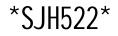
Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1	State of Arkansas	As Engrossed: \$3/10/99 H3/29/99	
2	82nd General Assembly	A Bill	Act 1422 of 1999
3	Regular Session, 1999		SENATE BILL 942
4			
5	By: Senator Webb		
6			
7			
8		For An Act To Be Entitled	
9	"AN ACT TO CLARIFY THE OFFICIAL STATUS OF COUNTY		
10	ELECTION	COMMISSIONERS; AND FOR OTHER PURPO	SES. "
11			
12		Subtitle	
13	"T0	CLARIFY THE OFFICIAL STATUS OF COL	JNTY
14	ELEC	TION COMMISSIONERS."	
15			
16			
17	BE IT ENACTED BY THE (GENERAL ASSEMBLY OF THE STATE OF A	RKANSAS:
18			
19	SECTION 1. <u>Legi</u>	<u>slative intent.</u>	
20	Due to the recent United States Eighth Circuit Court of Appeals ruling		
21		unty, Arkansas, 143 F.3d 417 (8 th C	
22		mmissioners as either county offic	
23		<u>Because of this lack of clarity th</u>	
24		er or not election commissioners s	
25		from suit under the state's policy	
26		Arkansas General Assembly to clari	
27		mmissioners. Prior to the effecti	
28		ssioners were state officials and,	
29		Article 5 Sec. 20 of the Arkansas	
30		05. Upon the effective date of th	
31		eby deemed to be county officials	and are immune from
32	<u>suit pursuant to Arkan</u>	<u>1sas Code 21-9-301.</u>	
33			
34 25		ansas Code 7-4-102 is amended to a	idd an additíonal
35		thereof to read as follows:	
36	" <u>(e)</u> The Count	y Board of Election Commissioners	are deemed to be county



As Engrossed: S3/10/99 H3/29/99

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1	officials and its members shall be immuned from tort liability pursuant to §		
2	<u>21-9-301.</u> "		
3			
4	SECTION 3. All provisions of this act of a general and permanent nature		
5	are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code		
6	Revision Commission shall incorporate the same in the Code.		
7			
8	SECTION 4. If any provision of this act or the application thereof to		
9	any person or circumstance is held invalid, such invalidity shall not affect		
10	other provisions or applications of the act which can be given effect without		
11	the invalid provision or application, and to this end the provisions of this		
12	act are declared to be severable.		
13			
14	SECTION 5. All laws and parts of laws in conflict with this act are		
15	hereby repealed.		
16	/s/ Webb		
17			
18			
19	APPROVED: 4/13/1999		
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