

**Hall of the House of Representatives**  
84th General Assembly - Regular Session, 2003  
**Amendment Form**

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**Subtitle of House Bill No. 2849**

"AN ACT TO AMEND THE DISCLOSURE ACT FOR LOBBYISTS AND STATE AND  
LOCAL OFFICIALS."

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**Amendment No. 1 to House Bill No. 2849.**

Amend House Bill No. 2849 as originally introduced:

Page 1, delete lines 20 through 23 and substitute the following:

"SECTION 1. Arkansas Code § 21-8-402(5)(B), concerning exclusions to the definition of gift, is amended by an adding additional subdivision to read as follows:

(xvi) Special events.

SECTION 2. Arkansas Code § 21-8-402(20), definition used in the Disclosure Act for Lobbyists and State and Local Officials, is amended to read as follows:

(20)(A) "Special event" means a planned activity to which a specific governmental body or identifiable group of public servants is invited; and includes parties, dinners, athletic events, entertainment, and other functions to which a specific governmental body or identifiable group of public servants are invited.

(B) "Specific governmental body or identifiable group of public servants" includes, but is not limited to, members of:

(I) A department or agency of state, county, or city government and any other governmental body;

(ii) The Arkansas General Assembly;

(iii) A legislative committee or subcommittee;

(iv) A congressional district caucus or party caucus of the Arkansas General Assembly;

(v) The Arkansas House of Representatives or the Arkansas Senate by their class, such as freshman class or term limited class;

(vi) The Black Caucus or the Women's Caucus of the Arkansas House of Representatives or the Arkansas Senate;

(vii) A legislative delegation and employees of the General Assembly registered at a legislative conference such as the American Legislative Exchange Council, Southern Legislative Conference, National Conference of State Legislatures, the South West Energy Council, the Speaker's and President Pro Tempore Conferences, or any combination.



SECTION 3. Arkansas Code § 21-8-801(a) is amended to read as follows:

(a)(1) ~~No~~ Except as provided in subdivision (a)(2), no public servant shall:

~~(1)(A)~~ Receive a gift or compensation as defined in § 21-8-401 et seq., other than income and benefits from the governmental body to which he or she is duly entitled, for in exchange for an official act by the public servant in the performance of the duties and responsibilities of his or her office or position; or

~~(2)(B)~~ Purposely use or disclose to any other person or entity confidential government information acquired by him or her in the course of and by reason of the public servant's official duties, to secure anything of material value or benefit for himself or herself or his or her family.

(2) A gift may be given to and received by a public servant if the gift is disclosed as required by law.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the present law pertaining to special events for purposes of the Disclosure Act for Lobbyists and State and Local Officials is confusing and ambiguous; that this act clarifies that provision; and that until this act becomes effective, unnecessary and undesirable confusion will remain. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

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

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

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."

The Amendment was read \_\_\_\_\_

By: Representative Biggs  
LDH/MHF - 031720031522  
MHF405

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Chief Clerk