

ARKANSAS SENATE
90th General Assembly - Regular Session, 2015
Amendment Form

Subtitle of Senate Bill No. 963

ACT TO AMEND THE LAW CONCERNING COMPLAINTS FILED WITH AND INVESTIGATIONS
PERFORMED BY THE STATE BOARD OF ELECTION COMMISSIONERS; AND TO AMEND THE LAW
CONCERNING CRIMINAL INVESTIGATIONS OF VIOLATIONS OF ELECTION LAWS.

Amendment No. 1 to Senate Bill No. 963

Amend Senate Bill No. 963 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 7-4-118(f), concerning the time for investigation by the State Board of Election Commissioners, is amended to read as follows:

(f)(1) The Except as provided in subsection (g) of this section, the board shall complete its investigation of a complaint filed according to this section and take final action within one hundred eighty (180) days of the filing of the complaint.

(2) ~~However, if~~ Except as provided in subsection (g) of this section, if a hearing under subsection (c) of this section is conducted, all action on the complaint by the board shall be completed within two hundred forty (240) days.

(3) Any final action of the board under this section shall constitute an adjudication for purposes of judicial review under § 25-15-212.

SECTION 2. Arkansas Code § 7-4-118, concerning complaints to and investigations by the State Board of Election Commissioners, is amended to add an additional subdivision to read as follows:

(h)(1) The State Board of Election Commissioners shall, upon request, assist a law enforcement agency in its investigation of a violation of election laws.

(2) If the State Board of Election Commissioners refers an investigation to a law enforcement agency, the law enforcement agency shall notify the State Board of Election Commissioners:

(A) When the investigation is closed or becomes inactive;
and
(B) Whether a warrant for arrest or criminal charges have been pursued.

(3) The State Board of Election Commissioners may reopen a closed investigation for an additional one hundred eighty (180) days if:

(A) The State Board of Election Commissioners closed its



investigation due to the initiation of a law enforcement investigation;

(B) The investigation by the law enforcement agency is closed or becomes inactive; and

(C) The law enforcement agency has chosen not to pursue a warrant for arrest or criminal charges at the time the investigation is closed or becomes inactive."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator B. King

JAW/JAW - 03-12-2015 14:21:11

JAW176

Secretary