

**REVISED AGENDA**  
**House Committee on Judiciary**  
**87th General Assembly**  
**Regular Session, 2009**

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**Tuesday, March 10, 2009**

**10:00 AM**

**Room 149, State Capitol**  
**Little Rock, Arkansas**

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Rep. Steve Harrelson, Chair  
Rep. Joan Cash, Vice Chair  
Rep. Dawn Creekmore  
Rep. Lindsley Smith  
Rep. Tommy Lee Baker  
Rep. David "Bubba" Powers

Rep. Johnnie Roebuck  
Rep. Barry Hyde  
Rep. Duncan Baird  
Rep. Debra Hobbs  
Rep. Andrea Lea  
Rep. Butch Wilkins  
Rep. Terry Rice

Rep. Darrin Williams  
Rep. Steve Cole  
Rep. Ann Clemmer  
Rep. Davy Carter  
Rep. Jim Nickels  
Rep. Tiffany Rogers  
Rep. Mary Slinkard

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**REGULAR AGENDA**

<b>Number</b>	<b>Sponsor</b>	<b>Subtitle</b>
<u>HB1473</u>	D. Creekmore	TO PROVIDE FOR THE COLLECTION OF A DNA SAMPLE FOLLOWING AN ARREST OR A CRIMINAL CHARGE FOR CERTAIN OFFENSES AND TO ESTABLISH PROCEDURES FOR THE COLLECTION, MAINTENANCE, AND DISSEMINATION OF DNA SAMPLES.
<u>HB1640</u>	Hawkins	AN ACT REGARDING THE ISSUANCE OF IGNITION INTERLOCK RESTRICTED LICENSES.
<u>HB1637</u>	Blount	AN ACT REGARDING PREREQUISITES FOR A CONVICTED FELON TO REGAIN HIS OR HER RIGHT TO VOTE.
<u>HB1649</u>	Kidd	TO CREATE THE PRIVATE PROPERTY PROTECTION ACT TO ENHANCE THE PENALTIES FOR THEFT OF CERTAIN PROPERTY IN AN AREA DECLARED TO BE UNDER A STATE OF EMERGENCY BY THE GOVERNOR.
<u>HB1671</u>	Harrelson	AN ACT CONCERNING THE SALARIES OF JUDGES AND OTHER PERSONNEL OF VARIOUS DISTRICT COURTS.
<u>SB360</u>	Luker	CONCERNING THE PROCEDURE FOR SEALING CRIMINAL RECORDS.
<u>HB1682</u>	Maloch	TO PROVIDE THAT THE DECEPTIVE TRADE PRACTICES CHAPTER OF THE ARKANSAS CODE DOES NOT APPLY TO ACTIONS THAT ARISE OUT OF AN UNAUTHORIZED PRACTICE OF LAW CLAIM.
<u>SB251</u>	Altes	TO PROVIDE THAT MOTOR VEHICLE ACCIDENT REPORTS SHALL NOT BE USED FOR COMMERCIAL PURPOSES FOR THIRTY (30) DAYS AFTER THE ACCIDENT.
<u>HB1701</u>	Hyde	TO REQUIRE PAROLEES FROM THE DEPARTMENT OF CORRECTION TO SERVE THEIR PAROLE LIVING IN THE COUNTY IN WHICH HE OR SHE WAS CONVICTED FOR THE CRIME FOR WHICH HE OR SHE IS NOW BEING PAROLED.
<u>HB1706</u>	Pierce	TO CLARIFY THE EXISTING PROCEDURES FOR CAPITAL PUNISHMENT BY LETHAL INJECTION.
<u>HB1711</u>	Tyler	TO REQUIRE PERSONS WHO REPEATEDLY VIOLATE ORDERS OF PROTECTION TO PAY FOR AND WEAR GLOBAL POSITIONING DEVICES.
<u>HB1713</u>	D. Creekmore	TO INCREASE THE PENALTY CLASSIFICATION FOR INDECENT EXPOSURE FOR A PERSON IN A POSITION OF TRUST OR AUTHORITY OVER THE VICTIM.
<u>HB1715</u>	D. Creekmore	TO EXPAND THE LIST OF MANDATED REPORTERS OF SUSPECTED ABUSE OR NEGLECT.
<u>HB1745</u>	Maloch	AN ACT TO MAKE PRACTICING AS A COUNSELOR WITHOUT A LICENSE A CLASS D FELONY.

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<u>HB1752</u>	Pierce	TO AMEND THE LAW REGARDING REPRIEVES AND NEW TRIALS FOR CONDEMNED FELONS.
<u>HB1744</u>	Maloch	CONCERNING THE KILLING OR INJURING ANIMALS USED BY LAW ENFORCEMENT.
<u>HB1799</u>	Harrelson	AN ACT REGARDING DWI IGNITION INTERLOCK DEVICES.
<u>HB1800</u>	Harrelson	CONCERNING THE PAYMENT OF COURT FINES AND COSTS WITH A CREDIT CARD THROUGH A THIRD-PARTY ENTITY.
<u>SB375</u>	J. Taylor	AN ACT INCREASING THE PENALTY FOR ESCAPING FROM THE CUSTODY OF THE DEPARTMENT OF CORRECTION, THE DEPARTMENT OF COMMUNITY CORRECTION, OR A LAW ENFORCEMENT AGENCY, AND FOR FURNISHING AN IMPLEMENT FOR ESCAPE.
<u>SB376</u>	J. Taylor	AN ACT TO INCLUDE CELLULAR TELEPHONES OR OTHER COMMUNICATIONS DEVICES AS ARTICLES INMATES AT THE DEPARTMENT OF CORRECTION ARE PROHIBITED FROM POSSESSING OR USING.
<u>HB1830</u>	B. Wilkins	AN ACT TO AMEND THE FLEEING STATUTE.
<u>HB1833</u>	Powers	TO AMEND SEXUAL ASSAULT IN THE FOURTH DEGREE.
<u>HB1844</u>	Stewart	CONCERNING POWERS OF ATTORNEY, GUARDIANSHIP, OR OTHER LEGAL MECHANISMS AVAILABLE TO ASSIST AN ELDERLY PERSON OR AN ELDERLY MARRIED COUPLE IN MAINTAINING AN ESTATE.
<u>HB1848</u>	Nickels	TO AMEND THE ENHANCED PENALTIES FOR OFFENSES COMMITTED IN THE PRESENCE OF A CHILD.
<u>HB1849</u>	Nickels	TO PREVENT EXPUNGEMENT OF A SECOND OR SUBSEQUENT OFFENSE OF DOMESTIC BATTERY.
<u>HB1853</u>	Williams	CONCERNING THE PAYMENT AND COLLECTION OF FINES, COSTS AND RESTITUTION.
<u>HB1889</u>	L. Cowling	TO PROHIBIT MORE THAN THIRTY (30) DAYS' NOTICE TO RENEW A RESIDENTIAL LEASE AND TO REQUIRE NEW OR DIFFERENT TERMS UPON RENEWAL OF A RESIDENTIAL LEASE TO BE IN WRITING.
<u>HB1890</u>	English	CONCERNING THE USE OF DEADLY PHYSICAL FORCE IN DEFENSE OF A PERSON TO BE KNOWN AS THE CASTLE DOCTRINE.
<u>HB1885</u>	Hyde	TO ENCOURAGE FAIR DEALING IN CONTRACTS BY REQUIRING HOLD HARMLESS LANGUAGE IN A CONTRACT TO BE CLEAR AND CONSPICUOUS.
<u>HB1874</u>	J. Roebuck	AN ACT TO INCREASE DEATH BENEFITS FOR LAW ENFORCEMENT OFFICERS KILLED IN THE LINE OF DUTY.
<u>HB1872</u>	Hopper	TO AUTHORIZE ACCEPTANCE OF PAYMENT BY CREDIT CARD FOR FINES, RESTITUTION, AND COSTS FOR CRIMINAL OFFENSES, TO PROVIDE FOR ADDITIONAL FUNDING FOR COUNTY JAILS, AND TO AUTHORIZE A LEVY TO DEFRAY THE COSTS.
<u>HB1894</u>	Blount	TO REQUIRE THE DEPARTMENT OF CORRECTION TO PROVIDE MANDATORY SKILLS TRAINING AND EDUCATIONAL OPPORTUNITIES AND TO MAKE AN INMATE'S RELEASE ON PAROLE CONDITIONED ON THE COMPLETION OF THESE PROGRAMS.
<u>SB217</u>	Altes	TO REQUIRE A CHEMICAL TEST OF THE BLOOD, BREATH, OR URINE OF THE DRIVER INVOLVED IN AN ACCIDENT IN WHICH DEATH HAS OCCURRED OR IS LIKELY TO OCCUR.
<u>SB348</u>	R. Thompson	TO INCREASE THE UNIFORM FILING FEES IN CIRCUIT COURT.
<u>SB381</u>	R. Thompson	TO CREATE THE OFFENSE OF SEXUAL SOLICITATION.
<u>SB407</u>	Madison	AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 15 OF THE ARKANSAS CODE OF 1987 ANNOTATED.
<u>SB408</u>	Madison	AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 18 OF THE ARKANSAS CODE OF 1987 ANNOTATED.
<u>SB486</u>	J. Key	CONCERNING THE SALE OF SHOTGUNS, RIFLES, AND AMMUNITION TO OUT-OF-STATE RESIDENTS AND FOR THE PURCHASE OF SHOTGUNS, RIFLES, AND AMMUNITION BY ARKANSAS RESIDENTS IN OTHER STATES.
<u>HB1901</u>	Slinkard	AN ACT REGARDING THE TERMINATION OF CHILD SUPPORT PAYMENTS.
<u>HB1943</u>	B. Wilkins	TO INCREASE THE PENALTIES FOR AGGRAVATED ASSAULT AND MISDEMEANOR ASSAULT IF COMMITTED AGAINST CERTAIN PERSONS.
<u>SB260</u>	Broadway	TO AMEND VARIOUS SECTIONS OF THE ARKANSAS CODE CONCERNING CHILD SUPPORT ENFORCEMENT.
<u>SB409</u>	Madison	AN ACT TO MAKE VARIOUS CORRECTIONS TO TITLE 27 OF THE ARKANSAS CODE OF 1987 ANNOTATED.

<u>SB544</u>	Luker	TO SET THE TERMS OF COURT IN THE FIRST JUDICIAL DISTRICT.
<u>SB543</u>	D. Johnson	REGARDING CHEMICAL TESTS GIVEN FOR THE OFFENSE OF DRIVING WHILE INTOXICATED.
<u>SB596</u>	B. Pritchard	REGARDING DRUG COURT COSTS AND FEES.
<u>HB1986</u>	J. Roebuck	AN ACT CONCERNING SUBPOENAS ISSUED BY STATE AGENCIES.
<u>HB2006</u>	Word	TO CREATE THE OFFENSE OF AGGRAVATED SHOPLIFTING.
<u>HB2017</u>	Hyde	TO ALLOW MONEYS DEPOSITED INTO THE DISTRICT COURT AUTOMATION FUND TO BE USED FOR TECHNOLOGY RELATED TO LAW ENFORCEMENT MANAGEMENT AND OPERATIONS.
<u>HB2018</u>	Hyde	CONCERNING THE MANAGEMENT OF LOCAL JAIL POPULATIONS.
<u>HB2025</u>	Harrelson	TO ADD AGGRAVATED RESIDENTIAL BURGLARY TO THE LIST OF SERIOUS FELONIES INVOLVING VIOLENCE IN THE HABITUAL OFFENDER STATUTE AND AS AN UNDERLYING FELONY IN THE CAPITAL MURDER STATUTE.

### DEFERRED BILLS

<b>Number</b>	<b>Sponsor</b>	<b>Subtitle</b>
<u>HB1015</u>	Abernathy	AN ACT CONCERNING REGISTRATION OF ARSONISTS.
<u>HB1027</u>	Cole	AN ACT INCREASING THE PENALTY RANGE FOR VOYEURISM FOR PERSONS OVER THE AGE OF EIGHTEEN.
<u>HB1093</u>	Sample	AN ACT CONCERNING ILLEGAL IMMIGRATION.
<u>HB1097</u>	Stewart	AN ACT CONCERNING PLACES WHERE A PERSON IS PROHIBITED FROM CARRYING A CONCEALED HANDGUN.
<u>HB1227</u>	Nix	AN ACT TO LOWER THE BLOOD-ALCOHOL LEVEL THRESHOLD FOR REPEAT DWI OFFENDERS IF A PERSON IS DRIVING WHILE INTOXICATED ON A LICENSE SUSPENDED BECAUSE OF A PRIOR DWI CONVICTION.
<u>HB1255</u>	Greenberg	AN ACT CONCERNING THE BURDEN OF PROOF REQUIRED TO CORROBORATE A DEFENDANT'S CONFESSION.
<u>HB1324</u>	Overbey	AN ACT TO AMEND ARKANSAS CODE 16-17-707 TO REMOVE LANGUAGE LIMITING DISBURSEMENT OF FINES FROM DISTRICT COURTS.
<u>HB1401</u>	Harrelson	AN ACT CONCERNING THE CAMPAIGN PRACTICE OF JUDGES; AND TO REPEAL 7-6-103.