

Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019

HJR 1010

4
5 By: Representative Dotson

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7 **HOUSE JOINT RESOLUTION**

8 AN AMENDMENT TO THE ARKANSAS CONSTITUTION CONCERNING
9 THE STATE HIGHWAY COMMISSION; AND REVISING THE
10 MEMBERSHIP AND THE POWERS AND DUTIES OF THE STATE
11 HIGHWAY COMMISSION.

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13
14 **Subtitle**

15 AN AMENDMENT TO THE ARKANSAS CONSTITUTION
16 CONCERNING THE STATE HIGHWAY COMMISSION.

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19 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-SECOND GENERAL
20 ASSEMBLY OF THE STATE OF ARKANSAS, AND BY THE SENATE, A MAJORITY OF ALL
21 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

22
23 THAT the following is proposed as an amendment to the Constitution of
24 the State of Arkansas, and upon being submitted to the electors of the state
25 for approval or rejection at the next general election for Representatives
26 and Senators, if a majority of the electors voting thereon at the election
27 adopt the amendment, the amendment shall become a part of the Constitution of
28 the State of Arkansas, to wit:

29
30 SECTION 1. Arkansas Constitution, Amendment 42, §§ 1 and 2, are
31 amended to read as follows:

32 § 1. Commission created – Members – Powers.

33 There is hereby created a State Highway Commission which shall be
34 vested with all the powers and duties ~~now or hereafter imposed by law for the~~
35 ~~administration of the State Highway Department, together with all powers~~
36 ~~necessary or proper to enable the Commission or any of its officers or~~



1 ~~employees to carry out fully and effectively the regulations and laws~~
2 ~~relating to the State Highway Department as may be prescribed by law.~~

3
4 § 2. Qualifications and appointment of members – Terms of office of
5 first commission.

6 Within ten (10) days after the convening of the General Assembly of the
7 State of Arkansas in the year 1953, the Governor, by and with the advice and
8 consent of the Senate, shall appoint five (5) persons who are qualified
9 electors of the State to constitute the State Highway Commission for terms of
10 two (2), four (4), six (6), eight (8) and ten (10) years respectively. The
11 terms of the persons so appointed shall be determined by lot. The
12 Commissioners to be appointed from the State at large; provided, however,
13 that ~~no two Commissioners shall be appointed from any single Congressional~~
14 ~~District~~ at least one (1) Commissioner shall be appointed from each
15 Congressional District.

16 In the event of rejection by the Senate of a person whose name has been
17 so submitted, the Governor shall within five (5) days after receipt of
18 written notice from the Secretary of the Senate of such rejection submit the
19 name of another appointee to fill such vacancy. In the event the Governor
20 should within five (5) days thereafter fail to appoint or fail to submit to
21 the Senate for confirmation the name of any person to be appointed, the
22 Senate shall proceed to make the appointment of its own choice.

23
24 SECTION 2. Arkansas Constitution, Amendment 42, § 6, is amended to
25 read as follows:

26 § 6. Director of Highways.

27 The Commission shall appoint a Director of Highways who shall have such
28 duties as may be prescribed by ~~the Commission or by statute~~ law.

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30 SECTION 3. EFFECTIVE DATE. This amendment shall become effective on
31 and after July 1, 2021.

32
33 SECTION 4. BALLOT TITLE AND POPULAR NAME. When this proposed
34 amendment is submitted to the electors of this state on the general election
35 ballot:

36 (1) The title of this Joint Resolution shall be the ballot

1 title; and

2 (2) The popular name shall be "A Constitutional Amendment
3 Concerning the State Highway Commission and Amending the Membership, Powers,
4 and Duties of the State Highway Commission

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