

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

**ACT 1092 OF 1993**  
**HOUSE BILL 1090**

4 **By: Representatives Mahony, Flanagan, Dietz and Pryor**

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 7-4-101 PERTAINING TO THE  
9 COMPOSITION AND DUTIES OF THE STATE BOARD OF ELECTION  
10 COMMISSIONERS; AND FOR OTHER PURPOSES."

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## Subtitle

14 "TO AMEND ARKANSAS CODE 7-4-101 PERTAINING TO THE STATE  
15 BOARD OF ELECTION COMMISSIONERS."

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

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19 SECTION 1. Arkansas Code 7-4-101 is hereby amended to read as follows:

20 "7-4-101. State Board of Election Commissioners - Members - Officers -  
21 Meetings.

22 (a) The State Board of Election Commissioners shall be composed of the  
23 following *eight (8) persons with at least one (1) and not more than two (2)*  
24 *from each congressional district:*

25 (1) *the Secretary of State as an ex officio nonvoting member;*

26 (2) *one (1) person designated by the state Democratic party;*

27 (3) *one (1) person designated by the state Republican party;*

28 (4) *one (1) person to be chosen by the President Pro Tempore of the*  
29 *Arkansas Senate;*

30 (5) *one (1) person to be chosen by the Speaker of the Arkansas House of*  
31 *Representatives;*

32 (6) *two (2) persons to be chosen by the Governor one (1) of whom shall*  
33 *be a county clerk; and,*

34 (7) *one (1) person to be chosen by the following Constitutional*  
35 *Officers: Lieutenant Governor, Attorney General, State Treasurer,*  
36 *Commissioner of State Lands, and State Auditor.*

1 (b) The Secretary of State shall serve as chairman and secretary of the  
2 board and keep the records of the board.

3 (c) *Except for the Secretary of State and the county clerk, no member*  
4 *of the board shall be an elected public official.*

5 (d) The term on the board of the elected state official shall be  
6 concurrent with *the* term as *public elected officer*. *The county clerk shall*  
7 *hold the office of county clerk when appointed to the board and shall be*  
8 *removed as a member of the board if not in office.* The term on the board of  
9 all other board members shall be two (2) years or until their successors are  
10 appointed and qualified in the manner provided hereinabove for the initial  
11 appointment. No appointive member shall be reappointed for more than one (1)  
12 term to succeed himself.

13 (e) The board shall meet at least every three (3) months, and more  
14 often if needed, at a time and place which shall be designated by the  
15 chairman. However, the meetings may be chaired and conducted by either the  
16 chairman, if present, or a board member designated acting chairman for the  
17 meeting by the chairman.

18 (f) The State Board of Election Commissioners may perform the following  
19 duties:

20 (1) publish a plain english election handbook which addresses the  
21 dos and don'ts for candidates under Arkansas law;

22 (2) conduct statewide training for election clerks and judges and  
23 county election commissioners;

24 (3) monitor all election law related legislation;

25 (4) conduct investigations of citizen complaints *and issue advisory*  
26 *opinions* regarding violation of election laws except when the same relates to  
27 campaign finance and disclosure laws or is within the jurisdiction of the  
28 Ethics Commission;

29 (5) *to develop procedures for receiving citizen complaints which are*  
30 *referred to in subsection (4).*

31 (6) establish guidelines for and monitor the qualifications of all  
32 election officials; and

33 (7) formulate, adopt and promulgate all necessary rules and regulations  
34 to assure even and consistent application of fair and orderly election  
35 procedures.



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APPROVED: 04/13/93