

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 2730

5 By: Representatives Petrus, Thyer
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS LAW CONCERNING THE USE
10 OF CAMPAIGN FUNDS AS PERSONAL INCOME; AMENDING A
11 PORTION OF ARKANSAS LAW RESULTING FROM INITIATED
12 ACT 1 OF 1996; AND FOR OTHER PURPOSES.
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Subtitle

14 AN ACT TO AMEND ARKANSAS LAW CONCERNING
15 THE USE OF CAMPAIGN FUNDS AS PERSONAL
16 INCOME.
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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 § 7-6-203(g), concerning the use of campaign
23 funds as personal income and created by Initiated Act 1 of 1996, is amended
24 to read as follows:

25 (g)(1) A candidate shall not take any campaign funds as personal
26 income. This subdivision (g)(1) shall not apply to campaign funds that were:

27 (A) Accumulated prior to the passage of Initiated Act 1 of
28 1990; or

29 (B) Disposed of prior to July 28, 1995.

30 (2) A candidate shall not take any campaign funds as income for
31 his or her spouse or dependent children, except that:

32 (A) This subsection shall not prohibit a candidate who has
33 an opponent from employing his or her spouse or dependent children as
34 campaign workers; and except that

35 (B) Any candidate who has an opponent and who, during the
36 campaign and before the election, takes a leave of absence without pay from



1 his or her primary place of employment shall be authorized to take campaign
2 funds during the campaign and before the election as personal income up to
3 the amount of employment income lost as a result of such leave of absence.

4 (3) A candidate who takes campaign funds during the campaign and
5 before the election under a leave of absence pursuant to the provisions of
6 subdivision (g)(2) of this section may elect to treat the campaign funds as a
7 loan from the campaign fund to the candidate to be paid back to the campaign
8 fund by the candidate.

9 (4)(A) For purposes of this subsection, a candidate who uses
10 campaign funds to fulfill any commitment, obligation, or expense that would
11 exist regardless of the candidate's campaign shall be deemed to have taken
12 campaign funds as personal income.

13 (B) The use of campaign funds to purchase a cake or other
14 perishable item of food at a fund-raising event held by a volunteer agency,
15 as defined in § 16-6-103, shall not be considered a taking of campaign funds
16 as personal income.

17 (C)(i) The use of campaign funds by a candidate to make a
18 donation to another candidate's campaign shall not be considered a taking of
19 campaign funds as personal income.

20 (ii) A donation made under subdivision (g)(4)(C)(i)
21 of this section shall not exceed two hundred fifty dollars (\$250).

22 (iii) A donation under subdivision (g)(4)(C)(i) of
23 this section shall not count towards the campaign contribution limitations
24 established under subsections (a) and (b) of this section.

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