1 State of Arkansas   *As Engrossed: H2/4/15 H2/26/15 H3/25/15*

2 90th General Assembly   A Bill

3 Regular Session, 2015   HOUSE BILL 1114

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5 By: Representatives Lowery, Ballinger, C. Fite, Hickerson, Petty, Richmond, Rushing, Vaught, Womack,

6 *Eaves*

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8   **For An Act To Be Entitled**

9   AN ACT CONCERNING THE CRIMINAL OFFENSE OF PERJURY;

10   CREATING THE OFFENSE OF CRIMINAL IMPERSONATION IN AN

11   ELECTION; AND FOR OTHER PURPOSES.

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14   **Subtitle**

15   CONCERNING THE CRIMINAL OFFENSE OF

16   PERJURY AND CREATING THE OFFENSE OF

17   CRIMINAL IMPERSONATION IN AN ELECTION.

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

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22   SECTION 1. Arkansas Code § 5-53-102 is amended to read as follows:

23   5-53-102. Perjury generally.

24   (a) A person commits perjury if in ~~any~~ an official proceeding he or

25 she knowingly:

26   (1) ~~makes~~ Makes a false material statement, ~~knowing it to be~~

27 ~~false,~~ under an oath required or authorized by law~~.~~; or

28   *(2) Applies for or submits an absentee ballot for a city, school*

29 *district, county, state, or federal election knowing that he or she is*

30 *unlawfully applying for or unlawfully submitting the absentee ballot.*

31   (b) Lack of knowledge of the materiality of the statement is not a

32 *defense to a charge of perjury under this section.*

33   (c) Perjury is a Class C felony.

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35   SECTION 2. Arkansas Code Title 5, Chapter 55, Subchapter 6, is amended

36 to add a new section to read as follows:

1   5-55-602. Criminal impersonation in an election.

2   (a) A person commits the offense of criminal impersonation in an

3   election if he or she knowingly impersonates another person in an attempt to

4   vote in a *city, school district,* county, state, or federal election.

5   (b) Criminal impersonation in an election is a *Class D* felony.

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7   */s/Lowery*

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10   ***APPROVED: 04/07/2015***

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