 1993 was ordered engrossed.

On motion of Senator Hutchinson, House Bill No. 2278 was placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to HOUSE BILL NO. 2278

Amend House Bill No. 2278 as engrossed, S4/11/13:

Page 2, delete line 13 and substitute:

“transaction of business.

(f) A member shall abstain from a vote if the member or member’s organization may benefit from the action voted upon.”

(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. 2278 was ordered engrossed.

On motion of Senator Rapert, **Senate Bill No. 1173** was called up for third reading and final disposition.

SENATE BILL NO. 1173
As Engrossed: S4/8/13 S4/16/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR RAPERT

A Bill for an Act to be Entitled: *AN ACT CONCERNING THE ADMINISTRATION OF EPINEPHRINE BY SCHOOL PERSONNEL TO CHILDREN EXPERIENCING A LIFE-THREATENING ANAPHYLACTIC REACTION DUE TO FOOD ALLERGIES; AND FOR OTHER PURPOSES.*

Senate Bill No. 1173 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. 1173 was ordered immediately transmitted to the House as passed.

On motion of Senator Rapert, **Senate Bill No. 1189** was called up for third reading and final disposition.

SENATE BILL NO. 1189
As Engrossed: S4/17/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR BOOKOUT
By: REPRESENTATIVE BIVIANO

A Bill for an Act to be Entitled: AN ACT CONCERNING THE HEALTH *INSURANCE* *MARKETPLACE* NAVIGATOR PROGRAMS; AND FOR OTHER PURPOSES.

Senate Bill No. 1189 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, Hester, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total33

NEGATIVE: J. Hendren.

Total1

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

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

Senate Bill No. 1189 was ordered immediately transmitted to the House as passed.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Pierce, **House Bill No. 1878** was called up for third reading and final disposition.

HOUSE BILL NO. 1878
As Engrossed: S4/17/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE H. WILKINS

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THAT THE ARKANSAS STATE CLAIMS COMMISSION HAS NO JURISDICTION OVER CLAIMS AGAINST THE DIVISION OF YOUTH SERVICES OF THE DEPARTMENT OF HUMAN SERVICES FOR ACTS COMMITTED BY JUVENILES; AND FOR OTHER PURPOSES.

House Bill No. 1878 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hutchinson spoke against the Bill.

Senator Pierce closed for the Bill.

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

AFFIRMATIVE: Bledsoe, E. Cheatham, J. Hendren, Hester, Hickey, K. Ingram, B. King, U. Lindsey, Maloch, B. Pierce, B. Sample, G. Stubblefield, Teague, D. Wyatt.

Total 14

NEGATIVE: Burnett, A. Clark, S. Flowers, Holland, J. Hutchinson, D. Johnson.

Total 6

ABSENT OR NOT VOTING: Bookout, Caldwell, L. Chesterfield, J. Dismang, Elliott, J. English, Files, Irvin, J. Key, M. Lamoureux, Rapert, D. Sanders, R. Thompson, E. Williams, J. Woods.

Total 15

VOTING PRESENT:

Total 0

Total number of votes cast20
Necessary to the passage of the bill18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1878 was ordered returned to the House as having failed to pass.

* * * * * **EXPUNGED** * * * * *

The record pertaining to the vote by which House Bill No. 1878 failed was expunged, in accordance with a prevailing motion on April 18, 2013.

On motion of Senator Stubblefield, House Bill No. 2283 was called up for third reading and final disposition.

HOUSE BILL NO. 2283
As Engrossed: H3/21/13 S4/17/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HAMMER
BY: SENATOR G. STUBBLEFIELD

A Bill for an Act to be Entitled: AN ACT TO ALLOW LAW ENFORCEMENT OFFICERS TO USE AN ALTERNATIVE OR SECONDARY ADDRESS TO RECEIVE LETTERS AND COMMUNICATIONS FROM STATE AGENCIES; AND FOR OTHER PURPOSES.

House Bill No. 2283 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. 2283 was ordered immediately returned to the House as passed as amended.

5790



Arkansas Senate

89TH GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS 72201

ANN CORNWELL, DIRECTOR

SECRETARY OF THE SENATE

PHONE: 501-682-5951

FAX: 501-682-2917

CELL: 501-837-7777

E-MAIL: ann.cornwell@senate.ar.gov

STATE CAPITOL, ROOM 320
LITTLE ROCK, ARKANSAS 72201

April 17, 2013

The Honorable Sherri Stacks

Chief Clerk

State Capitol

Little Rock, AR 72201

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, SB1084.

Respectfully submitted,

(Signed) Ann Cornwell

Secretary of the Senate

On motion of Senator Cheatham, **House Bill No. 1542** was called up for third reading and final disposition.

HOUSE BILL NO. 1542
As Engrossed: H4/1/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE KIZZIA

A Bill for an Act to be Entitled: AN ACT TO CLARIFY THE PROCEDURE FOR CERTAIN ANNEXATION MATTERS; AND FOR OTHER PURPOSES.

House Bill No. 1542 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, 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	34
NEGATIVE: A. Clark.	
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

House Bill No. 1542 was ordered immediately returned to the House as passed.

House Bill No. 1199 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, **House Bill No. 1638** was called up for third reading and final disposition.

HOUSE BILL NO. 1638
As Engrossed: H4/6/13 H4/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES WILLIAMS, STEEL & NICKELS

A Bill for an Act to be Entitled: AN ACT TO ESTABLISH THE COMPREHENSIVE CRIMINAL RECORD SEALING ACT OF 2013; TO AMEND, CONSOLIDATE, CLARIFY, AND SIMPLIFY THE PROCESS FOR SEALING A PERSON'S CRIMINAL RECORD UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

House Bill No. 1638 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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. 1638 was ordered immediately returned to the House as passed.

On motion of Senator Hutchinson, **House Bill No. 1719** was called up for third reading and final disposition.

HOUSE BILL NO. 1719
As Engrossed: H3/14/13 H4/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES WILLIAMS AND VINES

A Bill for an Act to be Entitled: AN ACT TO REPEAL PROVISIONS OF TITLE 22 OF THE ARKANSAS CODE CONCERNING PUBLIC PROPERTY; AND FOR OTHER PURPOSES.

House Bill No. 1719 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. 1719 was ordered immediately returned to the House as passed.

On motion of Senator Woods, **House Bill No. 1722** was called up for third reading and final disposition.

**HOUSE BILL NO. 1722
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES WILLIAMS AND VINES**

A Bill for an Act to be Entitled: AN ACT TO REPEAL CERTAIN OBSOLETE LAWS CONTAINED IN TITLE 18 OF THE ARKANSAS CODE; AND FOR OTHER PURPOSES.

House Bill No. 1722 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. 1722 was ordered immediately returned to the House as passed.

On motion of Senator Maloch, **House Bill No. 1742** was called up for third reading and final disposition.

HOUSE BILL NO. 1742
As Engrossed: H4/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE LINCK

A Bill for an Act to be Entitled: AN ACT TO AMEND ARKANSAS LAW CONCERNING FEES AND PENALTIES ASSESSED BY AGENCIES; AND FOR OTHER PURPOSES.

House Bill No. 1742 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. 1742 was ordered immediately returned to the House as passed.

On motion of Senator Dismang, **House Bill No. 1482** was called up for third reading and final disposition.

HOUSE BILL NO. 1482

As Engrossed: H4/12/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES FERGUSON, WARDLAW, MURDOCK, WESTERMAN, H.

WILKINS, WORD, PERRY, LINCK, LOVE & RICHEY

BY: SENATORS J. DISMANG AND HESTER

A Bill for an Act to be Entitled: AN ACT TO IMPROVE THE ARKANSAS MEDICAID PROGRAM; TO CREATE THE MEDICAID PRIMARY CARE CASE MANAGEMENT PROGRAM SHARED-SAVINGS PILOT PROGRAM; AND FOR OTHER PURPOSES.

House Bill No. 1482 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 cast35

Necessary to the passage of the bill18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1482 was ordered immediately returned to the House as passed.

On motion of Senator Burnett, **House Bill No. 1870** was called up for third reading and final disposition.

HOUSE BILL NO. 1870

As Engrossed: H3/27/13 H4/2/13 H4/4/13 H4/5/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES HODGES, C. ARMSTRONG ET AL

BY: SENATORS BURNETT, E. CHEATHAM & L. CHESTERFIELD

A Bill for an Act to be Entitled: AN ACT CONCERNING AMENDMENT 82 TO THE ARKANSAS CONSTITUTION AS IT RELATES TO A STEEL MILL PROJECT; TO DECLARE A LARGE ECONOMIC DEVELOPMENT PROJECT TO BE A QUALIFIED AMENDMENT 82 PROJECT; TO AUTHORIZE THE ISSUANCE OF GENERAL OBLIGATION BONDS UNDER AMENDMENT 82 TO THE ARKANSAS CONSTITUTION TO ASSIST IN THE DEVELOPMENT OF A STEEL MILL PROJECT; TO APPROVE AND AUTHORIZE THE EXECUTION OF AN AMENDMENT 82 AGREEMENT; TO PROVIDE ECONOMIC DEVELOPMENT INCENTIVES TO QUALIFIED MANUFACTURERS OF STEEL UNDER AMENDMENT 82 TO THE ARKANSAS CONSTITUTION; TO ADDRESS CONDITIONAL GRANT REPAYMENT REQUIREMENTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1870 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, J. Dismang, Elliott, J. English, Files, S. Flowers, 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, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total 31

NEGATIVE: Bledsoe, J. Hendren, Hester, G. Stubblefield.

Total 4

ABSENT OR NOT VOTING:

Total 0

VOTING PRESENT:

Total	0
Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1870**, 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: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, J. Dismang, Elliott, J. English, Files, S. Flowers, 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, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	31
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NEGATIVE: Bledsoe, J. Hendren, Hester, G. Stubblefield.

Total	4
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ABSENT OR NOT VOTING:

Total	0
-------------	---

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

House Bill No. 1870 was ordered immediately returned to the House as passed.

On motion of Senator Hester, **House Bill No. 1940** was called up for third reading and final disposition.

**HOUSE BILL NO. 1940
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. DOUGLAS**

A Bill for an Act to be Entitled: AN ACT CONCERNING QUALIFYING REPORTS TO THE CHILD ABUSE HOTLINE OF CERTAIN TYPES OF CHILD MALTREATMENT; AND FOR OTHER PURPOSES.

House Bill No. 1940 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. 1940 was ordered immediately returned to the House as passed.

* * * * * **EXPUNGED** * * * * *

On motion of Senator Lindsey, **House Bill No. 2252** was called up for third reading and final disposition.

HOUSE BILL NO. 2252
As Engrossed: H4/6/13 H4/10/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

BY: REPRESENTATIVES LEDING, SABIN & LINCK

A Bill for an Act to be Entitled: AN ACT TO AMEND CERTAIN LAWS CONCERNING WATER QUALITY STANDARDS; TO AMEND THE LAW PERTAINING TO THE CLASSIFICATION, ATTAINMENT, AND ENFORCEMENT OF WATER QUALITY STANDARDS; TO IMPROVE THE PROCESS FOR REFINING AND REVISING WATER QUALITY STANDARDS; TO CREATE COST-EFFECTIVE ATTAINMENT STRATEGIES; AND FOR OTHER PURPOSES.

House Bill No. 2252 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, Burnett, E. Cheatham, L. Chesterfield, Elliott, S. Flowers, J. Hutchinson, K. Ingram, D. Johnson, U. Lindsey, Maloch, B. Sample, Teague, J. Woods, D. Wyatt.

Total15

NEGATIVE: A. Clark, Files, J. Hendren, Hester, Hickey, Holland, B. King, B. Pierce, Rapert, D. Sanders, G. Stubblefield.

Total11

ABSENT OR NOT VOTING: Bookout, Caldwell, J. Dismang, J. English, Irvin, J. Key, M. Lamoureux, R. Thompson, E. Williams.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....26
Necessary to the passage of the bill 18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 2252**, 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, Burnett, E. Cheatham, L. Chesterfield, Elliott, S. Flowers, J. Hutchinson, K. Ingram, D. Johnson, U. Lindsey, Maloch, B. Sample, Teague, J. Woods, D. Wyatt.

Total.....15

NEGATIVE: A. Clark, Files, J. Hendren, Hester, Hickey, Holland, B. King, B. Pierce, Rapert, D. Sanders, G. Stubblefield.

Total.....11

ABSENT OR NOT VOTING: Bookout, Caldwell, J. Dismang, J. English, Irvin, J. Key, M. Lamoureux, R. Thompson, E. Williams.

Total.....9

VOTING PRESENT:

Total.....0

Total number of votes cast.....26
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause failed.

(SIGNED) ANN CORNWELL, SECRETARY

*** * * * * EXPUNGED * * * * ***

The record pertaining to the vote by which **House Bill No. 2252** and the emergency clause failed was expunged, in accordance with a prevailing motion on April 17, 2013.

Senator Lindsey moved that the record pertaining to the vote by which **House Bill No. 2252** and Emergency Clause failed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Ingram, **House Bill No. 2267** was called up for third reading and final disposition.

HOUSE BILL NO. 2267
As Engrossed: H4/11/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HAMMER

A Bill for an Act to be Entitled: AN ACT TO AMEND PROVISIONS OF ARKANSAS LAW CONCERNING *THE VISITATION RIGHTS* OF GRANDPARENTS; AND FOR OTHER PURPOSES.

House Bill No. 2267 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, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, B. King, M. Lamoureux, U. Lindsey, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	32
NEGATIVE: E. Cheatham, Hester, Maloch.	
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. 2267 was ordered immediately returned to the House as passed.

On motion of Senator Ingram, House Bill No. 2297 was called up for third reading and final disposition.

HOUSE BILL NO. 2297
As Engrossed: H4/12/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE STEEL

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

House Bill No. 2297 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:

Total0

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

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

House Bill No. 2297 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 1164, BY SENATOR JASON RAPERT,

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

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1993, BY REPRESENTATIVE NATE STEEL,
HOUSE BILL NO. 2278, BY REPRESENTATIVE JEFF WARDLAW,

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 Williams, the Senate recessed until 15 minutes after conclusion of JOINT BUDGET meeting.

The Senate reconvened after recess. The Secretary called the roll, and a quorum was present.

5806



Arkansas Senate

89TH GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS 72201

ANN CORNWELL, DIRECTOR
SECRETARY OF THE SENATE
PHONE: 501-682-5951
FAX: 501-682-2917
CELL: 501-837-7777
E-MAIL: ann.cornwell@senate.ar.gov

STATE CAPITOL, ROOM 320
LITTLE ROCK, ARKANSAS 72201

April 17, 2013

The Honorable Sherri Stacks

Chief Clerk

State Capitol

Little Rock, AR 72201

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, HB1143.

Respectfully submitted,

(SIGNED) Ann Cornwell
Secretary of the Senate

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1508, BY REPRESENTATIVE MARK BIVIANO,

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

April 17, 2013

Mr. President:

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

SENATE BILL NO. 120, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 122, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 198, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 365, BY SENATOR LARRY TEAGUE,

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

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE
CHAIRMAN

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 301, BY JOINT BUDGET COMMITTEE,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 4.

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE
CHAIRMAN



STATE OF ARKANSAS

House of Representatives

April 17, 2013

The Honorable Ann Cornwell

Secretary of the Senate

State Capitol

Little Rock, AR 72201

Dear Ms. Cornwell:

The House of Representatives respectfully requests the return to the House, SB1020.

Respectfully submitted,

(SIGNED) Sherri Stacks

Chief Clerk, House of Representatives

On motion of Senator Dismang, **Senate Bill No. 1020** was withdrawn from the Committee on PUBLIC HEALTH, WELFARE & LABOR, and placed on the Calendar.

Senator Dismang moved that the record pertaining to the vote by which **Senate Bill No. 1020** passed be expunged, the motion was duly seconded and prevailed.

Senate Bill No. 1020 was returned to the House as requested.

House Bill No. 1143 was returned from the House as requested.

Senator Dismang moved that the record pertaining to the vote by which **House Bill No. 1143** passed be expunged, the motion was duly seconded and prevailed.

On motion of Senator Dismang, **House Bill No. 1143** was ordered re-referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

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

On motion of Senator Hutchinson, **House Bill No. 1993** was called up for third reading and final disposition.

HOUSE BILL NO. 1993
As Engrossed: H4/3/13 S4/17/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE STEEL

A Bill for an Act to be Entitled: *AN ACT CONCERNING SENTENCES FOR JUVENILES CONVICTED OF CAPITAL MURDER; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

House Bill No. 1993 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

House Bill No. 1993 was ordered immediately returned to the House as passed as amended.

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

On motion of Senator Hutchinson, **House Bill No. 2278** was called up for third reading and final disposition.

HOUSE BILL NO. 2278

As Engrossed: H4/3/13 H4/6/13 S4/11/13 S4/17/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES WARDLAW, H. WILKINS, WRIGHT & E. ARMSTRONG

BY: SENATORS J. HUTCHINSON AND J. WOODS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE MEMBERSHIP AND DUTIES OF THE ARKANSAS COALITION FOR *JUVENILE JUSTICE BOARD*; AND FOR OTHER PURPOSES.

House Bill No. 2278 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.

Total34

NEGATIVE: Hester.

Total1

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

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

House Bill No. 2278 was ordered immediately returned to the House as passed as amended.

On motion of Senator Clark, **House Bill No. 1939** was called up for third reading and final disposition.

HOUSE BILL NO. 1939
As Engrossed: H3/28/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. DOUGLAS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE AGENDA OF A REGULAR MEETING OF A SCHOOL DISTRICT BOARD OF DIRECTORS; TO PROVIDE FOR PERSONNEL POLICY COMMITTEE REPRESENTATION AS A STANDING ITEM ON THE REGULAR AGENDA OF A SCHOOL DISTRICT BOARD OF DIRECTORS; AND FOR OTHER PURPOSES.

House Bill No. 1939 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, L. Chesterfield, A. Clark, Elliott, J. English, S. Flowers, J. Hutchinson, D. Johnson, B. King, M. Lamoureux, U. Lindsey, G. Stubblefield, J. Woods, D. Wyatt.

Total 14

NEGATIVE: Burnett, J. Hendren, Hester, Hickey, Holland, K. Ingram, J. Key, Maloch, B. Pierce, Rapert, E. Williams.

Total 11

ABSENT OR NOT VOTING: Bookout, Caldwell, E. Cheatham, J. Dismang, Files, Irvin, B. Sample, D. Sanders, Teague, R. Thompson.

Total 10

VOTING PRESENT:

Total 0

Total number of votes cast..... 25

Necessary to the passage of the bill 18

So the bill failed.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1939 was ordered immediately returned to the House as having failed to pass.

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

On motion of Senator Rapert, **Senate Bill No. 1164** was called up for third reading and final disposition.

SENATE BILL NO. 1164
As Engrossed: S3/28/13 S4/16/13 S4/17/13
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR RAPERT

A Bill for an Act to be Entitled: AN ACT TO PROVIDE LEGAL STANDING AND NOTIFICATION TO MEMBERS OF THE GENERAL ASSEMBLY AND THE LEGISLATIVE COUNCIL CONCERNING A CONSTITUTIONAL CHALLENGE TO OR THE INTERPRETATION OF CERTAIN ARKANSAS LAWS; AND FOR OTHER PURPOSES.

Senator Hutchinson spoke for the Bill.

Senate Bill No. 1164 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, Burnett, Caldwell, A. Clark, J. Dismang, J. English, J. Hendren, Hester, Hickey, Holland, J. Hutchinson, B. King, M. Lamoureux, Rapert, B. Sample, G. Stubblefield, E. Williams, J. Woods, D. Wyatt.

Total19

NEGATIVE: L. Chesterfield, Elliott, S. Flowers, D. Johnson, U. Lindsey, Maloch, B. Pierce.

Total7

ABSENT OR NOT VOTING: Bookout, E. Cheatham, Files, K. Ingram, Irvin, J. Key, D. Sanders, Teague, R. Thompson.

Total9

VOTING PRESENT:

Total0

Total number of votes cast..... 26
 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. 1164 was ordered immediately transmitted to the House as passed.

On motion of Senator Hutchinson, **Senate Bill No. 1135** was withdrawn from the Committee on INSURANCE & COMMERCE, and placed on the Calendar.

On motion of Senator Hutchinson, and without objection, **Senate Bill No. 1135** was recommended for study in the interim by Senate Interim Committee on INSURANCE & COMMERCE.

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

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

On motion of Senator Teague, **Senate Bill No. 301** was placed back on second reading for purpose of Amendment No. 4.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 4 to SENATE BILL NO. 301

JBC 4/17/13 (2)

Amend **Senate Bill No. 301** as engrossed, S4/10/13:

Immediately following SECTION 44, insert a new section:

" SECTION 45. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. NEWBORN UMBILICAL CORD BLOOD PROGRAM EXPENDITURES. The University of Arkansas for Medical Sciences shall be required to allocate, budget, and expend no less than two hundred fifty thousand dollars (\$250,000) each fiscal year from the Newborn Umbilical Cord Blood Program Expenses line item. The budgeted amount and expenditures may be reduced proportionally for a reduction in allocated General Revenue due to a reduction in the Official General Revenue Forecast.
The provisions of this section shall be in effect only from July 1, 2013 through June 30, 2014."

AND

Appropriately renumber the subsequent SECTIONS

(SIGNED) SENATOR LARRY TEAGUE

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

(SIGNED) ANN CORNWELL, SECRETARY

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

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

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

On motion of Senator Teague, **Senate Bill No. 301** was called up for third reading and final disposition.

SENATE BILL NO. 301
As Engrossed: S3/25/13 S3/28/13 S4/10/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 301 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast34
Necessary to the passage of the bill27

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. 301**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 301 was ordered engrossed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1102** at this time.

On motion of Senator Teague, **House Bill No. 1102** was called up for third reading and final disposition.

**HOUSE BILL NO. 1102
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 GOVERNOR'S MANSION COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1102 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast34
Necessary to the passage of the bill27

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. 1102**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1102 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1118** at this time.

On motion of Senator Teague, **House Bill No. 1118** was called up for third reading and final disposition.

**HOUSE BILL NO. 1118
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 INSURANCE DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1118 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1118**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1118 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering House Bill No. 1213 at this time.

On motion of Senator Teague, House Bill No. 1213 was called up for third reading and final disposition.

HOUSE BILL NO. 1213
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 HUMAN SERVICES - DIVISION OF AGING AND ADULT SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1213 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast34
Necessary to the passage of the bill27

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. 1213**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1213 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1219** at this time.

On motion of Senator Teague, **House Bill No. 1219** was called up for third reading and final disposition.

HOUSE BILL NO. 1219
As Engrossed: H4/1/13 H4/6/13 H4/10/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1219 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1219**, 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, 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:

Total.....	0
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ABSENT OR NOT VOTING: B. King.

Total.....	1
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VOTING PRESENT:

Total.....	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1219 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **House Bill No. 1323** at this time.

On motion of Senator Teague, **House Bill No. 1323** was called up for third reading and final disposition.

**HOUSE BILL NO. 1323
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 UNIVERSITY OF ARKANSAS FOR MEDICAL SCIENCES - DONALD W. REYNOLDS CENTER ON AGING, FAY W. BOOZMAN COLLEGE OF PUBLIC HEALTH, ARKANSAS BIOSCIENCES INSTITUTE AND THE AREA HEALTH EDUCATION CENTER IN HELENA FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1323 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total..... 34

NEGATIVE:

Total..... 0

ABSENT OR NOT VOTING: B. King.

Total..... 1

VOTING PRESENT:

Total..... 0

Total number of votes cast34
Necessary to the passage of the bill27

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. 1323**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1323 was ordered immediately returned to the House as passed.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 120** at this time.

On motion of Senator Teague, **Senate Bill No. 120** was called up for third reading and final disposition.

SENATE BILL NO. 120
As Engrossed: S3/18/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF YOUTH SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 120 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 120**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 120 was ordered immediately transmitted to the House.

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

On motion of Senator Teague, **Senate Bill No. 122** was called up for third reading and final disposition.

SENATE BILL NO. 122
As Engrossed: S2/14/13 S3/28/13 S4/4/13 S4/5/13 S4/8/13 S4/17/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HIGHER EDUCATION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 122 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 122**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 122 was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 198** at this time.

On motion of Senator Teague, **Senate Bill No. 198** was called up for third reading and final disposition.

SENATE BILL NO. 198
As Engrossed: S4/8/13
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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF EDUCATION - DIVISION OF PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

Senate Bill No. 198 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast	34
Necessary to the passage of the bill	27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **Senate Bill No. 198**, 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, 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:

Total	0
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ABSENT OR NOT VOTING: B. King.

Total	1
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VOTING PRESENT:

Total	0
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Total number of votes cast	34
Necessary to the adoption of the Emergency Clause	24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 198 was ordered immediately transmitted to the House.

On motion of Senator Teague, the rules were suspended in considering **Senate Bill No. 365** at this time.

On motion of Senator Teague, **Senate Bill No. 365** was called up for third reading and final disposition.

**SENATE BILL NO. 365
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE**

A Bill for an Act to be Entitled: AN ACT TO AMEND ACT 3 OF THE REGULAR SESSION OF 2013, THE GENERAL APPROPRIATION ACT FOR THE ORDINARY EXPENSES OF THE EXECUTIVE, JUDICIAL AND LEGISLATIVE BRANCHES; AND FOR OTHER PURPOSES.

Senate Bill No. 365 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

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

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

VOTING PRESENT:

Total 0

Total number of votes cast34
Necessary to the passage of the bill27

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. 365**, 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, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, G. Stubblefield, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total34

NEGATIVE:

Total0

ABSENT OR NOT VOTING: B. King.

Total1

VOTING PRESENT:

Total0

Total number of votes cast34
Necessary to the adoption of the Emergency Clause24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 365 was ordered immediately transmitted to the House.



Arkansas Senate

89TH GENERAL ASSEMBLY
LITTLE ROCK, ARKANSAS 72201

ANN CORNWELL, DIRECTOR

SECRETARY OF THE SENATE

PHONE: 501-682-5951

FAX: 501-682-2917

CELL: 501-837-7777

E-MAIL: ann.cornwell@senate.ar.gov

STATE CAPITOL, ROOM 320
LITTLE ROCK, ARKANSAS 72201

April 17, 2013

The Honorable Sherri Stacks

Chief Clerk

State Capitol

Little Rock, AR 72201

Dear Ms. Stacks:

The Senate respectfully requests the return to the Senate, HB1878.

Respectfully submitted,

(Signed) Ann Cornwell

Secretary of the Senate

On motion of Senator Holland, the Senate recessed until 6:15 p.m.

The Senate reconvened after recess. The Secretary called the roll, and a quorum was present.

Received from the House

HOUSE BILL NO. 1214

As Engrossed: H4/16/13

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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF COUNTY OPERATIONS FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1214 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1493

As Engrossed: H3/13/13 H4/9/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE HAMMER

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR A STATE INTERNET PUBLIC NOTICE CALENDAR AND FOR BROADBAND SERVICES ENHANCEMENTS FOR THE SECRETARY OF STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1493 was read the first time, rules suspended, read the second time and placed on the Calendar.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 2006, BY REPRESENTATIVE GREG LEDING,

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 BILL SAMPLE, CHAIRMAN
SENATOR JIM HENDREN
SENATOR BOBBY PIERCE
SENATOR LARRY TEAGUE
SENATOR DAVID WYATT

Senate Bill No. 1064 was returned from the House as passed as amended.

On motion of Senator Flowers, Senate Bill No. 1064 was ordered re-referred to the Committee on EDUCATION.

Senate Bill No. 209 was returned from the House as passed and ordered enrolled.

Senate Bill No. 210 was returned from the House as passed and ordered enrolled.

Senate Bill No. 211 was returned from the House as passed and ordered enrolled.

Senate Bill No. 221 was returned from the House as passed and ordered enrolled.

Senate Bill No. 940 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1024 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1086 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1097 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1108 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1122 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1084 was returned from the House as requested.

On motion of Senator Files, and without objection, Senate Bill No. 1084 was recommended for study in the interim by Senate Interim Committee on REVENUE & TAXATION.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

SENATE BILL NO. 301, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

Senate Bill No. 301 was ordered immediately transmitted to the House.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1143, BY REPRESENTATIVE JOHN BURRIS,

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. 1 & 2.

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

On motion of Senator Dismang, the rules were suspended in considering **House Bill No. 1143** at this time.

On motion of Senator Dismang, **House Bill No. 1143** was placed back on second reading for purpose of Amendment Nos. 1 & 2.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1143

Amend **House Bill No. 1143** as engrossed, (Version: 4/16/13):

Add Senator Irvin as a cosponsor of the bill

AND

Page 4, line 29, delete "and"

AND

Page 4, delete line 32 and substitute the following:

"Health Insurance Marketplace; and

(9) "Independence account" mean individual financing structures that operate similar to a health savings account or a medical savings account."

AND

Page 4, delete lines 35 and 36 and substitute the following:

"(a) The Department of Human Services shall:

(1) Create and administer the Health Care Independence Program; and

(2)(A) Submit and apply for any:

(i) Federal waivers necessary to implement the program in a manner consistent with this subchapter, including without limitation approval for a comprehensive waiver under Section 1115 of the Social Security Act, 42 U.S.C. § 1315; and

(ii)(a) Medicaid State Plan Amendments necessary to implement the program in a manner consistent with this subchapter.

(b) The Department of Human Services shall submit only those Medicaid State Plan Amendments under subdivision (a)(2)(A)(ii)(a) of this section that are optional and therefore may be revoked by the state at its discretion.

(B)(i) As part of its actions under subdivision (a)(2)(A) of this section, the Department of Human Services shall confirm that employers shall not be subject to the penalties, including without limitation an assessable payment, under Section 1513 of Pub. L. No. 111-148, as existing on January 1, 2013, concerning shared responsibility, for employees who are eligible individuals if the employees:

(a) Are enrolled in the program; and

(b) Enroll in a Qualified Health Plan through the Health

Insurance Marketplace.

(ii) If the Department of Human Services is unable to confirm provisions under subdivision (a)(2)(B)(i) of this section, the program shall not be implemented."

AND

Page 5, delete lines 1 through 4

AND

Page 6, delete lines 27 through 35 and substitute the following:

"(j)(1) The Department of Human Services shall develop a model and seek from the Center for Medicare and Medicaid Services all necessary waivers and approvals to allow non-aged, non-disabled program-eligible participants to enroll in a program that will create and utilize Independence Accounts that operate similar to a Health Savings Account or Medical Savings Account during the calendar year 2015.

(2) The Independence Accounts shall:

(A) Allow a participant to purchase cost-effective high-deductible health insurance; and

(B) Promote independence and self-sufficiency.

(3) The state shall implement cost sharing and co-pays and, as a condition of participation, earnings shall exceed fifty percent (50%) of the federal poverty level.

(4) Participants may receive rewards based on healthy living and self-sufficiency.

(5)(A) At the end of each fiscal year, if there are funds remaining in the account, a majority of the state's contribution will remain in the participant's control as a positive incentive for the responsible use of the health care system and personal responsibility of health maintenance.

(B) Uses of the funds may include without limitation rolling the funds into a private sector health savings account for the participant according to rules promulgated by the Department of Human Services.

(6) The Department of Human Services shall promulgate rules to implement this subsection (j)."

AND

Page 7, line 25, delete "(b)" and substitute "(b)(1)"

AND

Page 7, delete line 27 and substitute the following:

"subchapter.

(2) A participating carrier in the Health Insurance Marketplace shall maintain a medical loss ratio of at least eighty percent (80%) for an individual and small group market policy and at least eighty-five percent (85%) for a large group market policy as required under Pub. L. No. 111-148, as existing on January 1, 2013."

AND

Page 9, delete line 3 and substitute the following:

"not passed by the Eighty-Ninth General Assembly, this act is void.

SECTION 4. NOT TO BE CODIFIED. The enactment and adoption of this act shall supersede Section 21 of HB1219 of the Eighty-Ninth General Assembly, if Section 21 of HB1219 of the Eighty-Ninth General Assembly is enacted and adopted.”

(SIGNED) SENATOR JONATHAN DISMANG

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

(SIGNED) ANN CORNWELL, SECRETARY

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to HOUSE BILL NO. 1143

Amend **House Bill No. 1143** as engrossed, (Version: 4/16/13):

Insert a new section immediately following the last section of the bill to read as follows:

“SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Health Care Independence Program requires private insurance companies to create, present to the Department of Human Services for approval, implement, and market a new kind of insurance policy; and that the private insurance companies need certainty about the law creating the Health Care Independence Program before fully investing time, funds, personnel, and other resources to the development of the new insurance policies. 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 JONATHAN DISMANG

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

(SIGNED) ANN CORNWELL, SECRETARY

On motion of Senator Key, **Senate Bill No. 203** was withdrawn from the Committee on EDUCATION, and placed on the Calendar.

On motion of Senator Key, and without objection, **Senate Bill No. 203** was recommended for study in the interim by Senate Interim Committee on EDUCATION.

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

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

On motion of Senator Teague, **House Bill No. 1219** was called up for third reading and final disposition.

HOUSE BILL NO. 1219

As Engrossed: H4/1/13 H4/6/13 H4/10/13

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 PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2014; AND FOR OTHER PURPOSES.

House Bill No. 1219 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hester spoke against the Bill.

Senator Hendren spoke against the Bill.

Senator Hutchinson spoke for the Bill.

Senator Clark spoke against the Bill.

Senator Irvin spoke for the Bill.

Senator Chesterfield made a motion for immediate consideration.

Motion carried.

Two sets of Pairs were announced at the desk.

STATE OF ARKANSAS
ARKANSAS SENATE
State Capitol
Little Rock, Arkansas 72201

EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

DATE APRIL 17, 2013

PAIR VOTE

HOUSE BILL NO. 1219

VOTING YEA (SIGNED) SENATOR JAKE FILES

VOTING NAY (SIGNED) SENATOR ALAN CLARK

(SIGNED) ANN CORNWELL
SECRETARY OF SENATE

STATE OF ARKANSAS
ARKANSAS SENATE
State Capitol
Little Rock, Arkansas 72201

EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

DATE APRIL 17, 2013

PAIR VOTE

HOUSE BILL NO. 1219

VOTING YEA (SIGNED) SENATOR ROBERT THOMPSON

VOTING NAY (SIGNED) SENATOR JIM HENDREN

 (SIGNED) ANN CORNWELL
SECRETARY OF SENATE

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

ROLL CALL

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

Total.....28

NEGATIVE: Bledsoe, A. Clark, J. English, J. Hendren, Hester, B. King, G. Stubblefield.

Total7

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast35

Necessary to the passage of the bill27

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. 1219**, 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: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, Files, S. Flowers, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total28

NEGATIVE: Bledsoe, A. Clark, J. English, J. Hendren, Hester, B. King, G. Stubblefield.

Total7

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total0

Total number of votes cast..... 35
 Necessary to the adoption of the Emergency Clause 24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1219 was ordered immediately returned to the House as passed.

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

On motion of Senator Dismang, **House Bill No. 1143** was called up for third reading and final disposition.

HOUSE BILL NO. 1143

As Engrossed: H4/3/13 H4/6/13 H4/10/13

EIGHTY-NINTH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVES J. BURRIS, CARTER & BIVIANO

BY: SENATORS J. DISMANG, BOOKOUT & D. SANDERS

A Bill for an Act to be Entitled: *AN ACT CONCERNING HEALTH INSURANCE FOR CITIZENS OF THE STATE OF ARKANSAS; TO CREATE THE HEALTH CARE INDEPENDENCE ACT OF 2013; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

House Bill No. 1143 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Two sets of pairs were announced at the desk.

STATE OF ARKANSAS
ARKANSAS SENATE
State Capitol
Little Rock, Arkansas 72201

EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

DATE APRIL17, 2013

PAIR VOTE

HOUSE BILL NO. 1143

VOTING YEA (SIGNED) SENATOR ROBERT THOMPSON

VOTING NAY (SIGNED) SENATOR JIM HENDREN

(SIGNED) ANN CORNWELL
SECRETARY OF SENATE

STATE OF ARKANSAS
ARKANSAS SENATE
State Capitol
Little Rock, Arkansas 72201

EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

DATE APRIL 17, 2013

PAIR VOTE

HOUSE BILL NO. 1143

VOTING YEA (SIGNED) SENATOR JAKE FILES

VOTING NAY (SIGNED) SENATOR ALAN CLARK

(SIGNED) ANN CORNWELL
SECRETARY OF SENATE

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

ROLL CALL

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

Total28

NEGATIVE: Bledsoe, A. Clark, J. English, J. Hendren, Hester, B. King, G. Stubblefield.

Total7

ABSENT OR NOT VOTING:

Total0

VOTING PRESENT:

Total	0
Total number of votes cast	35
Necessary to the passage of the bill	18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to **House Bill No. 1143**, 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: Bookout, Burnett, Caldwell, E. Cheatham, L. Chesterfield, J. Dismang, Elliott, Files, S. Flowers, Hickey, Holland, J. Hutchinson, K. Ingram, Irvin, D. Johnson, J. Key, M. Lamoureux, U. Lindsey, Maloch, B. Pierce, Rapert, B. Sample, D. Sanders, Teague, R. Thompson, E. Williams, J. Woods, D. Wyatt.

Total	28
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NEGATIVE: Bledsoe, A. Clark, J. English, J. Hendren, Hester, B. King, G. Stubblefield.

Total	7
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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

House Bill No. 1143 was ordered engrossed.

House Bill No. 1878 was returned from the House as requested.

Senate Bill No. 909 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1050 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1115 was returned from the House as passed and ordered enrolled.

Senate Bill No. 1158 was returned from the House as passed as amended.

ARKANSAS SENATE
EIGHTY-NINTH GENERAL ASSEMBLY
REGULAR SESSION

April 17, 2013

Mr. President:

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

HOUSE BILL NO. 1143, BY REPRESENTATIVE JOHN BURRIS ET AL,

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

House Bill No. 1143 was returned to the House as passed as amended.

* * * * *

SENATE BILLS TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 21
SENATE BILL NO. 102
SENATE BILL NO. 120
SENATE BILL NO. 122
SENATE BILL NO. 198
SENATE BILL NO. 301
SENATE BILL NO. 365
SENATE BILL NO. 1135
SENATE BILL NO. 1159
SENATE BILL NO. 1164
SENATE BILL NO. 1173

SENATE BILL RETURNED TO THE HOUSE
AS REQUESTED

SENATE BILL NO. 1020

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1102
HOUSE BILL NO. 1118
HOUSE BILL NO. 1132
HOUSE BILL NO. 1153
HOUSE BILL NO. 1159

HOUSE BILL NO. 1170
HOUSE BILL NO. 1183
HOUSE BILL NO. 1199
HOUSE BILL NO. 1212
HOUSE BILL NO. 1213
HOUSE BILL NO. 1219
HOUSE BILL NO. 1220
HOUSE BILL NO. 1224
HOUSE BILL NO. 1323
HOUSE BILL NO. 1339
HOUSE BILL NO. 1482
HOUSE BILL NO. 1532
HOUSE BILL NO. 1542
HOUSE BILL NO. 1543
HOUSE BILL NO. 1578
HOUSE BILL NO. 1579
HOUSE BILL NO. 1612
HOUSE BILL NO. 1638
HOUSE BILL NO. 1714
HOUSE BILL NO. 1719
HOUSE BILL NO. 1742
HOUSE BILL NO. 1722
HOUSE BILL NO. 1774
HOUSE BILL NO. 1871
HOUSE BILL NO. 1870
HOUSE BILL NO. 1940
HOUSE BILL NO. 2009
HOUSE BILL NO. 2199
HOUSE BILL NO. 2267
HOUSE BILL NO. 2297

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED AS AMENDED

HOUSE BILL NO. 1017 AS AMENDED NO. 1
HOUSE BILL NO. 1143 AS AMENDED NOS. 1 AND 2.
HOUSE BILL NO. 1712 AS AMENDED NO. 2
HOUSE BILL NO. 1993 AS AMENDED NO. 1
HOUSE BILL NO. 2124 AS AMENDED NO. 1
HOUSE BILL NO. 2278 AS AMENDED NOS. 1 AND 2
HOUSE BILL NO. 2283 AS AMENDED NO. 1

HOUSE BILLS RETURNED TO THE HOUSE
HAVING FAILED TO PASS

HOUSE BILL NO. 1939
HOUSE BILL NO. 1741
HOUSE BILL NO. 1878

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AND ORDERED ENROLLED

SENATE BILL NO. 209
SENATE BILL NO. 210
SENATE BILL NO. 211
SENATE BILL NO. 221
SENATE BILL NO. 909
SENATE BILL NO. 940
SENATE BILL NO. 1010
SENATE BILL NO. 1024
SENATE BILL NO. 1050
SENATE BILL NO. 1086
SENATE BILL NO. 1097
SENATE BILL NO. 1108
SENATE BILL NO. 1115
SENATE BILL NO. 1122
SENATE BILL NO. 1189

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED AS AMENDED

SENATE BILL NO. 821 AS AMENDED NO. 1

SENATE BILL NO. 860 AS AMENDED NO. 1

SENATE BILL NO. 1064 AS AMENDED NO. 1

SENATE BILL NO. 1158 AS AMENDED NO. 1

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

SENATE BILL NO. 162

SENATE BILL RETURNED FROM THE HOUSE
AS REQUESTED

SENATE BILL NO. 1084

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1214

HOUSE BILL NO. 1493

HOUSE BILL NO. 1896

HOUSE BILL NO. 2006

HOUSE BILLS RETURNED TO THE SENATE
AS REQUESTED

HOUSE BILL NO. 1143

HOUSE BILL NO. 1878

On motion of Senator Holland, the Senate adjourned until 10:00 a.m., Thursday,
April 18, 2013.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE