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TENTH DAY'S PROCEEDINGS
SENATE CHAMBER
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

Little Rock, Arkansas
January 21, 2015

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

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

BLEDSOE, BURNETT, CALDWELL, CHEATHAM,
CHESTERFIELD, CLARK, COLLINS-SMITH, COOPER,
DISMANG, ELLIOTT, ENGLISH, FILES, FLIPPO,
FLOWERS, HENDREN, HESTER, HICKEY,
HUTCHINSON, INGRAM, IRVIN, B. JOHNSON,
D. JOHNSON, KING, LINDSEY, MALOCH, PIERCE,
RAPERT, RICE, SAMPLE, SANDERS, STUBBLEFIELD,
TEAGUE, WILLIAMS, WOODS.

The Senate was led in prayer by Senator Chesterfield.

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

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

On motion of Senator Pierce, **Senate Bill No. 47** was withdrawn from the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to SENATE BILL NO. 47

Amend **Senate Bill No. 47** as originally introduced:

Page 2, delete line 12 and substitute the following:
"land so designated by order of the Oil and Gas Commission as an expansion area adjacent to an existing brine production unit for the"

AND

Page 3, delete lines 12 and 13 and substitute the following:
 "existing or proposed brine production unit; ~~and~~
 (13) "Unit" means a brine production unit or a brine expansion unit;
and
 (12)(14) "Waste" in addition to its ordinary meaning shall"

AND

Page 5, delete line 31 and substitute the following:
"commission as a stand-alone brine expansion unit if the existing or proposed plan of"

AND

Page 6, delete line 14 and substitute the following:
 "15-76-309. Petition for formation of a brine production unit or a brine expansion unit."

(SIGNED) SENATOR BOBBY PIERCE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 47 was ordered engrossed.

On motion of Senator Cheatham, **Senate Bill No. 50** was withdrawn from the Committee on JOINT RETIREMENT & SOCIAL SECURITY, and placed back on second reading for purpose of Amendment No. 2, withdraw amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 50

Amend **Senate Bill No. 50** as originally introduced:

Page 1, line 13, add "TO DECLARE AN EMERGENCY;" between the semicolon and "AND".

AND

Delete the subtitle and substitute the following: "TO MAKE TECHNICAL CORRECTIONS TO THE ARKANSAS TEACHER RETIREMENT SYSTEM ACT; TO AMEND THE LAW CONCERNING DE MINIMIS AMOUNTS OF MONEY AND FINANCIAL REPORTS; AND TO DECLARE AN EMERGENCY."

AND

Immediately following SECTION 10, add an additional section to read as follows:

"SECTION 11. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the operations of a state public retirement system are complex and the system must be able to meet the needs of its members as anticipated by the General Assembly; that certain provisions of the Arkansas Teacher Retirement System Act are imminently in need of clarification to operate the system efficiently and effectively; that such clarification is of great importance to members of the Arkansas Teacher Retirement System and to other citizens of the State of Arkansas; and that this act is immediately necessary in order to maintain an orderly system of benefits for the members of the Arkansas Teacher Retirement System. Therefore, an emergency is declared to exist and this act being necessary for the preservation of the public peace, health, and safety shall become effective on:

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

(SIGNED) SENATOR EDDIE CHEATHAM

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 50 was ordered engrossed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

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

SENATE BILL NO. 47, BY SENATOR BOBBY PIERCE,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Pierce, **Senate Bill No. 47** was ordered re-referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

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

SENATE BILL NO. 50, BY SENATOR EDDIE CHEATHAM,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Pierce, **Senate Bill No. 50** was ordered re-referred to the Committee on JOINT RETIREMENT & SOCIAL SECURITY.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

We, your Committee on RULES, RESOLUTIONS & MEMORIALS, to whom
was referred:

SENATE CONCURRENT RESOLUTION NO. 1, BY SENATOR
BRUCE MALOCH,

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

Respectfully submitted,

(SIGNED) SENATOR BRUCE MALOCH, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

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

SENATE BILL NO. 4, BY SENATOR JOHN COOPER,

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

Respectfully submitted,

(SIGNED) SENATOR CECILE BLEDSOE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

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

SENATE BILL NO. 6, BY SENATOR JONATHAN DISMANG,

beg leave to report that we have had the same under consideration, and herewith return the same with the recommendation that it do pass as amended No. 3.

Respectfully submitted,

(SIGNED) SENATOR JAKE FILES, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

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

SENATE BILL NO. 56, BY SENATOR JON WOODS,

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

Respectfully submitted,

(SIGNED) SENATOR JEREMY HUTCHINSON, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

January 21, 2015

Mr. President:

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

HOUSE BILL NO. 1011, BY REPRESENTATIVE NATE BELL,

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

Respectfully submitted,

(SIGNED) SENATOR JANE ENGLISH, CHAIRMAN

SENATE BILL NO. 80
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO REQUIRE A STATE AGENCY THAT IS AN EMPLOYER OF MEMBERS OF THE ARKANSAS PUBLIC EMPLOYEES' RETIREMENT SYSTEM TO MAKE CONTRIBUTION BY ELECTRONIC TRANSFER AND TO REPORT CONTRIBUTIONS ELECTRONICALLY; AND FOR OTHER PURPOSES.

Senate Bill No. 80 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT RETIREMENT & SOCIAL SECURITY.

SENATE BILL NO. 81
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

BY: SENATORS HICKEY, BLEDSOE, CALDWELL, E. CHEATHAM, A. CLARK,
J. HENDREN, HESTER, IRVIN, B. PIERCE, RAPERT, E. WILLIAMS
BY: REPRESENTATIVES HICKERSON, BALLINGER, BROADAWAY,
DEFFENBAUGH, FARRER, JEAN, PETTY, PITSCH, TALLEY

A Bill for an Act to be Entitled: AN ACT COMBINING THE CRIMINAL OFFENSES OF DRIVING WHILE INTOXICATED AND BOATING WHILE INTOXICATED; CONCERNING THE OMNIBUS DWI ACT, THE UNDERAGE DUI LAW, ADMINISTRATIVE SUSPENSIONS OF A PERSON'S DRIVER'S LICENSE, AND VEHICLE REGISTRATION; AND FOR OTHER PURPOSES.

Senate Bill No. 81 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 82
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS TOBACCO CONTROL BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

Senate Bill No. 82 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 83
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS HICKEY, BLEDSOE, CALDWELL, FLIPPO, HESTER, IRVIN,
B. PIERCE, RAPERT, E. WILLIAMS
BY: REPRESENTATIVES HICKERSON, COZART, JEAN, HARRIS, LOWERY,
PETTY

A Bill for an Act to be Entitled: AN ACT PROHIBITING CERTAIN SEX OFFENDERS FROM ENTERING ON A PUBLIC SCHOOL CAMPUS UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

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

On motion of Senator Dismang, the Senate resolved itself into the Committee of the Whole for the purpose of citation to the Louisiana House of Representatives.

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

SENATE BILL NO. 84
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS GEOGRAPHIC INFORMATION OFFICE FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 85
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION - ALCOHOLIC BEVERAGE CONTROL ENFORCEMENT DIVISION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES

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

SENATE BILL NO. 86
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE PAROLE BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

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

SENATE BILL NO. 87
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR K. INGRAM
BY: REPRESENTATIVES NICKS, D. FERGUSON

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE DIVISION OF COMMUNITY SERVICE AND NONPROFIT SUPPORT; AND FOR OTHER PURPOSES.

Senate Bill No. 87 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

Received from the House

HOUSE BILL NO. 1015
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, AND INTERIOR DESIGNERS FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1015 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1017
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING, RESEARCH AND DEVELOPMENT EXPENSES FOR THE ARKANSAS WHEAT PROMOTION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1017 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1018
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING, RESEARCH AND DEVELOPMENT EXPENSES FOR THE ARKANSAS SOYBEAN PROMOTION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1018 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1019
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING, RESEARCH AND DEVELOPMENT EXPENSES FOR THE ARKANSAS RICE RESEARCH AND PROMOTION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1019 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1020
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING, RESEARCH AND DEVELOPMENT EXPENSES FOR THE ARKANSAS CORN AND GRAIN SORGHUM PROMOTION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1020 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1021
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BOARD OF EXAMINERS OF ALCOHOLISM AND DRUG ABUSE COUNSELORS FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1021 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1029
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS MOTOR VEHICLE COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1029 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1030
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS MANUFACTURED HOME COMMISSION FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1030 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1033
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS BOARD OF DISPENSING OPTICIANS FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1033 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1034
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF REGISTRATION FOR PROFESSIONAL SOIL CLASSIFIERS FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1034 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1037
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES, GRANTS OR LOANS, AND COMMUNITY GRANTS FOR THE DEVELOPMENT AND OPERATION OF CHILD ABUSE AND NEGLECT PREVENTION PROGRAMS FOR THE STATE CHILD ABUSE AND NEGLECT PREVENTION BOARD FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1037 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1039
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS BOARD OF EXAMINERS IN COUNSELING FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1039 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1046
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR INVESTMENTS OF CERTAIN TREASURY BALANCES, DEBT SERVICES, AND PREMIUMS AND DISCOUNTS BY THE STATE BOARD OF FINANCE FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1046 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1058
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE ARKANSAS STATE BOARD OF REGISTRATION OF FORESTERS FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1058 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1060
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES AND OPERATING EXPENSES FOR THE STATE BANK DEPARTMENT FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES..

House Bill No. 1060 was read the first time, rules suspended, read the second time and placed on the Calendar.

The President declared the morning hour to have expired.



STATE OF ARKANSAS

Asa Hutchinson
Governor

January 21, 2015

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on January 20, 2015, I approved the following measures from the Regular Session of the Ninetieth General Assembly:

SB001- ACT 2

Sincerely,

(Signed) Asa Hutchinson

AH:ad/es

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1015
HOUSE BILL NO. 1017
HOUSE BILL NO. 1018
HOUSE BILL NO. 1019
HOUSE BILL NO. 1020
HOUSE BILL NO. 1021
HOUSE BILL NO. 1029
HOUSE BILL NO. 1030
HOUSE BILL NO. 1033
HOUSE BILL NO. 1034
HOUSE BILL NO. 1037
HOUSE BILL NO. 1039
HOUSE BILL NO. 1046
HOUSE BILL NO. 1058
HOUSE BILL NO. 1060

On motion of Senator Dismang, the Senate adjourned until 11:30 a.m.,
Thursday, January 22, 2015.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE

