

As Engrossed: 3/9/93

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Hopkins**

A Bill

SENATE BILL 561

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 7-5-503 TO ADD A NEW
9 SUBSECTION DISQUALIFYING CERTAIN PERSONS OR CORPORATIONS
10 FROM SELLING VOTING SYSTEMS IN THIS STATE; AND FOR OTHER
11 PURPOSES."

Subtitle

14 "DISQUALIFYING CERTAIN PERSONS OR CORPORATIONS FROM
15 SELLING VOTING SYSTEMS IN THIS STATE."

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

19 SECTION 1. Arkansas Code 7-5-503 is amended to add a new subsection to
20 read as follows:

21 "(f) (1) If any person or corporation who sells voting systems,
22 including voting machines, software, hardware, counters, and accessories, to
23 any political subdivision in this state fails to make available parts or the
24 servicing of the voting machines at a reasonable price for a period of *five*
25 (5) years after the date of the sale, the person or corporation shall be
26 disqualified from selling voting systems in this state until the deficiency is
27 corrected to the satisfaction of the State Board of Election Commissioners.

28 (2) If any person, company, or corporation selling voting systems
29 to any political subdivision in this state fails to comply with the provisions
30 of this act, the political subdivision shall send notice thereof by certified
31 mail to the State Board of Election Commissioners and to the offending person,
32 company or corporation."

34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

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1 Revision Commission shall incorporate the same in the Code.

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

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 SECTION 5. EMERGENCY. It is hereby found and determined by the General
13 Assembly that some persons or entities selling voting systems in the state
14 have discontinued providing parts and service for such systems only a few
15 years after the sale of such systems and that this has placed a serious
16 hardship on some political subdivisions that have bought such systems; that
17 several counties in the state will be buying new voting systems in the near
18 future and this act is immediately necessary to assure that the vendors of
19 such systems will provide parts and service for such systems for a reasonable
20 period after the sale. Therefore, an emergency is hereby declared to exist
21 and this act being necessary for the preservation of the public peace, health
22 and safety shall be in full force and effect from and after its passage and
23 approval.

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/s/ Senator Hopkins

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