

MINUTES OF THE MEETING
OF THE
ARKANSAS LEGISLATIVE COUNCIL

Friday, December 20, 2013

The Arkansas Legislative Council met at 9:00 a.m., Friday, December 20, 2013 in Committee Room A of the Big Mac Building, Little Rock, Arkansas. Co-Chair Bill Sample called the meeting to order and recognized a quorum of members present.

Minutes of the Last Meeting

Co-Chair Sample referred the members to the minutes of the last Legislative Council meeting on November 15, 2013 (Exhibit C) and asked if there was a motion to approve the minutes.

Representative Jeff Wardlaw moved the adoption of the minutes of the Legislative Council meeting on November 15, 2013. The motion was seconded and passed by voice vote.

Presentation of Revenue Report

November 2013 Revenue Report

Co-Chair Sample recognized Richard Wilson, Assistant Director for Research Services with the Bureau of Legislative Research, to present the November 2013 monthly revenue report (Exhibit D). Mr. Wilson reported that after five months of fiscal year 2014, gross collections were \$78.8 million dollars ahead of collections for the same period last year for a growth rate of three point four percent (3.4%). The net revenue available for November 2013 was \$ 69.6 million dollars ahead of the same period last year for a growth rate of three point five percent (3.5%). The graph shows that collections were about \$30 million dollars ahead of the official forecast after five months. Mr. Wilson reported that the spreadsheet reflects that the gross receipts are growing four point two percent (4.2%) and the income tax collections are growing at three point one percent (3.1%). There were no questions regarding revenue report and the report was filed without objection.

Standing Subcommittees

Co-Chair Sample stated there is no report from the Executive Subcommittee as the subcommittee had not met since the last meeting. Co-Chair Sample referred members to the reports of the standing subcommittees and stated that reports from the subcommittees meeting during this month would be heard.

Administrative Rules and Regulations Subcommittee

Co-Chair Sample recognized Representative Kelley Linck to present the report of the Administrative Rules and Regulations Subcommittee (Exhibit F.1). Representative Linck reported that the Administrative Rules and Regulations Subcommittee met on December 11,

2013 and heard a report regarding the proposed rule on non-commercial driver's license testing from the Senate Interim Committee on Transportation, Technology, and Legislative Affairs and the House Interim Committee on Public Transportation. The report was adopted and the rule was reviewed. The subcommittee also heard a report on proposed rules from the Arkansas Development Finance Authority from the Senate Interim Committee on Revenue and Taxation and the House Interim Committee on Revenue and Taxation. The report was adopted and the rules were reviewed. Representative Linck reported that the subcommittee reviewed all the proposed rules on the agenda with the exception of the proposed rule on air pollution control from the Department of Environmental Quality that was removed from the agenda at the request of the agency. This concluded Senator Key's report and he answered questions concerning auto assignment.

Representative Linck moved that the report of the Subcommittee on Administrative Rules and Regulations be adopted. The motion was seconded and passed without objection.

Claims Review Subcommittee

Co-Chair Sample recognized Senator Bart Hester to present the report of the Claims Review Subcommittee (Exhibit F.3). Senator Hester reported that the Claims Review Subcommittee met on December 11, 2013 and affirmed the denial and dismissal of thirty (30) claims, affirmed the re-issuance of a warrant, and the award in a negotiated settlement. The subcommittee amended one awarded claim, and reversed the ruling in one claim. This concluded Senator Hester's report and there were no questions.

Senator Bart Hester moved that the report of the Claims Review Subcommittee be adopted. The motion was seconded and was passed without objection.

Higher Education Subcommittee

Co-Chair Sample recognized Senator Joyce Elliott to present the report of the Higher Education Subcommittee (Exhibit F.5). Senator Elliott reported that the Subcommittee on Higher Education met on December 19, 2013 and heard and discussed a report on the remediation rates by two-year and four-year institutions. The subcommittee recommended some different kinds of reporting for future reports. The subcommittee also heard a report submitted pursuant to Interim Study Proposal 2013-172 from the Department of Higher Education on the scholarships managed by that department. This report will be the basis for any recommendations from the subcommittee for legislative changes to scholarships. This concluded Senator Elliott's report and there were no questions.

Senator Joyce Elliott moved adoption of the report of the Higher Education Subcommittee. The motion was seconded and passed without objection.

Performance Evaluation and Expenditure Review (PEER) Subcommittee

Co-Chair Sample recognized Representative Stephen Meeks to present the report of the Performance Evaluation and Expenditure Review (PEER) Subcommittee (Exhibit F.8). Representative Meeks reported that the PEER Subcommittee met on December 5, 2013 and approved one item, which was an appropriation and fund transfer request for the Arkansas State

Police. The subcommittee also deferred action to the full Legislative Council on item D.7 on page 2 of the report, which is a miscellaneous federal grant request from the Arkansas Insurance Department for \$10.6 million that includes five (5) positions for the ACA Cooperative Agreement Level One D.

Representative Stephen Meeks moved that the report of the Performance Evaluation and Expenditure Review (PEER) Subcommittee be adopted. The motion was seconded and passed by voice vote.

Co-Chair Sample stated that due to the action of the PEER Subcommittee, the Legislative Council would now take under consideration item D.7 on page 2 of the PEER Subcommittee report, which is a miscellaneous federal grant request from the Arkansas Insurance Department for \$10.6 million that includes five (5) positions for the ACA Cooperative Agreement Level One D. Co-Chair Sample stated the staff is passing out material related to this item and recognized the following officials from the Arkansas Insurance Department to respond to questions: Insurance Commissioner Jay Bradford; Amanda Spicer, the Insurance Department financial manager; and Cindy Crone, Deputy Director.

Commissioner Bradford commented that they are all happy to answer questions and commented that this is an issue that touches the citizens and consumers in the State of Arkansas. He commented that the Arkansas Insurance Department is a consumer-driven agency and they will try to make the federal policies work best for the committee's constituents. Commissioner Bradford commented that he is aware that there are deep philosophical positions regarding the Affordable Care Act among the members of the committee and he asked that this body allow the Insurance Department to take care of Arkansans. The following information was provided from comments by the Insurance Department officials regarding this item.

- The Insurance Department has received 482 calls this week on this subject, as well as countless calls to the SHIP Department which is for people over sixty-five (65) from people who are concerned about losing their insurance.
- The program does not affect people over sixty-five (65) except it will reduce their drug costs.
- Ceding control of this program to the federal government is a problem for Arkansans at this current time. The General Assembly controls the Arkansas Insurance Department through the agency's budget and can get the department's attention.
- Approving this item does not mean the General Assembly is relinquishing control of the program because the department is answerable to the General Assembly for the various segments of this act.
- The Arkansas program is a partnership with the federal government and it gives the Arkansas Insurance Department more authority than other states that do not have a partnership.

- The private option allows the Arkansas Insurance Department the right to regulate the companies rather than the federal government.
- Insurance Commissioners in other states have looked at the Arkansas private option plan as a possibility for those other states.
- This appropriation before the committee now is step one and the department will be back before the committee for personnel and for contracts.
- The State of Arkansas is at risk to default to a full federal exchange without this appropriation, which would mean a program that is “one size fits all” and that would not be specific to the needs of Arkansans.
- The positions included in the appropriation are not new and are existing positions in the Consumer Services Division under a consumer assistance program grant, which will end in April.
- The department has received many questions concerning the affordable care act, with approximately 500 received so far this week. The division that responds to these questions consists of a supervisor, three (3) people to answer telephones, and a vacant position for an administrative assistant.
- If these positions are not authorized, the calls will be routed to other divisions that are responsible to providing consumer assistance with other types of insurance and this will increase the workload of those other divisions.
- This grant is the third lowest and the amounts are going down. The \$ 9 million in contracts include in-state contracts with state agencies and private, community-based organizations.
- The money is flowing into Arkansas for Arkansans with the bulk of the money going into contracts with other state or private agencies in Arkansas.
- The largest external contract would be with First Data that is a project manager that has worked with the department from the beginning. First Data works to facilitate cooperation and risk management among multiple contractors. The funding for First Data ends this month.

The following information was provided by the Insurance Department officials in response to questions from the committee:

- This money will also go to community colleges for the training of licensed guides, navigators, certified assistance counselors, application counselors, and licensed agents and brokers.
- The new grant includes approximately \$750,000 for the community colleges to continue with this work and to comply with the law requiring continuing

education.

- There are twenty-two community colleges and one four-year institution in Fort Smith that participate in the training program.
- The Arkansas Insurance Department has conducted background checks on the department guides and these guides do not make any money for consultations with consumers and do not make referrals to any specific company.
- The Insurance Department plans for a decrease in numbers when open enrollment ends and will then gear up in the second year with about half of the work force currently employed by the department.
- This grant is for funding the existing open enrollment period and also includes funding for certification of qualified health plans by the Spring of 2014 for the next year's open enrollment period.
- The work of the step-in contractor compliments the work of a citizen advisory group that is working to make those certification requirements specific to Arkansans in going forward to the 2015 plan year.
- The Budget Request and Narrative (Exhibit F.8-1) that the staff passed out to the committee members is information provided by the Insurance Department about two weeks ago. This information was not published on the General Assembly web page along with the other Legislative Council exhibits.
- This information was considered earlier in another committee meeting and the issue of misleading advertising was brought up in that meeting. The Insurance Department contacted the insurance company regarding the advertising and the company pulled the advertising, but the advertising may still be run on some stations.
- Another issue raised in the earlier meeting was reports concerning an insurance company not licensed in Arkansas that is called Goodwill Insurance. The Insurance Department investigated and learned that Goodwill Industries had hosted an event on the Affordable Healthcare Act in northwest Arkansas and that the Blue Cross and Blue Shield Insurance Company has placed a kiosk in some Goodwill Industry locations.
- The Insurance Department does depend on reports from the public concerning issues of concern and the department will investigate to ensure that the advertising is in compliance with state law.
- The Insurance Department works with the department insurance guides to get the word out, but there is no public campaign. There is some funding in the grant that would be for public education for consumers to assist them with open

enrollment.

- The department's request for \$4.3 million for an outreach/education campaign was cut by close to \$1 million because of the sequester. The request is not about the Affordable Care Act, but is about enrollment and includes about \$1 million for ad buys as well as creative work and research.
- The request includes about \$635,000.00 for research, strategic planning, and creative printing, as well as \$ 1,025,000.00 for media buys.
- At the end of November, about 11,000 people were determined to be eligible for the private option and these were referred to the state program for state enrollment.
- As of yesterday, about 62,000 have been enrolled through the state program and approximately 82,000 have been determined to be eligible.
- There are 11,000 people who have not been referred to the state program because of the need to determine whether or not they are above or below 138 percent of the federal poverty level since that would determine in which plan they would be able to enroll.
- The request is targeting those people above the 138 percent who are eligible for a tax credit, as well as those who are full-pay with no tax credit that have been referred through healthcare.gov.
- At the end of November, there have been about 1,400 enrolled through healthcare.gov, which is about six times more than the number for October. The numbers enrolled in December will not be available until January, but the activity in the first week of December was four times more than the whole month of November.
- This \$2 million is not going for information technology for the federal government program. Of this amount, about \$1 million is to push people to the healthcare.gov website.
- If this grant is not approved, the state could be forced into a full federal marketplace, which means the federal government controls all aspects of the program.
- Arkansas elected to use the money not to expand Medicaid, but to allow consumers to enroll in private health insurance plans. This approach takes a lot of coordination among the consumers, carriers, and the Medicaid Program and this type of cooperation provided by the Arkansas Insurance Department is not expected from the federal government.

- This money is not going to fund healthcare.gov, but is going to fund the Arkansas operations of the partnership, which includes plan management used by the Arkansas Insurance Department to set criteria and to evaluate applications for health plans.
- The funding will go to consumer outreach and education, which includes licensure, guides, education, and staff to manage the contractors who are performing the state functions.
- It is correct that the grant that is before the Legislative Council today for \$10.6 million will allow the Insurance Department to enter into contracts, but the individual contracts will have to come before the Review Subcommittee and the full Legislative Council.
- This request is for the Insurance Partnership that is under the Arkansas Insurance Department and which is separate from the Health Insurance Marketplace Board.
- There were about ten (10) people who attended the meeting in Harrison and this was the only group of that tour in which no one enrolled. Following the meeting in Harrison, everyone who wanted to enroll was enrolled. The number of people in attendance was not what the department had hoped would attend and attendance may have been affected by the holidays and bad weather.
- The Insurance Department has done everything possible to publish information including switching the department website, holding community-based meetings, sending out press releases, and distributing information through the department guides. The department guides have done 12,491 outreach events, assisted 11,739 individuals with enrollment, and provided information referral for another 184,000 Arkansans.

At one point during the discussion, Senator Chesterfield was recognized and asked what constitutes a majority vote for or against the motion. Co-Chair Sample responded that a majority of the quorum is required and the quorum is thirty (30) members and there is a quorum present. Co-Chair Sample also stated that a majority of the quorum would be sixteen (16) members.

At one point in the discussion, Marty Garrity, Executive Secretary of the Legislative Council, was recognized and explained that the Budget Request and Narrative that was passed out to the Legislative Council is information provided by the Department of Finance and Administration and was not published on the website because of its length. Ms. Garrity stated that the committee staff provides a summary of the information that was published on the web site for another committee meeting. Ms. Garrity explained that the Budget Request and Narrative was not published on the website with other Legislative Council exhibits because it was not specifically up for consideration.

Senator Jonathan Dismang was recognized and he asked that this time be used for questions and answers and that the debate be saved for when a motion is made. Co-Chair Sample stated the point was well taken.

Co-Chair Sample recognized Representative Jeff Wardlaw. **Representative Jeff Wardlaw moved immediate consideration. The motion was seconded by Senator Chesterfield and passed by voice vote.**

Co-Chair Sample asked Representative Wardlaw to state his motion. **Representative Jeff Wardlaw moved that the miscellaneous federal grant request in the amount of \$10,641,403 from the Arkansas Insurance Department for the ACA Cooperative Agreement Level One D (listed as item D.7 on page 2 of PEER Subcommittee Report) be filed as reviewed. The motion was seconded and a voice vote called. Co-Chair Sample asked for a roll call vote on the motion and the motion was passed by 21 yea votes and 18 nay votes.**

Co-Chair Sample recognized Representative Wardlaw for a point of order and who asked if the roll call vote could be divided by the chambers. Co-Chair Sample stated that a motion to that effect would have to have been made before the vote was cast and upon the showing of three hands.

Review Subcommittee

Co-Chair Sample recognized Representative Jeff Wardlaw to present the report of the Review Subcommittee. Representative Wardlaw reported that the Review Subcommittee met on December 4, 2013 and reviewed all contracts with exception of four contracts. Representative Wardlaw reported that a special meeting of the Review Subcommittee was held on December 19, 2013 to review these four contracts. During the December 19, 2013 meeting, the subcommittee reviewed three of the contracts, and again held one contract that was between the Department of Human Services and Qualis Health. Representative Wardlaw stated the issues with this contract have now been resolved.

Representative Jeff Wardlaw moved that all items on the Review Subcommittee Report, including the professional services contract between the Department of Human Services and Qualis Health that was held by the Review Subcommittee on December 19, 2013, be filed as reviewed. The motion was seconded and the motion passed by voice vote.

Representative Wardlaw also commented that there is a statement in the meeting packets from Senator Bruce Maloch (Exhibit F.10-1) concerning the medical services contract between the Department of Correction and Correct Care Solutions that will not be read, but will be entered into the record as follows:

STATEMENT OF SENATOR BRUCE MALOCH December 20, 2013

To be entered in to the record with respect to the Review of the medical services contract between the Department of Corrections and Correct Care Solutions, outlining concerns about the RFP and bid selection process and the resulting contract.

1. The RFP combines pharmacy and medical together for purpose of the bids which is inconsistent with the independent nature of pharmacy practice. The State's interest would be better served through an independent pharmacy to

provide checks and balances to promote accurate and safe pharmacy practices.

2. The RFP is for a 9 and ½ year expected term contract for pharmacy without rebid. The only authority for this long time period is ACA 12-27-142, but that pertains to "medical services." It does not mention pharmacy. The maximum term for pharmacy would be seven years.
3. The Selection Criteria (Sec. 6 p. 36 of RFP) is flawed.
 - a. In evaluating or scoring the proposals the "introduction and company profile" are allocated more points than cost?
 - i. Intro and profile weight is 25 points.
 - ii. Company profile relates to size and organization of the company. See Sec. 8.4.
 - iii. This provides an unfair advantage to big (national) companies.
 - iv. Human Resources are weighted at 15 points.
 - v. Again, this relates to the size of the company and the organizational practices. If two companies both have adequate resources why are they being comparatively graded on excess capacity or resources?
 - vi. For pharmacy services 40 points out of a possible 95 points are allocated to the size and resources of the company. This provides an unfair advantage to national companies.
 - vii. By contrast cost is allocated 20 points with an additional 10 points for "annual increase in price."
 - b. No points are allocated for how quickly a pharmacy can provide the medications, or how many deliveries they can make each day.
 - c. In allocating cost points, annual increases are valued at 1/3 of the total cost points.
 - i. the increases would typically be a small inflationary type percentage – why are they weighted so much?
 - ii. Wouldn't this mean that a bidder could have a higher total cost bid and still be awarded more points in the scoring? (i.e. they just have a higher price on the cost and a very low increase).

- d. For pharmacy, complete and accurate medication usage data was not provided to potential bidders. Without this information, the only bidder that could fairly evaluate the RFP is the current provider.
 - i. As an example of this issue, one bidder asked a question about the number of Hep. C patients that were receiving a particular type medication and ADC responded by providing the number of inmates receiving a medication for M.S.
 - e. Bidders were required to bid for pharmacy based on Price Per Inmate Per Month even though medications are routinely being developed and pricing structure is ever-changing. Whoever gets the contract will have to renegotiate based on these factors which defeats the purpose of a competitive process.
- 4. Only a few bidders participated in the process and of those few, at least two were rejected for highly technical issues. The committee should have done everything possible to consider all of the proposals.
 - 5. The fairness of the process is in question when considering how the scoring is skewed toward national companies and the only bidder with sufficient information to bid is the current vendor. Moreover, adding to the appearance of unfairness is the fact that Ray Hobbs, Director of ADC, is quoted on the present provider's (Corizon) website touting their services and saying he looks forward to a continuing relationship taint the solicitation.
 - 6. There are a number of inconsistencies between the RFP and the resulting contract.

End of Statement of Senator Bruce Maloch

Personnel Subcommittee

Co-Chair Sample recognized Representative Andrea Lea to present the report of the Uniform Personnel Classification and Compensation Plan Subcommittee (Exhibit F.11). Representative Lea reported that the Personnel Subcommittee met at 9:00 a.m. on December 18, 2013 and reviewed the following: reports of grid movements and usage by multiple agencies for October 2013; the first quarter employment report for fiscal year 2014; provisional position reports from two and four-year institutions showing new provisional positions for fiscal year 2013; a report from the Department of Finance and Administration detailing the approval of special entry rates for exceptionally well-qualified candidates by the Chief Fiscal Officer; requests by the Department of Human Services, the Arkansas Crime Information Center, and the Pharmacy Board for swap pool positions; a request from the Department of Community Correction for a geographic differential for parole-probation officer classifications due to high turnover and increasingly large case loads; and requests from the Department of Community Correction and the Insurance Department for titles or grades through the miscellaneous federal grants.

Representative Andrea Lea also reported that the Uniform Personnel Classification and Compensation Plan Subcommittee met again at 1:00 p.m. on December 18, 2013 to discuss

Interim Study Proposal 2013-162 concerning trial court assistants and court reporters. The subcommittee did not take any action, but the chair did send information related to county court automation and law library funds to the Committees on City, County and Local Affairs. This concluded the report and Representative Lea answered questions.

Representative Andrea Lea moved that the report of the Uniform Personnel Classification and Compensation Plan Subcommittee be adopted. The motion was seconded and was passed by voice vote.

Reports of Interim or Special Committees

Co-Chair Sample referred the members to the Report from the Special Subcommittee on the Arkansas Veterans' Home in their packets and recognized Senator Jane English to present the report. Senator English reported that the subcommittee met on December 16, 2013 and requested the following information from the Arkansas Department of Veterans Affairs: an explanation of the Request for Information (RFI) process through the actual selection of a site; what the deadline is for the veterans' home site selection; an explanation of why there was a delay between the selection of the final four (4) sites by the Task Force and where the Department of Veterans' Affairs is currently in the site selection process; an explanation of why there was a delay between the appropriation of \$7.5 million federal match and where the Department of Veterans' Affairs is currently in the site selection process; the names of the design team members and a copy of the Request for Qualifications. Senator English also reported that the subcommittee passed a motion that the Arkansas Department of Veterans Affairs present its final decision to the subcommittee before it is submitted to the Governor and finalized. This concluded the report and Senator English answered questions from the committee members.

Representative Debra Hobbs asked that the information requested by the subcommittee from the Department of Veterans Affairs be shared with all of the Legislative Council members when it is received from the department. Senator English agreed to that request.

Senator Jane English moved that the report of the Special Subcommittee on the Arkansas Veterans' Home be adopted. The motion was seconded and passed by voice vote.

Co-Chair Sample recognized Senator Jason Rapert who stated he had a question in regard to an item on the Review Subcommittee Report and he asked to be allowed to ask his question at an appropriate time. Co-Chair Sample stated he would recognize Senator Rapert after the consideration of the communications.

Review of Communications

Co-Chair Sample referred members to the communications listed as items H.1 through H.12 on the agenda and stated that items H.5a and item H.5b, submitted by the Arkansas Teacher Retirement System, require action by the Legislative Council.

Arkansas Teacher Retirement System

Co-Chair Sample stated there are two requests from the Arkansas Teacher Retirement System for review of investments (Exhibit H.5a and Exhibit H.5b). Co-Chair Sample recognized George

Hopkins, Executive Director of the Arkansas Teacher Retirement System to explain these requests.

Mr. Hopkins identified himself and explained the first item is submitted pursuant to A.C.A § 19-11-1303 and requests the Legislative Council's retrospective review of the imminent need for the partial equity ownership investment with Atlas Capital Resources II, L.P. (Exhibit H.5a). Mr. Hopkins explained that the Atlas Capital Resources II, L.P. is a private equity manager that invests in distressed private equity companies that has a history of an internal rate return of forty percent (40%) per year. The Arkansas Teacher Retirement System is investing \$25 million dollars in this fund.

Mr. Hopkins explained that the investments submitted pursuant to A.C.A § 19-11-1302 are annual allocations to three separate funds that are typically done each year. The first investment is in the amount of \$25 million with the Franklin Park Venture Fund 2014, L.P., which is a fund of funds that invests in venture capital private funds. The second investment is in the amount of \$25 million with Franklin Park International Fund 2014, L.P., which was established in 2011 and gives the retirement system access to international private equity transactions. The third investment is in the amount of \$25 million with Franklin Park Co-Investment Fund, L.P., which gives the retirement system access to the deals that their private equity managers make that are so large that the managers allow their investors to invest with them without fees and with no carry. Mr. Hopkins offered to answer questions and there were none.

Senator Johnny Key moved that the Legislative Council file as reviewed the imminent need for the partial equity ownership investment with Atlas Capital Resources II, L.P. submitted pursuant to A.C.A § 19-11-1303. The motion was seconded by Representative Edwards and passed by voice vote.

Senator Johnny Key moved that the Legislative Council file as reviewed the investments submitted pursuant to A.C.A § 19-11-1302 with Franklin Park Venture Fund 2014, L.P.; Franklin Park International Fund 2014, L.P.; and Franklin Park Co-Investment Fund, L.P.. The motion was seconded by Representative Edwards and passed by voice vote.

New Proposals and Resolutions

Co-Chair Sample referred members to Interim Study Proposal 2013-177 (Exhibit J.1) in their meeting packets and asked for a motion. Interim Study Proposal 2013-177 (Exhibit J.1) by Representative Eddie Armstrong is an act to require sterilization of certain dogs or cats over six (6) months of age.

Representative Jeremy Gillam moved that Interim Study Proposal 2013-177 (Exhibit J.1) be referred to the House Interim Committee on Agriculture, Forestry, and Economic Development. The motion was seconded and passed by voice vote.

Co-Chair Sample recognized Senator Jason Rapert for his question in regard to the Review Subcommittee Report. Senator Rapert referred members to item 10 on page 9 of the Review Subcommittee Report of the December 4, 2013 meeting, which is the out-of-state contract between the University of Arkansas at Fayetteville with WTC Consulting, Inc. and asked if

anyone from the university is in attendance that could respond to questions. There were no representatives from the university available.

Co-Chair Sample asked Senator Rapert to ask his question. Senator Rapert stated that a member had asked him to ask the following: (1) What is the current need for this particular consulting contract; and (2) what long-term benefits does the university expect to receive from that contract. Co-Chair Sample stated that Shane Broadway, Director of the Department of Higher Education, would provide the information and the staff would forward it to Senator Rapert.

Supplemental Agenda

Co-Chair Sample referred members to the Supplemental Agenda and to Interim Study Proposal 2013-185 (Exhibit A.1) in their meeting packets and stated that a motion was needed to suspend the rules to allow consideration without the six days' prior notice.

Senator Johnny Key moved to suspend the rules to allow consideration of Interim Study Proposal 2013-185 without the six days' prior notice. The motion was seconded and passed by voice vote.

Representative Terry Rice moved that Interim Study Proposal 2013-185 (Exhibit A.1) be referred to the Senate Interim Committee on Transportation, Technology, and Legislative Affairs. The motion was seconded and passed by voice vote with one "no" vote.

Adjournment

Co-Chair Sample stated there is no further business before the Legislative Council and at 10:25 a.m. the meeting was adjourned.

Respectfully submitted,

ATTEST:

Senator Bill Sample
Co-Chair, Senate

Marty Garrity
Executive Secretary