

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/30/99

A Bill

Act 1471 of 1999
HOUSE BILL 1755

5 By: Representatives Harris, Shoffner, T. Thomas, Elliott, King, Haak, Bush, R. Smith, Womack, J.
6 Lewellen, Cleveland, Booker, White, Broadway, L. Thomas, W. Walker, Agee, C. Johnson
7

For An Act To Be Entitled

10 "AN ACT TO AMEND THE RESIDENCY REQUIREMENTS FOR VOTER
11 QUALIFICATIONS; AND FOR OTHER PURPOSES. "

Subtitle

14 "TO AMEND THE RESIDENCY REQUIREMENTS FOR
15 VOTER QUALIFICATIONS. "

18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code 7-5-201(b) is amended to read as follows:

21 ~~"(b) Residency shall generally be that place where one lives and works~~
22 ~~for a period of time, notwithstanding that there may be an intent to move or~~
23 ~~return at some future date to another place. Persons who are temporarily~~
24 ~~living in a particular place because of a temporary work-related assignment or~~
25 ~~duty post, or as a result of their performing duties in connection with their~~
26 ~~status as military personnel, students, or office holders, shall be deemed~~
27 ~~residents of that place where they established their home prior to beginning~~
28 ~~such assignments or duties. Voting residence shall be a voter's domicile and~~
29 ~~shall governed by the following provisions:~~

30 (1) Domicile of a person is that place in which his habitation is
31 fixed, and to which, whenever he is absent, he has the intention to return;

32 (2) A change of domicile is made only by the act of abandonment,
33 joined with
34 the intent to remain in another place. A person can have only one (1)
35 domicile at any given time;

36 (3) A person does not lose his domicile if he temporarily leaves

1 his home and goes to another country, state or place in this State with the
2 intent of returning;

3 (4) The place where a person's family resides is presumed to be
4 his place of domicile, but a person may acquire a separate residence if he
5 takes another abode with the
6 intention of remaining there;

7 (5) A married person may be considered to have a domicile separate
8 from that of his spouse for the purposes of voting or holding office. For
9 those purposes, domicile is determined as if the person were single; and

10 (6) Persons who are temporarily living in a particular place
11 because of a temporary work-related assignment or duty post, or as a result of
12 their performing duties in connection with their status as military personnel,
13 students, or office holders, shall be deemed residents of that place where
14 they established their home prior to beginning such assignments or duties."

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16 SECTION 2. All provisions of this act of a general and permanent nature
17 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
18 Revision Commission shall incorporate the same in the Code.

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20 SECTION 3. If any provision of this act or the application thereof to
21 any person or circumstance is held invalid, such invalidity shall not affect
22 other provisions or applications of the act which can be given effect without
23 the invalid provision or application, and to this end the provisions of this
24 act are declared to be severable.

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26 SECTION 4. All laws and parts of laws in conflict with this act are
27 hereby repealed.

28 /s/ Harris, et al

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31 APPROVED: 4/15/1999