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FORTY-SIXTH DAY'S PROCEEDINGS

SENATE CHAMBER

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

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Little Rock, Arkansas

February 26, 2015

The Senate was called to order at 11:00 o'clock a.m. by the President.

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

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 Blake Johnson.

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On motion of Senator Woods, Senate Bill No. 79 was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 4.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 4 to SENATE BILL NO. 79

Amend Senate Bill No. 79 as engrossed, S2/12/15:

Page 2, delete lines 35-36

AND

Page 3, delete lines 1-3

AND

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

AND

Page 3, line 5, delete "(4)" and substitute "(3)"

AND

Page 3, line 7, delete "(5)(A)" and substitute "(4)(A)"

AND

Page 3, line 15, delete "(6)" and substitute "(5)"

AND

Page 3, line 18, delete "(7)" and substitute "(6)"

AND

Page 6, delete lines 18-23

AND

Page 6, line 24, delete "(c)" and substitute "(b)"

AND

Page 8, line 6, delete "campaign; or" and substitute "campaign;"

AND

Page 8, delete line 16 and substitute the following:
"any of the works described in this subdivision (a)(1)(B);

(C) Solely to depict the individual's role as a member of the public if the individual is not named or otherwise singled out; or

(D) By an institution of higher education or by a nonprofit organization, club, or supporting foundation that is authorized by the institution and established solely to advance the purposes of the institution if:

(i) The use is for educational purposes or to promote the institution and its educational, athletic, or other institutional objectives; and

(ii) The individual is or was affiliated with the institution, including without limitation as a:

(a) Student or member of the faculty or staff;
(b) Donor or campus visitor; or
(c) Contractor, subcontractor, or employee."

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 79 was ordered engrossed.

On motion of Senator Maloch, Senate Bill No. 232 was withdrawn from the Committee on JUDICIARY, 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. 232

Amend Senate Bill No. 232 as originally introduced:

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

"SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the Thirteenth Judicial District

should be a Division B Judicial District; that the fiscal year starts on July 1, 2015; and it is necessary for budgeting purposes that this act become effective on July 1, 2015. Therefore, an emergency is declared to exist, and this act being necessary for the preservation of the public peace, health, and safety shall become effective on July 1, 2015."

AND

Page 2, delete lines 1 through 4

(SIGNED) SENATOR BRUCE MALOCH

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 232 was ordered engrossed.

On motion of Senator English, Senate Bill No. 368 was withdrawn from the Committee on EDUCATION, and placed back on second reading for purpose of Amendment No. 4.

ARKANSAS SENATE

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 4 to SENATE BILL NO. 368

Amend Senate Bill No. 368 as engrossed, S2/18/15:

Page 13, delete lines 21 through 36

AND

Page 14, delete lines 1 through 35, and substitute the following:

"SECTION 7. DO NOT CODIFY. (a) The Governor shall call the first"

AND

Page 15, line 5, delete "9" and substitute "8"

(SIGNED) SENATOR JANE ENGLISH

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 368 was ordered engrossed.

On motion of Senator Irvin, Senate Bill No. 403 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. 403

Amend Senate Bill No. 403 as originally introduced:

Page 1, delete line 32 and substitute the following:
"Bicycle and Pedestrian Plan."

AND

Page 1, delete lines 33 through 36

AND

Page 2, delete line 1

AND

Page 2, delete lines 6 through 9 and substitute the following:
"(C) Stewardship of the natural environment; and
(D) Close-to-home recreation."

Page 2, delete lines 15 through 28 and substitute the following:
"(A) Two (2) members who are actively involved in the tourism industry;

(B) Two (2) members who are actively involved in a local, state, or regional organization focused on economic vitality; and

(C)(i) Two (2) members who are actively engaged in a cycling organization by volunteering or otherwise serving the cycling organization.

(ii) One (1) member who is appointed under subdivision (a)(1)(C)(i) of this section shall be at least eighteen (18) years of age but less than twenty-five (25) years of age at the time of his or her appointment to the commission;"

AND

Page 3, delete lines 25 through 26 and substitute the following:
"service."

AND

Page 3, delete lines 27 through 28 and substitute the following:
"(g) The commission may be staffed by the Department of Parks and Tourism at the direction of the Governor."

AND

Page 4, delete line 1 and substitute the following:
"(B) The records of the commission shall be:
(i) Public; and
(ii) Kept at the Department of Parks and Tourism."

AND

Page 4, delete line 4 and substitute the following:
"(2) Meetings of the commission may also be called electronically or in writing by"

AND

Page 4, delete lines 10 through 12 and substitute the following:
"(f)(1) If the commission is not staffed by the Department of Parks and Tourism, the commission shall select from its membership a secretary.

(2) If a secretary is selected, the secretary shall fulfill staffing duties of the commission.

SECTION 2. Do Not Codify. Temporary Language. The Governor shall call the first meeting of the Arkansas Bikeways Commission."

(SIGNED) SENATOR MISSY IRVIN

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 403 was ordered engrossed.

On motion of Senator Caldwell, Senate Bill No. 430 was withdrawn from the Committee on JOINT BUDGET, 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. 430

Amend Senate Bill No. 430 as originally introduced:

Add Representative Murdock as a cosponsor of the bill.

(SIGNED) SENATOR RONALD CALDWELL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 430 was ordered engrossed.

On motion of Senator Caldwell, Senate Bill No. 431 was withdrawn from the Committee on JOINT BUDGET, 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. 431

Amend Senate Bill No. 431 as originally introduced:

Add Representative Murdock as a cosponsor of the bill.

(SIGNED) SENATOR RONALD CALDWELL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 431 was ordered engrossed.

On motion of Senator Caldwell, Senate Bill No. 432 was withdrawn from the Committee on JOINT BUDGET, 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. 432

Amend Senate Bill No. 432 as originally introduced:

Add Representative Murdock as a cosponsor of the bill.

(SIGNED) SENATOR RONALD CALDWELL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 432 was ordered engrossed.

On motion of Senator Caldwell, Senate Bill No. 436 was withdrawn from the Committee on JOINT BUDGET, 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. 436

Amend Senate Bill No. 436 as originally introduced:

Add Representative Murdock as a cosponsor of the bill.

(SIGNED) SENATOR RONALD CALDWELL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 436 was ordered engrossed.

On motion of Senator Caldwell, Senate Bill No. 437 was withdrawn from the Committee on JOINT BUDGET, 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. 437

Amend Senate Bill No. 437 as originally introduced:

Add Representative Murdock as a cosponsor of the bill.

(SIGNED) SENATOR RONALD CALDWELL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 437 was ordered engrossed.

On motion of Senator Caldwell, Senate Bill No. 438 was withdrawn from the Committee on JOINT BUDGET, 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. 438

Amend Senate Bill No. 438 as originally introduced:

Add Representative Murdock as a cosponsor of the bill.

(SIGNED) SENATOR RONALD CALDWELL

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 438 was ordered engrossed.

On motion of Senator King, Senate Bill No. 450 was withdrawn from the Committee on JUDICIARY, 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. 450

Amend Senate Bill No. 450 as originally introduced:

Page 2, line 4, add the following:
"(c) The limitation on employment under this section does not require that the entities described in subsection (a) of this section either require or complete an official criminal background check as a condition of employment."

(SIGNED) SENATOR BRYAN KING

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 450 was ordered engrossed.

On motion of Senator Chesterfield, Senate Bill No. 507 was withdrawn from the Committee on JOINT BUDGET, 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. 507

Amend Senate Bill No. 507 as originally introduced:

Page 1, delete line 24 and insert therefor:

" (A) for construction, renovation, maintenance, personal services, equipment, and"

AND

Page 1, line 26, delete "$1,000,000" and insert therefor "$5,000,000".

(SIGNED) SENATOR LINDA CHESTERFIELD

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 507 was ordered engrossed.

On motion of Senator Rapert, Senate Bill No. 542 was withdrawn from the Committee on INSURANCE & COMMERCE, 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. 542

Amend Senate Bill No. 542 as originally introduced:

Page 1, delete lines 23 through 35, and substitute the following:

"SECTION 1. Arkansas Code Title 4, Chapter 88, is amended to add an additional subchapter to read as follows:

Subchapter 9 — Patient Rights Regarding Payment for Pharmacists' Services Act

4-88-901. Title.

This subchapter shall be known and may be cited as the "Patient Rights Regarding Payment for Pharmacists' Services Act".

4-88-902. Definitions.

As used in this subchapter:

(1) "Copayment means a financial payment or contribution required from an individual to receive pharmacist services, including a deductible or copayment, under a pharmacy benefits plan or program;

(2) "Pharmacy benefits manager" means an entity that administers or manages a pharmacy benefits plan or program;

(3) "Pharmacy benefits plan or program" means any plan or program that pays for, reimburses, covers the cost of, or otherwise provides for pharmacist services to individuals who reside or are employed in this state;

(4) "Pharmacist" means a licensed pharmacist as defined in § 17-92-101;

(5) "Pharmacist services" means products, goods, or services provided as a part of the practice of pharmacy as defined in § 17-92-101;

(6) "Provider choice" means an individual's choice of provider"

AND

Page 2, delete lines 3 through 5, and substitute the following:

"4-88-903. Explanation of benefits."

AND

Page 2, line 26, delete "4-88-806." and substitute "4-88-904."

AND

Page 2, line 35, delete "4-88-807." and substitute "4-88-905."

(SIGNED) SENATOR JASON RAPERT

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 542 was ordered engrossed.

Senate Bill No. 59 was returned from the House as passed and ordered enrolled.

Senate Bill No. 104 was returned from the House as passed and ordered enrolled.

Senate Bill No. 107 was returned from the House as passed and ordered enrolled.

Senate Bill No. 195 was returned from the House as passed and ordered enrolled.

Senate Bill No. 206 was returned from the House as passed and ordered enrolled.

Senate Bill No. 217 was returned from the House as passed and ordered enrolled.

Senate Bill No. 301 was returned from the House as passed and ordered enrolled.

Senate Bill No. 302 was returned from the House as passed and ordered enrolled.

Senate Bill No. 303 was returned from the House as passed and ordered enrolled.

Senate Bill No. 304 was returned from the House as passed and ordered enrolled.

Senate Bill No. 306 was returned from the House as passed and ordered enrolled.

Senate Bill No. 307 was returned from the House as passed and ordered enrolled.

Senate Bill No. 308 was returned from the House as passed and ordered enrolled.

Senate Bill No. 328 was returned from the House as passed and ordered enrolled.

Senate Bill No. 330 was returned from the House as passed and ordered enrolled.

Senate Bill No. 336 was returned from the House as passed and ordered enrolled.

Senate Bill No. 337 was returned from the House as passed and ordered enrolled.

Senate Bill No. 345 was returned from the House as passed and ordered enrolled.

Senate Bill No. 346 was returned from the House as passed and ordered enrolled.

Senate Bill No. 347 was returned from the House as passed and ordered enrolled.

Senate Bill No. 348 was returned from the House as passed and ordered enrolled.

Senate Bill No. 351 was returned from the House as passed and ordered enrolled.

Senate Bill No. 352 was returned from the House as passed and ordered enrolled.

Senate Bill No. 353 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 79, BY SENATOR JON WOODS,
SENATE BILL NO. 232, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 450, BY SENATOR BRYAN KING,

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 Woods, Senate Bill No. 79 was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator Maloch, Senate Bill No. 232 was ordered re-referred to the Committee on JUDICIARY.

On motion of Senator King, Senate Bill No. 450 was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 368, BY SENATOR JANE ENGLISH,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator English, Senate Bill No. 368 was ordered re-referred to the Committee on EDUCATION.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 403, BY SENATOR MISSY IRVIN,

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 Irvin, Senate Bill No. 403 was ordered re-referred to the Committee on AGRICULTURE, FORESTRY & ECONOMIC DEVELOPMENT.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 542, BY SENATOR JASON RAPERT,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Rapert, Senate Bill No. 542 was ordered re-referred to the Committee on INSURANCE & COMMERCE.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 430, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 431, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 432, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 436, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 437, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 438, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 507, BY SENATOR LINDA CHESTERFIELD,

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

Respectfully submitted,

(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

On motion of Senator Caldwell, Senate Bill No. 430 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Caldwell, Senate Bill No. 431 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Caldwell, Senate Bill No. 432 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Caldwell, Senate Bill No. 436 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Caldwell, Senate Bill No. 437 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Caldwell, Senate Bill No. 438 was ordered re-referred to the Committee on JOINT BUDGET.

On motion of Senator Chesterfield, Senate Bill No. 507 was ordered re-referred to the Committee on JOINT BUDGET.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 259, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 319, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 456, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 613, BY SENATOR MISSY IRVIN,

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

Respectfully submitted,

(SIGNED) SENATOR MISSY IRVIN, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

HOUSE BILL NO. 1261, BY REPRESENTATIVE LOWERY,

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 MISSY IRVIN, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 487, BY SENATOR JASON RAPERT,

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

Respectfully submitted,

(SIGNED) SENATOR TERRY RICE, VICE-CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 356, BY SENATOR JAKE FILES,

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

Respectfully submitted,

(SIGNED) SENATOR JASON RAPERT, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 12, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 14, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 15, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 18, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 19, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 27, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 42, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 60, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 90, BY JOINT BUDGET COMMITTEE,

SENATE BILL NO. 102, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 105, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 139, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 193, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 194, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 213, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 263, BY JOINT SENATOR JON WOODS,
SENATE BILL NO. 321, BY JOINT SENATOR JON WOODS,
SENATE BILL NO. 322, BY JOINT SENATOR JON WOODS,
SENATE BILL NO. 323, BY JOINT SENATOR JON WOODS,
SENATE BILL NO. 324, BY JOINT SENATOR JON WOODS,
SENATE BILL NO. 334, BY SENATOR DAVID BURNETT,
SENATE BILL NO. 335, BY SENATOR DAVID BURNETT,
SENATE BILL NO. 338, BY SENATOR JOHN COOPER,
SENATE BILL NO. 339, BY SENATOR JOHN COOPER,
SENATE BILL NO. 340, BY SENATOR JOHN COOPER,
SENATE BILL NO. 344, BY SENATOR JOHN COOPER,
SENATE BILL NO. 359, BY SENATOR JOHN COOPER,
SENATE BILL NO. 367, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 390, BY SENATOR KEITH INGRAM,
SENATE BILL NO. 402, BY SENATOR MISSY IRVIN,
SENATE BILL NO. 410, BY SENATOR JON WOODS,
SENATE BILL NO. 417, BY SENATOR JIMMY HENDREN,
SENATE BILL NO. 418, BY SENATOR JIMMY HENDREN,
SENATE BILL NO. 419, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 420, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 421, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 422, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 423, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 425, BY SENATOR JON WOODS,
SENATE BILL NO. 427, BY SENATOR DAVID BURNETT,
SENATE BILL NO. 428, BY SENATOR JIMMY HENDREN,
SENATE BILL NO. 429, BY SENATOR JIMMY HENDREN,
SENATE BILL NO. 433, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 434, BY SENATOR UVALDE LINDSEY,
SENATE BILL NO. 435, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 439, BY SENATOR CECILE BLEDSOE,

SENATE BILL NO. 440, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 441, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 442, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 445, BY SENATOR RONALD CALDWELL,
SENATE BILL NO. 446, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 449, BY SENATOR CECILE BLEDSOE,
SENATE BILL NO. 460, BY SENATOR JIMMY HENDREN,
SENATE BILL NO. 463, BY SENATOR UVALDE LINDSEY,

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

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 476, BY SENATOR JIMMY HICKEY,

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

Respectfully submitted,

(SIGNED) SENATOR EDDIE JOE WILLIAMS, CHAIRMAN

SENATE CONCURRENT RESOLUTION NO. 2
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CALDWELL

SENATE CONCURRENT RESOLUTION SENATE CONCURRENT RESOLUTION PROVIDING THAT THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE NINETIETH GENERAL ASSEMBLY SHALL RECESS ON FRIDAY, MARCH 20, 2015, AND RECONVENE ON MONDAY, MARCH 30, 2015.

Senate Concurrent Resolution No. 2 was read the first time, rules suspended, read the second time and placed on the Calendar.

SENATE BILL NO. 620
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. SANDERS

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS COMMUNITY COLLEGE AT MORRILTON FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 620 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 621
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. PIERCE

A Bill for an Act to be Entitled: AN ACT TO AMEND ACT 117 OF 2015, AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE ARKANSAS ECONOMIC DEVELOPMENT COMMISSION; AND FOR OTHER PURPOSES.

Senate Bill No. 621 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 622
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR S. FLOWERS

A Bill for an Act to be Entitled: AN ACT TO PROVIDE AN AFFIRMATIVE DEFENSE IN A JUVENILE DELINQUENCY PROCEEDING IF THE JUVENILE WAS THE VICTIM OF BULLYING; AND FOR OTHER PURPOSES.

Senate Bill No. 622 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 623
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. PIERCE
BY: REPRESENTATIVE GOSSAGE

A Bill for an Act to be Entitled: AN ACT TO MODIFY THE REQUIREMENTS FOR TRAINING AND INSTRUCTION FOR MEMBERS OF A SCHOOL DISTRICT BOARD OF DIRECTORS; AND FOR OTHER PURPOSES.

Senate Bill No. 623 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 624
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR E. CHEATHAM

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAWS RELATING TO THE ARKANSAS STATE BOARD OF NURSING; AND FOR OTHER PURPOSES.

Senate Bill No. 624 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 625
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR E. CHEATHAM

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LIST OF OFFENSES THAT PROHIBIT NURSING LICENSURE; AND FOR OTHER PURPOSES.

Senate Bill No. 625 was read the first time, rules suspended, read the second time and referred to the Committee on PUBLIC HEALTH, WELFARE & LABOR.

SENATE BILL NO. 626
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS K. INGRAM, J. HUTCHINSON, BURNETT, J. WOODS, B. PIERCE
BY: REPRESENTATIVES BRANSCUM, WRIGHT, D. FERGUSON, BROADAWAY, BENNETT, E. ARMSTRONG

A Bill for an Act to be Entitled: AN ACT CONCERNING THE COLLECTION OF A DNA SAMPLE FROM A PERSON ARRESTED FOR A FELONY OFFENSE; CONCERNING REMOVAL AND DESTRUCTION OF A DNA RECORD AND DNA SAMPLE; AND FOR OTHER PURPOSES.

Senate Bill No. 626 was read the first time, rules suspended, read the second time and referred to the Committee on JUDICIARY.

SENATE BILL NO. 627
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR U. LINDSEY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE UNIVERSITY OF ARKANSAS - PARTNERS FOR INCLUSIVE COMMUNITIES FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 627 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 628
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR U. LINDSEY

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE NORTHWEST TECHNICAL INSTITUTE FOR GENERAL IMPROVEMENT PROJECTS; AND FOR OTHER PURPOSES.

Senate Bill No. 628 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 629
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR MALOCH

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES FOR A PROSECUTING ATTORNEY - DIVISION B FOR THE THIRTEENTH JUDICIAL DISTRICT FOR THE AUDITOR OF STATE FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

Senate Bill No. 629 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

SENATE BILL NO. 630
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR CALDWELL

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE EAST ARKANSAS COMMUNITY COLLEGE FOR CLASSROOMS IN THE CROSS COUNTY TECHNOLOGY CENTER; AND FOR OTHER PURPOSES.

Senate Bill No. 630 was read the first time, rules suspended, read the second time and referred to the Committee on JOINT BUDGET.

Received from the House

HOUSE BILL NO. 1075
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 DEVELOPMENT FINANCE AUTHORITY FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1075 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1109
As Engrossed: H2/11/15
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 EDUCATION - ARKANSAS STATE LIBRARY FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1109 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1133

As Engrossed: H2/17/15 H2/23/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: REPRESENTATIVE BALTZ

A Bill for an Act to be Entitled: AN ACT TO CREATE A PROGRAM FOR LICENSURE OF COMMUNITY PARAMEDICS; AND FOR OTHER PURPOSES.

House Bill No. 1133 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. 1290

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL IMPROVEMENT APPROPRIATIONS FOR THE CROWLEY'S RIDGE TECHNICAL INSTITUTE; AND FOR OTHER PURPOSES.

House Bill No. 1290 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1321

As Engrossed: H2/24/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: *REPRESENTATIVES* JEAN, *BALLINGER, BALTZ, BRAGG, BRANSCUM, COZART, DEFFENBAUGH, DOTSON, C. DOUGLAS, D. DOUGLAS, EUBANKS, FIELDING, L. FITE, GOSSAGE, M. J. GRAY, HARRIS, HICKERSON, G. HODGES, HOLCOMB, JETT, LAMPKIN, LEDING, LOWERY, LUNDSTRUM, G. MCGILL, MCNAIR, D. MEEKS, PAYTON, PITSCH, RATLIFF, RUSHING, SCOTT, SHEPHERD, B. SMITH, SORVILLO, TALLEY, TOSH, VINES, WARDLAW, D. WHITAKER, WRIGHT*

BY: SENATORS IRVIN, *CALDWELL, HESTER, B. SAMPLE*

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION FOR THE DEPARTMENT OF EDUCATION FOR GRANTS AND AID FOR THE ARKANSAS SCHOOL RECOGNITION PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1321 was read the first time, rules suspended, read the second time and placed on the Calendar.

Received from the House

HOUSE BILL NO. 1330

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: JOINT BUDGET COMMITTEE

A Bill for an Act to be Entitled: AN ACT TO MAKE AN APPROPRIATION TO THE CROWLEY'S RIDGE TECHNICAL INSTITUTE FOR COSMETOLOGY CLASSROOM, LABORATORY, MAINTENANCE AND REPAIR, CONSTRUCTION AND IMPROVEMENTS TO CAPITAL PROJECTS; AND FOR OTHER PURPOSES.

House Bill No. 1330 was read the first time, rules suspended, read the second time and placed on the Calendar.

On motion of Senator Woods, Senate Bill No. 57 was 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. 57

Amend Senate Bill No. 57 as originally introduced:

Page 2, line 15, delete "victim" and substitute "victim or to enhance the accuracy of the board's determination"

(SIGNED) SENATOR JON WOODS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 57 was ordered engrossed.

On motion of Senator Hutchinson, Senate Bill No. 161 was placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 2 to SENATE BILL NO. 161

Amend Senate Bill No. 161 as engrossed, S2/12/15:

Delete the title in its entirety and substitute the following:

"AN ACT TO PROVIDE LIMITED IMMUNITY FROM CRIMINAL PROSECUTION FOR POSSESSION OF ALCOHOL TO PERSONS UNDER TWENTY-ONE YEARS OF AGE WHO ACT RESPONSIBLY DURING A MEDICAL EMERGENCY; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute the following:

"TO PROVIDE LIMITED IMMUNITY FROM CRIMINAL PROSECUTION FOR POSSESSION OF ALCOHOL TO PERSONS UNDER TWENTY-ONE YEARS OF AGE WHO ACT RESPONSIBLY DURING A MEDICAL EMERGENCY."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 3-3-203 is amended to read as follows:

3-3-203. Purchase or possession by minor.

(a)(1) It is unlawful for any person under twenty-one (21) years of age to purchase or have in his or her possession any intoxicating liquor, wine, or beer.

(2) For the purposes of this section, intoxicating liquor, wine, or beer in the body of a person under twenty-one (21) years of age is deemed to be in his or her possession.

(b) It shall also be unlawful for an adult to purchase on behalf of a person under twenty-one (21) years of age any intoxicating liquor, wine, or beer.

(c) A person eighteen (18) years of age or older violating this section is guilty of a violation and upon conviction shall be subject to a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500).

(d) In addition to the penalties provided in this section, the trial judge or magistrate may impose the following penalty or penalties or any combination thereof:

(1) Require a person eighteen (18) years of age or older but under twenty-one (21) years of age to write themes or essays on intoxicating liquors, wine, or beer; and

(2) Place a person eighteen (18) years of age or older but under twenty-one (21) years of age under probationary conditions as determined by the court in its reasonable discretion designed as a reasonable and suitable preventive and educational safeguard to prevent future violations of this section by the person.

(e)(1) In addition to the fine authorized by subsection (c) of this section, at the time of arrest of a person eighteen (18) years of age or older for violation of the provisions of subsection (a) of this section, the arrested person shall immediately surrender his or her license, permit, or other evidence of driving privilege to the arresting law enforcement officer as provided in § 5-65-402.

(2)(A) The Office of Driver Services or its designated official shall suspend or revoke the driving privilege of the arrested person or shall suspend any nonresident driving privilege of the arrested person, as provided in § 5-65-402.

(B) The period of suspension or revocation shall be based on the offense that caused the surrender of the arrested person's license, permit, or other evidence of driving privilege as described in subdivision (e)(1) of this section and the number of any previous offenses as follows:

(i) Suspension for sixty (60) days for a first offense under subsection (a) of this section;

(ii) Suspension for one hundred twenty (120) days for a second offense under subsection (a) of this section; and

(iii) Suspension for one (1) year for a third or subsequent offense under subsection (a) of this section.

(3) In order to determine the number of previous offenses to consider when suspending or revoking the arrested person's driving privileges, the office shall consider as a previous offense any conviction under subsection (a) of this section which occurred either prior to or after August 12, 2005.

(f) A person ~~less than~~ <u>under</u> eighteen (18) years of age who violates this section is subject to the Arkansas Juvenile Code of 1989, § 9-27-301 et seq.

<u>(g)(1) A person under twenty-one (21) years of age is immune from criminal prosecution under subsection (a) of this section if:</u>

<u>(A) The person:</u>

<u>(i) Requested emergency medical assistance in response to a medical emergency of another person;</u>

<u>(ii) Remained on the scene until the emergency medical assistance arrived; and</u>

<u>(iii) Cooperated with emergency medical assistance providers and law enforcement personnel during the medical emergency;</u>

<u>(B) The person is the recipient of emergency medical assistance requested under subdivision (g)(1)(A) of this section; or</u>

<u>(C) The person acted in concert with the person initiating contact for emergency medical assistance and met the requirements of subdivisions (g)(1)(A)(ii) and (iii) of this section.</u>

(2) This subsection does not apply if the request for emergency medical assistance does not occur until after law enforcement personnel have arrived at the scene of the medical emergency.

(3) The immunity from criminal prosecution provided under this section shall not in any way affect a law enforcement officer's or court's probable cause determination in regard to another criminal offense."

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 161 was ordered engrossed.

On motion of Senator Williams, Senate Bill No. 183 was placed back on second reading for purpose of Amendment No. 4.

ARKANSAS SENATE

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 4 to SENATE BILL NO. 183

Amend Senate Bill No. 183 as engrossed, S2/19/15

Add Representatives Sorvillo, Baltz, Branscum, Lundstrum, and Talley as cosponsors of the bill

Page 3, line 3, delete "reliability" and substitute "reliability, employment,"

AND

Page 4, line 9, delete "a person" and substitute "a person or an organization"

AND

Page 5, delete line 10, and substitute the following:
"nonfuel costs and surcharges, and the amount of funds contributed from all in-state taxpayers to local, state, and federal subsidies, grants, and credits to fund instate electric generation sources, electric storage, and energy efficiency;"

AND

Page 5, delete line 27, and substitute the following:
"limitation potential impacts resulting from changes in tax revenues and higher government outlays for electric service."

AND

Page 6, delete lines 1 through 3, and substitute the following:
"(1) Results in a significant rate increase annually for any rate class of the total delivered electricity cost per kilowatt hour or of the total natural gas cost per thousand cubic feet; or"

(SIGNED) SENATOR EDDIE JOE WILLIAMS

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 183 was ordered engrossed.

On motion of Senator Rice, Senate Bill No. 205 was placed back on second reading for purpose of Amendment No. 2.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 2 to SENATE BILL NO. 205

Amend Senate Bill No. 205 as engrossed, S2/4/15:

Page 1, line 31, delete "the Department of Correction, the Department of"

AND

Page 1, line 32, delete "Community Correction,"

AND

Page 2, line 9, delete "the Department of Correction, the"

AND

Page 2, line 10, delete "Department of Community Correction,"

AND

Page 2, line 17, delete "the Department of"

AND

Page 2, line 18, delete "Correction, the Department of Community Correction,"

(SIGNED) SENATOR TERRY RICE

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 205 was ordered engrossed.

On motion of Senator Hutchinson, Senate Bill No. 261 was 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. 261

Amend Senate Bill No. 1 as originally introduced:

Add Representative Love as a cosponsor of the bill
AND
Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 5-73-110 is amended to read as follows:

5-73-110. Disarming minors and mentally defective or irresponsible persons — Disposition of property seized.

(a) Subject to constitutional limitation, nothing in this section and §§ 5-73-101 — 5-73-109 shall be construed to prohibit a law enforcement officer from disarming, without arresting, a minor or person who reasonably appears to be mentally defective or otherwise mentally irresponsible, when that person is in possession of a deadly weapon.

(b) Property seized ~~pursuant to~~ under subsection (a) of this section ~~may~~ shall be:

~~(1) Returned to the parent, guardian, or other person entrusted with care and supervision of the person so disarmed; or~~

~~(2) Delivered to the custody of a court having jurisdiction to try criminal offenses, in which case the court shall:~~

~~(A) Treat the property as contraband under §§ 5-5-101 and 5-5-102; or~~

~~(B) Issue an order requiring that at a certain time the parent, guardian, or person entrusted with the care and supervision of the person disarmed show cause why the seized property should not be so treated.~~

~~(c) Notice of the show cause proceedings may be given in the manner provided for service of criminal summons under Rule 6.3 of Arkansas Rules of Criminal Procedure.~~

(1) Held for seventy-two (72) hours by the law enforcement agency employing the law enforcement officer that seized the property; and

(2) After the seventy-two-hour hold, returned to the lawful owner upon request and after the lawful owner presents a valid proof-of-ownership."

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 261 was ordered engrossed.

On motion of Senator Hutchinson, Senate Bill No. 472 was 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. 472

Amend Senate Bill No. 472 as originally introduced:

Add Senators Bledsoe, E. Cheatham, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Files, Flippo, Hester, B. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, G. Stubblefield, J. Woods, and Elliott as cosponsors of the bill

AND

Page 1, line 34, delete "other states," and substitute "other states, counties, regional correctional facilities,"

AND

Page 3, line 27, delete "fourteen (14)" and substitute "nineteen (19)"

AND

Page 3, line 29, delete "six (6)" and substitute "eleven (11)"

AND

Page 3, delete lines 31 through 35, and substitute the following:

"(A) One (1) or two (2) members who are circuit court judges and who operate a specialty court program as defined under § 16-10-139(a);"

AND

Page 4, delete lines 4 through 6, and substitute the following:

"(E) No more than (1) member who is a member of the executive board of the Arkansas Association of Chiefs of Police;

(F) No more than (2) members who are Medicaid providers; and

(G) No more than three (3) at-large members in order to reflect the racial, ethnic, gender, and geographical diversity of the state;"

AND

Page 4, delete lines 32 through 35, and substitute the following:

"(2) To review performance and outcome measure reports submitted semiannually by the Department of Correction, Department of Community Correction, Parole Board, Arkansas Sentencing Commission, and Specialty Court Program Advisory Committee under this act and evaluate the impact; and"

AND

Page 5, delete line 7, and substitute the following:

"SECTION 5. Arkansas Code Title 10, Chapter 3, is amended to add an additional subchapter to read as follows:

Subchapter 29 — Specialty Court Program Advisory Committee

10-3-2901. Specialty Court Program Advisory Committee.

(a) There is created a Specialty Court Program Advisory Committee.

(b) The Specialty Court Program Advisory Committee shall consist of the following members:

(1) The Chief Justice of the Supreme Court or the Chief Justice's designee who shall serve as chair;

(2) The Director of the Administrative Office of the Courts or the director's designee;

(3) Three (3) circuit court judges who preside over a specialty court program as defined under § 16-10-139(a) to be appointed by the Arkansas Judicial Council;

(4) One (1) district court judge who presides over a specialty court program as defined under § 16-10-139(a) to be appointed by the Arkansas District Judges Council;

(5) The Director of the Department of Community Correction or the director's designee;

(6) The Director of the Department of Human Services or the director's designee;

(7) The Director of the Division of Behavioral Health Services or the director's designee;

(8) A prosecutor appointed by the Prosecutor Coordinator;

(9) A public defender appointed by the Executive Director of the Arkansas Public Defender Commission;

(10) A member of the Senate appointed by the President Pro Tempore of the Senate;

(11) A member of the House of Representatives appointed by the Speaker of the House of Representatives; and

(12) The Arkansas Drug Director or the director's designee.

(c) The chair or the chair's designee shall promptly call the first meeting within thirty (30) days after the effective date of this act.

(d)(1) The Specialty Court Program Advisory Committee shall conduct its meetings at the State Capitol Building or at any place designated by the chair or the chair's designee.

(2) Meetings shall be held at least one (1) time every three (3) months but may occur more often at the call of the chair.

(e) If any vacancy occurs on the Specialty Court Program Advisory Committee, the vacancy shall be filled by the same process as the original appointment.

(f) The Specialty Court Program Advisory Committee shall establish rules and procedures for conducting its business.

(g) Members of the Specialty Court Program Advisory Committee shall serve without compensation.

(h) A majority of the members of the Specialty Court Program Advisory Committee shall constitute a quorum for transacting any business of the Specialty Court Program Advisory Committee.

(i) The Specialty Court Program Advisory Committee is established to:

(1) Promote collaboration and provide recommendations on issues involving specialty courts; and

(2) Design and complete the comprehensive evaluation of specialty court programs as required by § 16-10-139.

SECTION 6. Arkansas Code § 12-27-113(e), concerning records kept by"

AND

Page 5, line 19, delete ", or by other law"

AND

Page 6, delete line 18, and substitute the following:

"political advertising, fundraising, or campaigning.

SECTION 7. Arkansas Code Title 12, Chapter 27, is amended to add a new section to read as follows:

12-27-144. Department of Community Correction — Receipt of grant money for certain purposes.

(a) The Department of Community Correction may receive money from any source to be deposited into the Accountability Court Fund to be used for specialty court programs as defined under § 16-10-139.

(b) The department may promulgate rules to implement this section."

AND

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

"with entities, including without limitation licensed or accredited, as applicable, community-based"

AND

Page 9, delete line 5, and substitute the following:

"shall complete a prerelease assessment and reentry plan, which may include a travel subsidy and transportation to the closest commercial transportation pick-up point."

AND

Page 9, delete lines 19 through 22, and substitute the following:

"(5) The Department of Human Services shall allow online applications for Medicaid coverage and benefits to be submitted up to forty-five (45) days before the release of:

(A) An inmate or offender not previously qualified or previously qualified and subsequently suspended; or

(B) A juvenile adjudicated as delinquent not previously qualified or previously qualified and subsequently suspended."

AND

Page 9, delete lines 30 and 31, and substitute the following:

"in a county jail, city jail, juvenile detention facility, or other Division of Youth Services commitment, the Department of Human Services shall suspend, to the degree feasible, the individual's coverage during the period of incarceration for up to twelve (12) months from the initial approval or renewal, unless prohibited by law."

AND

Page 9, delete lines 33 and 34, and substitute the following:
"eligible medical treatment or is released from custody, the Department of Human Services shall reinstate, to the degree feasible, the individual's coverage for up to twelve (12) months from the initial approval or renewal, unless prohibited by law."

AND

Page 10, delete lines 7 through 10, and substitute the following:
""(e) The Department of Human Services shall allow and online application for Medicaid coverage and benefits to be submitted up to forty-five (45) days prior to the release of an inmate or offender who is in the custody of the Department of Corrections or Department of Community Corrections and who was not previously qualified or previously qualified and subsequently suspended."

AND

Page 10, delete lines 21 through 35, and substitute the following:
"(4) Any other specialty court program that has been approved by the Supreme Court, including without limitation specialty court programs known as:
(A) A DWI court;
(B) A mental health court;
(C) A veteran's court;
(D) A juvenile drug court;
(E) A "HOPE" court; and
(F) A "smarter sentencing" court.
(b) A specialty court program operated by a circuit court or district court must be approved by the Supreme Court in the administrative plan submitted under Supreme Court Administrative Order No. 14.
(c)(1) The Specialty Courts Advisory Committee shall evaluate and make findings with respect to all specialty court programs operated by a circuit court or district court in this state and refer the findings to the Supreme Court."

AND

Page 11, line 3, delete "office" and substitute "Specialty Court Program Advisory Committee"

AND

Page 11, line 10, delete "a evaluation" and substitute "an evaluation"

AND

Page 11, delete lines 15 through 27, and substitute the following:

"(d) A specialty court program shall be evaluated under the following schedule:

(1) A specialty court program established on or after the effective date of this act shall be evaluated after its second year of funded operation;

(2) A specialty court program in existence on the effective date of this act shall be evaluated under the requirements of this section prior to expending resources budgeted for fiscal year 2017; and

(3) A specialty court program shall be reevaluated every two (2) years after the initial evaluation."

AND

Page 12, line 20, delete "A approved" and substitute "An approved"

AND

Page 12, delete lines 24 through 36, and substitute the following:

"(D) Any other specialty court program that has been approved by the Supreme Court, including without limitation specialty court programs known as:

(i) A DWI court;
(ii) A mental health court;
(iii) A veteran's court;
(iv) A juvenile drug court;
(v) A "HOPE" court; and
(vi) A "smarter sentencing" court.

(b) In addition to any other court cost or court fee provided by law:

(1) A specialty court program user fee of one hundred twenty-five dollars ($125) shall be assessed on any participant in a specialty court program and remitted to the Administration of Justice Funds Section of the Department of Finance and Administration by the court clerk for deposit into the State Treasury as special revenues credited to the Specialty Court Program Fund; and

(2) A specialty court program public defender user fee not to exceed two hundred fifty dollars ($250) may be assessed by the court for a defendant who participates in a specialty court program designed for preadjudication purposes and who is appointed representation by a public defender and remitted to the Administration of Justice Funds Section of the Department of Finance and Administration by the court clerk for deposit into the State Treasury as special revenues credited to the Specialty Court Program Fund."

AND

Page 13, delete lines 1 through 6, and substitute the following:

"(c) A district court or circuit court may not assess and collect a fee under this section if the district court or circuit court is operating a specialty court program that has not been previously approved by or no longer meets the approval criteria of the Supreme Court."

AND

Page 13, line 18, delete "Demonstrated a" and substitute "Demonstrated a documented"

AND

Page 15, delete line 22 and substitute the following:

"(C) Pay for healthcare services.

(f) As used in this section, "Medicaid eligibility" means eligibility for any healthcare coverage offered by the Department of Human Services."

AND

Page 15, delete line 36, and substitute the following:

"reimburse the Department of Correction, Department of Community Correction, Division of Behavioral Health Services, Division of Youth Services, a"

AND

Page 16, line 6, delete "healthcare"

AND

Page 16, delete lines 18 through 36, and substitute the following:

"(ii)(a) A member of the board who is currently serving as of the effective date of this act shall terminate any other employment that has not been approved as required by subdivision (a)(2)(A)(ii)(b) of this section.

(b) A member may engage in employment that has a limited time commitment with approval from the Chair of the Parole Board.

(B)(i) The Governor shall appoint one (1) member as the chair who shall be the chief executive, administrative, budgetary, and fiscal officer of the board and the chair shall serve at the will of the Governor.

(ii) The chair shall have general supervisory duties over the members and staff of the board but may not remove a member of the board except as provided under subsection (e) of this section.

(iii) The board may review and approve budget and personnel requests prior to submission for executive and legislative approval.

(C) The board shall elect from its membership a vice chair and a secretary who shall assume, in that order and with the consent of the Governor, the duties of the chair in the case of extended absence, vacancy, or other similar disability of the chair until the Governor designates a new chair of the board."

AND

Page 17, delete line 1

AND

Page 20, delete line 28 and substitute the following:

"— 16-93-617.

SECTION 23. Arkansas Code § 16-93-708 is amended to read as follows:

16-93-708. Parole alternative — Home detention.

(a) As used in this section:

(1) “Approved electronic monitoring or supervising device” means an electronic device approved by the Board of Corrections that meets the minimum Federal Communications Commission regulations and requirements~~,~~ and that utilizes available technology that is able to track a person’s location and monitor his or her location;

(2) "Hospice" means an autonomous, centrally administered, medically directed, coordinated program providing a continuum of home, outpatient, and homelike inpatient care for the terminally ill patient and the patient's family, and which employs an interdisciplinary team to assist in providing palliative and supportive care to meet the special needs arising out of the physical, emotional, spiritual, social, and economic stresses that are experienced during the final stages of illness and during dying and bereavement;

~~(2)~~(3) "Permanently incapacitated" means an inmate who, as determined by a licensed physician:

(A) Has a medical condition that is not necessarily terminal but renders him or her permanently and irreversibly incapacitated; and

(B) Requires immediate and long-term care; and

~~(3)~~(4) "Terminally ill" means an inmate who, as determined by a licensed physician:

(A) Has an incurable condition caused by illness or disease; and

(B) Will likely die within two (2) years due to the illness or disease.

(b)(1)(A) Subject to the provisions of subdivision (b)(2) of this section, a defendant convicted of a felony or misdemeanor and sentenced to imprisonment may be incarcerated in a home detention program when the Director of the Department of Correction or the Director of the Department of Community Correction ~~shall communicate~~ communicates to the Parole Board when, in the independent opinions of either a Department of Correction physician or Department of Community Correction physician and a consultant physician in Arkansas, an inmate is either terminally ill, ~~or~~ permanently incapacitated, or would be suitable for hospice care and should be considered for transfer to parole supervision.

(B) The Director of the Department of Correction or the Director of the Department of Community Correction shall make the facts described in subdivision (b)(1)(A) of this section known to the Parole Board for consideration of early release to home detention.

(2) The Board of Corrections shall promulgate rules that will establish policy and procedures for incarceration in a home detention program.

(c)(1) In all instances ~~where~~ in which the Department of Correction may release any inmate to community supervision, in addition to all other conditions that may be imposed by the Department of Correction, the Department of Correction may require the criminal defendant to participate in a home detention program.

(2)(A) The term of the home detention shall not exceed the maximum number of years of imprisonment or supervision to which the inmate could be sentenced.

(B) The length of time the defendant participates in a home detention program and any good-time credit awarded shall be credited against the defendant's sentence.

(d)(1) The Board of Corrections shall establish policy and procedures for participation in a home detention program, including, but not limited to, program criteria, terms, and conditions of release.

(2) An inmate who is not serving a sentence of life without parole who is released on parole under this section because he or she is terminally ill, permanently incapacitated, or would be suitable for hospice care may be released to the care of his or her family or other person, subject to board approval.

(e) If the medical condition of a inmate who is released under this section because he or she is terminally ill, permanently incapacitated, or would be suitable for hospice care changes to the point that the inmate is no longer terminally ill, permanently incapacitated, or would be suitable for hospice care, the inmate shall be returned to the custody of the Department of Correction and shall be required to be reconsidered for parole."

AND

Page 22, delete lines 18 through 26

AND

Page 23, line 9, delete "offender" and substitute "offender or a juvenile offender"

AND

Page 23, delete lines 11 and 12, and substitute the following:

"used in a delinquency case or a family in need of services case ~~pursuant to a diversion agreement under § 9-27-323~~."

AND

Page 23, line 26, delete "a drug" and substitute "an adult drug"

AND

Page 24, delete line 25 and substitute the following:

"Committee; and

SECTION 32. Arkansas Code § 16-98-304 is amended to read as follows:

16-98-304. Cost and fees.

(a) The drug court judge may order the offender to pay:

(1) Court costs as provided in § 16-10-305;

(2) Treatment costs;

(3) Drug testing costs;

(4) A local program user fee;

(5) Necessary supervision fees, including any applicable residential treatment fees; and

(6) Any fees determined or authorized under § 12-27-125(b)(17)(B) or § 16-93-104(a)(1) ~~which~~ that are to be paid to the Department of Community Correction.

(b)(1) The drug court judge shall establish a schedule for the payment of costs and fees.

(2) The cost for treatment, drug testing, and supervision shall be set by the treatment and supervision providers respectively and made part of the order of the drug court judge for payment.

(3) Program user fees shall be set by the drug court judge.

(4) Treatment, drug testing, and supervision costs or fees shall be paid to the respective providers.

(5) Fees determined or authorized under § 12-27-125(b)(17)(B) or § 16-93-104(a)(1) shall be paid to the Department of Community Correction.

~~(6)(A) The MAGNUM Drug Court Fund is a special revenue fund created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(B) The MAGNUM Drug Court Fund shall consist of other moneys provided by law.~~

~~(7)(A)~~(6)(A) All court costs and program user fees assessed by the drug court judge shall be paid to the court clerk for remittance to the county treasury under § 14-14-1313.

(B) All installment payments shall initially be deemed to be collection of court costs under § 16-10-305 until the court costs have been collected in full with any remaining payments representing collections of other fees and costs as authorized in this section and shall be credited to the county administration of justice fund and distributed under § 16-10-307.

(C) ~~All~~ Local program user fees shall be credited to a fund known as the drug court program fund and appropriated by the quorum court for the benefit and administration of the drug court program.

~~(8)~~(7) Court orders for costs and fees shall remain an obligation of the offender with court monitoring until fully paid."

AND

Page 25, delete lines 24 through 33, and substitute the following:

"(F) ~~Provide drug court program evaluation and accountability~~ Provide assistance and support to the Specialty Court Advisory Committee for the evaluation of specialty court programs.

SECTION 35. Arkansas Code § 16-98-306 is amended to read as follows:

16-98-306. Collection of data.

(a)(1) ~~A~~ An approved drug court program shall collect and provide monthly data on drug court applicants and all participants as required by the ~~Division of Drug Court Programs within the Administrative Office of the Courts~~ Specialty Court Program Advisory Committee in accordance with the rules promulgated under ~~§ 16-98-307~~ § 10-3-2901."

AND

Page 26, delete lines 19 through 36, and substitute:

"~~(K)~~(L) Any other data or information as required by the ~~Division of Drug Court Programs within the Administrative Office of the Courts~~ Specialty Court Program Advisory Committee in accordance with the rules promulgated under ~~§ 16-98-307~~ § 10-3-2901.

(b) The data collected for evaluation purposes under subsection (a) of this section shall:

(1) Include a minimum standard data set developed and specified by the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee; and

(2) Be maintained in the court files or be otherwise accessible by the courts and the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee.

(c)(1) As directed by the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee, after an individual is discharged either upon completion or termination of a drug court program, the drug court program shall conduct, as much as practical, follow-up contacts with and reviews of former drug court participants for key outcome indicators of drug use, recidivism, and employment.

(2)(A) The follow-up contacts with and reviews of former drug court participants shall be conducted as frequently and for a period of time as determined by the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee based upon the nature of the drug court program and the nature of the participants.

(B) The follow-up contacts with and reviews of former drug court participants are not extensions of the drug court's jurisdiction over the drug court participants.

(d) For purposes of standardized measurement of success of drug court programs across the state, ~~the Division of Drug Court Programs in consultation with other state agencies and subject to the review of the Drug~~ Specialty Court Advisory Committee shall adopt an operational definition of terms such as "recidivism", "retention", "relapses", "restarts", "sanctions imposed", and "incentives given" to be used in any evaluation and report of drug court programs.

(e) Each drug court program shall provide to the ~~Division of Drug Court Programs~~ Specialty Court Program Advisory Committee all information requested by the Division of Drug Court Programs.

(f) The Division of Drug Court Programs, the Department of Community Correction, the ~~Office of Alcohol and Drug Abuse Prevention~~ Division of Behavioral Health Services, and the Arkansas Crime Information Center shall work together to share and make available data to provide a comprehensive data management system for the state's drug court programs.

(g)~~(1)~~ The Administrative Office of the Courts shall~~:~~

~~(A) Develop a statewide evaluation model to be reviewed by the Drug Court Advisory Committee; and~~ collect monthly data reports submitted by approved drug courts and provide the monthly data reports to the Specialty Court Program Advisory Committee.

~~(B) Conduct ongoing evaluations of the effectiveness and efficiency of all drug court programs.~~

(h) The Specialty Court Program Advisory Committee shall:

(1) Submit a report by July 1 of each year summarizing the data collected and outcomes achieved by all approved drug courts; and

(2) Contract with a third-party evaluator every three (3) years to conduct an evaluation on the effectiveness of the drug court program in complying with the key components of § 16-98-302(b).

~~(2) A report of the evaluations of the Administrative Office of the Courts shall be submitted to the General Assembly by July 1 of each year.~~

SECTION 36. Arkansas Code § 16-98-307 is repealed.

~~16-98-307. Drug Court Advisory Committee — Creation.~~

~~(a) There is created a Drug Court Advisory Committee.~~

~~(b) The Drug Court Advisory Committee shall consist of the following members:~~

~~(1) The Chief Justice of the Supreme Court or the Chief Justice's designee who shall serve as chair;~~

~~(2) The Director of the Administrative Office of the Courts or the director's designee;~~

~~(3) A judge to be appointed by the Arkansas Judicial Council;~~

~~(4) The Director of the Department of Community Correction or the director's designee;~~

~~(5) The Director of the Department of Human Services or the director's designee;~~

~~(6) The Director of the Division of Behavioral Health Services or the director's designee;~~

~~(7) A prosecutor appointed by the Prosecutor Coordinator;~~

~~(8) A public defender appointed by the Executive Director of the Arkansas Public Defender Commission;~~

~~(9) A member of the Senate appointed by the President Pro Tempore of the Senate;~~

~~(10) A member of the House of Representatives appointed by the Speaker of the House of Representatives;~~

~~(11) The Arkansas Drug Director or the director's designee;~~

~~(12) The Chair of the Board of Corrections or the chair's designee; and~~

~~(13) The Chair of the Parole Board or the chair's designee.~~

~~(c) The chair or the chair's designee shall promptly call the first meeting after April 4, 2007.~~

~~(d)(1) The committee shall conduct its meetings at the State Capitol or at any place designated by the chair or the chair's designee.~~

~~(2) Meetings shall be held at least one (1) time every three (3) months but may occur more often at the call of the chair.~~

~~(e) If any vacancy occurs on the committee, the vacancy shall be filled by the same process as the original appointment.~~

~~(f) The committee shall establish rules and procedures for conducting its business.~~

~~(g) Members of the committee shall serve without compensation.~~

~~(h) A majority of the members of the committee shall constitute a quorum for transacting any business of the committee.~~

~~(i)(1) The committee is established to promote collaboration and provide recommendations on issues involving drug courts.~~

~~(2) The committee may provide advice and review on at least the following:~~

~~(A) Provisions to identify data to be collected for evaluation; and~~

~~(B) Provisions to ensure uniform data collection.~~"

AND

Page 27, delete lines 1 through 36

AND

Page 28, delete lines 1 through 36

AND

Page 29, delete lines 1 through 3

AND

Page 29, delete line 20 and substitute the following:

AND

SECTION 39. Arkansas Code Title 19, Chapter 5, Subchapter 11, is amended to add an additional section to read as follows:

<u>19-5-1143. Accountability Court Fund.</u>

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a trust fund to be known as the "Accountability Court Fund".

(b) The fund shall consist of:

(1) Grants made by any person or federal government agency; and

(2) Any other funds authorized or provided by law.

(c) The fund shall be used by the Department of Community Correction for specialty court programs as defined under § 16-10-139.

SECTION 40. Arkansas Code § 19-6-301(216), concerning special revenue funds, is amended to read as follows:

(216) Drug court program user fees, §~~§~~ 16-98-304 and ~~19-6-489~~ specialty court program user fees, § 16-10-701;

SECTION 41. Arkansas Code § 19-6-489 is amended to read as follows:

19-6-489. ~~MAGNUM Drug~~ Specialty Court Program Fund.

~~(a) A drug court judge may order an offender to pay:~~

~~(1) Court costs;~~

~~(2) Treatment costs;~~

~~(3) Drug testing costs;~~

~~(4) A program user fee not to exceed twenty dollars ($20.00) per month; and~~

~~(5) Necessary supervision fees, including any applicable residential treatment fees.~~

~~(b)(1) A drug court judge shall establish a schedule for the payment of costs and fees.~~

~~(2) The cost for treatment, drug testing, and supervision shall be set by the treatment and supervision providers respectively and made part of the order of the drug court judge for payment.~~

~~(3) User fees shall be set by the drug court judge within the maximum amount authorized by this subsection and payable directly to the court clerk for the benefit and administration of the drug court program.~~

~~(4) Treatment, drug testing, and supervision costs shall be paid to the respective providers.~~

~~(5) The court clerk or the designee of the drug court judge shall collect all other costs and fees ordered.~~

~~(6)(A) The remaining user fees shall be remitted to the Treasurer of State by the court clerk for deposit in the MAGNUM Drug Court Fund, which is a special revenue fund created and established on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State.~~

~~(B) The MAGNUM Drug Court Fund shall consist of user fees and any other moneys provided by law.~~

~~(7) Court orders for costs and fees shall remain an obligation of the offender with court monitoring until fully paid.~~

(a) There is created on the books of the Treasurer of State, the Auditor of State, and the Chief Fiscal Officer of the State a special revenue fund to be known as the "Specialty Court Program Fund".

(b) The Specialty Court Program Fund shall consist of the specialty court program user fees under § 16-10-701 and any other moneys provided by law.

(c) The fund shall be used exclusively for:

(1) Treatment services provided by the Department of Community Correction as defined by and distributed under § 16-98-305(1)(E);

(2) Treatment services provided by the Department of Human Services as defined by and distributed under § 16-9-305(2)(C);

(3) The cost of the evaluation of specialty court programs by the Specialty Court Advisory Committee as required under § 16-10-139; and

(4) Drug and mental health crisis intervention centers."

SECTION 40. Arkansas Code § 27-16-801, concerning the issuance of a"

AND

Page 30, line 6, add the following:

SECTION 41. Arkansas Code § 27-16-1105(a)(3)(A), concerning minimum issuance standards for driver's licenses, is amended to read as follows:

(3)(A)(i) The office may establish by rule a written and defined exceptions process for a person who is unable to present all the necessary documents for a driver's license or identification card and who must rely upon alternate documents.

(ii) The office shall accept alternate documents only to establish identity or date of birth of the person.

(iii)(a) An eligible inmate as defined under § 27-16-801(i)(1)(A) may satisfy the identity document requirement under this section by submitting a sentencing order to the Office of Driver Services before his or her release from incarceration.

(b) The exception to the identity document requirement under subdivision (a)(3)(A)(iii)(a) of this section shall not be applicable to a first-time issuance of a driver's license or identification card nor may it be used to waive any documentation requirements for non-United States citizens."

AND

Renumber the sections accordingly

(SIGNED) SENATOR JEREMY HUTCHINSON

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 472 was ordered engrossed.

On motion of Senator Hester, House Bill No. 1228 was withdrawn from the Committee on JUDICIARY, and placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 1 to HOUSE BILL NO. 1228

Amend House Bill No. 1228 as engrossed, H2/11/15:

Page 3, delete lines 21 through 33, and substitute the following:

"16-123-405. Construction and applicability.

This subchapter does not:

(1) Authorize a government entity to substantially burden a religious belief;

(2) Affect, interpret, or in any way address those portions of this subchapter, Article 2, §§ 24-26, of the Arkansas Constitution, or the First Amendment to the United States Constitution that prohibit laws respecting the establishment of religion;

(3) Prohibit a grant of government funds, benefits, or exemptions to the extent permissible under those portions of this subchapter, Article 2, §§ 24-26, of the Arkansas Constitution, or the First Amendment to the United States Constitution that prohibit laws respecting the establishment of religion; or

(4) Create a right or cause of action with respect to an employee against an employer if the employer is not a government entity."

(SIGNED) SENATOR BART HESTER

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1228 was ordered engrossed.

On motion of Senator Pierce, House Bill No. 1366 was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
Amendment No. 1 to HOUSE BILL NO. 1366

Amend House Bill No. 1366 as originally introduced:

Page 2, line 18, delete “president” and substitute “~~president~~ chairperson”

(SIGNED) SENATOR BOBBY PIERCE

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1366 was ordered engrossed.

On motion of Senator Cheatham, House Bill No. 1370 was placed back on second reading for purpose of Amendment No. 1.

ARKANSAS SENATE

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

Amendment No. 1 to HOUSE BILL NO. 1370

Amend House Bill No. 1370 as originally introduced:

Page 1, line 10, delete "2004" and substitute "2004; TO DECLARE AN EMERGENCY"

AND

Delete the subtitle in its entirety and substitute:

"TO AMEND THE TRAINING REQUIREMENTS UNDER THE ARKANSAS EDUCATIONAL FINANCIAL ACCOUNT AND REPORTING ACT OF 2004; AND TO DECLARE AN EMERGENCY."

AND

Page 2, line 13, add an additional section to read as follows:

"SECTION 3. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that proper training of school district personnel in financial accounting is critical; that financial accounting requirements for school districts are difficult and complex; and that this act is immediately necessary to ensure that school district personnel are properly trained before the beginning of the next school year. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

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

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

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

(SIGNED) SENATOR EDDIE CHEATHAM

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1370 was ordered engrossed.

The President declared the morning hour to have expired.

On motion of Senator Woods, Senate Bill No. 58 was called up for third reading and final disposition.

SENATE BILL NO. 58

As Engrossed: S1/26/15 S2/12/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR J. WOODS

BY: REPRESENTATIVE C. FITE

A Bill for an Act to be Entitled: AN ACT CONCERNING PAROLE RULES AND THE AWARD OF PAROLE; TO MAKE TECHNICAL CORRECTIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 58 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Woods moved that the Body roll the vote on Senate Bill No. 58. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 58 was ordered immediately transmitted to the House as passed.

On motion of Senator Clark, Senate Bill No. 179 was called up for third reading and final disposition.

SENATE BILL NO. 179

As Engrossed: S2/9/15 S2/17/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS A. CLARK, *J. ENGLISH, G. STUBBLEFIELD*

BY: REPRESENTATIVES COZART, GATES, *BALTZ, BELL, DEFFENBAUGH, C. DOUGLAS, GOSSAGE, G. HODGES, LOWERY, RATLIFF*

A Bill for an Act to be Entitled: AN ACT TO REQUIRE A SCHOOL DISTRICT SUBJECT TO A DESEGREGATION ORDER TO NOTIFY THE DEPARTMENT OF EDUCATION AND TO PROVIDE A COPY OF THE DESEGREGATION ORDER; TO AMEND THE PUBLIC SCHOOL CHOICE ACT OF 2013; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 179 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Clark moved that the Body roll the vote on Senate Bill No. 179. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT: S. Flowers.

Total 1

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to Senate Bill No. 179, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT: S. Flowers.

Total 1

Total number of votes cast 34

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 179 was ordered immediately transmitted to the House.

On motion of Senator Clark, Senate Bill No. 211 was called up for third reading and final disposition.

SENATE BILL NO. 211
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR A. CLARK

A Bill for an Act to be Entitled: AN ACT TO REQUIRE AN ECONOMIC SECURITY REPORT OF EMPLOYMENT AND EARNINGS OUTCOMES FOR DEGREES AND CERTIFICATES EARNED AT STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION; TO ALLOW STUDENTS AND PARENTS TO MAKE INFORMED DECISIONS REGARDING COLLEGE AND CAREER; AND FOR OTHER PURPOSES.

Senate Bill No. 211 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Clark moved that the Body roll the vote on Senate Bill No. 211. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT: S. Flowers.

Total 1

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 211 was ordered immediately transmitted to the House as passed.

On motion of Senator Woods, Senate Bill No. 262 was called up for third reading and final disposition.

SENATE BILL NO. 262

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR J. WOODS

BY: REPRESENTATIVE BENNETT

AN ACT PERTAINING TO PLACEMENT IN A COMMUNITY CORRECTION CENTER; AND FOR OTHER PURPOSES.

Senate Bill No. 262 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Woods moved that the Body roll the vote on Senate Bill No. 262. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT: S. Flowers.

Total 1

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 262 was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, Senate Bill No. 215 was called up for third reading and final disposition.

SENATE BILL NO. 215

As Engrossed: S2/9/15 S2/25/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE EXCEPTION TO THE REQUIREMENT THAT A CITY OR TOWN HAVE A REFERENDUM ELECTION TO AUTHORIZE THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION; AND FOR OTHER PURPOSES.

Senate Bill No. 215 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Clark moved that the Body roll the vote on Senate Bill No. 215. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, E. Williams, J. Woods.

Total 30

NEGATIVE: Hester, Maloch, Teague.

Total 3

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33
Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 215 was ordered immediately transmitted to the House as passed.

On motion of Senator Ingram, Senate Bill No. 268 was called up for third reading and final disposition.

SENATE BILL NO. 268
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS K. INGRAM, D. SANDERS
BY: REPRESENTATIVE BRANSCUM

A Bill for an Act to be Entitled: AN ACT TO PROMOTE THE HEALTH AND SAFETY OF STUDENTS IN PUBLIC SCHOOL ATHLETIC ACTIVITIES THROUGH THE USE OF ATHLETIC TRAINERS AND PROFESSIONAL DEVELOPMENT FOR COACHES; AND FOR OTHER PURPOSES.

Senate Bill No. 268 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Ingram moved that the Body roll the vote on Senate Bill No. 268. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT: S. Flowers.

Total 1

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 268 was ordered immediately transmitted to the House as passed.

On motion of Senator Clark, Senate Bill No. 325 was called up for third reading and final disposition.

SENATE BILL NO. 325

As Engrossed: S2/18/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR A. CLARK

A Bill for an Act to be Entitled: AN ACT TO ENSURE THAT A SCHOOL DISTRICT IS NOT IN VIOLATION OF THE STANDARDS OF ACCREDITATION FOR ARKANSAS PUBLIC SCHOOLS AND SCHOOL DISTRICTS IF A SCHOOL DISTRICT OFFERS A COURSE BUT NO STUDENTS ENROLL IN THE COURSE; AND FOR OTHER PURPOSES.

Senate Bill No. 325 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Irvin spoke against the Bill.

Senator Elliott spoke against the Bill.

Senator B. Johnson spoke for the Bill.

Senator Chesterfield spoke against the Bill.

Senator Hutchinson spoke for the Bill.

Senator Chesterfield moved for immediate consideration. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, A. Clark, Collins-Smith, J. Cooper, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, B. Johnson, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 24

NEGATIVE: L. Chesterfield, Elliott, K. Ingram, Irvin, D. Johnson, U. Lindsey.

Total 6

ABSENT OR NOT VOTING: E. Cheatham, J. Dismang, J. English, B. King.

Total 4

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast 30

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 325 was ordered immediately transmitted to the House as passed.

On motion of Senator Irvin, Senate Bill No. 342 was called up for third reading and final disposition.

SENATE BILL NO. 342

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATORS IRVIN, BLEDSOE, CALDWELL, E. CHEATHAM, A. CLARK, COLLINS-SMITH, J. COOPER, J. ENGLISH, FLIPPO, S. FLOWERS, J. HENDREN, HESTER, HICKEY, K. INGRAM, B. JOHNSON, B. KING, U. LINDSEY, B. PIERCE, RAPERT, RICE, B. SAMPLE, D. SANDERS, G. STUBBLEFIELD, TEAGUE, E. WILLIAMS, J. WOODS

BY: REPRESENTATIVES BALTZ, BROWN, COPELAND, C. DOUGLAS, GOSSAGE, M. GRAY, HARRIS, G. HODGES, HOUSE, LEDING, SPEAKS, STURCH

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS SCHOOL RECOGNITION AND REWARD PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 342 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Irvin moved that the Body roll the vote on Senate Bill No. 342. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 342 was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, Senate Bill No. 354 was called up for third reading and final disposition.

SENATE BILL NO. 354

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR B. SAMPLE

BY: REPRESENTATIVE HICKERSON

A Bill for an Act to be Entitled: AN ACT CONCERNING FIREFIGHTER SPECIAL LICENSE PLATES; TO REMOVE THE LIMITATION ON THE ISSUANCE OF FIREFIGHTER LICENSE PLATES; TO REDIRECT THE REMITTANCE OF THE ADDITIONAL MONTHLY FEE; AND FOR OTHER PURPOSES.

Senate Bill No. 354 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Sample moved that the Body roll the vote on Senate Bill No. 354. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT: S. Flowers.

Total 1

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 354 was ordered immediately transmitted to the House as passed.

On motion of Senator Woods, Senate Bill No. 426 was called up for third reading and final disposition.

SENATE BILL NO. 426
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS J. WOODS, HESTER, IRVIN
BY: REPRESENTATIVES COZART, NEAL

A Bill for an Act to be Entitled: AN ACT TO CREATE THE FAIR AND OPEN COMPETITION IN GOVERNMENTAL CONSTRUCTION ACT; TO PROHIBIT PUBLIC AGENCIES FROM ENTERING INTO CERTAIN CONTRACTS; TO PROHIBIT CERTAIN TERMS IN CERTAIN DOCUMENTS; TO PROHIBIT PUBLIC AGENCIES FROM MAKING CERTAIN AWARDS; TO PROHIBIT CERTAIN PERSONS FROM PLACING CERTAIN TERMS IN CERTAIN DOCUMENTS; AND TO PROVIDE EXEMPTIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 426 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Woods moved that the Body roll the vote on Senate Bill No. 426. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 426 was ordered immediately transmitted to the House as passed.

On motion of Senator Sample, Senate Bill No. 461 was called up for third reading and final disposition.

SENATE BILL NO. 461

As Engrossed: S2/24/15

NINETIETH GENERAL ASSEMBLY

REGULAR SESSION

BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT CONCERNING INCOME TAX REFUND CHECK-OFF AND CONTRIBUTION PROGRAMS; TO CREATE AN INCOME TAX REFUND CHECK-OFF PROGRAM FOR THE ARKANSAS GAME AND FISH FOUNDATION; TO ELIMINATE THE INCOME TAX REFUND CHECK-OFF PROGRAM FOR THE UNITED STATES OLYMPIC COMMITTEE PROGRAM; AND FOR OTHER PURPOSES.

Senate Bill No. 461 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Sample moved that the Body roll the vote on Senate Bill No. 461. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 461 was ordered immediately transmitted to the House as passed.

On motion of Senator Williams, Senate Bill No. 481 was called up for third reading and final disposition.

SENATE BILL NO. 481
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR E. WILLIAMS

A Bill for an Act to be Entitled: AN ACT TO REQUIRE REPORTING OF CERTAIN TOWING RATES; TO REQUIRE CERTAIN GOVERNMENT ENTITIES TO MAINTAIN TOWING RATE RECORDS; AND FOR OTHER PURPOSES.

Senate Bill No. .481 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Williams moved that the Body roll the vote on Senate Bill No. 481. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 481 was ordered immediately transmitted to the House as passed.

On motion of Senator Ingram, Senate Bill No. 511 was called up for third reading and final disposition.

SENATE BILL NO. 511
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR K. INGRAM
BY: REPRESENTATIVES D. FERGUSON, NICKS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE AUTHORITY OF STATE-SUPPORTED INSTITUTIONS OF HIGHER EDUCATION TO REFINANCE OUTSTANDING OBLIGATIONS; AND FOR OTHER PURPOSES.

Senate Bill No. 511 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Ingram moved that the Body roll the vote on Senate Bill No. 511. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

Senate Bill No. 511 was ordered immediately transmitted to the House as passed.

On motion of Senator Hester, House Bill No. 1313 was called up for third reading and final disposition.

HOUSE BILL NO. 1313
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES C. DOUGLAS, C. ARMSTRONG, BALLINGER, DELLA ROSA, DOTSON, K. HENDREN, HOLCOMB, MILLER, PETTY, WOMACK
BY: SENATOR HESTER

A Bill for an Act to be Entitled: AN ACT TO ALLOW SCHOOL DAYS TO BE MADE-UP IN SIXTY-MINUTE INCREMENTS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

House Bill No. 1313 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hester moved that the Body roll the vote on House Bill No. 1313. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to House Bill No. 1313, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total.....34

NEGATIVE:

Total.....0

ABSENT OR NOT VOTING:

Total.....0

EXCUSED:

Total.....0

VOTING PRESENT:

Total.....0

Total number of votes cast.....34

Necessary to the adoption of the emergency clause.....24

So the Emergency Clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1313 was ordered immediately returned to the House as passed.

On motion of Senator Chesterfield, House Bill No. 1347 was called up for third reading and final disposition.

HOUSE BILL NO. 1347
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVES FIELDING, E. ARMSTRONG, V. FLOWERS, LAMPKIN
BY: SENATOR L. CHESTERFIELD

A Bill for an Act to be Entitled: AN ACT TO ALLOW PRIVATE INSTITUTIONS OF HIGHER EDUCATION TO PARTICIPATE IN THE STATEWIDE TRANSFER AGREEMENT; AND FOR OTHER PURPOSES.

House Bill No. 1347 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Chesterfield moved that the Body roll the vote on House Bill No. 1347. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....34
Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1347 was ordered immediately returned to the House as passed.

On motion of Senator Woods, House Bill No. 1349 was called up for third reading and final disposition.

HOUSE BILL NO. 1349
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE HARRIS

A Bill for an Act to be Entitled: AN ACT CONCERNING THE USE OF AN UNMANNED VEHICLE OR AIRCRAFT TO COMMIT THE OFFENSE OF VOYEURISM OR VIDEO VOYEURISM; AND FOR OTHER PURPOSES.

House Bill No. 1349 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Hester moved that the Body roll the vote on House Bill No. 1349. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, Elliott, J. English, Flippo, J. Hendren, Hester, Hickey, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 27

NEGATIVE: S. Flowers.

Total 1

ABSENT OR NOT VOTING: E. Cheatham, J. Dismang, Files, J. Hutchinson, B. Sample, D. Sanders.

Total 6

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast 28

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1349 was ordered immediately returned to the House as passed.

On motion of Senator Elliott, House Bill No. 1382 was called up for third reading and final disposition.

HOUSE BILL NO. 1382
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE GOSSAGE

A Bill for an Act to be Entitled: AN ACT TO ALLOW THE ARKANSAS LEADERSHIP ACADEMY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AND A PUBLIC-PUBLIC PARTNERSHIP FOR THE PURPOSE OF ENHANCING LEADERSHIP IN PUBLIC SCHOOLS; AND FOR OTHER PURPOSES.

House Bill No. 1382 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Elliott moved that the Body roll the vote on House Bill No. 1382. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast 33
Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1382 was ordered immediately returned to the House as passed.

On motion of Senator Rice, House Bill No. 1364 was called up for third reading and final disposition.

HOUSE BILL NO. 1364
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE C. DOUGLAS
BY: SENATOR RICE

A Bill for an Act to be Entitled: AN ACT TO EXPAND OPPORTUNITIES FOR OLDER CITIZENS TO PARTICIPATE IN THE OLDER WORKER COMMUNITY SERVICE EMPLOYMENT PROGRAM; AND FOR OTHER PURPOSES.

House Bill No. 1364 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Rice moved that the Body roll the vote on House Bill No. 1364. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, B. King, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 34

NEGATIVE:

Total 0

ABSENT OR NOT VOTING:

Total 0

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....34

Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1364 was ordered immediately returned to the House as passed.

On motion of Senator Bledsoe, House Bill No. 1365 was called up for third reading and final disposition.

HOUSE BILL NO. 1365
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: REPRESENTATIVE VAUGHT

A Bill for an Act to be Entitled: AN ACT TO EXTEND THE ARKANSAS LEGISLATIVE TASK FORCE ON ABUSED AND NEGLECTED CHILDREN UNTIL 2017; AND FOR OTHER PURPOSES.

House Bill No. 1365 was placed on third reading and final disposition, the question being: Shall the Bill pass?

Senator Bledsoe moved that the Body roll the vote on House Bill No. 1365. Motion carried.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33
Necessary to the passage of the bill 18

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

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1365 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 84, BY JOINT BUDGET COMMITTEE,

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

Respectfully submitted,

(SIGNED) SENATOR LARRY TEAGUE, CHAIRMAN

On motion of Senator Teague, Senate Bill No. 84 was ordered re-referred to the Committee on JOINT BUDGET.

Senator Teague was recognized for the Joint Budget calendar. After discussion of the Joint Budget calendar, and without objection, the following Joint Budget bills are to be considered in a block vote.

On motion of Senator Teague, House Bill No. 1145 was called up for third reading and final disposition.

HOUSE BILL NO. 1145
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 UNIVERSITY - ARKANSAS BIOSCIENCES INSTITUTE FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1145 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to House Bill No. 1145, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1145 was ordered immediately returned to the House as passed.

On motion of Senator Teague, House Bill No. 1230 was called up for third reading and final disposition.

HOUSE BILL NO. 1230
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 BLACK RIVER TECHNICAL COLLEGE FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1230 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33
Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to House Bill No. 1230, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33
Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1230 was ordered immediately returned to the House as passed.

On motion of Senator Teague, House Bill No. 1231 was called up for third reading and final disposition.

HOUSE BILL NO. 1231
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 UNIVERSITY - MOUNTAIN HOME FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1231 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast 33

Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to House Bill No. 1231, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33

Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1231 was ordered immediately returned to the House as passed.

On motion of Senator Teague, House Bill No. 1238 was called up for third reading and final disposition.

HOUSE BILL NO. 1238
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 MID-SOUTH COMMUNITY COLLEGE FOR THE FISCAL YEAR ENDING JUNE 30, 2016; AND FOR OTHER PURPOSES.

House Bill No. 1238 was placed on third reading and final disposition, the question being: Shall the Bill pass?

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33
Necessary to the passage of the bill 27

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

(SIGNED) ANN CORNWELL, SECRETARY

There being an emergency clause attached to House Bill No. 1238, the President ordered the Secretary to call the roll upon the adoption of the emergency clause.

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

AFFIRMATIVE: Bledsoe, Burnett, Caldwell, E. Cheatham, L. Chesterfield, A. Clark, Collins-Smith, J. Cooper, J. Dismang, Elliott, J. English, Files, Flippo, S. Flowers, J. Hendren, Hester, Hickey, J. Hutchinson, K. Ingram, Irvin, B. Johnson, D. Johnson, U. Lindsey, Maloch, B. Pierce, Rapert, Rice, B. Sample, D. Sanders, G. Stubblefield, Teague, E. Williams, J. Woods.

Total 33

NEGATIVE:

Total 0

ABSENT OR NOT VOTING: B. King.

Total 1

EXCUSED:

Total 0

VOTING PRESENT:

Total 0

Total number of votes cast.....33
Necessary to the adoption of the emergency clause.....24

So the emergency clause was adopted.

(SIGNED) ANN CORNWELL, SECRETARY

House Bill No. 1238 was ordered immediately returned to the House as passed.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 59, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 104, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 107, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 195, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 206, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 217, BY JOINT BUDGET COMMITTEE,
SENATE BILL NO. 301, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 302, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 303 BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 304, BY SENATOR LARRY TEAGUE ,
SENATE BILL NO. 306, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 307, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 308, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 328, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 330, BY SENATOR LARRY TEAGUE,
SENATE BILL NO. 336, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 337, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 345, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 346, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 347, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 348, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 351, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 352, BY SENATOR BRUCE MALOCH,
SENATE BILL NO. 353, BY SENATOR BRUCE MALOCH,

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

Respectfully submitted,
(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 59,
SENATE BILL NO. 104,
SENATE BILL NO. 107,
SENATE BILL NO. 195,
SENATE BILL NO. 206,
SENATE BILL NO. 217,
SENATE BILL NO. 301,
SENATE BILL NO. 302,
SENATE BILL NO. 303,
SENATE BILL NO. 304,
SENATE BILL NO. 306,
SENATE BILL NO. 307,
SENATE BILL NO. 308,
SENATE BILL NO. 328,
SENATE BILL NO. 330,
SENATE BILL NO. 336,
SENATE BILL NO. 337,
SENATE BILL NO. 345,
SENATE BILL NO. 346,
SENATE BILL NO. 347,
SENATE BILL NO. 348,
SENATE BILL NO. 351,
SENATE BILL NO. 352,
SENATE BILL NO. 353,

RECEIVED the above papers from the Secretary of the Senate this 26th day of February, 2015 at 1140 a.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 161, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 261, BY SENATOR JEREMY HUTCHINSON,
SENATE BILL NO. 183, BY SENATOR EDDIE JOE WILLIAMS,

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

Respectfully submitted,
(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

HOUSE BILL NO. 1228, BY REPRESENTATIVE BALLINGER,

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 Hester, House Bill No. 1228 was ordered re-referred to the Committee on JUDICIARY.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

HOUSE BILL NO. 1366, BY REPRESENTATIVE BRANSCUM,
HOUSE BILL NO. 1370, BY REPRESENTATIVE COZART,

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

Respectfully submitted,
(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

SENATE BILL NO. 631
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR HESTER
BY: REPRESENTATIVE WOMACK

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE COST OF WORK AND MATERIALS REQUIRING A GENERAL CONTRACTOR'S LICENSE; AND FOR OTHER PURPOSES.

Senate Bill No. 631 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

SENATE BILL NO. 632
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR TEAGUE

A Bill for an Act to be Entitled: AN ACT TO AMEND THE LAW CONCERNING THE OFFSET ALLOWED AGAINST THE PREMIUM TAX CREDIT; AND FOR OTHER PURPOSES.

Senate Bill No. 632 was read the first time, rules suspended, read the second time and referred to the Committee on REVENUE & TAXATION.

SENATE BILL NO. 633
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR B. SAMPLE

A Bill for an Act to be Entitled: AN ACT TO PROVIDE THAT THE FIVE-DOLLAR FEE FOR TAKING THE DRIVER'S LICENSE EXAMINATION APPLIES TO ALL DRIVER'S LICENSE EXAMINATION TESTS TAKEN; AND FOR OTHER PURPOSES.

Senate Bill No. 633 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

SENATE BILL NO. 634
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR D. SANDERS

A Bill for an Act to be Entitled: AN ACT TO AMEND THE ARKANSAS REGISTERED VOLUNTEERS PROGRAM ACT; AND FOR OTHER PURPOSES.

Senate Bill No. 634 was read the first time, rules suspended, read the second time and referred to the Committee on EDUCATION.

SENATE BILL NO. 635
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATOR FILES
BY: REPRESENTATIVE HICKERSON

A Bill for an Act to be Entitled: AN ACT CONCERNING AUTHORIZATION FOR RELEASE OF A MOTOR VEHICLE RECORD; TO HOLD THE DEPARTMENT OF FINANCE AND ADMINISTRATION HARMLESS FOR THE RELEASE OF A MOTOR VEHICLE RECORD CONTRARY TO STATE OR FEDERAL LAW; TO INDEMNIFY THE STATE OF ARKANSAS FOR DAMAGES THAT ARISE FROM AN UNAUTHORIZED RELEASE OF A MOTOR VEHICLE RECORD; TO PROVIDE A FEE FOR THE PROVISION OF AN ELECTRONIC RECORD; TO DIRECT THAT THE FEE COLLECTED FOR AN ELECTRONIC RECORD AND A CERTIFIED DOCUMENT BE DIRECTED TO THE STATE CENTRAL SERVICES FUND FOR THE BENEFIT OF THE REVENUE DIVISION OF THE DEPARTMENT OF FINANCE AND ADMINISTRATION; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 635 was read the first time, rules suspended, read the second time and referred to the Committee on TRANSPORTATION, TECHNOLOGY & LEGISLATIVE AFFAIRS.

SENATE BILL NO. 636
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION
BY: SENATORS J. WOODS, HESTER
BY: REPRESENTATIVE DELLA ROSE

A Bill for an Act to be Entitled: AN ACT TO CREATE THE DEPARTMENT OF ARKANSAS STATE POLICE HEADQUARTERS FACILITIES AND EQUIPMENT FINANCING ACT; TO PROVIDE FUNDING UNDER THE DEPARTMENT OF ARKANSAS STATE POLICE HEADQUARTERS FACILITIES AND EQUIPMENT FINANCING ACT; TO MAKE RELATED CHANGES; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Senate Bill No. 636 was read the first time, rules suspended, read the second time and referred to the Committee on STATE AGENCIES & GOVERNMENTAL AFFAIRS.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 57, BY SENATOR JON WOODS,
SENATE BILL NO. 205, BY SENATOR TERRY RICE,
SENATE BILL NO. 472, BY SENATOR JEREMY HUTCHINSON,

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

Respectfully submitted,
(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

STATE OF ARKANSAS

Asa Hutchinson

Governor

February 26, 2015

TO THE PRESIDENT OF THE SENATE

Dear Mr. President:

This is to inform you that on February 26, 2015, I approved the following measures from the Regular Session of the Ninetieth General Assembly:

SB007 - Act 218

Sincerely,

(SIGNED) ASA HUTCHINSON

Senate Bill No. 50 was returned from the House as passed and ordered enrolled.
Senate Bill No. 70 was returned from the House as passed and ordered enrolled.
Senate Bill No. 81 was returned from the House as passed and ordered enrolled.
Senate Bill No. 92 was returned from the House as passed and ordered enrolled.
Senate Bill No. 156 was returned from the House as passed and ordered enrolled.
Senate Bill No. 203 was returned from the House as passed and ordered enrolled.
Senate Bill No. 265 was returned from the House as passed and ordered enrolled.
Senate Bill No. 269 was returned from the House as passed and ordered enrolled.

ARKANSAS SENATE
NINETIETH GENERAL ASSEMBLY
REGULAR SESSION

February 26, 2015

Mr. President:

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

SENATE BILL NO. 50, BY SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 81, BY SENATOR JIMMY HICKEY,
SENATE BILL NO. 92, SENATOR JAKE FILES,
SENATE BILL NO. 156, SENATOR BART HESTER,
SENATE BILL NO. 265, SENATOR EDDIE CHEATHAM,
SENATE BILL NO. 70, JOINT BUDGET COMMITTEE,
SENATE BILL NO. 203, JOINT BUDGET COMMITTEE,
SENATE BILL NO. 269, JOINT BUDGET COMMITTEE,

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 3:40 p.m. delivered to the Governor for his approval.

Respectfully submitted,
(SIGNED) SENATOR BILL SAMPLE, CHAIRMAN

GOVERNOR'S BILL RECEIPTS

SENATE BILL NO. 50,
SENATE BILL NO. 81,
SENATE BILL NO. 92,
SENATE BILL NO. 156,
SENATE BILL NO. 265,
SENATE BILL NO. 70,
SENATE BILL NO. 203,
SENATE BILL NO. 269,

RECEIVED the above papers from the Secretary of the Senate this 26th day of February, 2015 at 3:40 p.m.

(SIGNED) ASA HUTCHINSON,
GOVERNOR

(SIGNED) ANGIE DOVER
SECRETARY

SENATE BILLS TRANSMITTED TO THE HOUSE
AS PASSED

SENATE BILL NO. 58
SENATE BILL NO. 179
SENATE BILL NO. 211
SENATE BILL NO. 215
SENATE BILL NO. 262
SENATE BILL NO. 268
SENATE BILL NO. 325
SENATE BILL NO. 342
SENATE BILL NO. 354
SENATE BILL NO. 426
SENATE BILL NO. 461
SENATE BILL NO. 481
SENATE BILL NO. 511

HOUSE BILLS RETURNED TO THE HOUSE
AS PASSED

HOUSE BILL NO. 1145
HOUSE BILL NO. 1230
HOUSE BILL NO. 1231
HOUSE BILL NO. 1238
HOUSE BILL NO. 1313
HOUSE BILL NO. 1347
HOUSE BILL NO. 1349
HOUSE BILL NO. 1364
HOUSE BILL NO. 1365
HOUSE BILL NO. 1382

SENATE BILLS RETURNED FROM THE HOUSE
AS PASSED

SENATE BILL NO. 50
SENATE BILL NO. 59
SENATE BILL NO. 70
SENATE BILL NO. 81
SENATE BILL NO. 92
SENATE BILL NO. 104
SENATE BILL NO. 107
SENATE BILL NO. 156
SENATE BILL NO. 195
SENATE BILL NO. 203
SENATE BILL NO. 206
SENATE BILL NO. 217
SENATE BILL NO. 265
SENATE BILL NO. 269
SENATE BILL NO. 301
SENATE BILL NO. 302
SENATE BILL NO. 303
SENATE BILL NO. 304

SENATE BILL NO. 306
SENATE BILL NO. 307
SENATE BILL NO. 308
SENATE BILL NO. 328
SENATE BILL NO. 330
SENATE BILL NO. 336
SENATE BILL NO. 337
SENATE BILL NO. 345
SENATE BILL NO. 346
SENATE BILL NO. 347
SENATE BILL NO. 351
SENATE BILL NO. 352
SENATE BILL NO. 353

HOUSE BILLS TRANSMITTED TO THE SENATE
AS PASSED

HOUSE BILL NO. 1075
HOUSE BILL NO. 1109
HOUSE BILL NO. 1133
HOUSE BILL NO. 1290
HOUSE BILL NO. 1321
HOUSE BILL NO. 1330

On motion of Senator Dismang, the Senate adjourned until 1:30 p.m., Monday, March 2, 2015.

PRESIDENT OF THE SENATE

SECRETARY OF THE SENATE