

**Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.**

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001

HJR 1002

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5 By: Representatives Glover, Bennett

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8 **HOUSE JOINT RESOLUTION**

9 PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO  
10 PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING A LAW TO  
11 LEVY A TAX OR FEE OR TO INCREASE THE RATE OF CERTAIN  
12 TAXES OR FEES EXCEPT UPON THE VOTE OF THREE-FIFTHS  
13 (3/5) OF THE TOTAL MEMBERSHIP OF EACH HOUSE; TO  
14 PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING A LAW TO  
15 DECREASE THE RATE OF ANY TAX OR PROVIDING A TAX  
16 EXCEPTION, CREDIT, EXCLUSION OR DEDUCTION EXCEPT UPON  
17 THE VOTE OF A MAJORITY OF THE MEMBERS ELECTED TO EACH  
18 HOUSE; TO PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING  
19 A LAW REMOVING A TAX EXEMPTION, CREDIT, EXCLUSION OR  
20 DEDUCTION EXCEPT UPON THE AFFIRMATIVE VOTE OF THREE-  
21 FIFTHS (3/5) OF THE TOTAL MEMBERSHIP OF EACH HOUSE;  
22 AND FOR OTHER PURPOSES.

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24 **Subtitle**

25 TO PROHIBIT AN INCREASE IN CERTAIN TAX  
26 RATES OR FEES EXCEPT ON A 3/5 VOTE; TO  
27 PREVENT A DECREASE IN ANY TAX RATE  
28 EXCEPT ON A MAJORITY VOTE; TO PROHIBIT  
29 REMOVING A TAX EXEMPTION EXCEPT ON A 3/5  
30 VOTE.

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33 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-THIRD GENERAL  
34 ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL MEMBERS  
35 ELECTED TO EACH HOUSE AGREEING THERETO:  
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1           That the following is hereby proposed as an amendment to the  
2 Constitution of the State of Arkansas, and upon being submitted to the  
3 electors of the state for approval or rejection at the next general election  
4 for Representatives and Senators, if a majority of the electors voting thereon  
5 at such election, adopt such amendment, the same shall become a part of the  
6 Constitution of the State of Arkansas, to wit:

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8           SECTION 1. (a) Beginning January 1, 2003, the General Assembly may  
9 enact a law to levy a tax or fee or to increase the rate of any tax or fee  
10 only upon the affirmative vote of three-fifths (3/5) of the members elected to  
11 each house of the General Assembly unless the levy or increase requires a  
12 three-fourths (3/4) vote under Article 5, Section 38 of the Constitution.

13           (b) The General Assembly shall not, after December 31, 2002, enact a  
14 law to decrease the rate of any tax or to provide a tax exemption, credit,  
15 exclusion or deduction except upon the affirmative vote of a majority of the  
16 total membership elected to each house of the General Assembly.

17           (c) The General Assembly shall not, after December 31, 2002, enact a  
18 law to remove a tax exemption, credit, exclusion or deduction except upon the  
19 affirmative vote of three-fifths (3/5) of the members elected to each house of  
20 the General Assembly.

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