

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of House Bill No. 1041

TO PROTECT THE RIGHTS AND PRIVILEGES GRANTED UNDER THE ARKANSAS CONSTITUTION
AND THE UNITED STATES CONSTITUTION; AND TO DECLARE AMERICAN LAWS FOR AMERICAN
COURTS.

Amendment No. 1 to House Bill No. 1041

Amend House Bill No. 1041 as originally introduced:

Add Senator J. Cooper as a cosponsor of the bill

AND

Page 2, delete lines 1 and 2, and substitute the following:

"(8) The right to marry, as "marriage" is defined by the
Arkansas Constitution, to the extent that the definition of marriage does not
conflict with federal law or a holding by the United States Supreme Court."

AND

Page 2, delete lines 16 and 17, and substitute the following:

"(8) The right to marry, as "marriage" is defined by the
Arkansas Constitution, to the extent that the definition of marriage does not
conflict with federal law or a holding by the United States Supreme Court."

AND

Page 3, delete lines 15 and 16, and substitute the following:

"(8) The right to marry, as "marriage" is defined by the
Arkansas Constitution, to the extent that the definition of marriage does not
conflict with federal law or a holding by the United States Supreme Court."

AND

Page 3, delete lines 34 and 35, and substitute the following:

"(8) The right to marry, as "marriage" is defined by the
Arkansas Constitution, to the extent that the definition of marriage does not
conflict with federal law or a holding by the United States Supreme Court."

AND



Page 4, delete lines 16 and 17, and substitute the following:

"(H) The right to marry, as "marriage" is defined by the Arkansas Constitution, to the extent that the definition of marriage does not conflict with federal law or a holding by the United States Supreme Court."

AND

Immediately following SECTION 2, add an additional section to read as follows:

"SECTION 3. Arkansas Code § 4-59-101(a), concerning contracts, agreements, or promises required to be in writing, is amended to read as follows:

(a) Unless the agreement, promise, or contract, or some memorandum or note thereof, upon which an action is brought is made in writing and signed by the party to be charged therewith, or signed by some other person properly authorized by the person sought to be charged, no action shall be brought to charge any:

(1) Executor or administrator, upon any special promise, to answer for any debt or damage out of his or her own estate;

(2) Person, upon any special promise, to answer for the debt, default, or miscarriage of another;

(3) Person upon an agreement made in consideration of marriage;

(4) Person upon any contract for the sale of lands, tenements, or hereditaments, or any interest in or concerning them;

(5) Person upon any lease of lands, tenements, or hereditaments for a longer term than one (1) year;

(6) Person upon ~~any~~ a contract, promise, or agreement that is not to be performed within one (1) year from the making of the contract, promise, or agreement; or

(7) Person upon a contract, promise, or agreement that results in a waiver of a right protected by the Arkansas Constitution or the United States Constitution."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator G. Stubblefield

BPG/TDW - 03-15-2017 10:33:52

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Secretary