

ARKANSAS SENATE
93rd General Assembly - Regular Session, 2021
Amendment Form

Subtitle of Senate Bill No. 674

TO CREATE THE UNIFY ARKANSAS COMMISSION; TO ESTABLISH THE OFFICIAL OBSERVANCE OF
THE NATIONAL DAY OF RACIAL HEALING IN THE STATE; AND TO ENCOURAGE THE CREATION OF
A COMMUNITY REMEMBRANCE COMMITTEE IN EACH COUNTY.

Amendment No. 1 to Senate Bill 674

Amend Senate Bill No. 674 as originally introduced:

Add Senators L. Chesterfield, C. Tucker as cosponsors of the bill

AND

Page 1, delete line 28, and substitute the following:

"SECTION 1. Arkansas Code Title 25 is amended to add an additional
chapter to read as follows:

CHAPTER 44
UNIFY ARKANSAS COMMISSION

25-44-101. Legislative findings and intent."

AND

Page 1, line 33, delete "racial"

AND

Page 2, delete lines 5 through 7, and substitute the following:

"in association with the Arkansas Municipal League and the University of
Central Arkansas Center for Community and Economic Development, successfully
encouraged over one hundred (100) executives of political subdivisions,
presidents and chancellors of institutions of higher education, and school
superintendents throughout the state to issue their own"

AND

Page 2, line 11, delete "extrajudicial" and substitute "extralegal"



AND

Page 2, line 16, delete "subdivisions of each county" and substitute "subdivisions, the presidents and chancellors of all institutions of higher education, and all school superintendents in each county"

AND

Page 2, delete lines 27 through 30

AND

Page 2, line 32, delete "13-16-101" and substitute "25-44-102"

AND

Page 2, line 35, delete "truth and reconciliation" and substitute "truth, healing, and transformation"

AND

Page 2, line 36, delete "extrajudicial" and substitute "or verified extralegal"

AND

Page 3, line 2, delete "racialized"

AND

Page 3, line 15, delete "and"

AND

Page 3, delete lines 16 through 23, and substitute the following:

"(6)(A) Publish and submit reports with specific recommendations to the executive and legislative branches concerning ways that the state can and should officially, publicly, and individually address the incidents identified in subdivision (b)(1) of this section.

(B)(i) In recognition of the one hundredth anniversary of the Elaine Race Massacre, the commission shall immediately streamline a report with specific recommendations relating to the Elaine Race Massacre, including without limitation a public apology and the full posthumous exoneration of all one hundred twenty-two (122) Black Arkansans who were wrongfully convicted of various crimes, as well as Robert L. Hill, the cofounder of the Progressive Farmers and Household Union of America, who fled to Kansas to avoid unjust arrest and prosecution.

(ii) The commission shall present the report required under subdivision (b)(6)(B)(i) of this section to the Attorney General for approval by May 31, 2022.

(iii) Upon approval of the report submitted under subdivision (b)(6)(B)(ii) of this section, within fourteen (14) days of receipt, the Attorney General shall transmit the report to the Governor.

(iv) The Governor shall formally execute the report transmitted by the Attorney General within fourteen (14) days of the Governor's receipt of the report."

AND

Page 3, line 25, delete "13-16-102" and substitute "25-44-103"

AND

Page 4, line 5, delete "Black History Commission" and substitute "Board of Trustees of the Arkansas Historical Association"

AND

Page 4, line 6, delete "of Arkansas"

AND

Page 4, line 8, delete "shall" and substitute "is highly encouraged to"

AND

Page 4, line 29, delete "(g)(1)" and substitute "(g)"

AND

Page 4, line 30, delete "(A)" and substitute "(1)"

AND

Page 4, line 31, delete "(B)" and substitute "(2)"

AND

Page 4, line 32, delete "(C)" and substitute "(3)"

AND

Page 4, line 34, delete "(D)" and substitute "(4)"

AND

Page 4, delete line 36

AND

Page 5, delete lines 1 and 2

AND

Page 5, delete line 5, and substitute the following:

"Arkansas Commission.

25-44-104. Custodian of records.

The Arkansas State Archives shall be the custodian of all property, reference, and source materials of the Unify Arkansas Commission."

AND

Page 5, line 9, delete "Black" and substitute "Arkansas History Commission, Black"

AND

Page 5, line 14, delete "Chair" and substitute "Chair of the Arkansas History Commission, Chair"

AND

Page 5, line 17, delete "the" and substitute "the Arkansas History Commission, the"

AND

Page 5, line 20, delete "13-16-102(b)" and substitute "25-44-103(b)"

AND

Page 5, line 24, delete "13-16-" and substitute "25-44-103(a)(1)(A)"

AND

Page 5, line 25, delete "102(a)(1)(A)"

AND

Page 5, line 31, delete "13-16-102(a)(1)(B)" and substitute "25-44-103(a)(1)(B)"

AND

Page 6, line 1, delete "13-16-102(a)(1)(C)" and substitute "25-44-103(a)(1)(C)"

AND

Page 6, line 7, delete "13-16-102(a)(1)(D)" and substitute "25-44-103(a)(1)(D)"

AND

Page 7, delete line 8, and substitute the following:
"Arkansas Commission by August 1 of each year.

(d) The Secretary of Education shall ensure that the curricula and materials devised and approved by the State Board of Education under subsection (c) of this section are reproduced and sent to all public school districts in the state by September 1 of each year."

AND

Page 8, delete line 15, and substitute the following:
"private funds that may be held in trust by and"

AND

Page 8, line 17, delete "executive" and substitute "executive and legislative"

AND

Page 8, line 21, delete "racialized"

AND

Page 8, line 22, delete "others in Arkansas" and substitute "others in the respective county and in Arkansas generally"

AND

Page 8, line 29, delete "seventy-five (75)" and substitute "seventy (70)"

AND

Page 9, line 13, delete "exclusion" and substitute "selective exclusion based on partiality"

AND

Appropriately renumber the sections of the bill

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

By: Senator Elliott

JLL/JLL - 04-19-2021 13:37:41

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Secretary