

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A Bill

SENATE BILL 293

4 **By: Senators Russ, Pagan, Scott, Bradford, Beebe, Walters, and Snyder**

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6
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For An Act To Be Entitled

8 *"AN ACT TO AMEND ARKANSAS CODE 7-7-203(a), (b), AND (c) TO*
9 *CHANGE THE DATE OF THE GENERAL PRIMARY ELECTION TO THE*
10 *FOURTH TUESDAY IN AUGUST AND THE DATE OF THE PREFERENTIAL*
11 *PRIMARY ELECTION TO THE FIRST TUESDAY IN AUGUST; TO*
12 *PROVIDE THAT THE FILING PERIOD SHALL BEGIN ON THE FOURTH*
13 *TUESDAY IN MAY AND END ON THE FOURTEENTH DAY THEREAFTER;*
14 *TO AMEND ARKANSAS CODE 7-8-201 AND 7-8-202 TO PERMIT*
15 *POLITICAL PARTIES TO SELECT DELEGATES TO ATTEND*
16 *QUADRENNIAL NATIONAL NOMINATING CONVENTIONS OF THE PARTY*
17 *BY PARTY CONVENTION, PRIMARY ELECTION, OR OTHER METHOD*
18 *PRESCRIBED BY THE PARTY RULES; TO AMEND ARKANSAS CODE 6-*
19 *14-102 AND 6-14-103 TO PROVIDE THAT THE ANNUAL SCHOOL*
20 *ELECTION SHALL BE HELD ON THE SECOND TUESDAY IN MARCH; AND*
21 *FOR OTHER PURPOSES."*

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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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25 SECTION 1. Arkansas Code 7-7-203(a), (b) and (c) respectively are
26 hereby amended to read as follows:

27 (a) The general primary election shall be held on the *fourth* Tuesday
28 in August preceding the general election.

29 (b) The preferential primary election shall be held on the Tuesday
30 *three (3) weeks* prior to the general primary election.

31 (c) Party pledges, if any, and political practice pledges for primary
32 elections shall be filed, and ballot fees shall be paid, during regular office
33 hours in the period beginning at 12:00 noon on the fourth Tuesday in May and
34 ending at 12:00 noon on the fourteenth day thereafter, before the preferential
35 primary election. Party pledges, if any, and political practice pledges shall

1 be filed, and ballot fees for special primary elections shall be paid, on or
2 before the deadline established by proclamation of the Governor. Pledges and
3 ballot fees for a new political party shall be filed and paid as provided in
4 subsection (g) of this section. However, this subsection does not apply to
5 preferential presidential primary candidates."

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7 SECTION 2. Arkansas Code 7-8-201 is hereby amended to read as follows:

8 "7-8-201. Selection of delegates to national party conventions.

9 Any political party in the State desiring to select delegates to attend
10 a quadrennial national nominating committee of the party to select a nominee
11 for the office of President of the United States may select such delegates by
12 party convention, primary election, or such other method as may be prescribed
13 by party rules."

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15 SECTION 3. Arkansas Code 7-8-202 is hereby amended to read as follows:

16 "7-8-202. Date of primary to select delegates to party convention.

17 Any political party conducting a primary election for the purpose of
18 selecting delegates to attend the quadrennial national nominating convention
19 of the party may conduct such primary at such time as may be prescribed by
20 party rules."

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22 SECTION 4. Arkansas Code 6-14-102 is hereby amended to read as follows:

23 "6-14-102. Annual election date.

24 (a) The annual school election shall be held in each school district of
25 the state on the second Tuesday in March.

26 (b) However, when any school district in this state suffers damage to
27 its physical facilities in an amount exceeding one hundred twenty-five
28 thousand dollars (\$125,000) as a result of fire or other natural disaster, the
29 board of directors of that school district is authorized to set the date of
30 the next annual school election in that district."

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32 SECTION 5. Arkansas Code 6-14-103 is hereby amended to read as follows:

33 "6-14-103. Postponement of election due to natural disaster.

34 (a) If between January 1 and March 1 of any year, both dates inclusive,
35 a school district in this state suffers a substantial loss, defined as a loss

1 exceeding one hundred twenty-five thousand dollars (\$125,000), of physical
2 facilities as a result of fire or other natural disaster and the board of
3 directors of the school district determines that the proceeds of insurance on
4 those facilities will be insufficient to restore or replace the facilities,
5 the board of directors may, by resolution duly adopted and with the approval
6 of the Director of the Department of Education, Division of General Education,
7 postpone the date of the annual school election in that school district for
8 such year from the second Tuesday in March to the second Tuesday in June.

9 (b) Certified copies of the resolution shall be delivered not later
10 than the Monday next preceding the second Tuesday in March to the Director of
11 the Department of Education, Division of General Education, and to the county
12 school supervisor, or secretary of the county board of education if there is
13 no county school supervisor, and chairman of the county board of election
14 commissioners of each county in which any of the territory of the school
15 district is located."

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17 SECTION 6. All provisions of this act of a general and permanent nature
18 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
19 Revision Commission shall incorporate the same in the Code.

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21 SECTION 7. If any provision of this act or the application thereof to
22 any person or circumstance is held invalid, such invalidity shall not affect
23 other provisions or applications of the act which can be given effect without
24 the invalid provision or application, and to this end the provisions of this
25 act are declared to be severable.

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27 SECTION 8. All laws and parts of laws in conflict with this act are
28 hereby repealed.

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/s/Russ, et al