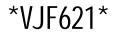
Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1	State of Arkansas	A D:11	
2	83rd General Assembly	A Bill	Act 1100 of 2001
3	Regular Session, 2001		HOUSE BILL 1953
4			
5	By: Representatives Jacobs, McMellon, Cowling, C. Taylor, Mack, Creekmore, Hathorn, Oglesby,		
6	Prater, Green, Stovall, Rankin, Bevis, Jackson, Bolin, Carson, Weaver, Eason, Milligan, Gillespie		
7	By: Senators P. Malone, Beebe, Fitch, Gullett, Horn, T. Smith, Faris, J. Jeffress, Trusty, Critcher,		
8	Bisbee, Webb, Wooldridge, Cash	ı, Mahony	
9			
10			
11		For An Act To Be Entitled	
12		OHIBIT A PERSON FROM PROFITING	
13		OF AN INITIATIVE, REFERENDUM, (
14		AL AMENDMENT WHICH PROPOSES TH	
15	COUNTY OR MUI	NICIPAL PROPERTY; AND FOR OTHE	R PURPOSES.
16		~	
17		Subtitle	
18	TO PROH	IIBIT A PERSON FROM PROFITING F	ROM
19	SPONSOR	SHIP OF AN INITIATIVE,	
20	REFEREN	IDUM, OR CONSTITUTIONAL AMENDME	NT
21	WHICH P	PROPOSES THE SALE OF COUNTY OR	
22	MUNI CI P	AL PROPERTY.	
23			
24			
25	BE IT ENACTED BY THE GENI	ERAL ASSEMBLY OF THE STATE OF A	ARKANSAS:
26			
27	SECTION 1. <u>Defini</u>	<u>tions.</u>	
28	For purposes of th	is act:	
29	<u>(1) "Act" means a</u>	n enactment having general app	lication throughout the
30	state or an ordinance ap	plicable to a municipality or o	county and enacted by
31	<u>legislative authority or</u>	by the people;	
32	<u>(2) "Amendment" me</u>	eans any proposed amendment to	the Constitution of
33	Arkansas, whether propose	ed under the provisions of Ame	ndment 7 or Article 19,
34	<u>Section 22 of the Constitution of Arkansas';</u>		
35	(3) "Election" means a general election at which state and county		
36	officers are elected for	regular terms;	



1	(4) "Initiative petitions" means a form of petition which conforms to
2	the requirements of Arkansas Code 7-9-104;
3	(5) "Measure" means either an amendment or an act;
4	(6) "Property" means both real and personal property and includes, but
5	is not limited to, both tangible and intangible property;
6	(7) "Referendum petition" means a form of petition which conforms to
7	the requirements of Arkansas Code 7-9-105; and
8	(8) "Sponsor" means a person or persons who arrange for the circulation
9	of initiative, referendum, or constitutional amendment petitions or who files
10	an initiative, referendum, or constitutional amendment with the Secretary of
11	State or other authorized recipient of the petitions.
12	
13	SECTION 2. <u>Prohibition of profit.</u>
14	<u>(a) No person who is a sponsor of an initiative petition, referendum</u>
15	petition, or constitutional amendment which proposes the sale of property
16	owned by a municipality or county shall receive anything of value as a result
17	of the passage of the act sponsored by the person.
18	(b) A sponsor of an initiative petition, referendum petition, or
19	constitutional amendment which proposes the sale of property owned by a
20	municipality or county shall, within sixty (60) calendar days of the election
21	at which the initiative, referendum, or constitutional amendment has been
22	voted upon, file with the Secretary of State an accounting of all expenditures
23	by the sponsor in connection with the petition or amendment.
24	(c) No person shall directly or indirectly benefit from sponsorship of
25	a petition or amendment which proposes the sale of property owned by a
26	municipality or county by contracting sponsorship activities to any business
27	enterprise in which the sponsor has a substantial interest.
28	(d) Nothing in this act shall prohibit the circulation of petitions or
29	compensation to persons who circulate the petitions.
30	
31	SECTION 3. Penalty.
32	(a)(1) If a sponsor violates any provision of section 2 of this act,
33	the sponsor shall be fined an amount equal to twice the amount of the person's
34	personal gain.
35	(2) The fine shall be paid to the state, municipality, or county
36	in which the petition or amendment was voted upon.

1	(b) This act shall be enforced by:
2	(1) The city attorney of the municipality;
3	(2) The prosecuting attorney of the county; or
4	(3) The Attorney General of this state.
5	(c) The expense reports filed by the sponsor of the petition shall be
6	subject to the Freedom of Information Act of 1967.
7	
8	
9	APPROVED: 3/26/2001
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24 25	
25 26	
20	
28	
29	
30	
31	
32	
33	
34	
35	
36	