

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

A Bill

ACT 715 OF 1993
HOUSE BILL 1050

4 **By: Representatives Dietz, Mahony, Flanagan, Willems, I. Brown, Walker, Pryor, and Argue**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 7-4-109 TO PROVIDE THAT ALL
9 MEMBERS OF EACH COUNTY BOARD OF ELECTION COMMISSIONERS AND
10 PRECINCT JUDGES AND CLERKS SHALL BE RESIDENTS OF THE
11 COUNTY IN WHICH THEY SERVE AT THE TIME OF THEIR
12 APPOINTMENT OR ELECTION AND THAT NO PERSON MAY SERVE AS AN
13 ELECTION JUDGE, CLERK, OR OFFICER IF RELATED WITHIN THE
14 SECOND DEGREE OF CONSANGUINITY TO ANY CANDIDATE RUNNING
15 FOR OFFICE IN THE ELECTION IF OBJECTION IS MADE THERETO
16 WITHIN TEN (10) DAYS OF POSTING OR PUBLISHING THE LIST OF
17 OFFICIALS; AND FOR OTHER PURPOSES."

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Subtitle

20 "TO AMEND ARKANSAS CODE 7-4-109."

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

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24 SECTION 1. Subsection (b) of Arkansas Code 7-4-109 is amended to read
25 as follows:

26 "*(b) Furthermore, all members of each county board of election*
27 *commissioners shall be residents of the county in which they serve at the time*
28 *of their appointment or election. All precinct judges and clerks shall be*
29 *residents of the precincts in which they serve at the time of their*
30 *appointment. However, if at the time of posting election officials, the*
31 *county board of election commissioners shall, by unanimous vote, find that it*
32 *is impossible to obtain qualified election officials from any precinct or*
33 *precincts and shall make certification of that finding to the county clerk,*
34 *then other qualified citizens of the county may be designated to serve in the*
35 *precinct or precincts.*"

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1 SECTION 2. Arkansas Code 7-4-109 is amended by inserting an additional
2 subsection at the end thereof to read as follows:

3 "(e) No person may serve as an election judge, clerk, or officer if
4 related within the second degree of consanguinity to any candidate running for
5 office in the current election if objection to such service is made to the
6 County Board of Election Commissioners within ten (10) calendar days after the
7 posting or publishing of the list of officials."

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9 SECTION 3. All provisions of this act of a general and permanent
10 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
11 Code Revision Commission shall incorporate the same in the Code.

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

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19 SECTION 5. All laws and parts of laws in conflict with this act are
20 hereby repealed.

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22 /s/J. Dietz, et al

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24 APPROVED: 3/25/93