

SIXTY-FIRST DAY'S PROCEEDINGS
HALL OF THE HOUSE OF REPRESENTATIVES

Little Rock, Arkansas
March 13, 2015

The House was called to order at 10:18 a.m. by Mr. Gillam, the Speaker.
The following members answered to the roll call:

C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, Flowers, Gates, Gonzales, Gossage, Michael Gray, Michelle Gray, Hammer, Harris, Henderson, Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, Mayberry, McElroy, McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, Whitaker, Womack, Wright, Mr. Speaker.

Total96

The following member(s) was absent and did not answer to the roll call:
Deffenbaugh, Eubanks, Farrer, Vaught.

Total4

A quorum was present.

Unanimous leave was granted for Representative(s) Deffenbaugh, Vaught.

The House stood and was led in prayer by Reverend Doctor Christoph Keller, Interim Dean and Rector, Trinity Episcopal Cathedral, Little Rock, Arkansas.

The House stood and gave the Pledge of Allegiance to the Flag.

The reading of the Journal of yesterday's proceedings was dispensed with.

COMMITTEE REPORT

	March 13, 2015
AGING, CHILDREN AND YOUTH	GEORGE MCGILL
LEGISLATIVE AND MILITARY AFFAIRS	CHAIRPERSON
HOUSE BILL NO.1608	DO PASS
BY REPRESENTATIVE J. MAYBERRY	
HOUSE BILL NO. 1671	DO PASS
BY REPRESENTATIVE BROADAWAY	
HOUSE BILL NO. 1673	DO PASS
BY REPRESENTATIVE BROADAWAY	
HOUSE BILL NO. 1674	DO PASS
BY REPRESENTATIVE BROADAWAY	
HOUSE BILL NO. 1755	DO PASS
BY REPRESENTATIVE FLOWERS	
HOUSE RESOLUTION NO. 1045	DO PASS
BY REPRESENTATIVE D. FERGUSON	AS AMENDED #1
SENATE BILL NO. 794	DO PASS
BY SENATOR WOODS	

COMMITTEE REPORT

	March 13, 2015
AGRICULTURE, FORESTRY	DAVID HILLMAN
AND ECONOMIC DEVELOPMENT	VICE CHAIRPERSON
SENATE BILL NO. 555	DO PASS
BY SENATOR CALDWELL	
SENATE BILL NO. 556	DO PASS
BY SENATOR FILES	

COMMITTEE REPORT

	March 13, 2015
CITY, COUNTY AND LOCAL AFFAIRS	BETTY OVERBEY
	CHAIRPERSON
HOUSE BILL NO. 1680	DO PASS
BY REPRESENTATIVE GATES	AS AMENDED #1

COMMITTEE REPORT

	March 13, 2015
INSURANCE AND COMMERCE	CHARLIE COLLINS
	CHAIRPERSON
HOUSE BILL NO. 1734	DO PASS
BY REPRESENTATIVE DOTSON	AS AMENDED #1
HOUSE BILL NO. 1906	DO PASS
BY REPRESENTATIVE HAMMER	AS AMENDED #1
SENATE BILL NO. 487	DO PASS
BY SENATOR RAPERT	AS AMENDED #2
SENATE BILL NO. 796	DO PASS
BY SENATOR WOODS	

COMMITTEE REPORT

	March 13, 2015
JOURNAL	JEREMY GILLAM
ENGROSSED AND ENROLLED BILLS	CHAIRPERSON
HOUSE BILL NO. 1655	BY REPRESENTATIVE COLLINS
HOUSE BILL NO. 1705	BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1830	BY REPRESENTATIVE TUCKER
HOUSE BILL NO. 1872	BY REPRESENTATIVE JOHNSON
HOUSE BILL NO. 1875	BY REPRESENTATIVE JOHNSON
HOUSE BILL NO. 1886	BY REPRESENTATIVE LEMONS
HOUSE BILL NO. 1985	BY REPRESENTATIVE BELL

do herewith return the same as having been substantively amended and properly engrossed in compliance with House Rule 39 (c)

Upon motion of Representative Collins, **HOUSE BILL NO. 1655** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1655

Amend **HOUSE BILL NO. 1655** as originally introduced:

Delete the title in its entirety and substitute:

"AN ACT TO REFORM RATE MAKING OF PUBLIC UTILITIES; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO REFORM RATE MAKING OF PUBLIC UTILITIES; AND TO DECLARE AN EMERGENCY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 23-4-410, concerning the authority of the Arkansas Public Service Commission, is amended to add additional subsections to read as follows:

(c) The public utility or any party to a proceeding before the commission to consider an application for a general change in rates and charges may, according to the commission's rules and procedures, present evidence regarding a requested return on common equity in a filing, including without limitation:

(1) The basis for the requested return on common equity, including quantitative analysis based on widely accepted methodologies, current market data, qualitative discussion, and analysis of factors that influence the requested return on common equity;

(2) Evidence that the requested return on common equity is comparable to values that have recently been approved for public utilities that are delivering similar services with corresponding risks within this state and in other regulatory jurisdictions in the same general geographic area;

(3) Evidence of the financial, business, and other risks faced by the utility, including regulatory oversight, numbers and types of customers, rate mechanisms, cost allocation methods, rate levels, rate design, reliability, and quality of service, as compared to those faced by utilities delivering similar services within this state and in the same general geographic area; and

(4) Any other information, including without limitation:

(A) Macroeconomic data;

(B) Relevant commentary from ratings agencies and investment analysts;

(C) Independent analysis of utility industry trends; and

(D) Any other relevant information.

(d) If any evidence is presented as described in subsection (c) of this section, the commission shall discuss that evidence and demonstrate in its order that it considered the evidence in making its findings. The commission shall make its findings based on substantial evidence.

(e) The allowance for funds used during construction that will be accrued and capitalized and included as a component of the costs recoverable through rates approved by the commission shall be determined according to the requirements of the uniform system of accounts adopted by the commission in its rules. The rate of return on common equity to be used shall be the rate of return on common equity most recently approved by the commission for the utility.

(f) An electric cooperative corporation established under the Electric Cooperative Corporation Act, § 23-18-301 et seq., is not subject to subsections (c) and (d) of this section.

SECTION 2. Arkansas Code Title 23, Chapter 4, Subchapter 4, is amended to add an additional section to read as follows:

23-4-422. Cost allocation.

(a)(1) The Arkansas Public Service Commission shall establish and regulate the rates and charges of a public utility under this subchapter and shall allocate or assign costs among all classes of customers of the public utility.

(2) In determining the rates for utility services and the cost allocation among all of a public utility's classes of customers, the commission shall:

(A) Consider the costs and expenses incurred by the public utility in providing the utility services to customers in each class;

(B) Consider the economic impact of the proposed rates and charges for utility services by giving equal consideration to each class of customers; and

(C) Make findings that are based on substantial evidence.

(b) Notwithstanding the commission's authority to otherwise determine and fix rates for all classes of customers, including allocating or assigning costs and designing rates, if the commission finds that it will be beneficial to economic development or the promotion of employment opportunities, the commission shall determine rates and charges for utility services that:

(1) For the class of customers with the highest level of consumption per customer which has rates that include a demand component, and any successors to such class, as they existed on January 1, 2015, ensure that all costs and expenses related to demand and capacity, are identified and allocated on a

demand basis and recovered from customers in those classes through a demand rate component and not through a volumetric rate component unless the commission determines that the rates should be adjusted under subsections (e) and (f) of this section;

(2)(A) For the retail jurisdiction rate classes, ensure that all electric utility production plant are classified such that production related costs, all nonfuel production-related costs, purchased capacity costs, and any energy costs incurred resulting from the electric utility's environmental compliance as production demand costs.

(B) Ensure that production demand costs shall be allocated to each customer class pursuant to the average and excess method shown in Table 4-10B on page 51 of the 1992 National Association of Regulatory Utility Commissioners Manual, as it existed on January 1, 2015, using the average of the four (4) monthly coincident peaks for the months of June, July, August, and September for each class for the coincident peak referenced in Table 4-10B of the manual, as it existed on January 1, 2015, or any subsequent version of the manual to the extent it produces an equivalent result.

(C) Nothing in subdivision (b)(2)(B) of this section shall prescribe an allocation for wind production plant; and

(3)(A)(i) For purposes of allocation of natural gas distribution plant costs, including costs in distribution mains and related distribution plant expenses, among the state's retail jurisdiction rate classes, each gas utility shall classify all natural gas distribution plant costs as customer-related or capacity-related.

(ii) For purposes of subdivision (b)(3)(A)(i) of this section, the natural gas distribution plant costs shall include:

(a) Amounts charged to account numbers 374 through 387, as defined under the account numbering system in the Uniform System of Accounts prescribed for natural gas public utilities by the rules of the commission; and

(b) Related depreciation, return on investment, property insurance and taxes, excluding state and federal income taxes, fixed operation and maintenance expense charged to account numbers 870 through 894, as defined under the account numbering system in the Uniform System of Accounts prescribed for natural gas public utilities by the rules of the commission, including all labor-related costs for the expenses described in this subdivision.

(iii) To develop a cost allocation method under this section for natural gas utilities, the commission shall use the Gas Distribution Rate Design Manual, June 1989 edition, as prepared by the National Association of

Regulatory Utility Commissioners, as it existed on January 1, 2015, or any subsequent version of the manual, to the extent it produces an equivalent result.

(B)(i) The customer-related natural gas distribution plant costs shall be allocated to each customer class based on the number of customers in each class.

(ii) The customer-related portion of natural gas distribution plant costs related to account numbers 374 through 376, as defined under the account numbering system in the Uniform System of Accounts prescribed for natural gas public utilities by the rules of the commission, shall be the percentage of the average cost of all mains that is represented by the average cost of the minimum size main and computed using a cost allocation method based upon the predominant size main that is installed by the natural gas public utility that is at least two inches (2") in diameter, with the investment costs of the predominant size mains set as the minimum size.

(iii) The customer-related portion of natural gas distribution costs related to account numbers 377 through 387, as defined under the account numbering system in the Uniform System of Accounts prescribed for natural gas public utilities by the rules of the commission, shall be computed using a study that reflects the investments required to meter, regulate, and connect each class of customers to the natural gas utility's system.

(iv) Any remaining natural gas distribution plant costs shall be classified as capacity-related costs.

(C)(i) Except for natural gas distribution plant costs related to account numbers 380 through 385, as defined under the account numbering system in the Uniform System of Accounts prescribed for natural gas public utilities by the rules of the commission, the natural gas distribution plant costs classified as capacity-related costs shall be allocated to the customer classes based on the contribution to peak day demand that is made by each customer class.

(ii) As used in subdivision (b)(2)(C)(i) of this section, "peak day demand" means the computed quantity of gas that would be supplied to each customer class calculated using the coldest day in a recent thirty-year period for each gas utility.

(c) An application for a general change or modification in a public utility's rates and charges under this subchapter shall include:

(1) Evidence that demonstrates that the implementation of rates under subsection (b) of this section will result in rates that will be beneficial to economic development or the promotion of employment opportunities; and

(2) Evidence of whether or not rate design in subdivision (b)(1) of this section results in an increase to the base rate charges that are billed to customers in the affected class of more than ten percent (10%) as compared to the then currently approved base rate charges of the applicable rate schedules.

(d) Unless the commission adjusts the rates under subsection (e) or subsection (f) of this section, the commission shall by order establish and design rates, allocate or assign costs to all classes of customers, and regulate the rates for each class of customers of a public utility according to this section.

(e) Notwithstanding the commission's authority to otherwise determine and fix rates for all classes of customers, including allocating or assigning costs and designing rates, the commission may adjust rates under subdivision (b)(2) and (b)(3) of this section if the commission finds:

(1) It is in the public interest;

(2) It necessary to produce just and reasonable rates;

(3) Implementation of rates under subdivision (b)(2) and (b)(3) of this section will result in rates that are not beneficial to economic development or the promotion of employment opportunities.

(f) If implementation of rates under subsection (b) of this section will result in an increase in the base rate charges billed to customers in the affected class of more than ten percent (10%) as compared to the currently approved base rate charges of the applicable rate schedules, the commission may adjust the rates to ensure that the greatest increase in the base rate charges billed to customers in the affected class is ten percent (10%) as compared to the then currently approved base rate charges of the applicable rate schedules.

(g) If the commission makes any adjustment under subsections (e) and (f) of this section, the commission shall provide in an order the rationale for determining that rates under subsection (b) of this section may not be just and reasonable and the rationale for determining that the rates adjusted in the order of the commission are just and reasonable and in the public interest. The commission shall make its findings based on substantial evidence.

(h) An electric cooperative corporation established under the Electric Cooperative Corporation Act, § 23-18-301 et seq., is not subject to this section.

(i) The cost allocation provisions of this section shall apply to any pending application for a change in general rates and charges when this act becomes effective.

SECTION 3. Arkansas Code Title 23, Chapter 4, is amended to add an additional subchapter to read as follows:

Subchapter 12 — Formula Rate Review

23-4-1201. Title.

This subchapter shall be known and may be cited as the "Formula Rate Review Act".

23-4-1202. Findings and intent.(a) The General Assembly finds that:

(1) Electricity and natural gas services are essential to the public health and safety of citizens of this state;

(2) Affordable electricity and natural gas encourage economic activity within the state and benefit the state's industrial, commercial, and agricultural industries to increase the number of available jobs and to attract new business and industry to the state; and

(3) A new regulatory scheme for the review, approval, and allocation of investments and rates by the Public Service Commission is needed to allow this state to be competitive with surrounding states for jobs and capital by retaining existing businesses and locating new businesses in the state.

(b) The intent of this act is to establish a regulatory framework that implements rate reforms to provide just and reasonable rates to consumers in this state and enables public utilities in this state to provide reliable service while maintaining stable rates.

23-4-1203. Definitions.As used in this subchapter:

(1)(A) "Earned return rate" means a public utility's return on common equity for a formula rate review test period that is based on the numbers or values of the formula rate review test period and calculated by dividing the weighted earned common equity rate by the common equity ratio percentage.

(B) As used in subdivision (1)(A) of this section, "weighted earned common equity rate" means the weighted formula rate review test period cost rate for common equity minus the operating income deficiency, or excess, divided by a public utility's rate base;

(2) "Formula rate review test period" means a test period as stated in § 23-4-406 or a projected year;

(3) "Historical year" means, when using a formula rate review test period containing projections, the twelve (12) consecutive months that precede the second and any subsequent formula rate review test period;

(4) "Projected year" means the twelve (12) months following the proposed effective date under § 23-4-1205 for the first formula rate review filing and each subsequent consecutive twelve-month period; and

(5) "Target return rate" means a cost rate of common equity value as

established by the Arkansas Public Service Commission in the commission's order addressing the public utility's most recent application for a general change in rates and charges.

23-4-1204. Formula rate review — Authorized.

(a) A formula rate review is authorized to provide an annual streamlined review of a public utility's rates to determine if adjustments are needed to comply with this subchapter.

(b) An electric cooperative corporation established under the Electric Cooperative Corporation Act, § 23-18-301 et seq., shall not be regulated by a formula rate review.

23-4-1205. Filing — Procedure.

(a)(1) A public utility filing an application for a general change or modification to its rates and charges under § 23-4-401 et seq., may as part of its application, file a notice with the Arkansas Public Service Commission that the public utility is electing to have its rates regulated under a formula rate review mechanism as authorized by this subchapter.

(2) The notice shall designate the formula rate review test period based upon either a projected year or a test period under § 23-4-406.

(b) Upon receipt of a notice as described in subdivision (a)(1) of this section, the commission shall:

(1) Regulate the rates of the public utility according to this subchapter; and

(2) Be required to approve a formula rate review mechanism utilizing the formula rate review test period designated by the public utility.

(c)(1) A public utility that has filed a notice of intent or has an application for a general change in rates and charges pending under § 23-4-401 et seq. that contains a notice of election to be regulated under a formula rate review when this subchapter becomes effective shall be regulated under this subchapter.

(2) A public utility shall not file for an initial formula rate review until at least one hundred eighty (180) days after rates have become effective pursuant to the final order on the application for a general change in rates. A public utility that has filed a notice of intent or has an application for a general change in rates and charges pending under § 23-4-401 et seq. that contains a notice of election to be regulated under a formula rate review when this subchapter becomes effective may file for the initial formula rate review one hundred fifty (150) days after rates have become effective pursuant to the final order in the general rate case.

(3) The rates that are approved in the application for a general change in rates and charges shall remain in effect during the formula rate review

term under § 23-4-1208, subject to the rate adjustments under this subchapter.

(d) An approved formula rate review mechanism shall require the public utility to file the information required by the commission under this subchapter not more than one hundred eighty (180) days before the date on which the rates determined by the formula rate review mechanism will go into effect for each year.

(e) An approved formula rate review mechanism shall require any party according to the commission's rules and procedures to file with the commission a statement of the errors or objections at least ninety (90) days before the date on which rates determined by the formula rate review mechanism will go into effect for each year.

(f) An approved formula rate review mechanism shall require the public utility to file with the commission any corrections or a rebuttal to the errors or objections raised by the parties at least seventy-five (75) days before the date on which rates determined by the formula rate review mechanism will go into effect for each year.

(g)(1) The commission shall conduct a hearing, unless waived by the parties, at least fifty (50) days before the date on which rates determined by the formula rate review mechanism will go into effect for each year.

(2) The commission shall issue a final order at least twenty (20) days before the date on which rates determined by the formula rate review mechanism will go into effect for each year.

(3)(A) If a final order is not issued at least twenty (20) days before the date on which rates determined by the formula rate review mechanism will go into effect for each year, the public utility may put the proposed formula rate rider changes into effect subject to refund.

(B) The commission may require reasonable security to assure the prompt payment of any refunds, including interest, that may be ordered.

23-4-1206. Utility formula rate review — Required information.

(a) A formula rate review mechanism approved by the Arkansas Public Service Commission shall specify the minimum information required with each annual rate review filing.

(b) Annual formula rate review filings under an approved formula rate review mechanism shall be developed using the formula rate review test period designated by the public utility under § 23-4-1205(a)(2).

(c) Annual formula rate review filings shall be prepared consistent with the commission's order on the public utility's application for a general change in rates and charges.

(d) Any costs disallowed by the commission in its order on the public utility's

application for a general change in rates and charges shall not be eligible for recovery under a formula rate review mechanism.

(e)(1) If a formula rate review test period utilizes projected data under § 23-4-406 or a projected year, rate changes under § 23-4-1207 shall include an adjustment to net any differences between the prior formula rate review test period change in revenue and the actual historical year change in revenue for that same year.

(2) A public utility shall report any differences between the prior formula rate review test period change in revenue and the historical year change in revenue for the same year.

(3) Netting shall not begin until a public utility has accumulated a full twelve (12) months of a historical year to prepare a report.

(f) The public utility shall submit documentation fully supporting all calculations and adjustments as required by the rules of the commission.

(g) A public utility, or any other party to the proceeding subject to the commission's rules and procedures, may propose additional adjustments that are based on factors unique to the utility.

23-4-1207. Formula — Adjustment of customer rates.

(a) Customer rates shall be adjusted in a formula rate review mechanism based on a comparison of the earned return rate to the target return rate.

(b) Adjustments of customer rates shall be calculated using the following formula:

(1) If the earned return rate is less than the target return rate minus five-tenths percent (0.5%), the formula rate review mechanism revenue level for the formula rate review test period shall be increased by an amount necessary to increase the earned return rate to the target return rate;

(2) If the earned return rate is greater than the target return rate plus five-tenths percent (0.5%), the formula rate review mechanism revenue level for the formula rate review test period shall be decreased by an amount necessary to decrease the earned return rate to the target return rate; or

(3) If the earned return rate is less than or equal to the target return rate plus five-tenths percent (0.5%), and greater than or equal to the target return rate minus five-tenths percent (0.5%), the formula rate review mechanism revenue level for the formula rate review test period shall not change or be adjusted.

(c) If a formula rate review test period utilizes projected data under § 23-4-406 or a projected year, rates shall be adjusted by the netting of historical year differences under § 23-4-1206.

(d)(1) The total change in the formula rate review mechanism revenue level

shall be allocated to each applicable rate schedule based on an equal percentage of the base rate revenue used in the development of rates in the Arkansas Public Service Commission's order addressing the public utility's last application for a general change in rates and charges.

(2) The total amount of a revenue increase or decrease for each rate class shall not exceed four percent (4%) of each rate class' revenue for the twelve (12) calendar months preceding the formula rate review test period.

(e) Only one (1) rate review adjustment shall occur during any period of three hundred sixty-five (365) days.

23-4-1208. Term — Formula rate review.

(a)(1) The term of any formula rate review approved by the Arkansas Public Service Commission shall not exceed five (5) years from the date of the commission's final order on the application by the public utility for a general change in rates and charges.

(2) Upon a determination that it is in the public interest, the commission may extend the term by a period of no more than five (5) years beyond the initial term.

(3) The rate review mechanism shall continue until all historical years have been netted under § 23-4-1206(e)(1) and rates have been adjusted under § 23-4-1207(c).

(b) A formula rate review shall continue until a final order is issued on an application for a general change in rates and charges is filed by a public utility or an application for a change in general rates and charges filed by the public utility as ordered by the commission. The rate review mechanism shall continue until all historical years have been netted under § 23-4-1206(e)(1) and rates have been adjusted under § 23-4-1207(c).

23-4-1209. Construction.

This subchapter does not repeal any other provision in this chapter and is supplemental to other laws governing the regulation of public utility rates.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the costs that drive public utility rates are changing; that public utilities need to have procedures that permit their rates to change in response to those changing conditions; that there is a need to address the allocation of costs and design of rates; that there is a need to maintain stable rates and to mitigate the magnitude of future rate changes; and that affordable electricity and natural gas encourage economic activity within the state and benefit the state's industries to increase the number of available jobs and to attract new businesses and industries to the state. 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."

/s/ Charlie Collins

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, **HOUSE BILL NO. 1100** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1100

Amend **HOUSE BILL NO. 1100** as originally introduced:

Page 2, insert a new Section following Section 1 to read as follows:

" Section 2. CODE AMENDMENT. Arkansas Code 14-171-215 (a)(5), concerning the general revenues appropriated to the Arkansas State Fair and Livestock Show Association, is amended to add the following:

(I) eight hundred eighty-seven thousand nine hundred eight dollars (\$887,908) in the fiscal year 2017.

(J) eight hundred eighty-seven thousand nine hundred eight dollars (\$887,908) in the fiscal year 2018.

(K) eight hundred eighty-seven thousand nine hundred eight dollars (\$887,908) in the fiscal year 2019.

(L) eight hundred eighty-seven thousand nine hundred eight dollars (\$887,908) in the fiscal year 2020."

And

Appropriately renumber Sections of the bill.

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative J. Mayberry, **HOUSE BILL NO. 1775** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1775

Amend **HOUSE BILL NO. 1775** as originally introduced:

Page 5, line 10, delete "ninety-eight percent (98%)" and substitute "~~ninety-eight percent (98%)~~ ninety-eight and five-tenths percent (98.5%)"

AND

Page 5, delete line 36, and substitute the following:

"(C) ~~There shall be no limitation~~ The limitations on the discount for stated for state taxes under this section apply to"

/s/ Julie Mayberry

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative J. Mayberry, **HOUSE BILL NO. 1772** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1772

Amend **HOUSE BILL NO. 1772** as originally introduced:

Page 2, line 12, delete "ninety-eight percent (98%)" and substitute "~~ninety-eight percent (98%)~~ ninety-eight and five-tenths percent (98.5%)"

AND

Page 3, delete line 2, and substitute the following:

"(C) ~~There shall be no limitation~~ The limitations on the discount for stated for state taxes under this section apply to"

/s/ Julie Mayberry

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Bragg, **HOUSE BILL NO. 1607** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1607

Amend **HOUSE BILL NO. 1607** as originally introduced:

Page 1, line 28, delete "Arkansas State Highway and Transportation Department" and substitute "~~Arkansas State Highway and Transportation Department~~"

AND

Page 1, line 28, delete "and the" and substitute "~~and the~~"

/s/ Ken Bragg

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Hammer, **HOUSE BILL NO. 1203** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1203

Amend **HOUSE BILL NO. 1203** as originally introduced:

Add Representative Wardlaw as a cosponsor of the bill

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-2-607 is amended to read as follows:

5-2-607. Use of deadly physical force in defense of a person.

(a) A person is justified in using deadly physical force upon another person if the person reasonably believes that the other person is:

(1) Committing or about to commit a felony involving force or violence;

(2) Using or about to use unlawful deadly physical force; or

(3) Imminently endangering the person's life or imminently about to victimize the person as described in § 9-15-103 from the continuation of a pattern of domestic abuse.

(b) A person may not use deadly physical force in self-defense if the person knows that he or she can avoid the necessity of using deadly physical force ~~with complete safety~~:

(1)(A) By retreating.

(B) However, a person is not required to retreat if the person is:

(i) Unable to retreat with complete safety;

~~(i)~~(ii) In the person's dwelling or on the curtilage surrounding the person's dwelling and was not the original aggressor; or

~~(ii)~~(iii) A law enforcement officer or a person assisting at the direction of a law enforcement officer; or

(2) ~~By~~ With complete safety by surrendering possession of property to a person claiming a lawful right to possession of the property.

(c) As used in this section:

(1) "Curtilage" means the land adjoining a dwelling that is convenient for residential purposes and habitually used for residential purposes, but not necessarily enclosed, and includes an outbuilding that is directly and intimately connected with the dwelling and in close proximity to the dwelling; and

(2) "Domestic abuse" means:

(A) Physical harm, bodily injury, assault, or the infliction of fear of imminent physical harm, bodily injury, or assault between family or household members; or

(B) Any sexual conduct between family or household members, whether minors or adults, that constitutes a crime under the laws of this state."

/s/ Kim Hammer

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Vines, **HOUSE BILL NO. 1532** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1532

Amend **HOUSE BILL NO. 1532** as engrossed,
H3/10/15 (version: 03/10/2015 10:23:26 AM):

Page 1, delete lines 23 through 36, and substitute the following:

~~"(9)(A) The Eighteenth District is composed of Mississippi County, Chickasawba District.~~

~~(B)~~ Beginning January 1, ~~2021~~ 2017, the Eighteenth District shall be composed of the Chickasawba District and the Osceola District in Mississippi County.

~~(C)~~(B) The Eighteenth District has five (5) departments in the Chickasawba District as follows:

- (i) One (1) located in Blytheville;
- (ii) One (1) located in Manila;
- (iii) One (1) located in Leachville;
- (iv) One (1) located in Gosnell; and
- (v) One (1) located in Dell.

~~(D)~~(C) Beginning January 1, ~~2021~~, the The Eighteenth District shall have has two (2) additional departments in the Osceola District as follows:

- (i) One (1) located in Osceola; and
- (ii) One (1) located in Joiner.

~~(E)~~(D) The Eighteenth District is served by ~~one (1) state district court judge until January 1, 2021, when the district shall be served by~~ two (2) state district court judges, with one (1) elected from the Chickasawba District and one (1) elected from the Osceola District.

~~(F) The Eighteenth District judges are elected districtwide.~~

~~(G)~~(E) The Each district court within the Eighteenth District court has district-wide only has jurisdiction within each of the district court's respective district;

AND

Page 2, delete lines 1 through 10

AND

Page 6, delete lines 1 through 3

AND

Page 8, delete lines 23 through 32, and substitute the following:

"(2) The Twelfth District shall have nine (9) departments as follows:

- (A) One (1) located in Morrilton;
- (B) One (1) located in Menifee;
- (C) One (1) located in Oppelo;
- (D) One (1) located in Paris;
- (E) One (1) located in Booneville;
- (F) One (1) located in Magazine;
- (G) One (1) located in Danville;
- (H) One (1) located in Plumerville; and
- (I) One (1) located in Dardanelle."

AND

Page 13, delete lines 25 through 36

AND

Page 14, delete lines 1 through 4, and substitute the following:

"(n)(1) The Thirty-Ninth Judicial District shall be composed of the"

AND

Page 14, delete lines 21 through 36, and substitute the following:

"(o)(1) The Forty-First Judicial District shall be composed of Garland"

AND

Page 15, line 13, add the following:

"SECTION 4. Arkansas Code Title 16, Chapter 17, Subchapter 11, is amended to add an additional section to read as follows:

16-17-1115. Reorganization of local district courts to state district courts as of January 1, 2029.

(a)(1) Beginning January 1, 2029, the following cities and counties that are currently served by local district courts pursuant to § 16-17-901 et seq. shall be reorganized as state district courts and served by state district court judges as assigned.

(2) The new state district court judgeships created by this section shall become effective January 1, 2029, and shall be placed on the ballot to be elected in the 2028 nonpartisan judicial election from the newly constructed state district court district.

(3) The cities and counties that were previously served by local district courts and will be served by state district courts shall comply with the cost-sharing requirements established in § 16-17-1106, effective January 1, 2029.

(b)(1) The Thirty-Sixth Judicial District shall be composed of the counties of Little River, Sevier, and Howard.

(2) The Thirty-Sixth Judicial District shall have five (5) departments as follows:

- (A) One (1) located in Ashdown;
- (B) One (1) located in Foreman;
- (C) One (1) located in Winthrop;
- (D) One (1) located in De Queen; and
- (E) One (1) located in Nashville.

(3) The Thirty-Sixth Judicial District shall be served by one (1) state district court judge.

(4) The Thirty-Sixth Judicial District judge shall be elected districtwide.

(5) The Thirty-Sixth Judicial District courts shall have districtwide jurisdiction.

(c)(1) The Fortieth District shall be composed of the counties of Clark and Pike.

(2) The Fortieth District shall have six (6) departments as follows:

- (A) One (1) located in Arkadelphia;
- (B) One (1) located in Amity;
- (C) One (1) located in Caddo Valley;
- (D) One (1) located in Gurdon;
- (E) One (1) located in Murfreesboro; and
- (F) One (1) located in Glenwood.

(3) The Fortieth District shall be served by one (1) state district court judge.

(4) The Fortieth District judge shall be elected districtwide.

(5) The Fortieth District court shall have districtwide jurisdiction."

/s/ John Vines

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Eaves, **HOUSE BILL NO. 1636** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1636

Amend **HOUSE BILL NO. 1636** as originally introduced:

Page 1, delete lines 28 through 33 and substitute the following:

"(7) The rendering of services by students, interns, ~~or residents, or fellows~~ in a ~~licensed and approved hospital having an internship or transitional year,~~ residency, or fellowship training program approved by the American Medical Association, Accreditation Council for Graduate Medical Education, American Osteopathic Association, ~~or the State Board of Health, or the United States Government;~~"

/s/ Les Eaves

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative D. Meeks, **HOUSE BILL NO. 1624** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1624

Amend **HOUSE BILL NO. 1624** as originally introduced:

Page 3, line 22, delete "hotline calls" and substitute the following: "hotline calls accepted for maltreatment"

AND

Page 5, line 15, delete "by a custodial parent"

AND

Page 5, line 23, delete "(3) Evidence" and substitute "(3) Unless the court finds that a removal occurred due to an emergency and the agency had no prior contact with the family or the child, evidence"

AND

Page 5, line 35, delete "probable cause hearing" and substitute "~~probable cause hearing~~ removal"

AND

Page 8, line 3, delete "meetings, as well as" and substitute "meetings or"

AND

Page 8, line 4, delete "communication, at" and substitute "communication at"

/s/ David Meeks

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative D. Meeks, **HOUSE BILL NO. 1676** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1676

Amend **HOUSE BILL NO. 1676** as originally introduced:

Page 1, delete the Title in its entirety, and substitute the following:

"AN ACT TO PROHIBIT RE-HOMING OF AN ADOPTED CHILD; AND FOR OTHER PURPOSES."

AND

Page 1, delete the Subtitle in its entirety, and substitute the following:

"TO PROHIBIT RE-HOMING OF AN ADOPTED CHILD."

AND

Page 1, line 20, delete "a minor" and substitute "an adopted minor"

AND

Page 1, line 26, delete "a parent" and substitute "an adoptive parent"

AND

Page 1, line 27, delete "a minor" and substitute "an adopted minor"

AND

Page 1, line 33, delete "transferring, recruiting," and substitute "transferring, advertising, recruiting,"

AND

Page 2, delete line 28, and substitute the following:

"within the official scope of his or her duties.

SECTION 2. Arkansas Code § 9-27-303(2), concerning the definition of "abandonment" for the Arkansas Juvenile Code, is amended to read as follows:

(2)(A) "Abandonment" means:

~~(A)(i)~~ The failure of the parent to provide reasonable support for a juvenile and to maintain regular contact with a juvenile through statement or contact when the failure is accompanied by an intention on the part of the parent to permit the condition to continue for an indefinite period in the future;

~~(B)(ii)~~ The failure of a parent to support or maintain regular contact with a child without just cause; or

~~(C)(iii)~~ An articulated intent to forego parental responsibility.

(B) "Abandonment" does not include a situation in which a child has disrupted his or her adoption and the adoptive parent has exhausted the available resources;

SECTION 3. Arkansas Code § 9-27-303(25)(A), concerning the definition of "family services" for the Arkansas Juvenile Code, is amended to read as follows:

(25)(A) "Family services" means relevant services provided to a juvenile or his or her family, including, but not limited to:

(i) Child care;

(ii) Homemaker services;

(iii) Crisis counseling;

(iv) Cash assistance;

(v) Transportation;

(vi) Family therapy;

(vii) Physical, psychiatric, or psychological evaluation;

(viii) Counseling; ~~or~~

(ix) Treatment; or

(x) Post-adoptive services.

SECTION 4. Arkansas Code § 12-18-103(1), concerning the definition of "abandonment" for the Child Maltreatment Act, is amended to read as follows:

(1)(A) "Abandonment" means:

(i) The failure of a parent to provide reasonable support and to maintain regular contact with a child through statement or contact when the failure is accompanied by an intention on the part of the parent to permit the condition to continue for an indefinite period in the future or the failure of a parent to support or maintain regular contact with a child without just cause; or

(ii) An articulated intent to forego parental responsibility.

(B) "Abandonment" does not include:

(i) ~~acts~~ Acts or omissions of a parent toward a married minor; or

(ii) A situation in which a child has disrupted his or her adoption and the adoptive parent has exhausted the available resources;

SECTION 5. Arkansas Code § 12-18-309 is amended to read as follows:

12-18-309. Reports alleging that a child is disrupting his or her adoption or dependent.

The Child Abuse Hotline shall accept telephone calls or other communications alleging that a child is at risk of disrupting or has disrupted his or her adoption or that a child is a dependent juvenile, as defined in § 9-27-303, and shall immediately refer this information to the Department of Human Services."

/s/ David Meeks

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative D. Meeks, **HOUSE BILL NO. 1562** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1562

Amend **HOUSE BILL NO. 1562** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 17-86-102(10), concerning the definition of sexual misconduct, is amended to read as follows:

(10) "Sexual misconduct" includes:

(A) A range of behavior used to obtain sexual gratification against another's will, at the expense of another, without the client's knowledge, engaging in sexual activity for profit, or a combination of any of these activities; ~~and~~

(B) Massage of the genitalia, anus, and, except under specific circumstances, the breast; and

(C) Sexual activity with consent of a client or at the request of a client; and

SECTION 2. Arkansas Code § 17-86-103, is amended to read as follows:

17-86-103. Penalties.

(a) Any person who ~~shall violate~~ violates any of the provisions of this chapter shall be found guilty of a misdemeanor and upon conviction shall be punished by imprisonment in the county jail for not more than six (6) months or by a fine not exceeding one thousand five hundred dollars (\$1,500), or by both fine and imprisonment, at the discretion of the court.

(b) It shall be the duty of the prosecuting attorney in the county where the violation occurs, upon request by the Arkansas State Board of Massage Therapy, to initiate proper legal proceedings in a court of competent jurisdiction to enforce the provisions of this chapter.

(c) Any person found guilty of violations of this chapter may be subject to emergency suspension or revocation of licensure dependent upon the findings.

~~(e)(d)~~ The courts of this state ~~having general equity jurisdiction~~ are vested with jurisdiction and power to enjoin the unlawful practice of massage therapy and related techniques in a proceeding by the board or by any citizen of this state in the county in which the alleged unlawful practice occurred ~~or~~ the county in which the defendant resides, or in Pulaski County. The issuance of an injunction shall not relieve a person from criminal prosecution for violation of the provisions of this chapter, but the remedy of injunction shall be in addition to liability to criminal prosecution.

SECTION 3. Arkansas Code § 17-86-203(e)(1), concerning the powers and duties of the Arkansas State Board of Massage Therapy, is amended to read as follows:

(e)(1) For purposes of this section, an applicant is not eligible to receive or hold a license issued by the Arkansas State Board of Massage Therapy if the applicant has pleaded guilty or nolo contendere to or been found guilty of a felony or Class A misdemeanor or any offense involving fraud, theft, ~~or dishonesty,~~ sexual misconduct, sexual solicitation, lewd behavior, child abuse or molestation, statutory rape, sexual assault, human trafficking, or other violent crimes.

SECTION 4. Arkansas Code § 17-86-308(a)(2), concerning reciprocity of massage therapists, is amended to read as follows:

(2)(A) If the applicant's transcript or a copy of the applicant's transcript is not obtainable from the original school, the applicant shall submit a statement to explain why it may not be obtained.

(B) Other documentation of credentials may be submitted and accepted for licensure at the discretion of the board.

SECTION 5. Arkansas Code Title 17, Chapter 86, Subchapter 3, is amended to add additional section to read as follows:

17-86-314. Active military duty licensure.

(a) If a licensee fails to renew timely his or her license because the licensee is or was on active duty with the United States Armed Forces, the licensee may renew the license by:

(1) Requesting renewal of the license before or after the expiration by:

(A) The licensee;

(B) The licensee's spouse; or

(C)(i) The licensee's power of authority.

(ii) A copy of the power of authority documentation shall be filed with the renewal form if the power of authority requests the renewal;

(2) Completing the appropriate renewal form, including the current address and telephone number for the individual requesting the renewal; and

(3) Filing with the renewal form a copy of the official orders or other official military documentation showing that the licensee is or was on active duty.

(b) A licensee renewing under this section shall pay the applicable renewal fee under § 17-86-309 but shall not pay a late renewal fee."

/s/ David Meeks

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Copeland, **HOUSE BILL NO. 1618** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1618

Amend **HOUSE BILL NO. 1618** as engrossed,
H3/10/15 (version: 03/10/2015 10:30:45 AM):

Page 1, delete lines 26 through 36, and substitute the following:

"(a) An employer shall not conduct or obtain a criminal background check for an applicant for employment until the applicant becomes the finalist or one (1) of the finalists for a position or the employer has extended a conditional offer of employment to the applicant.

(b)(1)(A) If the applicant becomes the finalist or one (1) of the finalists for a position or an employer offers an applicant a position of employment, the employer may inquire into and consider a criminal conviction or arrest.

(B) However, with respect to an arrest, the employer shall make an inquiry into whether the conduct underlying the arrest makes the applicant unfit for the position.

(2) An applicant shall not be excluded from employment based solely on the fact of an arrest.

(c) An employer shall not withhold or withdraw an offer of employment based on an"

AND

Page 2, delete lines 1 through 3

AND

Page 2, line 6 delete "to withdraw" and substitute "to withhold or withdraw"

AND

Page 2, delete line 8, and substitute the following:

"(1) The nature of the applicant's offense, including without limitation whether the offense is categorized as a felony or misdemeanor;"

AND

Page 2, delete line 13, and substitute the following:

"commission of a similar offense or the offense is otherwise relevant to the job duties of the position;"

AND

Page 2, delete line 17, and substitute the following:

"(e) The employer may require that supplemental information provided by or for the applicant be submitted on a timely basis to avoid delay in the hiring process.

(f) The employer may consider whether an applicant has truthfully disclosed criminal history information if the applicant's criminal history is requested during the application process.

(g) This section does not apply to a criminal background check"

/s/ Donnie Copeland

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Gates, **HOUSE BILL NO. 1311** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1311

Amend **HOUSE BILL NO. 1311** as originally introduced:

Page 2, line 8, delete "submitted ten (10)" and substitute "on and after July 1, 2016."

AND

Page 2, line 9, delete "days after the effective date of this act"

/s/ Mickey Gates

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Lowery, **HOUSE BILL NO. 1828** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1828

Amend **HOUSE BILL NO. 1828** as originally introduced:

Page 5, line 12, add a new Section to read as follows:

"SECTION 2. Arkansas Code Title 6, Chapter 60, Subchapter 9, is amended to add an additional section to read as follows:

6-60-904. Personally identifiable information of students.

(a)(1) The Department of Higher Education or an institution of higher education shall designate only an entity that is under the direct control of the department or institution of higher education to act as an authorized representative to conduct an audit, evaluation, compliance, or enforcement action in connection with legal requirements of a state or school district educational program if the audit, evaluation, compliance, or enforcement action requires access to personally identifiable information of a student.

(2) The department or an institution of higher education shall not disclose personally identifiable information of a student to a contractor, consultant, or other party to whom the department or institution of higher education has outsourced services or functions without the written consent of the student or the student's parent or guardian if the student is under eighteen (18) years of age unless the contractor, consultant, or other party:

(A) Performs a service or function for which the department or institution of higher education would otherwise use an employee;

(B) Is under the direct control of the department or institution of higher education with respect to the use and maintenance of educational records containing personally identifiable information of a student;

(C) Limits internal access to educational records containing personally identifiable information of a student to individuals that are determined to have a legitimate interest;

(D) Does not use the educational records containing personally identifiable information of a student for any other purpose than those explicitly authorized in a contract;

(E) Does not disclose any personally identifiable information to any other entity:

(i) Without prior written consent of the student or the student's parent or guardian if the student is under eighteen (18) years of age; or

(ii) Unless required by law or court order;

(F) Maintains reasonable administrative, technical, and physical safeguards to protect the security, confidentiality, and integrity of personally identifiable information of a student;

(G) Uses encryption technologies to protect data while in motion or in its custody from unauthorized disclosure using technology or methodology specified by the United States Secretary of Health and Human Services in guidance issued under the American Recovery and Reinvestment Act of 2009, Section 13402(H)(2) of Pub.L.No. 111-5, § 13402(H)(2);

(H) Conducts a security audit annually and provides the results of that audit to the department and institution of higher education that it contracts with;

(I) Provides the department and institution of higher education that it contracts with a breach remediation plan that is acceptable to the department or institution of higher education before receiving any educational records that contain personally identifiable information of a student;

(J) Reports all suspected security breaches to the department or institution of higher education that it contracts with as soon as possible, but not later than forty-eight (48) hours after a suspected breach is known;

(K) Reports all actual security breaches to the department or institution of higher education that it contracts with as soon as possible, but not later than twenty-four (24) hours after the actual breach is known;

(L) In the event of a suspected or actual security breach or unauthorized disclosure of personally identifiable information of a student, pays all costs and liabilities incurred by the department or an institution of higher education that it contracts with, including without limitation costs of:

(i) Responding to inquiries about the suspected or actual security breach or unauthorized disclosure;

(ii) Notifying subjects of personally identifiable information about the breach;

(iii) Mitigating the effects of the breach for the subjects of the personally identifiable information; and

(iv) Investigating the cause of the suspected or actual security breach or unauthorized disclosure; and

(M) Destroys or returns to the department or institution of higher education all personally identifiable information of students in its custody upon request and at the termination of the contract.

(b) If an entity meets all the requirements under subsection (a) of this section, the department or institution of higher education may disclose personally

identifiable information of a student without the consent of the student or the student's parent or guardian if the student is under eighteen (18) years of age to an entity that conducts studies for the department or institution of higher education in order to:

- (1) Develop, validate, or administer predictive tests;
- (2) Administer student aid programs; or
- (3) Improve instruction.

(c)(1) Before disclosing without consent any personally identifiable information of a student permitted under subsection (a) or subsection (b) of this section, the department or institution of higher education shall publically disclose on its website and through electronic notification to the President Pro Tempore of the Senate and the Speaker of the House of Representatives the existence of any contract or agreement to which the department or institution of higher education intends to disclose personally identifiable information of a student.

(2) The disclosure and notification provided by the department or institution of higher education shall include the:

(A) Name and location of the data repository where personally identifiable information of a student will be maintained;

(B) Purpose for which the data is intended to be used;

(C) Categories of individuals whose personally identifiable information will be disclosed;

(D) Expected use of the data;

(E) Policies and practices of the entity;

(F) Title and business address of the department or institution of higher education official who is responsible for the contract or agreement;

(G) Procedure for a student or a student's parent or guardian if the student is under eighteen (18) years of age to be notified at his or her request for access to any record pertaining to the student that is maintained by the entity;
and

(H) Source of the data.

(d) The department or institution of higher education shall not disclose personally identifiable information of a student to an entity for commercial use without the written permission of the student or the student's parent or guardian if the student is under eighteen (18) years of age, including without limitation:

- (1) Marketing products or services;
- (2) Compilation of lists for sale or rental;
- (3) Development of products or services; or
- (4) Creation of individual, household, or group profiles.

(e)(1) The department or institution of higher education shall not maintain, directly or indirectly, personally identifiable information of a student without the written consent of the student or the student's parent or guardian if the student is under eighteen (18) years of age, unless the information is:

(A) Mandated to be kept by a federal or state law;

(B) Administratively required for the performance of duties under federal or state law;

(C) Relevant and necessary for the delivery of educational services; or

(D) Designed to support a study of students or former students as long as the information is retained not longer than five (5) years after the students' last day of enrollment at an institution of higher education.

(2) The department or institution of higher education shall not attach personally identifiable information of a student obtained by other federal or state agencies to an educational record through a data match without the written consent of a student or a student's parent or guardian if the student is under eighteen (18) years of age unless the data match is:

(A) Explicitly mandated under federal or state law;

(B) Administratively required for the performance of duties under federal or state law; or

(C) Relevant and necessary for the delivery of educational services.

(f) The Attorney General is authorized to enforce this section."

/s/ Mark Lowery

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Sabin, **HOUSE BILL NO. 1344** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1344

Amend **HOUSE BILL NO. 1344** as originally introduced:

Add Representative Jett as a cosponsor of the bill

AND

Add Senator Files as a cosponsor of the bill

/s/ Warwick Sabin

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Shepherd, **HOUSE BILL NO. 1770** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1770

Amend **HOUSE BILL NO. 1770** as originally introduced:

Page 2, delete line 7

AND

Page 2, delete line 14, and substitute the following:

"seq., after consultation with the Governor;

(v) An unmanned aircraft system used under a certificate of authorization issued by the Federal Aviation Administration; or

(vi) An unmanned aircraft used by a law enforcement agency, emergency medical service agency, hazardous materials response team, disaster management agency, or other emergency management agency for the purpose of incident command, area reconnaissance, personnel and equipment deployment monitoring, training, or a related purpose; and"

/s/ Matthew Shepherd

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, HOUSE BILL NO. 1155 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1155

Amend HOUSE BILL NO. 1155 as originally introduced:

Page 1, immediately following Item No. (1) insert an additional Item No. to read as follows:

" (2) SOLICITOR GENERAL 1 \$124,595"

And

Page 2, line 36, delete "1" and insert "1"

And

Page 3, delete line 1 in its entirety

And

Appropriately renumber Item Numbers in Section 1

And

Page 4, delete lines 34 and 35 in their entirety and substitute the following:

"(05) CLAIMS	3,192,982	
(06) CHILD ADVOCACY CENTERS - SEXUAL ASSAULT REIMBURSEMENT		<u>1,000,000</u>
TOTAL AMOUNT APPROPRIATED		<u>\$4,951,935"</u>

And

Page 10, insert an additional Section following Section 19 to read as follows:

" SECTION 20. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER. (a) Notwithstanding any other provisions of law, up to one million dollars (\$1,000,000) of the unexpended balances of surplus monies in the Justice Building Construction Fund that are not needed as of June 30, 2015 for payment of the principal, premiums, if any, interest, trustees' and paying agents' fees and the maintenance of necessary funds and reserves for the Arkansas Development Finance Authority's (ADFA) series 2008 state agencies facilities revenue refunding bonds (Justice Building Project), shall be transferred to the Crime Victims Reparations Revolving Fund, there to be used for Child Advocacy Centers - Sexual Assault Reimbursement.

(b) The fund transfer shall be contingent upon a determination by the Chief Fiscal Officer of the State that the completion of the fund transfer provided for in subsection (a) of this section will not negatively affect the credit rating of the series 2008 state agencies facilities revenue funding bonds (Justice Building Project) or the State of Arkansas.

(c) ADFa shall compile and provide all necessary documentation to the Chief Fiscal Officer of the State to allow him to make the determination required by subsection (b) of this section.

And

Appropriately renumber Sections of the bill.

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, **HOUSE BILL NO. 1339** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1339

Amend **HOUSE BILL NO. 1339** as originally introduced:

Page 2, insert an additional subsection immediately following SECTION 1, Subsection (K) to read as follows:

" (L) for the construction of new radio repeater sites and critical infrastructure upgrades for the Arkansas Wireless Information Network (AWIN), in a sum not to exceed.....\$2,500,000."

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

(4) ~~(3)~~ Appeals from the circuit court to the Supreme Court in matters affecting the action of the board ~~shall~~ may be handled by the office of the Attorney General.

~~(5) The attorney so employed shall not be considered a state employee and shall not be entitled to any of the benefits of retirement, insurance, workers' compensation, or other perquisites enjoyed by state employees.~~

(c) The board is authorized to make reimbursement of the necessary and reasonable travel, board, and lodging expenses of the staff of the board incurred in the performance of their duties."

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, **HOUSE BILL NO. 1125** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1125

Amend **HOUSE BILL NO. 1125** as originally introduced:

Page 4, line 18, delete "2" and insert "14"

AND

Page 5, line 1, delete "461" and insert "473"

AND

Page 6, line 7, delete "\$448,032" and insert "\$799,044"

AND

Page 6, line 8, delete "152,308" and insert "265,650"

AND

Page 6, line 16, delete "2,603,062" and insert "\$3,067,416"

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, **HOUSE BILL NO. 1131** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1131

Amend **HOUSE BILL NO. 1131** as originally introduced:

Page 1, delete SECTION 1 in its entirety and insert the following:

"SECTION 1. REGULAR SALARIES. There is hereby established for the Department of Information Systems for the 2015-2016 fiscal year, the following maximum number of regular employees.

Item	Class	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2015-2016
(1)	U060U	DIS DIRECTOR	1	\$136,000
(2)	U073U	DIS DEPUTY DIRECTOR	1	\$127,796
(3)	N013N	DIS CHIEF OPERATING OFFICER	1	GRADE N912
(4)	N179N	DIS CHIEF TECHNOLOGY OFFICER	1	GRADE N912
(5)	D003N	STATE CHIEF SECURITY OFFICER	1	GRADE N909
(6)	D002N	STATE DATABASE ADMINISTRATOR LEAD	1	GRADE N909
(7)	N044N	DIS CUST RELATIONS MGMT ADMIN	1	GRADE N909
(8)	N174N	HEALTH INFORMATION TECH POLICY DIR	1	GRADE N908
(9)	N079N	DIS DIVISION DIRECTOR	5	GRADE N907
(10)	D014N	DIS EEF DIVISION DIRECTOR	1	GRADE N907
(11)	N078N	DIS PROJ & ENTERPRISE PROG MGMT ADMIN	1	GRADE N907
(12)	D006N	STATE SYSTEMS ARCHITECT	4	GRADE N907
(13)	D009N	AASIS SYSTEM ADMINISTRATOR	1	GRADE N906
(14)	P005N	DIS TEPP COORDINATOR	2	GRADE N902
(15)	D096C	DIS EEF SR SYSTEM ADMINISTRATOR	1	GRADE C130
(16)	D001C	STATE DATABASE ADMINISTRATOR	3	GRADE C130
(17)	D003C	STATE SYSTEMS ADMINISTRATOR LEAD	3	GRADE C129
(18)	A010C	AGENCY CONTROLLER II	1	GRADE C128
(19)	D010C	DATA WAREHOUSE LEAD	1	GRADE C128
(20)	D098C	DIS EEF SYSTEM ADMINISTRATOR	2	GRADE C128
(21)	D009C	DIS OPERATIONS CENTER MANAGER	1	GRADE C128
(22)	D007C	INFORMATION SYSTEMS MANAGER	3	GRADE C128
(23)	D006C	SOFTWARE ENGINEER LEAD	3	GRADE C128
(24)	D005C	STATE IT SECURITY ANALYST	3	GRADE C128
(25)	D004C	STATE NETWORK SUPPORT LEAD	3	GRADE C128

(26)	A014C	FISCAL DIVISION MANAGER	1	GRADE C127
(27)	G019C	GENERAL COUNSEL	1	GRADE C127
(28)	D099C	DIS EEF STATE SYSTEM ADMINISTRATOR	1	GRADE C126
(29)	D018C	DIS INFORMATION SYSTEMS COORD	1	GRADE C126
(30)	D015C	STATE NETWORK ENGINEER	4	GRADE C126
(31)	D014C	STATE SYSTEMS ADMINISTRATOR	3	GRADE C126
(32)	G076C	ADMINISTRATIVE SERVICES MANAGER	1	GRADE C124
(33)	D035C	COMPUTER SUPPORT MANAGER	1	GRADE C124
(34)	D034C	DATABASE ADMINISTRATOR	6	GRADE C124
(35)	A029C	DIS FISCAL MANAGER	1	GRADE C124
(36)	D032C	DIS IT ASSET MANAGER	1	GRADE C124
(37)	G069C	DIS QUALITY ASSURANCE LEAD	1	GRADE C124
(38)	D031C	DISASTER RECOVERY ANALYST	1	GRADE C124
(39)	D029C	SENIOR GIS ANALYST	1	GRADE C124
(40)	D028C	SENIOR SOFTWARE SUPPORT SPECIALIST	2	GRADE C124
(41)	D027C	SOFTWARE ENGINEER	20	GRADE C124
(42)	D026C	STATE HELP DESK LEAD	1	GRADE C124
(43)	D025C	STATE IT SECURITY SPECIALIST	8	GRADE C124
(44)	D024C	STATE NETWORK SPECIALIST	19	GRADE C124
(45)	D023C	STATE SYSTEMS SPECIALIST	16	GRADE C124
(46)	D022C	SYSTEMS SPECIALIST	1	GRADE C124
(47)	D042C	DATA WAREHOUSE SPECIALIST	6	GRADE C123
(48)	D041C	DIS TECHNICAL ACCOUNTS SPECIALIST	1	GRADE C123
(49)	D038C	SENIOR SOFTWARE SUPPORT ANALYST	2	GRADE C123
(50)	R013C	AGENCY HUMAN RESOURCES MANAGER	1	GRADE C123
(51)	D049C	DIS PROJECT MANAGER	7	GRADE C122
(52)	G098C	DIS QUALITY ASSURANCE COORDINATOR	2	GRADE C122
(53)	D046C	STATE PRODUCTION CONTROL SUPERVISOR	2	GRADE C122
(54)	D045C	STATE SYSTEMS ANALYST	17	GRADE C122
(55)	A052C	ACCOUNTING COORDINATOR	2	GRADE C121
(56)	D053C	DIS ACCOUNT ANALYST	3	GRADE C121
(57)	A048C	DIS RATE ANALYST	1	GRADE C121
(58)	D058C	COMPUTER OPERATIONS COORDINATOR	2	GRADE C120
(59)	P013C	PUBLIC INFORMATION COORDINATOR	1	GRADE C120
(60)	D063C	COMPUTER SUPPORT SPECIALIST	16	GRADE C119
(61)	A068C	DIS BILLING SERVICES MANAGER	1	GRADE C119
(62)	V007C	PROCUREMENT COORDINATOR	1	GRADE C119
(63)	D065C	NETWORK SUPPORT ANALYST	7	GRADE C118

(64) D064C WEBSITE DEVELOPER	2	GRADE C118
(65) D071C COMPUTER SUPPORT ANALYST	5	GRADE C117
(66) D070C DIS ACCOUNTS SPECIALIST	1	GRADE C117
(67) D069C DIS SCHEDULER	2	GRADE C117
(68) B076C RESEARCH PROJECT ANALYST	1	GRADE C117
(69) G178C POLICY DEVELOPMENT COORDINATOR	1	GRADE C117
(70) V014C BUYER	1	G RADE C116
(71) P031C MEDIA SPECIALIST	1	GRADE C116
(72) C037C ADMINISTRATIVE ANALYST	4	GRADE C115
(73) A091C FISCAL SUPPORT ANALYST	9	GRADE C115
(74) D077C HELP DESK SPECIALIST	5	GRADE C115
(75) D084C COMPUTER OPERATOR	10	GRADE C114
(76) C056C ADMINISTRATIVE SPECIALIST III	2	GRADE C112
(77) V025C WAREHOUSE SPECIALIST	2	GRADE C110
(78) C073C ADMINISTRATIVE SPECIALIST II	<u>7</u>	GRADE C109
MAX. NO. OF EMPLOYEES	262"	

AND

Page 4, line 17 delete "\$14,448,167" and insert "\$16,926,683"

AND

Page 4, line 19 delete "4,513,458" and insert "5,614,087"

AND

Page 4, line 29 delete "\$102,005,171" and insert "\$105,584,316"

AND

Page 9, delete line 31 in its entirety and insert the following:

"Information Systems, from any source, funds including but not limited to special or general revenue, the donation of gifts, grants, cash,"

AND

Page 9, line 32 delete "equipment for" and insert "equipment, for"

AND

Page 9, delete lines 33 and 34 in their entirety and substitute the following:

" ~~the establishment, maintenance, operations, or improvement of broadband services, enhancements and grants.~~"

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, **HOUSE BILL NO. 1152** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1152

Amend **HOUSE BILL NO. 1152** as originally introduced:

Page 1, line 32, delete "N912" and insert "N914"

AND

Page 1, immediately following line 32, insert new lines to read as follows:

"(4) N190N	INSURANCE GENERAL COUNSEL	1	GRADE N912
(5) G018N	DIRECTOR RISK MANAGEMENT	1	GRADE N910
(6) N140N	INS ASST DEP COMMISSIONER FINANCE	1	GRADE N910"

AND

Page 1, line 33 under Maximum No. of Employees, delete "3" and insert "2"

AND

Page 1, immediately following line 34, insert a new line to read as follows:

"(6) XOO2NPROPERTY & CASUALTY MANAGER 1 GRADE N910"

AND

Page 1, immediately following line 35, insert a new line to read as follows:

"(7) G043N RISK MANAGEMENT ASSISTANT DIRECTOR 1 GRADE N908"

AND

Page 2, delete line 2 in its entirety

AND

Page 2, delete line 4 in its entirety

AND

Page 2, delete line 10 in its entirety

AND

Page 2, delete line 11 in its entirety

AND

Page 2, immediately following line 16, insert a new line to read as follows:

"(24) G259C INSURANCE PROGRAM MANAGER 1 GRADE C124"

AND

Page 2, line 28 under Maximum No. of Employees, delete "2" and insert "1"

AND

Appropriately renumber all line items in SECTION 1

AND

Page 4, line 33, delete "\$6,933,543" and insert "\$7,011,543"

AND

Page 4, line 35, delete "2,283,841" and insert "2,305,841"

AND

Page 5, line 2, delete "2,372,278" and insert "2,579,878"

AND

Page 5, line 4, delete "60,000" and insert "142,000"

AND

Page 4, line 5, delete "135,000" and substitute "355,000"

AND

Page 4, line 9, delete " \$12,633,662" and insert " \$13,243,262"

AND

Page 9, line 15, delete "259,609" and insert "509,609"

AND

Page 9, line 20, delete " \$1,614,791" and insert " \$1,864,791"

AND

Page 16, immediately following SECTION 27, insert three additional SECTIONS to read as follows:

" SECTION 28. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 23-61-710(c) is amended to read as follows:

(c) The commissioner shall at the end of each biennium period cause to be transferred into the General Revenue Fund Account of the State Apportionment Fund the excess of the State Insurance Department Trust Fund moneys over an amount equal to ~~three-(3)~~ one (1) fiscal-year budget for the department.

SECTION 29. SPECIAL LANGUAGE — CODE AMENDMENT. Arkansas Code § 26-57-604(a)(1), concerning the remittance of insurance premium taxes, is amended to read as follows:

(a)(1)(A) Coincident with the filing of the tax report, each authorized life or accident and health insurer, including licensed health maintenance organizations, may apply for a credit for the noncommissioned salaries and wages of the insurer's Arkansas employees ~~which~~ that are paid in connection with its insurance operations.

(B)(i) The credit may be applied as an offset against the premium tax imposed in § 26-57-603(d) on life and accident and health insurance.

(ii) However, the credit shall not be applied as an offset against the premium tax on collections resulting from an eligible individual insured under § 20-77-2401 et seq. or § 23-61-801 et seq.

SECTION 30. SPECIAL LANGUAGE — CODE AMENDMENT. Arkansas Code § 26-57-610(b)(2), concerning the disposition of insurance premium taxes, is amended to read as follows:

(2) ~~The taxes based on premiums collected to implement the private insurance option under the Health Care Independence Program established by § 20-77-2405 and the Arkansas Health Care Independence Program demonstration approved by the United States Department of Health and Human Services on September 27, 2013, under § 20-77-2401 et seq. and § 23-61-801 et seq. shall be:~~

(A) ~~At the time of deposit separately certified by the commissioner to the Treasurer of State for classification and distribution under this section; and~~

(B) ~~Transferred to the Health Care Independence Program Trust Fund and used as provided by § 19-5-1141;"~~

AND

Page 17, delete SECTION 30 in its entirety and insert a new SECTION to read as follows:

" SECTION 30. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2015 is essential to the operation of the agency for which the appropriations in this Act are provided; with the exception that SECTION 28 in this Act shall be in full force and effect from and after the date of its passage and approval and SECTIONS 29 and 30 shall be in full force and effect from and after January 1, 2015, and that in the event of an extension of the Legislative Session, the delay in the effective date of this Act beyond July 1, 2015, with the exception that SECTION 28 in this Act shall be in full force and effect from and after the date of its passage and approval and SECTIONS 29 and 30 shall be in full force and effect from and after January 1, 2015, could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2015; with the exceptions that SECTION 28 in this Act shall be in full force and effect from and after the date of its passage and approval and SECTIONS 29 and 30 shall be in full force and effect from and after January 1, 2015."

AND

Appropriately renumber all SECTION numbers of the bill.

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks

Chief Clerk

Upon motion of Representative Jean, HOUSE BILL NO. 1057 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1057

Amend HOUSE BILL NO. 1057 as originally introduced:

Page 8, insert an additional SECTION immediately following SECTION 11 to read as follows:

" SECTION 12. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. REFUND TO EXPENDITURE. The proceeds from the reimbursement of travel expenses received by the Public Service Commission, shall be deposited into the same State Treasury Fund or Fund Account from which the original travel expenditure was incurred as a refund to expenditure to the credit of the appropriation from which the original expenditure was made.

The provisions of this section shall be in effect only from July 1, 2015 through June 30, 2016."

And

Appropriately renumber subsequent SECTION numbers of the bill.

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, HOUSE BILL NO. 1207 was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 5 TO HOUSE BILL NO. 1207

Amend HOUSE BILL NO. 1207 as engrossed,
H3/6/15 (version: 03/06/2015 10:55:36 AM):

Insert an additional SECTION immediately following SECTION 80 to read as follows:

" SECTION 81. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND USAGE AUTHORIZED. The Arkansas Children's

Hospital President and C.E.O. may request the Department of Human Services-Division of Medical Services to retain in the Department of Human Services Grant Fund account an amount not to exceed \$1,000,000 for funds made available by the act to be used to match federal funds used for supplemental Medicaid payments to Arkansas Children's Hospital.

The provisions of this section shall be in effect only from July 1, 2015 through June 30, 2016."

AND

Appropriately renumber all SECTIONS of the bill.

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Jean, **HOUSE BILL NO. 1104** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1104

Amend **HOUSE BILL NO. 1104** as engrossed,
H3/16/15 (version: 03/06/2015 12:06:18 PM):

Page 9, line 6, delete "675,000" and substitute "700,000"

AND

Page 9, line 7, delete "\$768,688" and substitute "\$793,688".

/s/ Lane Jean

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative B. Johnson, **HOUSE BILL NO. 1875** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1875

Amend **HOUSE BILL NO. 1875** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 14-200-101(a), concerning municipal authority and powers over utilities, is amended to read as follows:

(a) As used in this section, "public utility" means any electric company, cable television provider, gas company, sewer company, Internet service provider, or telephone company, and any company providing similar services, except a company excluded from the definition of "public utility" under § 23-1-101(9)(B)(ii), a consolidated utility district under the General Consolidated Public Utility System Improvement District Law, § 14-217-101 et seq., ~~and or~~ a water or light commission under § 14-201-101 et seq.

SECTION 2. Arkansas Code § 14-200-101(b)(1)(A)(iii), concerning franchise fees, is amended to read as follows:

(iii) A franchise fee for a utility, including a telephone company, cable television provider, or Internet service provider providing services other than basic ~~local-exchange~~ service, shall not exceed the higher of the amount in effect on January 1, 1997, or ~~four and one-quarter percent (4.25%)~~ five percent (5%), unless agreed to by the affected utility or approved by the voters of the municipality;

SECTION 3. Arkansas Code § 14-200-101(b)(1)(B), concerning franchise fees, is amended to read as follows:

(B) Require a telephone company, cable television provider, or Internet service provider providing basic ~~local-exchange~~ service to pay a reasonable franchise fee not to exceed the higher of the amount of the ~~telephone company's~~ franchise fee in effect on January 1, 1997, or a fee equal to ~~four and one-quarter percent (4.25%)~~ five percent (5%) of the revenues received by the telephone company, cable television provider, or Internet service provider from providing basic ~~local-exchange~~ services, unless:

(i) A higher rate or franchise fee is approved by the voters of the municipality; or

(ii) The telephone company, cable television provider, or Internet service provider agrees to pay a higher percentage on services offered in addition to basic ~~local exchange~~ services;"

/s/ Bob Johnson

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative B. Johnson, **HOUSE BILL NO. 1872** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1872

Amend **HOUSE BILL NO. 1872** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 14-232-103, concerning refuse disposal by counties and municipalities, is amended to add an additional subsection to read as follows:

(c)(1) A county or municipality may prescribe by ordinance reasonable rates for landfill host fees if the county or municipality has all or part of a refuse landfill located within the county or municipal limits.

(2) The landfill host fees shall not exceed two dollars (\$2.00) per tonnage of refuse disposed in the landfill on or after September 1, 2015."

/s/ Bob Johnson

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Lemons, **HOUSE BILL NO. 1886** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1886

Amend **HOUSE BILL NO. 1886** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 14, Chapter 40, Subchapter 20, is amended to add an additional section to read as follows:

14-40-2006. Provision of municipal services.

In a municipal services matter under this subchapter, if a city or incorporated town from which the inhabitants detached determines that the scheduled services are available or became available to the detaching inhabitants by the city or incorporated town to which the inhabitants were annexed into, the inhabitants shall automatically be detached and annexed back into the original city or incorporated town after the expiration of one hundred eighty (180) days following the date the schedule of services became available to the inhabitants and the inhabitants have not used the services."

/s/ Tim Lemons

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Wright, **HOUSE BILL NO. 1798** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1798

Amend **HOUSE BILL NO. 1798** as originally introduced:

Page 2, delete lines 35 and 36 and substitute "rearrangement costs:"

AND

Page 3, delete lines 1 through 4

AND

Page 4, delete lines 1 through 5 and substitute the following:

"(E) The criteria in subsection (b) of this section and any related guidelines and precedent of the Federal Communications Commission regarding pole attachments."

/s/ Marshall Wright

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Tosh, **HOUSE BILL NO. 1779** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1779

Amend **HOUSE BILL NO. 1779** as originally introduced:

Add Representative Davis as a cosponsor of the bill

AND

Delete all language after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 6-85-210(a)(1), concerning continuing eligibility, is amended to read as follows:

(a)(1) A recipient who meets continuing eligibility criteria under this subchapter shall receive a scholarship for one (1) academic year renewable annually until the recipient first:

(A) Earns a baccalaureate degree;

(B)(i) ~~Has enrolled in eight (8) semesters at an institution of higher education as an undergraduate full-time student; or~~

~~(C) Has enrolled in sixteen (16) semesters at an institution of higher education as an undergraduate part-time student~~ earned one hundred twenty (120) semester credit hours.

(ii) A recipient may continue to receive a scholarship after he or she has earned one hundred twenty (120) semester credit hours, but not more than one hundred thirty (130) semester credit hours, if the student is enrolled in a baccalaureate degree program that requires more than one hundred twenty (120) semester credit hours as provided under § 6-61-232.

SECTION 2. Arkansas Code § 6-85-212(e)(1)(A), concerning scholarship award amounts, is amended to read as follows:

(e)(1)(A) Beginning with the ~~2015-2016~~ 2016-2017 academic year, the scholarship award amount under this subchapter for an academic year for a full-time recipient enrolled in a four-year approved institution of higher education is:

(i) Two thousand dollars (\$2,000) for a recipient ~~in his or her freshman year~~ who has earned less than twenty-seven (27) semester credit hours;

(ii) Three thousand dollars (\$3,000) for a recipient ~~in his or her sophomore year~~ who has earned at least twenty-seven (27) semester credit hours but less than fifty-seven (57) semester credit hours;

(iii) Four thousand dollars (\$4,000) for a recipient ~~in his or her junior year~~ who has earned at least fifty-seven (57) semester credit hours but less than eighty-seven (87) semester credit hours; and

(iv)(a) Five thousand dollars (\$5,000) for a recipient in his or her senior year who has earned at least eighty-seven (87) semester credit hours but no more than one hundred twenty (120) semester credit hours unless the recipient is enrolled in a baccalaureate degree program that requires more than one hundred twenty (120) semester credit hours, but not more than one hundred thirty (130) semester credit hours, as provided under § 6-61-232, then up to the number of credit hours required to complete the baccalaureate program.

(b) A recipient shall receive no more than one (1) year of a five-thousand-dollar scholarship provided under subdivision (e)(1)(A)(vi)(a) of this section unless the recipient is enrolled in a baccalaureate degree program that requires more than one hundred twenty (120) semester credit hours as provided under § 6-61-232.

SECTION 3. Arkansas Code § 6-85-212(e)(1), concerning scholarship award amounts, is amended to add an additional subdivision to read as follows:

(C)(i) To determine the correct scholarship award amount based on credit hours, a recipient shall submit a current transcript to the Department of Higher Education no later than June 1 each year.

(ii) A first-time recipient who does not submit a transcript to the department on or before June 1 shall receive the award amount under subdivision (e)(1)(A)(i) of this section."

/s/ Dwight Tosh

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Hammer, **HOUSE BILL NO. 1659** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1659

Amend **HOUSE BILL NO. 1659** as originally introduced:

Add Senator A. Clark as a cosponsor of the bill

/s/ Kim Hammer

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Bell, **HOUSE BILL NO. 1985** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1985

Amend **HOUSE BILL NO. 1985** as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 5, Chapter 53, Subchapter 1, is amended to add an additional section to read as follows:

5-53-117. Providing false testimony to the General Assembly.

A person who knowingly gives or offers false material testimony to a committee of the General Assembly upon conviction is guilty of a Class A misdemeanor."

/s/ Nate Bell

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Ballinger, **HOUSE BILL NO. 1689** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1689

Amend **HOUSE BILL NO. 1689** as originally introduced:

Page 1, delete lines 27 and 28, and substitute the following:

"shall apportion a reasonable part of the total recovery of the class members, commonly referred to as the "Common Fund", regardless of the administrative costs of the refund process or the amount actually refunded to or claimed by the class members, to attorneys"

/s/ Bob Ballinger

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Leding, **HOUSE BILL NO. 1192** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO HOUSE BILL NO. 1192

Amend **HOUSE BILL NO. 1192** as engrossed,

H3/3/15 (version: 03/03/2015 9:24:39 AM):

Page 2, line 11, delete "means an animal" and substitute "means a dog"

AND

Page 2, line 20, delete "or an animal" and substitute "or a dog"

AND

Page 2, line 22, delete "or an animal" and substitute "or a dog"

AND

Page 2, line 25, delete "or an animal" and substitute "or a dog"

AND

Page 2, line 28, delete "or an animal" and substitute "or a dog"

AND

Page 2, line 31, delete "or an animal" and substitute "or a dog"

AND

Page 3, line 20, delete "service animal" and substitute "service animal as defined by § 20-14-304"

AND

Page 4, line 18, delete "service animal" and substitute "service animal as defined by § 20-14-304"

AND

Page 4, line 34, delete "service animal" and substitute "service animal as defined by § 20-14-304"

AND

Page 5, delete line 19 and substitute the following:

"on the premises.

20-14-311. Service animals for students in K-12 schools.

(a) As used in this section, "care for" means the following activities without limitation:

(1) Grooming;

(2) Feeding or watering;

(3) Exercising;

(4) Removing the service animal for periodic voiding; and

(5) Cleaning up after the service animal.

(b) A kindergarten through grade twelve (K-12) student who requires a service animal as defined by § 20-14-304 as an accommodation for his or her academic program shall submit a written request for the accommodation to the school disability coordinator at least thirty (30) days before the student intends to begin using the service animal in the school.

(c)(1) No later than ten (10) school days after the receipt of the written request, the school disability coordinator shall convene a team to meet with the parent or legal guardian of the student to integrate the service animal into the academic program of the student.

(2) The meeting may take place later than ten (10) school days after the receipt of the written request with the consent of the parent or legal guardian of the student.

(3) The team shall include without limitation:

(A) The school principal or his or her designee;

(B) The school counselor;

(C) At least one (1) teacher of the student;

(D) A school nurse;

(E) The parent or legal guardian of the student, if the parent or legal guardian chooses to attend; and

(F) The student, if applicable.

(4) If the student has an existing team under either a plan under 29 U.S.C. § 794 or an individualized education program under the Individuals with Disabilities Education Act, 20 U.S.C. § 1400 et seq., the school disability coordinator shall meet with the existing team.

(d) A kindergarten through grade twelve (K-12) school is not required to hire new staff or assign existing staff to care for a service animal of a student.

(e) This section does not apply to a student who is attending a school-sponsored event as a member of the general public."

/s/ Greg Leding

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Leding, **SENATE BILL NO. 79** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 2 TO SENATE BILL NO. 79

Amend **SENATE BILL NO. 79** as engrossed,
S3/3/15 (version: 03/03/2015 8:39:28 AM):

Page 7, delete line 23, and substitute the following:

"broadcast, including the promotion of and advertising for a sports broadcast, an account of public interest, or a political campaign;"

AND

Page 8, line 18, delete "(a)(1)" and substitute "(a)(1)(B)"

AND

Page 8, delete line 19, and substitute the following:

"this section if:

(A) The claimant proves that the use is so directly connected"

AND

Page 8, delete line 23, and substitute the following:

"individual without the prior consent required by this subchapter; or

(B) The use is not protected by the First Amendment of the Constitution of the United States or the Arkansas Constitution."

/s/ Greg Leding

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Baine, **HOUSE BILL NO. 1846** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1846

Amend **HOUSE BILL NO. 1846** as originally introduced:

Delete Representative Richmond as a cosponsor of the bill

AND

Page 1, delete line 25, and substitute the following:

"SECTION 1. DO NOT CODIFY. Legislative intent.

It is not the intent of the General Assembly with this act to amend the elements of the criminal offense of carrying a weapon, § 5-73-120.

SECTION 2. Arkansas Code § 5-73-119(e)(7), concerning the instance"

AND

Page 1, line 32, delete "SECTION 2" and substitute "SECTION 3"

/s/ John Baine

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Dotson, **HOUSE BILL NO. 1440** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 3 TO HOUSE BILL NO. 1440

Amend **HOUSE BILL NO. 1440** as engrossed,
H3/9/15 (version: 03/09/2015 9:58:40 AM):

Page 1, delete lines 12 and 13, and substitute the following:

"AN ACT TO REDUCE THE FEE FOR A CONCEALED CARRY LICENSE; TO CREATE A LIFETIME CONCEALED CARRY LICENSE; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 17 and 18, and substitute the following:

"TO REDUCE THE FEE FOR A CONCEALED CARRY LICENSE; AND TO CREATE A LIFETIME CONCEALED CARRY LICENSE."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-73-302 is amended to read as follows:

5-73-302. Authority to issue license.

(a) The Director of the Department of Arkansas State Police may issue a license to carry a concealed handgun to a person qualified as provided in this subchapter.

(b)(1) ~~For new licenses issued after July 31, 2007, the~~ The license to carry a concealed handgun is valid throughout the state for a period of five (5) years from the date of issuance unless the person has applied for and obtained a lifetime concealed handgun license.

~~(2) After July 31, 2007, upon renewal, an existing valid license to carry a concealed handgun shall be issued for a period of five (5) years.~~

(c)(1)(A) ~~After July 31, 2007, a~~ A license or renewal of a license issued to a former elected or appointed sheriff of any county of this state shall be issued for a period of five (5) years, unless the former elected or appointed sheriff has applied for and obtained a lifetime concealed handgun license.

(B) The license issued to a former elected or appointed sheriff is revocable on the same grounds as other licenses.

(2)(A) The former elected or appointed sheriff shall meet the same qualifications as all other applicants.

(B) However, the former elected or appointed sheriff is exempt from the fee prescribed by § 5-73-311(a)(2) and from the training requirements of § 5-73-309(13) for issuance.

(d) A lifetime concealed handgun license issued under this section:

(1) Does not have a renewal requirement; and

(2) Is limited to carrying a concealed handgun and for reciprocity recognition in other states and not for any other purpose.

(e) A person issued a standard concealed handgun license may upgrade his or her standard concealed handgun license to a lifetime concealed handgun license at any point during which the person's standard concealed handgun license is valid by paying the additional fee under § 5-73-311(a)(2)(B).

SECTION 2. Arkansas Code § 5-73-308 is amended to read as follows:

5-73-308. License — Issuance or denial.

(a)(1)(A) The Director of the Department of Arkansas State Police may deny a license if within the preceding five (5) years the applicant has been found guilty of one (1) or more crimes of violence constituting a misdemeanor or for the offense of carrying a weapon.

(B) The director may revoke a license if the licensee has been found guilty of one (1) or more crimes of violence within the preceding three (3) years.

(2) Subdivision (a)(1) of this section does not apply to a misdemeanor that has been expunged or for which the imposition of sentence was suspended.

(3) Upon notification by any law enforcement agency or a court and subsequent written verification, the director shall suspend a license or the processing of an application for a license if the licensee or applicant is arrested or formally charged with a crime that would disqualify the licensee or applicant from having a license under this subchapter until final disposition of the case.

(b)(1) The director may deny a license to carry a concealed handgun if the county sheriff or chief of police, if applicable, of the applicant's place of residence or the director or the director's designee submits an affidavit that the applicant has been or is reasonably likely to be a danger to himself or herself or others or to the community at large, as demonstrated by past patterns of behavior or participation in an incident involving unlawful violence or threats of unlawful violence, or if the applicant is under a criminal investigation at the time of applying for a license to carry a concealed handgun.

(2) Within one hundred twenty (120) days after the date of receipt of the items listed in § 5-73-311(a), the director shall:

(A) Issue the license; or

(B) Deny the application based solely on the ground that the applicant fails to qualify under the criteria listed in this subchapter.

(3)(A) If the director denies the application, the director shall notify the applicant in writing, stating the grounds for denial.

(B) The decision of the director is subject to appeal under the Arkansas Administrative Procedure Act, § 25-15-201 et seq.

(c) A person holding a lifetime concealed handgun license that subsequently becomes revoked or suspended under this section is not eligible to hold a lifetime concealed handgun license under any circumstances and instead is eligible only to possess a standard concealed handgun license if the revocation or suspension is reversed or expires.

SECTION 3. Arkansas Code § 5-73-309 is amended to read as follows:

5-73-309. License — Requirements.

The Director of the Department of Arkansas State Police shall issue a standard license or lifetime license to carry a concealed handgun if the applicant:

(1) Is a citizen of the United States;

(2)(A) Is a resident of the state and has been a resident continuously for ninety (90) days or longer immediately preceding the filing of the application.

(B) However, subdivision (2)(A) of this section does not apply to any:

(i) Retired city, county, state, or federal law enforcement officer; or

(ii) Active duty member of the United States armed forces who submits documentation of his or her active duty status; or

(iii) Spouse of an active duty member of the United States armed forces who submits documentation of his or her spouse's active duty status;

(3) Is twenty-one (21) years of age or older;

(4) Does not suffer from a mental or physical infirmity that prevents the safe handling of a handgun and has not threatened or attempted suicide;

(5)(A) Has not been convicted of a felony in a court of this state, of any other state, or of the United States without having been pardoned for conviction and had firearms possession rights restored.

(B) A record of a conviction that has been sealed or expunged under Arkansas law does not render an applicant ineligible to receive a concealed handgun license if:

(i) The applicant was sentenced prior to March 13, 1995; or

(ii) The order sealing or expunging the applicant's record of conviction complies with § 16-90-605;

(6) Is not subject to any federal, state, or local law that makes it unlawful to receive, possess, or transport any firearm, and has had his or her background check successfully completed through the Department of Arkansas State Police and the Federal Bureau of Investigation's National Instant Criminal Background Check System;

(7)(A) Does not chronically or habitually abuse a controlled substance to the extent that his or her normal faculties are impaired.

(B) It is presumed that an applicant chronically and habitually uses a controlled substance to the extent that his or her faculties are impaired if the applicant has been voluntarily or involuntarily committed to a treatment facility for the abuse of a controlled substance or has been found guilty of a crime under ~~the provisions of~~ the Uniform Controlled Substances Act, § 5-64-101 et seq., or a similar law of any other state or the United States relating to a controlled substance within the three-year period immediately preceding the date on which the application is submitted;

(8)(A) Does not chronically or habitually use an alcoholic beverage to the extent that his or her normal faculties are impaired.

(B) It is presumed that an applicant chronically and habitually uses an alcoholic beverage to the extent that his or her normal faculties are impaired if the applicant has been voluntarily or involuntarily committed as an alcoholic to a treatment facility or has been convicted of two (2) or more offenses related to the use of alcohol under a law of this state or similar law of any other state or the United States within the three-year period immediately preceding the date on which the application is submitted;

(9) Desires a legal means to carry a concealed handgun to defend himself or herself;

(10) Has not been adjudicated mentally incompetent;

(11) Has not been voluntarily or involuntarily committed to a mental institution or mental health treatment facility;

(12) Is not a fugitive from justice or does not have an active warrant for his or her arrest;

(13) Has satisfactorily completed a training course as prescribed and approved by the director; and

(14) Signs a statement of allegiance to the United States Constitution and the Arkansas Constitution.

SECTION 4. Arkansas Code § 5-73-311(a)(2), concerning the application fee to obtain a concealed handgun license, is amended to read as follows:

(2)(A) ~~A nonrefundable license fee of one hundred dollars (\$100), except that the nonrefundable license fee is fifty dollars (\$50.00) if the applicant is sixty-five (65) years of age or older~~ fifty dollars (\$50.00) for an applicant who applies for licensure with a paper form provided by the department or if the applicant applies for licensure through the department website.

(B) If a person is applying for a lifetime concealed handgun license, the nonrefundable license fee is one hundred fifty dollars (\$150);

SECTION 5. Arkansas Code § 5-73-311, concerning the application procedure for a concealed carry license, is amended to add a new subsection to read as follows:

(d) The application procedure for a lifetime concealed handgun license shall not require any information or documentation not required for a standard concealed handgun license."

/s/ Jim Dotson

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Tucker, **HOUSE BILL NO. 1426** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1426

Amend **HOUSE BILL NO. 1426** as originally introduced:

Page 1, line 23, delete "an employee"

AND

Page 1, line 24, delete "for the birth" and substitute "a female employee for the live birth"

AND

Page 1, line 31, delete "he or"

AND

Page 1, line 32, delete "he or"

AND

Page 2, line 18, delete "his or"

AND

Page 2, delete line 34, and substitute the following:

"(d)(1) A permanent employee who is granted paid maternity leave under this section shall continue in the service of the agency or other entity identified in subdivision (a)(1)(A) of this section for a period of time as statutorily required or, in the absence of a specific law, at least four (4) times the length of her maternity leave.

(2)(A) A permanent employee shall pay to the agency or other entity identified in subdivision (a)(1)(A) of this section the cost of the paid maternity leave benefit in proportion to the amount of the unfulfilled obligation required under subdivision (d)(1) of this section if the employee voluntarily terminates the employment before fulfilling the obligations under subdivision (d)(1) of this section.

(B) A permanent employee is not liable for repayment if:

(i) The termination of employment was involuntary; or

(ii) The termination resulted from:

(a) Circumstances beyond the employee's control; or

(b) The continuation, recurrence, or onset of a serious health condition arising from the live birth; or

(c) A serious injury or illness that would otherwise entitle the employee to leave.

(C) A written contract shall be signed by the employee and the agency or other entity identified in subdivision (a)(1)(A) of this section setting forth all terms of the agreement before the benefit may be paid.

(e) Paid maternity leave under subsections (a)-(d) of this section does not apply to an institution of higher education.

(f)(1) Maternity Unpaid maternity leave shall be treated as any other"

/s/ Clarke Tucker

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Tucker, **HOUSE BILL NO. 1830** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1830

Amend **HOUSE BILL NO. 1830** as originally introduced:

Page 1, delete the TITLE in its entirety, and substitute the following:

"AN ACT TO CREATE THE ARKANSAS MANUFACTURER RESPONSIBILITY AND CONSUMER CONVENIENCE INFORMATION TECHNOLOGY EQUIPMENT COLLECTION AND RECOVERY ACT; TO REQUIRE A MANUFACTURER OF CERTAIN COMPUTING, DISPLAY, OR PRINTING EQUIPMENT TO OFFER A RECOVERY PROGRAM FOR THE COLLECTION OF EQUIPMENT FROM A CONSUMER IN A MANNER CONVENIENT TO THE CONSUMER; TO LIMIT THE LIABILITY OF A MANUFACTURER FOR DAMAGE SUSTAINED BY A CONSUMER FROM INFORMATION CONTAINED ON EQUIPMENT RETURNED BY THE CONSUMER TO A MANUFACTURER THROUGH THE MANUFACTURER'S RECOVERY PROGRAM; AND FOR OTHER PURPOSES."

AND

Page 1, delete the SUBTITLE in its entirety, and substitute the following:

"TO CREATE THE ARKANSAS MANUFACTURER RESPONSIBILITY AND CONSUMER CONVENIENCE INFORMATION TECHNOLOGY EQUIPMENT COLLECTION AND RECOVERY ACT; AND TO REQUIRE A MANUFACTURER OF CERTAIN COMPUTING, DISPLAY, OR PRINTING EQUIPMENT TO OFFER A RECOVERY PROGRAM FOR THE EQUIPMENT."

AND

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

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

Subchapter 20 — Arkansas Manufacturer Responsibility and Consumer Convenience Information Technology Equipment Collection and Recovery Act

8-6-2001. Title.

This subchapter may be cited as the "Arkansas Manufacturer Responsibility and Consumer Convenience Information Technology Equipment Collection and Recovery Act".

8-6-2002. Findings.

The General Assembly finds that:

(1) Televisions, computing, and printing devices are critical to the development of this state's economy and the promotion of the quality of life of the citizens of this state;

(2) Many used televisions, computing, and printing devices can be refurbished and reused, or recycled;

(3) Developing and implementing a system for recovering televisions, computing, and printing devices promotes resource conservation, public health, public safety, and economic prosperity; and

(4)(A) The state should establish a comprehensive and convenient recovery program for televisions, computing, and printing devices based on individual manufacturer responsibility and shared responsibility among consumers, retailers, and government.

(B) The program should ensure that used televisions, computing, and printing devices are disposed of in a manner that promotes resource conservation through the development of an effective and efficient system for collection and recycling.

(C) The program should encourage manufacturers to offer a convenient collection and recycling service to consumers at no charge.

8-6-2003. Definitions.

As used in this subchapter:

(1) "Collect" means to facilitate the delivery of a covered device to a collection site included in the manufacturer's program, and to transport the covered device for recovery;

(2) "Computer manufacturer" means a person that:

(A) Manufactures a covered computer device under its own brand for sale or without affixing a brand;

(B) Sells in this state a covered computer device produced by another supplier under its own brand or label;

(C) Imports covered computer devices into the United States;

(D) Is a foreign company from which an importer purchases a covered computer device that has a presence or assets in the United States; or

(E) Manufactures a covered computer device, supplies a covered computer device to a person within a distribution network that includes wholesalers or retailers in this state, and benefits from the sale of a covered computer device through the distribution network;

(3) "Consumer" means an occupant of a single, detached dwelling unit or a single unit of a multiple dwelling unit who has used a covered device primarily for personal or home business use;

(4)(A) "Covered computer device" means a desktop or notebook computer, computer monitor, or printing device marketed and intended for use by a consumer.

(B) "Covered computer device" does not include a covered television device;

(5)(A) "Covered device" means a covered computer device and a covered television device marketed and intended for use by a consumer.

(B) "Covered device" does not include:

(i) A device that is a part of a motor vehicle or a component part of a motor vehicle assembled by or for a motor vehicle manufacturer or franchised dealer, including replacement parts for use in a motor vehicle;

(ii) A device that is functionally or physically a part of, or connected to, or integrated within equipment or a system designed and intended for use in an industrial, governmental, commercial, research and development, or medical setting, including without limitation diagnostic, monitoring, control, or medical products as defined under the federal Food, Drug, and Cosmetic Act, 21 U.S.C. § 301 et seq., equipment or a system designed and intended for use in security, sensing, monitoring, anti-terrorism, and emergency services purposes, or equipment or a system designed and intended primarily for use by professional users;

(iii) A device that is contained within a clothes washer, clothes dryer, refrigerator, refrigerator and freezer, microwave oven, conventional oven or range, dishwasher, air conditioner, dehumidifier, air purifier, water heater, or exercise equipment; or

(iv) A telephone, including a mobile telephone, a personal digital assistant, a global positioning system, or a handheld gaming device;

(6)(A) "Covered television device" means an electronic device that contains a tuner that locks on to a selected carrier frequency and is capable of receiving and displaying television or video programming via broadcast, cable, or satellite, including without limitation a direct view or projection television with a viewable screen of nine inches (9") or larger whose display technology is based on cathode ray tube, plasma, liquid crystal display, digital light processing, liquid crystal on silicon, silicon crystal reflective display, light emitting diode, or similar technology marketed and intended for use by a consumer primarily for personal purposes.

(B) "Covered television device" does not include a covered computer device;

(7) "Manufacturer's brand" means a manufacturer's name, brand name either owned or licensed by the manufacturer, or brand logo for which the manufacturer has legal responsibility;

(8) "Market share" means the total weight of a television manufacturer's covered television devices that were sold at retail in the United States to individuals during the previous year, multiplied by the population fraction of Arkansas to the United States population as determined in the most recent United States Census data for the total population of Arkansas divided by the total population of the United States, divided by the total weight of all of the covered television devices that were sold at retail to individuals in Arkansas during the previous year;

(9) "Person" means an individual, business entity, partnership, limited liability company, corporation, not-for-profit corporation, association, government entity, public benefit corporation, or public authority;

(10) "Recover" means to reuse or recycle;

(11) "Recoverer" means a person or entity that reuses or recycles a covered device;

(12) "Retail sale" means the sale of a new product through a sales outlet, the Internet, mail order, or otherwise, whether or not the seller has a physical presence in this state;

(13) "Retailer" means a person engaged in retail sales;

(14)(A) "Sell" means a transfer for consideration of title, including without limitation a transaction conducted through a sales outlet, a catalog, or the Internet or another similar electronic means.

(B) "Sell" does not mean a lease; and

(15)(A) "Television manufacturer" means a person that:

(i) Manufactures covered television devices under a manufacturer's brand that it licenses or owns for sale in this state;

(ii) Manufactures covered television devices without affixing a manufacturer's brand for sale in this state;

(iii) Resells into this state a covered television device under a manufacturer's brand it owns or licenses produced by other suppliers, including a retail establishment that sells covered television devices under a manufacturer's brand the retailer owns or licenses;

(iv) Imports covered television devices into the United States;

(v) Is a foreign company from which an importer purchases a covered television device that has a presence or assets in the United States;

(vi) Manufactures covered television devices, supplies covered television devices to a person within a distribution network that includes wholesalers or retailers in this state, and benefits from the sale in this state of the covered television devices through the distribution network; or

(vii) Assumes the responsibilities and obligations of a television manufacturer under this subchapter.

(B) "Television manufacturer" does not include a licensor or manufacturer's brand owner of a manufacturer's brand under which a television manufacturer manufactures, sells, or resells televisions.

8-6-2004. Manufacturer's brand label.

A computer manufacturer or television manufacturer shall not sell or offer to sell a covered device unless a label indicating the computer manufacturer's or television manufacturer's brand is permanently affixed to the covered device in a readily visible location.

8-6-2005. Computer device recovery program.

(a) A computer manufacturer shall not sell or offer to sell in this state a covered computer device unless the computer manufacturer provides a recovery program at no charge or provides a financial incentive of equal or greater value, such as a coupon.

(b) A recovery program under this section shall:

(1) Require a computer manufacturer to offer to collect from a consumer a covered computer device bearing a label indicating the computer manufacturer's brand; and

(2)(A) Make the computer manufacturer's collection service as convenient to a consumer as the purchase of a covered computer device from the computer manufacturer.

(B) A computer manufacturer may use a mail-back system in which a consumer can return an end-of-life covered computer device by mail, including a system in which a consumer can go online, print a prepaid shipping label, package the covered computer device, and affix the prepaid label to the package for deposit with the United States Postal Service or other carrier selected by the computer manufacturer.

(C)(i) If a computer manufacturer does not provide a mail-back system, the computer manufacturer shall provide collection sites or collection

events, or both, that are centrally located in a county, region, or other location based on population.

(ii) A computer manufacturer shall work in coordination with the Arkansas Department of Environmental Quality to determine an appropriate number of collection sites or collection events, or both.

(c) A recovery program under this section may use existing collection and consolidation infrastructure for collecting covered computer devices, including retailers, recyclers, and reuse organizations.

(d) A computer manufacturer may work collectively and cooperatively with another computer manufacturer to offer collection services to consumers.

(e) A computer manufacturer shall describe the computer manufacturer's recovery program on the computer manufacturer's website if the computer manufacturer maintains a website.

(f) A collection event under this section shall accept a covered computer device manufactured by any computer manufacturer.

8-6-2006. Television device recovery program.

(a) A television manufacturer shall not sell or offer for sale a covered television device in this state unless the television manufacturer provides a recovery program at no charge or provides a financial incentive of equal or greater value, such as a coupon.

(b) A television manufacturer shall annually recycle or arrange for the recycling of covered television devices manufactured by the television manufacturer.

(c)(1) A television manufacturer shall annually recycle or arrange for the recycling of its market share of covered television devices under this section.

(2) The individual recycling obligation for each television manufacturer is the total number of pounds of covered television devices recycled by all television manufacturers during the previous year multiplied by the television manufacturer's market share.

(3) The Arkansas Department of Environmental Quality shall notify each television manufacturer of its market share recycling obligation.

(4) A television manufacturer shall provide information to the department to allow the department to calculate market share and to determine each television manufacturer's recycling obligation.

(5) A television manufacturer shall report to the department the total weight of the television manufacturer's covered television devices sold at retail in the United States, the state specific covered television device sales data annually calculated using the population fraction of Arkansas to the United States population,

and the total weight of covered television devices collected and recycled in the state during the previous year.

(d)(1) A television manufacturer may fulfill the requirements of this section either individually or in participation with other television manufacturers.

(2) A recovery program under this section may use existing collection and consolidation infrastructure for collecting covered television devices, including retailers, recyclers, and reuse organizations.

(e) A television manufacturer shall provide the department with contact information for the television manufacturer's designated agent or employee whom the department may contact for information related to the television manufacturer's compliance with this section.

8-6-2007. Retailers.

(a) A retailer shall only sell or offer to sell a covered device that:

(1) Bears a manufacturer label as required under § 8-6-2004; and

(2) Is manufactured by a computer manufacturer or television manufacturer that offers a recovery program under this subchapter.

(b) This section does not apply to a covered television device sold by a retailer for less than one hundred dollars (\$100).

8-6-2008. Immunity.

(a) A computer manufacturer or television manufacturer is not liable for damages arising from information stored on a covered device collected from a consumer through the computer manufacturer or television manufacturer's recovery programs under this subchapter.

(b) A retailer is not liable for damages arising from information stored on a covered device collected from a consumer under a computer manufacturer or television manufacturer's recovery program under this subchapter.

8-6-2009. Landfill disposal prohibited — Notice.

(a) A consumer shall not knowingly place or discard a covered device or any of the components or subassemblies of a covered device in a waste stream that is to be disposed of in a solid waste landfill.

(b) An owner or operator of a solid waste landfill shall not knowingly accept for disposal at the solid waste landfill's gate a load containing more than an incidental amount of covered devices.

(c) The owner or operator of a solid waste landfill shall post, in a conspicuous location at the solid waste landfill, a sign stating that covered devices and components of covered devices are not accepted for disposal at the solid waste landfill.

(d) The owner or operator of a solid waste landfill shall notify in writing a hauler delivering solid waste to the landfill that covered devices and components of covered devices are not accepted for disposal at the solid waste landfill.

8-6-2010. Arkansas Department of Environmental Quality — Website information.

The Arkansas Department of Environmental Quality shall provide information to the public on its website regarding:

(1) The recovery programs under this subchapter;

(2) The prohibition on disposing of covered devices and components in a solid waste landfill;

(3) Collection options available for covered devices;

(4) The definition of covered devices;

(5) Proper methods for disposing of covered devices and noncovered devices; and

(6) Links to recovery programs on each computer manufacturer or television manufacturer's website.

8-6-2011. Arkansas Department of Environmental Quality — Audits and inspections — Penalties.

The Arkansas Department of Environmental Quality may:

(1) Conduct audits and inspections of a computer or television manufacturer, retailer, or recoverer to determine compliance with this subchapter; and

(2) Establish by rule administrative fines for violations of this subchapter not to exceed one thousand dollars (\$1,000) for each violation.

8-6-2012. Confidentiality.

Financial and proprietary information submitted to the Arkansas Department of Environmental Quality under this subchapter is confidential and is not subject to examination or disclosure as public information under the Freedom of Information Act, § 25-19-101 et seq.

8-6-2013. Arkansas Department of Environmental Quality — Annual report.

The Arkansas Department of Environmental Quality shall include in its annual solid waste report information provided by computer manufacturers and television manufacturers on recovery programs offered under this subchapter.

8-6-2014. Compliance with law and industry standards.

(a) A covered device shall be recovered in a manner that complies with applicable federal, state, and local requirements.

(b) A recoverer shall at a minimum comply with the responsible recycling practices developed by the Institute of Scrap Recycling Industries, Inc., or other

comparable industry or governmental standards as the they existed on January 1, 2015.

8-6-2015. Fees.

(a) The Arkansas Department of Environmental Quality shall establish a registration fee schedule for a computer manufacturer and a television manufacturer as follows:

(1) An initial registration fee of not more than two thousand five hundred dollars (\$2,500); and

(2) An annual registration renewal fee of not more than one thousand dollars (\$1,000).

(b)(1)(A) A fee for a computer manufacturer shall be based on the computer manufacturer's volume of sales in this state.

(B) A fee for a television manufacturer shall be based on the market share of the television manufacturer.

(2) A manufacturer of a covered device that sells one thousand (1,000) or fewer covered devices per year is exempt from a fee under this subchapter.

(c) Proceeds from fees collected under this section shall be used by the department exclusively to implement this subchapter.

8-6-2016. Rules.

The Arkansas Department of Environmental Quality shall adopt rules to implement this subchapter including without limitation rules for:

(1) Computer manufacturers' and television manufacturers' annual reports;

(2) Computer manufacturers' and television manufacturers' plans;

(3) Reporting requirements; and

(4) Standards for operations of recovery facilities.

/s/ Clarke Tucker

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Cozart, **HOUSE BILL NO. 1623** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1623

Amend **HOUSE BILL NO. 1623** as originally introduced:

Page 2, line 27, add the following new section:

“SECTION 2. Arkansas Code § 6-17-2403, concerning the minimum teacher compensation schedule, is amended to add an additional subsection to read as follows:

(d)(1) The minimum teacher compensation schedule under § 6-17-2403(b) of this section does not apply to a part-time teacher or part-time paraprofessional employed by a school district to work in an adult education program.

(2) The minimum teacher compensation schedule for a part-time teacher or part-time paraprofessional employed by a school district to work in an adult education program shall be established by the Adult Education Section of the Department of Career Education and approved by the State Board of Career Education.”

/s/ Bruce Cozart

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Upon motion of Representative Ballinger, **HOUSE BILL NO. 1705** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1705

Amend **HOUSE BILL NO. 1705** as originally introduced:

Delete the TITLE in its entirety and substitute the following:

"AN ACT TO AMEND THE LAWS CONCERNING THE REPARATION OF LANDFILLS; TO AUTHORIZE THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY TO USE LANDFILL CLOSURE FUNDS FOR THE CLOSURE OF WASTE TIRE FACILITIES; AND FOR OTHER PURPOSES."

AND

Delete the SUBTITLE in its entirety and substitute the following:

"AN ACT TO AMEND THE LAWS CONCERNING THE REPARATION OF LANDFILLS; AND TO AUTHORIZE THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY TO USE LANDFILL CLOSURE FUNDS FOR THE CLOSURE OF WASTE TIRE FACILITIES."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 8-6-1002(b), concerning the administration of the Landfill Post-Closure Trust Fund, is amended to add an additional subdivision to read as follows:

(3) The fund shall be administered by the department and may be used by the department to complete all activities necessary for the closure of a permitted waste tire processing or disposal site that is owned or operated by a regional solid waste management district if the department determines that the regional solid waste management district lacks sufficient funds to complete closure of the permitted waste tire processing or disposal site.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that funds from the Landfill Post-Closure Trust Fund will alleviate problems in waste tire facility closures due to lack of funds; and that this act is immediately necessary because delays in waste tire facility closure pose a danger to the public health and safety. 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."

/s/ Bob Ballinger

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

The House gave Representative K. Hendren unanimous leave to withdraw
HOUSE BILL NO. 1051.

The House gave Representative K. Hendren unanimous leave to withdraw
HOUSE BILL NO. 1050.

ENGROSSED BILL REPORTS

JEREMY GILLIAM, CHAIRPERSON

March 13, 2015

The following bill(s) reported correctly engrossed:

HOUSE BILL NO. 1036	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1057	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1100	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1104	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1125	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1131	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1152	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1155	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1192	BY REPRESENTATIVE LEDING
HOUSE BILL NO. 1203 - TITLE -	BY REPRESENTATIVE HAMMER
HOUSE BILL NO. 1207	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1311	BY REPRESENTATIVE GATES
HOUSE BILL NO. 1339	BY REPRESENTATIVE JEAN
HOUSE BILL NO. 1344 - TITLE -	BY REPRESENTATIVE SABIN
HOUSE BILL NO. 1426	BY REPRESENTATIVE TUCKER
HOUSE BILL NO. 1440 - TITLE -	BY REPRESENTATIVE DOTSON
HOUSE BILL NO. 1532	BY REPRESENTATIVE VINES
HOUSE BILL NO. 1562	BY REPRESENTATIVE D. MEEKS
HOUSE BILL NO. 1607	BY REPRESENTATIVE BRAGG
HOUSE BILL NO. 1618	BY REPRESENTATIVE COPELAND
HOUSE BILL NO. 1623	BY REPRESENTATIVE COZART

ENGROSSED BILL REPORTS, CONTINUED

HOUSE BILL NO. 1624 BY REPRESENTATIVE D. MEEKS
HOUSE BILL NO. 1636 BY REPRESENTATIVE EAVES
HOUSE BILL NO. 1655 - TITLE - BY REPRESENTATIVE COLLINS
HOUSE BILL NO. 1659 - TITLE - BY REPRESENTATIVE HAMMER
HOUSE BILL NO. 1676 - TITLE - BY REPRESENTATIVE D. MEEKS
HOUSE BILL NO. 1689 BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1705 - TITLE - BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1770 BY REPRESENTATIVE SHEPHERD
HOUSE BILL NO. 1772 BY REPRESENTATIVE J. MAYBERRY
HOUSE BILL NO. 1775 BY REPRESENTATIVE J. MAYBERRY
HOUSE BILL NO. 1779 - TITLE - BY REPRESENTATIVE TOSH
HOUSE BILL NO. 1798 BY REPRESENTATIVE WRIGHT
HOUSE BILL NO. 1828 BY REPRESENTATIVE LOWERY
HOUSE BILL NO. 1830- TITLE - BY REPRESENTATIVE TUCKER
HOUSE BILL NO. 1846 - TITLE - BY REPRESENTATIVE BAINE
HOUSE BILL NO. 1872 BY REPRESENTATIVE JOHNSON
HOUSE BILL NO. 1875 BY REPRESENTATIVE JOHNSON
HOUSE BILL NO. 1886 BY REPRESENTATIVE LEMONS
HOUSE BILL NO. 1963 BY REPRESENTATIVE EUBANKS
HOUSE BILL NO. 1985 BY REPRESENTATIVE BELL
SENATE BILL NO. 79 BY SENATOR J. WOODS
SENATE BILL NO. 698 - TITLE - BY SENATOR J. HUTCHINSON

HOUSE BILL ENGROSSED AS TITLE AMENDED

HOUSE BILL NO. 1203

BY: REPRESENTATIVES HAMMER, *WARDLAW*

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE USE OF DEADLY PHYSICAL FORCE IN DEFENSE OF A PERSON; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1344

BY: REPRESENTATIVES SABIN, BLAKE, V. FLOWERS, M. HODGES, LEDING, LOVE, MAGIE, MCELROY, G. MCGILL, RICHEY, TUCKER, *JETT*
BY: SENATOR FILES

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE WORKING FAMILIES OPPORTUNITY ACT; TO ALLOW AN INCOME TAX CREDIT BASED ON AN INDIVIDUAL'S INCOME; TO PHASE IN AN INCOME TAX CREDIT BASED ON AN INDIVIDUAL'S INCOME; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1440

BY: REPRESENTATIVES DOTSON, BALLINGER, BELL, BENTLEY, COLLINS, DAVIS, DELLA ROSA, C. DOUGLAS, DROWN, GATES, GONZALES, M. GRAY, HICKERSON, G. HODGES, LADYMAN, LUNDSTRUM, MILLER, PAYTON, PETTY, PITSCH, RICHMOND, SCOTT, B. SMITH, SPEAKS, SULLIVAN, TOSH, VAUGHT, WALLACE, WOMACK, *FARRER, LEMONS. WARDLAW*
BY: SENATORS J. WOODS, CALDWELL, A. CLARK, COLLINS-SMITH, J. ENGLISH, HESTER, B. JOHNSON

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REDUCE THE FEE FOR A CONCEALED CARRY LICENSE; TO CREATE A LIFETIME CONCEALED CARRY LICENSE; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1655

BY: REPRESENTATIVE COLLINS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REFORM RATE MAKING OF PUBLIC UTILITIES; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1659

BY: REPRESENTATIVES HAMMER, RATLIFF

BY: SENATOR A. CLARK

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING THE RURAL FIRE DEPARTMENTS STUDY COMMITTEE; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1676

BY: REPRESENTATIVE D. MEEKS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO PROHIBIT RE-HOMING OF AN ADOPTED CHILD; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1705

BY: REPRESENTATIVE BALLINGER

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND THE LAWS CONCERNING THE REPARATION OF LANDFILLS; TO AUTHORIZE THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY TO USE LANDFILL CLOSURE FUNDS FOR THE CLOSURE OF WASTE TIRE FACILITIES; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1779

BY: REPRESENTATIVES TOSH, DAVIS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE WAY THE ARKANSAS ACADEMIC CHALLENGE SCHOLARSHIP PROGRAM — PART 2 AWARD AMOUNTS ARE DISTRIBUTED; AND FOR OTHER PURPOSES.

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1830

BY: REPRESENTATIVE TUCKER

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO CREATE THE ARKANSAS MANUFACTURER RESPONSIBILITY AND CONSUMER CONVENIENCE INFORMATION TECHNOLOGY EQUIPMENT COLLECTION AND RECOVERY ACT; TO REQUIRE A MANUFACTURER OF CERTAIN COMPUTING, DISPLAY, OR PRINTING EQUIPMENT TO OFFER A RECOVERY PROGRAM FOR THE COLLECTION OF EQUIPMENT FROM A CONSUMER IN A MANNER CONVENIENT TO THE CONSUMER; TO LIMIT THE LIABILITY OF A MANUFACTURER FOR DAMAGE SUSTAINED BY A CONSUMER FROM INFORMATION CONTAINED ON EQUIPMENT RETURNED BY THE CONSUMER TO A MANUFACTURER THROUGH THE MANUFACTURER'S RECOVERY PROGRAM; AND FOR OTHER PURPOSES.*

HOUSE BILL ENGROSSED AS TITLE AMENDED
HOUSE BILL NO. 1846

BY: REPRESENTATIVES BAINE, WARDLAW, C. ARMSTRONG, BALLINGER, BALTZ, BECK, BELL, BENTLEY, BRANSCUM, COLLINS, COZART, DAVIS, DOTSON, C. DOUGLAS, DROWN, EADS, M. GRAY, HICKERSON, G. HODGES, HOUSE, LEDING, LEMONS, LUNDSTRUM, NEAL, RATLIFF, SCOTT, TOSH, TUCKER, WALKER, D. WHITAKER, WOMACK

BY: SENATORS B. PIERCE, E. CHEATHAM, A. CLARK, MALOCH

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING THE "JOURNEY" PROVISION IN REGARD TO THE CRIMINAL OFFENSE OF CARRYING A WEAPON; AND FOR OTHER PURPOSES.

SENATE BILL ENGROSSED AS TITLE AMENDED
SENATE BILL NO. 698

BY: SENATOR J. HUTCHINSON

BY: REPRESENTATIVE WRIGHT

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO GRANT CERTAIN LAW ENFORCEMENT INVESTIGATORS ACCESS TO THE PRESCRIPTION DRUG MONITORING PROGRAM TO ENHANCE INVESTIGATIVE CAPABILITY; AND FOR OTHER PURPOSES.

Upon motion of Representative Wright, **SENATE BILL NO. 698** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO SENATE BILL NO. 698

Amend **SENATE BILL NO. 698** as originally introduced:

Add Representative Wright as a cosponsor of the bill

AND

Page 2, delete line 2 and substitute the following:

"by the Arkansas Prescription Drug Advisory Board and certified by the Arkansas Commission on Law Enforcement Standards and Training; and"

/s/ Marshall Wright

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

Morning Hour Expired.

Representative Speaks moved that the House concur in the following Senate Amendment.

ARKANSAS SENATE

AMENDMENT NO. 1 TO HOUSE BILL NO. 1193

Amend **HOUSE BILL NO. 1193** as originally introduced:

Add Senator Collins-Smith as a cosponsor of the bill

/s/ Linda Collins-Smith

The Amendment was read and the vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Copeland, Cozart, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Ladyman, Lampkin, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack.

Total 89

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: Davis, Deffenbaugh, Eubanks, Farrer, House, Johnson, Leding, Murdock, Vaught, Wright, Mr. Speaker.

Total 11

VOTING PRESENT:

Total 0

Total number of votes cast..... 89

Total number voting in the affirmative 89

Necessary to concur in the amendment..... 51

So the Amendment was concurred in.

/s/ Sherri Stacks
Chief Clerk

Representative Wardlaw moved for reconsideration of HOUSE BILL NO. 1744. Motion carried.

HOUSE BILL NO. 1744

BY: REPRESENTATIVE D. DOUGLAS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, C. Fite, L. Fite, V. Flowers, Gates, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jett, Ladyman, Lampkin, Lemons, Linck, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack.

Total 81

NEGATIVE: Beck.

Total 1

ABSENT OR NOT VOTING: Deffenbaugh, Dotson, C. Douglas, Eubanks, Farrer, Gonzales, House, Jean, Johnson, Leding, Payton, Sabin, Vaught, Wright, Mr. Speaker.

Total 15

VOTING PRESENT: Fielding, Love, D. Meeks.

Total 3

Total number of votes cast..... 85

Total number voting in the affirmative 81

Necessary to the passage of the bill 51

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

Representative Gossage moved to suspend **House Rule 41** for the duration of the 90th Regular Session. Motion carried.

41. A bill shall not be called for a third reading and final passage until a photocopied, printed copy, or electronic copy of same shall have been placed on every representative's desk for twenty-four (24) hours.

The twenty-four (24) hour period begins when a bill is initially introduced and read across the desk. No regular bill or resolution may be brought up for a third reading and final passage on the Floor of the House until it has been on the calendar of the House for at least two (2) days.

HOUSE BILL NO. 1625

BY: REPRESENTATIVE TUCKER

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Bragg, Branscum, Broadaway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Lemons, Linck, Love, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Boyd, Deffenbaugh, Dotson, C. Douglas, Eubanks, Farrer, House, Leding, Lowery, Sabin, Vaught, Wright, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Total number voting in the affirmative87

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1452

BY: REPRESENTATIVE BAINE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, Gates, Gonzales, Gossage, M. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Baltz, Deffenbaugh, C. Douglas, Eubanks, Farrer, V. Flowers, M.J. Gray, House, Lowery, Vaught, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Total number voting in the affirmative89

Necessary to the passage of the bill51

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

***** EXPUNGED***** 03/18/2015*****

HOUSE BILL NO. 1496

BY: REPRESENTATIVE LAMPKIN

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baltz, Bennett, Blake, Broadway, Collins, Cozart, Della Rosa, D. Douglas, D. Ferguson, K. Ferguson, Fielding, V. Flowers, M.J. Gray, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Johnson, Lampkin, Leding, Lemons, Love, Lowery, Magie, McElroy, G. McGill, S. Meeks, Miller, Murdock, Nicks, B. Overbey, Ratliff, Richey, Sabin, Scott, Shepherd, Talley, Tucker, Vines, Walker, Wardlaw, D. Whitaker, Wright.

Total46

NEGATIVE: Beck, Bell, Boyd, Brown, Copeland, Dotson, Drown, Eads, Eaves, C. Fite, L. Fite, Gates, M. Gray, Hammer, Harris, Ladyman, Lundstrum, McNair, D. Meeks, Petty, Pitsch, Richmond, Rushing, B. Smith, Speaks, Sullivan, Tosh, Wallace.

Total28

ABSENT OR NOT VOTING: Baine, Ballinger, Bentley, Bragg, Branscum, Davis, Deffenbaugh, C. Douglas, Eubanks, Farrer, Gonzales, Gossage, Henderson, Holcomb, House, Jean, Jett, Linck, Neal, Payton, Sturch, Vaught, Womack, Mr. Speaker.

Total24

VOTING PRESENT: J. Mayberry, Sorvillo.

Total2

Total number of votes cast.....76

Total number voting in the affirmative46

Necessary to the passage of the bill51

So the Bill failed.

***** EXPUNGED***** 03/18/2015*****

HOUSE BILL NO. 1706

BY: REPRESENTATIVE BALLINGER

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: E. Armstrong, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Copeland, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, McNair, D. Meeks, S. Meeks, Miller, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Wallace, Wardlaw, D. Whitaker, Womack.

Total85

NEGATIVE: Walker.

Total1

ABSENT OR NOT VOTING: Baine, Collins, Deffenbaugh, C. Douglas, Eubanks, Farrer, House, G. McGill, Murdock, Sabin, Vaught, Wright, Mr. Speaker.

Total13

VOTING PRESENT: C. Armstrong.

Total1

Total number of votes cast.....87

Total number voting in the affirmative85

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1707

BY: REPRESENTATIVE BALLINGER

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Deffenbaugh, Eaves, Eubanks, Farrer, House, Lampkin, Vaught, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1530

BY: REPRESENTATIVE D. MEEKS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, Eaves, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total92

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Bentley, Deffenbaugh, Eubanks, Farrer, M. Gray, House, Vaught, Mr. Speaker.

Total8

VOTING PRESENT:

Total0

Total number of votes cast.....92

Total number voting in the affirmative92

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1678

BY: REPRESENTATIVE SHEPHERD

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadaway, Deffenbaugh, Eaves, Eubanks, Farrer, House, Lowery, Vaught, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1372

BY: REPRESENTATIVE D. MEEKS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, C. Fite, L. Fite, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Leding, Lemons, Linck, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, McNair, D. Meeks, S. Meeks, Miller, Neal, Nicks, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total80

NEGATIVE: Murdock, Walker.

Total2

ABSENT OR NOT VOTING: Bennett, Broadway, Deffenbaugh, Eaves, Eubanks, Farrer, K. Ferguson, Fielding, V. Flowers, Hillman, House, Lampkin, Love, G. McGill, B. Overbey, Rushing, Vaught, Mr. Speaker.

Total18

VOTING PRESENT:

Total0

Total number of votes cast.....82

Total number voting in the affirmative80

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1525

BY: REPRESENTATIVE GOSSAGE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total90

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Deffenbaugh, Eaves, Eubanks, Farrer, K. Ferguson, Fielding, House, Vaught, Walker, Mr. Speaker.

Total10

VOTING PRESENT:

Total0

Total number of votes cast.....90

Total number voting in the affirmative90

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1526

BY: REPRESENTATIVE GOSSAGE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Broadaway, Deffenbaugh, Eaves, Eubanks, Farrer, K. Ferguson, House, Vaught, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1527

BY: REPRESENTATIVE GOSSAGE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Boyd, Bragg, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, Holcomb, Jett, Ladyman, Lampkin, Love, Lowery, Lundstrum, Magie, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Walker, Wallace, Womack.

Total 74

NEGATIVE: Branscum, Linck, Wardlaw, D. Whitaker.

Total 4

ABSENT OR NOT VOTING: E. Armstrong, Broadaway, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, House, Jean, Leding, Lemons, J. Mayberry, Sabin, Vaught, Vines, Wright, Mr. Speaker.

Total 17

VOTING PRESENT: Blake, V. Flowers, M. Hodges, Johnson, Tucker.

Total 5

Total number of votes cast..... 83

Total number voting in the affirmative 74

Necessary to the passage of the bill 51

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

HOUSE BILL NO. 1539

BY: REPRESENTATIVE DELLA ROSA

Was read the third time and placed on final passage, the question being shall the Bill pass and shall the Emergency Clause be adopted. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Beck, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Collins, Davis, Della Rosa, Dotson, D. Douglas, Eads, D. Ferguson, K. Ferguson, V. Flowers, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, G. Hodges, M. Hodges, Holcomb, Jett, Ladyman, Leding, Lemons, Linck, Love, Lowery, J. Mayberry, McElroy, McNair, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Richey, Rushing, Sabin, Shepherd, Speaks, Sullivan, Talley, Tosh, Tucker, Walker.

Total59

NEGATIVE: Baltz, Copeland, Drown, C. Fite, L. Fite, Gates, Johnson, Lundstrum, Magie, Ratliff, Richmond, Scott, B. Smith, Wallace.

Total14

ABSENT OR NOT VOTING: Ballinger, Bell, Broadway, Cozart, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Fielding, Gonzales, Hillman, House, Jean, Lampkin, G. McGill, Pitsch, Sorvillo, Sturch, Vaught, Vines, Wardlaw, D. Whitaker, Womack, Wright, Mr. Speaker.

Total26

VOTING PRESENT: D. Meeks.

Total1

Total number of votes cast.....74

Total number voting in the affirmative59

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1539**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Collins, Davis, Della Rosa, Dotson, D. Douglas, Eads, D. Ferguson, K. Ferguson, V. Flowers, Gonzales, Gossage, M. Gray, M.J. Gray, Harris, Henderson, K. Hendren, Hickerson, G. Hodges, M. Hodges, Holcomb, Jett, Ladyman, Lampkin, Leding, Lemons, Linck, Lowery, J. Mayberry, McElroy, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Richey, Rushing, Sabin, Shepherd, Speaks, Sullivan, Talley, Tosh, Tucker, Vines, Walker, D. Whitaker.

Total 64

NEGATIVE: Copeland, Cozart, Drown, C. Fite, L. Fite, Gates, Hammer, Lundstrum, Magie, Ratliff, Richmond, Wallace, Wardlaw.

Total 13

ABSENT OR NOT VOTING: Baltz, Broadaway, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Fielding, Hillman, House, Jean, Love, G. McGill, Pitsch, Scott, B. Smith, Sorvillo, Sturch, Vaught, Womack, Wright, Mr. Speaker.

Total 22

VOTING PRESENT: Johnson.

Total 1

Total number of votes cast..... 78

Total number voting in the affirmative 64

Necessary to the adoption of the emergency clause 67

So the Emergency Clause was not adopted.

HOUSE BILL NO. 1408

BY: REPRESENTATIVE COZART

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Boyd, Bragg, Branscum, Brown, Collins, Copeland, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, G. Hodges, M. Hodges, Holcomb, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Blake, Broadaway, Deffenbaugh, Eaves, Eubanks, Farrer, M.J. Gray, Hillman, House, Jean, Vaught, Walker, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Total number voting in the affirmative87

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1836

BY: REPRESENTATIVE COZART

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Baltz, Bennett, Bentley, Bragg, Branscum, Brown, Copeland, Cozart, Della Rosa, D. Douglas, Drown, D. Ferguson, K. Ferguson, Fielding, L. Fite, V. Flowers, Gossage, Harris, Henderson, K. Hendren, Hickerson, G. Hodges, M. Hodges, Holcomb, Lampkin, Leding, Linck, Love, Lowery, McElroy, McNair, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Sabin, Scott, Shepherd, Speaks, Sturch, Talley, Tucker, Vines, Wallace, D. Whitaker, Wright.

Total57

NEGATIVE: Beck, Boyd, Collins, Davis, Gates, Gonzales, Hammer, Johnson, Lemons, Lundstrum, J. Mayberry, D. Meeks, Rushing, B. Smith, Sullivan, Tosh, Walker, Wardlaw, Womack.

Total19

ABSENT OR NOT VOTING: Ballinger, Bell, Blake, Broadway, Deffenbaugh, Dotson, C. Douglas, Eads, Eaves, Eubanks, Farrer, M.J. Gray, Hillman, House, Jean, Jett, Ladyman, Magie, G. McGill, Sorvillo, Vaught, Mr. Speaker.

Total22

VOTING PRESENT: C. Fite, M. Gray.

Total2

Total number of votes cast.....78

Total number voting in the affirmative57

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1737

BY: REPRESENTATIVE BRANSCUM

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack.

Total89

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, House, Leding, Vaught, Wright, Mr. Speaker.

Total11

VOTING PRESENT:

Total0

Total number of votes cast.....89

Total number voting in the affirmative89

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1719

BY: REPRESENTATIVE PETTY

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, House, Jean, Murdock, Vaught, Walker, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....88

Total number voting in the affirmative88

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1723

BY: REPRESENTATIVE SCOTT

Was read the third time and placed on final passage, the question being shall the Bill pass and shall the Emergency Clause be adopted. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total91

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, Eaves, Eubanks, Farrer, House, Lowery, Vaught, Mr. Speaker.

Total9

VOTING PRESENT:

Total0

Total number of votes cast.....91

Total number voting in the affirmative91

Necessary to the passage of the bill51

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

There being an Emergency Clause attached to **HOUSE BILL NO. 1723**, the Speaker ordered the clerk to call the roll upon the adoption of the Emergency Clause. The vote was as follows:

EMERGENCY CLAUSE

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, Jean, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total 91

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, Eaves, Eubanks, Farrer, House, Lowery, Vaught, Mr. Speaker.

Total 9

VOTING PRESENT:

Total 0

Total number of votes cast..... 91

Total number voting in the affirmative 91

Necessary to the adoption of the emergency clause 67

So the Emergency Clause was adopted.

HOUSE BILL NO. 1480

BY: REPRESENTATIVE BLAKE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Cozart, Della Rosa, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Petty, Pitsch, Ratliff, Richey, Richmond, Sabin, Scott, Shepherd, B. Smith, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, D. Whitaker, Wright.

Total78

NEGATIVE: Beck, Bell.

Total2

ABSENT OR NOT VOTING: Broadaway, Collins, Copeland, Davis, Deffenbaugh, Dotson, C. Douglas, Eaves, Eubanks, Farrer, Hickerson, Hillman, Jean, Payton, Rushing, Sorvillo, Vaught, Wardlaw, Womack, Mr. Speaker.

Total20

VOTING PRESENT:

Total0

Total number of votes cast.....80

Total number voting in the affirmative78

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1502

BY: REPRESENTATIVE FIELDING

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Collins, Cozart, Davis, Della Rosa, D. Douglas, Drown, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, M. Gray, M.J. Gray, Harris, Henderson, K. Hendren, Hickerson, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total82

NEGATIVE: Gonzales, Miller.

Total2

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, Dotson, C. Douglas, Eads, Eaves, Eubanks, Farrer, Gossage, Hammer, Jean, Linck, S. Meeks, Sorvillo, Vaught, Mr. Speaker.

Total16

VOTING PRESENT:

Total0

Total number of votes cast.....84

Total number voting in the affirmative82

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1388

BY: REPRESENTATIVE WARDLAW

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Lampkin, Leding, Lemons, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Hickerson, Jean, Ladyman, Linck, Sorvillo, Vaught, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Total number voting in the affirmative87

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1825

BY: REPRESENTATIVE DAVIS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total85

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Beck, Collins, Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Hickerson, Jean, Miller, Sorvillo, Vaught, Walker, Mr. Speaker.

Total15

VOTING PRESENT:

Total0

Total number of votes cast.....85

Total number voting in the affirmative85

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1960

BY: REPRESENTATIVE RATLIFF

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Murdock, Neal, Nicks, B. Overbey, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total86

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Davis, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Fielding, Hickerson, Jean, Miller, Payton, Vaught, Mr. Speaker.

Total14

VOTING PRESENT:

Total0

Total number of votes cast.....86

Total number voting in the affirmative86

Necessary to the passage of the bill51

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

Upon motion of Representative Bell, **HOUSE BILL NO. 1963** was placed back on second reading for the purpose of amendment.

AMENDMENT NO. 1 TO HOUSE BILL NO. 1963

Amend **HOUSE BILL NO. 1963** as originally introduced:

Page 2, delete line 15, and substitute the following:
"chapter.

(3)(A) However, a grower is not required to bring a claim for arbitration under this chapter before seeking judicial relief on a claim related to a production contract.

(B) The rights provided under this chapter are supplemental to and not in lieu of any other rights a grower has in seeking relief on claim related to a production contract."

/s/ Nate Bell

The Amendment was read and adopted by more than 51 votes.

/s/ Sherri Stacks
Chief Clerk

HOUSE BILL NO. 1621

BY: REPRESENTATIVE WALLACE

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, G. Hodges, M. Hodges, Holcomb, House, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Talley, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total87

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Hickerson, Jean, Jett, Ratliff, Richey, Vaught, Mr. Speaker.

Total13

VOTING PRESENT:

Total0

Total number of votes cast.....87

Total number voting in the affirmative87

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1722

BY: REPRESENTATIVE D. FERGUSON

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baltz, Beck, Bennett, Blake, Boyd, Bragg, Branscum, Broadway, Brown, Cozart, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, M. Hodges, Holcomb, Jett, Ladyman, Lampkin, Lemons, Love, Lowery, Magie, J. Mayberry, McElroy, G. McGill, McNair, Murdock, Nicks, B. Overbey, Petty, Pitsch, Richey, Rushing, Sabin, Scott, Speaks, Sturch, Talley, Tucker, Vines, D. Whitaker, Wright.

Total58

NEGATIVE: Bell, Bentley, Della Rosa, Dotson, M. Gray, G. Hodges, Johnson, D. Meeks, Miller, Payton, Richmond, Shepherd, B. Smith, Sullivan, Tosh, Walker, Wallace, Womack.

Total18

ABSENT OR NOT VOTING: Ballinger, Collins, Copeland, Davis, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Fielding, Hickerson, House, Jean, Leding, Linck, Neal, Ratliff, Sorvillo, Vaught, Wardlaw, Mr. Speaker.

Total21

VOTING PRESENT: Baine, Lundstrum, S. Meeks.

Total3

Total number of votes cast.....79

Total number voting in the affirmative58

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1687

BY: REPRESENTATIVE BALLINGER

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, E. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Speaks, Sturch, Sullivan, Tosh, Tucker, Vines, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Hickerson, Jean, Sorvillo, Talley, Vaught, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....88

Total number voting in the affirmative88

Necessary to the passage of the bill51

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

HOUSE BILL NO. 1688

BY: REPRESENTATIVE BALLINGER

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: C. Armstrong, Baine, Ballinger, Baltz, Beck, Bell, Bennett, Bentley, Blake, Boyd, Bragg, Branscum, Broadaway, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, Drown, Eads, D. Ferguson, K. Ferguson, Fielding, C. Fite, L. Fite, V. Flowers, Gates, Gonzales, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, Hillman, G. Hodges, M. Hodges, Holcomb, House, Jett, Johnson, Ladyman, Lampkin, Leding, Lemons, Linck, Love, Lowery, Lundstrum, Magie, J. Mayberry, McElroy, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, B. Overbey, Payton, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Sabin, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sturch, Sullivan, Tosh, Tucker, Walker, Wallace, Wardlaw, D. Whitaker, Womack, Wright.

Total88

NEGATIVE:

Total0

ABSENT OR NOT VOTING: E. Armstrong, Copeland, Deffenbaugh, Eaves, Eubanks, Farrer, Hickerson, Jean, Talley, Vaught, Vines, Mr. Speaker.

Total12

VOTING PRESENT:

Total0

Total number of votes cast.....88

Total number voting in the affirmative88

Necessary to the passage of the bill51

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

Representative D. Douglas moved for immediate consideration of **HOUSE BILL NO. 1377**. Motion failed.

HOUSE BILL NO. 1377

BY: REPRESENTATIVE MURDOCK

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: Baine, Ballinger, Beck, Bell, Bentley, Blake, Boyd, Bragg, Branscum, Brown, Collins, Cozart, Davis, Della Rosa, Dotson, C. Douglas, D. Douglas, D. Ferguson, C. Fite, V. Flowers, Gates, Gossage, M. Gray, M.J. Gray, Hammer, Harris, Henderson, K. Hendren, G. Hodges, M. Hodges, House, Ladyman, Lowery, Lundstrum, G. McGill, McNair, D. Meeks, S. Meeks, Miller, Murdock, Neal, Nicks, Payton, Petty, Pitsch, Richey, Richmond, Rushing, Scott, Shepherd, B. Smith, Sorvillo, Speaks, Sullivan, Tosh, Wallace, Womack, Wright.

Total58

NEGATIVE: Baltz, Drown, L. Fite, Holcomb, Lampkin, Leding, Love, Magie, J. Mayberry, McElroy, B. Overbey, Ratliff, Sabin, Sturch, Talley, Vines, Walker, D. Whitaker.

Total18

ABSENT OR NOT VOTING: C. Armstrong, E. Armstrong, Bennett, Broadaway, Copeland, Deffenbaugh, Eads, Eaves, Eubanks, Farrer, Fielding, Gonzales, Hickerson, Hillman, Jean, Jett, Johnson, Linck, Vaught, Wardlaw, Mr. Speaker.

Total21

VOTING PRESENT: K. Ferguson, Lemons, Tucker.

Total3

Total number of votes cast.....79

Total number voting in the affirmative58

Necessary to the passage of the bill51

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

Upon motion of Representative Dotson the Clincher motion prevailed.

Representative Shepherd moved for reconsideration of HOUSE BILL NO. 1789. Motion carried.

HOUSE BILL NO. 1789

BY: REPRESENTATIVE D. DOUGLAS

Was read the third time and placed on final passage, the question being shall the Bill pass. The vote was as follows:

AFFIRMATIVE: E. Armstrong, Baine, Baltz, Bennett, Boyd, Bragg, Branscum, Brown, Collins, Cozart, Davis, Della Rosa, D. Douglas, Eads, D. Ferguson, L. Fite, Gates, Gossage, M. Gray, M.J. Gray, Hammer, K. Hendren, Hillman, Holcomb, Jett, Ladyman, Lampkin, Leding, Lowery, Magie, J. Mayberry, McElroy, McNair, S. Meeks, Miller, Murdock, Neal, B. Overbey, Petty, Pitsch, Ratliff, Richey, Richmond, Rushing, Scott, Shepherd, Sorvillo, Sturch, Vines, Wallace.

Total50

NEGATIVE: Beck, Bell, Bentley, Blake, Dotson, Drown, K. Ferguson, V. Flowers, Gonzales, Harris, House, Lemons, Lundstrum, D. Meeks, Payton, B. Smith, Speaks, Sullivan, Tosh, Tucker, Walker, Womack.

Total22

ABSENT OR NOT VOTING: C. Armstrong, Ballinger, [Broadaway], Copeland, Deffenbaugh, C. Douglas, Eaves, Eubanks, Farrer, Fielding, [C. Fite], Henderson, Hickerson, G. Hodges, M. Hodges, Jean, Johnson, Linck, Love, G. [McGill], Nicks, Sabin, Talley, Vaught, Wardlaw, D. Whitaker, Wright, Mr. Speaker.

Total28

VOTING PRESENT:

Total0

Total number of votes cast.....72

Total number voting in the affirmative50

Necessary to the passage of the bill51

So the Bill failed.

Representative Bell requested the Sounding of the Ballot on **HOUSE BILL NO. 1789** and the call was sustained. The following members votes were successfully challenged:

AYE: BROADAWAY, C. FITE, MCGILL

Total	3
Total number of votes cast.....	72
Necessary to the passage of the bill	51
Total number voting in the affirmative.....	50
Total number voting in the negative.....	22
Total number absent or not voting.....	28
Total number voting present.....	0

So the Bill failed.

The Chair moved to re-refer **HOUSE BILL NO. 1762** from the Committee on JUDICIARY to the Committee on AGING, CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS.

The Chair moved to re-refer **HOUSE BILL NO. 1944** from the Committee on EDUCATION to the Committee on STATE AGENCIES AND GOVERNMENTAL AFFAIRS.

Representative Baine moved to re-refer **HOUSE BILL NO. 1456** back to the Committee on JUDICIARY. Motion carried.

HOUSE BILLS ORDERED TRANSMITTED TO THE SENATE AS PASSED

HOUSE BILL NO. 1372	BY REPRESENTATIVE D. MEEKS
HOUSE BILL NO. 1377	BY REPRESENTATIVE MURDOCK
HOUSE BILL NO. 1388	BY REPRESENTATIVE WARDLAW
HOUSE BILL NO. 1408	BY REPRESENTATIVE COZART
HOUSE BILL NO. 1452	BY REPRESENTATIVE BAINE
HOUSE BILL NO. 1480	BY REPRESENTATIVE BLAKE
HOUSE BILL NO. 1502	BY REPRESENTATIVE FIELDING
HOUSE BILL NO. 1525	BY REPRESENTATIVE GOSSAGE
HOUSE BILL NO. 1526	BY REPRESENTATIVE GOSSAGE
HOUSE BILL NO. 1527	BY REPRESENTATIVE GOSSAGE
HOUSE BILL NO. 1530	BY REPRESENTATIVE D. MEEKS
HOUSE BILL NO. 1621	BY REPRESENTATIVE WALLACE
HOUSE BILL NO. 1625	BY REPRESENTATIVE TUCKER
HOUSE BILL NO. 1678	BY REPRESENTATIVE SHEPHERD
HOUSE BILL NO. 1687	BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1688	BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1706	BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1707	BY REPRESENTATIVE BALLINGER
HOUSE BILL NO. 1719	BY REPRESENTATIVE PETTY
HOUSE BILL NO. 1722	BY REPRESENTATIVE D. FERGUSON
HOUSE BILL NO. 1723	BY REPRESENTATIVE SCOTT
HOUSE BILL NO. 1744	BY REPRESENTATIVE D. DOUGLAS
HOUSE BILL NO. 1825	BY REPRESENTATIVE DAVIS
HOUSE BILL NO. 1836	BY REPRESENTATIVE COZART
HOUSE BILL NO. 1960	BY REPRESENTATIVE RATLIFF

ENROLLED AND DELIVERY TO GOVERNOR REPORTS

Little Rock, Arkansas

March 13, 2015

MR. SPEAKER:

We, your committee on Enrolled Bills, to whom was referred the following:

HOUSE BILL NO. 1136	BY REPRESENTATIVE MAGIE
HOUSE BILL NO. 1193	BY REPRESENTATIVE SPEAKS, ET AL
HOUSE BILL NO. 1356	BY REPRESENTATIVE PITSCH
HOUSE BILL NO. 1378	BY REPRESENTATIVE BOYD, ET AL
HOUSE BILL NO. 1386	BY REPRESENTATIVE BOYD, ET AL
HOUSE BILL NO. 1436	BY REPRESENTATIVE G. HODGES
HOUSE BILL NO. 1437	BY REPRESENTATIVE G. HODGES
HOUSE BILL NO. 1449	BY REPRESENTATIVE BROADAWAY
HOUSE BILL NO. 1467	BY REPRESENTATIVE WRIGHT
HOUSE BILL NO. 1489	BY REPRESENTATIVE JEAN, ET AL
HOUSE BILL NO. 1550	BY REPRESENTATIVE MAGIE
HOUSE BILL NO. 1572	BY REPRESENTATIVE BOYD
HOUSE BILL NO. 1573	BY REPRESENTATIVE BENNETT, ET AL
HOUSE BILL NO. 1581	BY REPRESENTATIVE GILLAM, ET AL
HOUSE BILL NO. 1591	BY REPRESENTATIVE BAINE, ET AL
HOUSE BILL NO. 1603	BY REPRESENTATIVE BROWN, ET AL
HOUSE BILL NO. 1635	BY REPRESENTATIVE JOHNSON, ET AL

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 11:40 a.m. delivered them to the Governor for his approval.

Respectfully submitted,

/s/ Jeremy Gillam
Chairperson

RECEIPT FROM THE GOVERNOR

RECEIVED FROM THE HOUSE:

HOUSE BILL NO. 1136	BY REPRESENTATIVE MAGIE
HOUSE BILL NO. 1193	BY REPRESENTATIVE SPEAKS, ET AL
HOUSE BILL NO. 1356	BY REPRESENTATIVE PITSCH
HOUSE BILL NO. 1378	BY REPRESENTATIVE BOYD, ET AL
HOUSE BILL NO. 1386	BY REPRESENTATIVE BOYD, ET AL
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HOUSE BILL NO. 1449	BY REPRESENTATIVE BROADAWAY
HOUSE BILL NO. 1467	BY REPRESENTATIVE WRIGHT
HOUSE BILL NO. 1489	BY REPRESENTATIVE JEAN, ET AL
HOUSE BILL NO. 1550	BY REPRESENTATIVE MAGIE
HOUSE BILL NO. 1572	BY REPRESENTATIVE BOYD
HOUSE BILL NO. 1573	BY REPRESENTATIVE BENNETT, ET AL
HOUSE BILL NO. 1581	BY REPRESENTATIVE GILLAM, ET AL
HOUSE BILL NO. 1591	BY REPRESENTATIVE BAINE, ET AL
HOUSE BILL NO. 1603	BY REPRESENTATIVE BROWN, ET AL
HOUSE BILL NO. 1635	BY REPRESENTATIVE JOHNSON, ET AL

/s/ Asa Hutchinson - Governor

TIME: 11:40 a.m.

By: Gail Ragland

HOUSE BILL NO. 1655

BY: REPRESENTATIVE COLLINS

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO REFORM RATE MAKING OF PUBLIC UTILITIES; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.*

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE BILL NO. 1705

BY: REPRESENTATIVE BALLINGER

A BILL FOR AN ACT TO BE ENTITLED *AN ACT TO AMEND THE LAWS CONCERNING THE REPARATION OF LANDFILLS; TO AUTHORIZE THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY TO USE LANDFILL CLOSURE FUNDS FOR THE CLOSURE OF WASTE TIRE FACILITIES; AND FOR OTHER PURPOSES.*

Was read the first time, rules suspended, read the second time, and referred to the Committee on PUBLIC HEALTH, WELFARE AND LABOR.

HOUSE BILL NO. 1830

BY: REPRESENTATIVE TUCKER

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO CREATE THE ARKANSAS MANUFACTURER RESPONSIBILITY AND CONSUMER CONVENIENCE INFORMATION TECHNOLOGY EQUIPMENT COLLECTION AND RECOVERY ACT; TO REQUIRE A MANUFACTURER OF CERTAIN COMPUTING, DISPLAY, OR PRINTING EQUIPMENT TO OFFER A RECOVERY PROGRAM FOR THE COLLECTION OF EQUIPMENT FROM A CONSUMER IN A MANNER CONVENIENT TO THE CONSUMER; TO LIMIT THE LIABILITY OF A MANUFACTURER FOR DAMAGE SUSTAINED BY A CONSUMER FROM INFORMATION CONTAINED ON EQUIPMENT RETURNED BY THE CONSUMER TO A MANUFACTURER THROUGH THE MANUFACTURER'S RECOVERY PROGRAM; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on ADVANCED COMMUNICATIONS AND INFORMATION TECHNOLOGY.

HOUSE BILL NO. 1872

BY: REPRESENTATIVE JOHNSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING REFUSE DISPOSAL BY COUNTIES AND MUNICIPALITIES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1875

BY: REPRESENTATIVE JOHNSON

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING MUNICIPAL AUTHORITY OVER INTERNET, CABLE TELEVISION, AND TELEPHONE PROVIDERS; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on INSURANCE AND COMMERCE.

HOUSE BILL NO. 1886

BY: REPRESENTATIVE LEMONS

A BILL FOR AN ACT TO BE ENTITLED AN ACT TO AMEND THE LAW CONCERNING ANNEXATION AND MUNICIPAL SERVICES; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on CITY, COUNTY AND LOCAL AFFAIRS.

HOUSE BILL NO. 1985

BY: REPRESENTATIVE BELL

A BILL FOR AN ACT TO BE ENTITLED AN ACT CONCERNING TESTIMONY BEFORE THE GENERAL ASSEMBLY; AND FOR OTHER PURPOSES.

Was read the first time, rules suspended, read the second time, and referred to the Committee on RULES.

Upon motion of Representative S. Meeks, the House adjourned at 4:08 p.m. until 1:30 p.m., Monday, March 16, 2103.

ATTEST:

Jeremy Gillam
Speaker of the House of Representatives

Sherri Stacks
Chief Clerk