

**REPORT OF THE SPECIAL LANGUAGE SUBCOMMITTEE
OF THE
JOINT BUDGET COMMITTEE**

Tuesday, April 6, 2021

Chairmen:

Your Special Language Subcommittee met on Thursday, April 1, 2021 and makes the following recommendations listed below to the Joint Budget Committee.

The following amendments are recommended for approval and are RELEASED from Special Language Subcommittee:

- * 6. HB1081 – State Board of Election Commissioners (Attachment 6 – HGK015)
Report Adopted with the exception of Item 6. Amendment HGK015 to HB1081 – State Board of Election Commissioners released from Special Language and held in Joint Budget.

Respectfully submitted by Subcommittee Co-Chairs Senator Bart Hester and Representative Frances Cavanaugh

Hall of the House of Representatives

93rd General Assembly - Regular Session, 2021

Amendment Form

DRAFT

Subtitle of House Bill No. 1081

AN ACT FOR THE STATE BOARD OF ELECTION COMMISSIONERS APPROPRIATION FOR THE 2021-
2022 FISCAL YEAR.

Amendment No. ___ to House Bill No. 1081

Amend House Bill No. 1081 as originally introduced:

Page 2, immediately following section 4 insert new sections to read as follows:

"SECTION 5. APPROPRIATION – COUNTY ELECTION EXPENSES. There is hereby appropriated, to the State Board of Election Commissioners, to be payable from the Miscellaneous Agencies Fund Account, for covering the cost of county election expenses of the State Board of Election Commissioners for the fiscal year ending June 30, 2022, the sum of.....\$7,000,000.

SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER OF FUNDS FOR COUNTY ELECTION EXPENSES. (a) In the event that the State Board of Election Commissioners determines that a county refuses to pay expenses for an election, the Director of the State Board of Elections Commission, after first receiving an affirmative vote of a majority of the State Board of Elections Commission Commissioners, may contact the Chief Fiscal Officer of the State for his or her approval to have General Revenue Turnback Funds that were designated to be distributed to that County be instead transferred as available to the Miscellaneous Agencies Fund to be used exclusively for the COUNTY ELECTION EXPENSES appropriation authorized in this Act, in the amount determined necessary to fund the election and or to provide reimbursements of expenses incurred by the Commission in the amount necessary to fund the

election.

(b) Upon approval of this request the Chief Fiscal Officer of the State shall transfer on his or her books and those of the State Treasurer and the Auditor of the State the sum necessary to transfer the approved election expense or election expense reimbursement amount as authorized in subsection (a) herein from the County Aid Fund to the Miscellaneous Agencies Fund Account to provide funds for the County Election Expenses appropriation provided for in this act. The transfers may be made on a monthly basis as County Aid Funds for that County are available and at no time shall a transfer exceed the cost of the election.

(c) The State Board of Election Commissioners shall maintain receipts and documentation of expenditures to guarantee that funds transferred from General Revenue Turnback do not exceed actual election expenditures, which may be audit by Arkansas Legislative Audit. The State Board of Election Commissions shall provide the Chief Fiscal Officer with a monthly summary of incurred and anticipated costs to assist the Chief Fiscal Officer with the amount to be transferred.

(d)(1) The State Board of Election Commissioners shall report to the Arkansas Legislative Council or Joint Budget Committee if meeting in a legislative session, once it is determined that transfers from the counties turnback general revenue has been approved at their next scheduled Arkansas Legislative Council or Joint Budget Committee meeting and shall report monthly until all transfers have terminated.

(2) The report shall include but not be limited to the amount transferred to date, the estimated total transfer amount, the county and county contact information not paying for the election and any other information as requested.

(e) The provisions of this section shall be in effect only from July 1, 2021 through June 30, 2022."

And

Appropriately renumber subsequent sections of the bill.

The Amendment was read _____
By: Joint Budget Committee
By: Senator M. Johnson
HGK/HGK - 03-08-2021 13:50:45
HGK015

Chief Clerk