

Stricken language would be deleted from and underlined language would be added to present law.
Act 8 of the 2nd Extraordinary Session

1 State of Arkansas
2 84th General Assembly
3 Second Extraordinary Session, 2003
4

As Engrossed: S12/11/03
A Bill

Call Item 20

SENATE BILL 6

5 By: State Agencies & Gov't Affairs - Senate
6
7

For An Act To Be Entitled

9 AN ACT TO AMEND VARIOUS PROVISIONS OF AMENDMENT
10 51 TO THE ARKANSAS CONSTITUTION CONCERNING VOTER
11 REGISTRATION; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO AMEND VARIOUS PROVISIONS OF
14 AMENDMENT 51 TO THE ARKANSAS
15 CONSTITUTION CONCERNING VOTER
16 REGISTRATION.
17
18
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. Pursuant to the authority granted in § 19 of Amendment 51
23 to the Arkansas Constitution, § 6(a)(7) and (8) of Amendment 51 to the
24 Arkansas Constitution, concerning voter registration application forms, is
25 amended to read as follows:

26 (7) The mail voter registration application form shall include
27 the following statements immediately following the questions asked in
28 subdivision (a)(6) of this section:

29 (A) "If you checked "No" in response to either questions A
30 or B, do not complete this form.";

31 (B) "If you checked "Yes" in response to one or more of
32 questions C, D, or E, do not complete this form."; and

33 (C)(i) A statement informing the individual that if the
34 form is submitted by mail and the individual is registering for the first
35 time, a current and valid photo identification or a copy of a current utility
36 bill, bank statement, government check, paycheck, or other government



1 document that shows the name and address of the voter, must be submitted with
 2 the mailed registration form in order to avoid the additional identification
 3 requirements upon voting for the first time; ~~or~~

4 (ii) When the state acquires the capacity to match
 5 the registrant's driver's license number and the registrant's social security
 6 number to the registrant's name, the mail-in voter registration application
 7 form shall include the following statement in lieu of the statement contained
 8 in subdivision (6)(a)(7)(C)(i):

9 "If your voter registration application form is submitted by mail and
 10 you are registering for the first time, in order to avoid the additional
 11 identification requirements upon voting for the first time you must submit
 12 with the mailed registration form: (a) your driver's license number; (b) the
 13 last four digits of your social security number; (c) a current and valid
 14 photo identification; or (d) a copy of a current utility bill, bank
 15 statement, government check, paycheck, or other government document that
 16 shows your name and address."

17 (8) If an applicant for voter registration fails to ~~answer the~~
 18 ~~questions included in subdivision (a)(6) of~~ provide any of the information
 19 required by this section, the permanent registrar shall notify the applicant
 20 of the failure and provide the applicant with an opportunity to complete the
 21 form in a timely manner to allow for its completion before the next election
 22 for federal office.

23
 24 SECTION 2. Pursuant to the authority granted in § 19 of Amendment 51
 25 to the Arkansas Constitution, § 7(a) of Amendment 51 to the Arkansas
 26 Constitution, concerning registration record files, is amended to read as
 27 follows:

28 (a) By the deadline to establish a computerized statewide voter
 29 registration database under the federal Help America Vote Act of 2002,
 30 including any waivers or extensions of that deadline, the ~~The~~ Secretary of
 31 State shall define, maintain, and administer the official, centralized, and
 32 interactive computerized voter registration list for all voters legally
 33 residing within the State, ~~and the~~. The list shall include:

34 (1) The name, address, county, precinct, assigned unique
 35 identifier and registration information of every legally registered voter in
 36 the state;

1 (2) The inactive registration records of persons who have failed
2 to respond to address confirmation mailings described in § 10 of this
3 amendment;

4 (3) List maintenance information for each person receiving
5 address confirmation notices or final address confirmation notices, or both,
6 and the person's response; and

7 (4) Cancelled voter registration records and documentation
8 noting the reason for cancellation.

9
10 SECTION 3. Pursuant to the authority granted in § 19 of Amendment 51
11 to the Arkansas Constitution, § 7(i) of Amendment 51 to the Arkansas
12 Constitution, concerning registration record files, is amended to read as
13 follows:

14 (i)(1) ~~Any election official~~ The Secretary of State and any permanent
15 registrar in the state, ~~including any local election official~~, may obtain
16 immediate electronic access to the information contained in the computerized
17 list.

18 (2) All voter registration information obtained by any local
19 election official in the state shall be electronically entered into the
20 computerized list on an expedited basis at the time the information is
21 provided to the local official.

22 (3) The Secretary of State shall provide the support as may be
23 required so that local election officials are able to enter the information.

24
25 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
26 Assembly of the State of Arkansas that the federal Help America Vote Act
27 establishes deadlines for the state's compliance with the act's voter
28 registration requirements; and that the immediate passage of this act is
29 necessary to ensure the state meets its deadlines. Therefore, an emergency
30 is declared to exist and this act being immediately necessary for the
31 preservation of the public peace, health, and safety shall become effective
32 on:

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

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

