

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 281 of the Regular Session

1 State of Arkansas

As Engrossed: H2/11/09 H2/12/09 H2/17/09

2 87th General Assembly

A Bill

3 Regular Session, 2009

HOUSE BILL 1404

4
5 By: Representatives Webb, Harrelson, Cash, Cheatham, Greenberg, D. Hutchinson, Lea, Moore, J.
6 Roebuck, Saunders, Tyler, *Clemmer, Slinkard*

7 By: Senator Bryles

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10 **For An Act To Be Entitled**

11 AN ACT CONCERNING THE BALLOT PRESENTATION OF
12 INITIATIVE OR REFERRED AMENDMENTS OR ACTS; AND
13 FOR OTHER PURPOSES.

14
15 **Subtitle**

16 CONCERNING THE BALLOT PRESENTATION OF
17 INITIATIVE OR REFERRED AMENDMENTS OR
18 ACTS.

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

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23 *SECTION 1. Arkansas Code 7-9-110(a), concerning the designation of*
24 *number and popular name of initiated and referred measures, is amended to*
25 *read as follows:*

26 ~~*(a)(1) The Secretary of State shall fix and declare the number by*~~
27 ~~*which each amendment to the Arkansas Constitution and each initiated and*~~
28 ~~*referred measure shall be designated.*~~

29 ~~*(2) The Attorney General shall fix and declare the popular name*~~
30 ~~*by which each amendment to the Arkansas Constitution and each initiated and*~~
31 ~~*referred measure shall be designated.*~~

32
33 *SECTION 2. Arkansas Code 7-9-116 is amended to read as follows:*
34 *7-9-116. Captions and designation of numbered issues.*

35 *(a) The Secretary of State shall fix and declare the number of the*



1 issue by which state measures shall be designated on the ballot.

2 (b) Each state measure shall be identified with the issue number
3 designated by the Secretary of State.

4 ~~(a)~~(c) Measures proposed by initiative petition shall be captioned,
5 "CONSTITUTIONAL AMENDMENT (OR ACT) PROPOSED BY PETITION OF THE PEOPLE".

6 ~~(b)~~(d) Measures referred to a vote by petition shall be captioned,
7 "MEASURE REFERRED BY ORDER OF THE PEOPLE".

8 ~~(e)~~(e) Measures referred to a vote by the General Assembly shall be
9 captioned, "CONSTITUTIONAL AMENDMENT (OR OTHER MEASURE) REFERRED TO THE
10 PEOPLE BY THE GENERAL ASSEMBLY".

11
12 SECTION 3. Arkansas Code 7-9-117 is amended to read as follows:

13 7-9-117. Ballot form.

14 (a) It shall be the duty of the county board of election commissioners
15 in each county to cause each title and popular name to be printed upon the
16 official ballot to be used in the election at which the measure is to be
17 voted upon, in the ~~order and~~ manner certified by the Secretary of State.

18 (b) The title and popular name shall be stated plainly, followed by
19 these words:

20
21 ~~"FOR PROPOSED INITIATIVE (OR REFERRED) AMENDMENT (OR ACT) ISSUE NO~~"

22 ~~"AGAINST PROPOSED INITIATIVE (OR REFERRED) AMENDMENT (OR ACT) ISSUE NO~~"

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25 (c)(1) In arranging the ballot titles on the ballot, the county board
26 shall place each measure separate and apart from others.

27 (2) Each statewide measure shall be designated on the ballot as
28 an issue, and the issues shall be numbered consecutively, beginning with
29 "Issue 1", and in the following order:

30 (A) Constitutional amendments proposed by the General
31 Assembly, if any;

32 (B) Initiated constitutional amendments, if any;

33 (C) Statewide initiated acts, if any;

34 (D) Referred acts of the General Assembly, if any;

35 (E) Questions referred by the General Assembly, if any;

36 and

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(F) Other measures that may be referred, if any.

(3) The ballot titles of measures submitted by municipalities, counties, and other political subdivisions that may submit ballot measures to the people shall be:

(A) Placed separate and apart on the ballot from the ballot titles of statewide measures and from other ballot titles of measures submitted by municipalities, counties, and other political subdivisions; and

(B) Numbered consecutively for each political subdivision in the following order:

(i) Initiated local measures, if any;

(ii) Referred local measures, if any; and

(iii) Other measures that may be referred, if any.

/s/ Webb

APPROVED: 3/03/2009