

As Engrossed: 2/27/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Scott**

A BILL ACT 529 OF 1991
SENATE BILL 92

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 7-5-312(a) RELATING TO THE
9 DESIGNATION OF A REPRESENTATIVE OF A CANDIDATE TO BE
10 PRESENT WITHIN A POLLING PLACE; AND FOR OTHER PURPOSES."

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

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14 SECTION 1. Arkansas Code 7-5-312(a) is amended to read as follows:

15 "(a) During the progress of any election in this state, any candidate
16 in person or by representative designated in writing shall have the right to
17 be present within the polling place or room so as to observe and ascertain the
18 identity of those persons presenting themselves to vote for the purpose of
19 challenging any voter who appears for the purpose of casting a ballot. The
20 document designating a representative shall be sufficient if it contains the
21 signature of the candidate and states that the candidate designates the person
22 as a representative *and is notarized by a notary attesting that the signature*
23 *is that of the candidate.* No additional requirement shall be imposed for the
24 sufficiency of the document."

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

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30 SECTION 3. If any provision of this act or the application thereof to
31 any person or circumstance is held invalid, such invalidity shall not affect
32 other provisions or applications of the act which can be given effect without
33 the invalid provision or application, and to this end the provisions of this
34 act are declared to be severable.

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1 SECTION 4. All laws or parts of laws in conflict with this act are
2 hereby repealed.

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/s/Scott

APPROVED: 3-13-91