

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: H2/8/17 H2/21/17

A Bill

HOUSE BILL 1151

5 By: Representative Davis
6 By: Senator Hester
7

For An Act To Be Entitled

9 AN ACT TO REQUIRE THAT REGISTERED VOTERS BE NOTIFIED
10 BY MAIL OF THE DATES FOR CERTAIN SPECIAL ELECTIONS;
11 TO AMEND THE LAW CONCERNING SPECIAL ELECTIONS; AND
12 FOR OTHER PURPOSES.
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Subtitle

15 TO REQUIRE THAT REGISTERED VOTERS BE
16 NOTIFIED BY MAIL OF THE DATES FOR CERTAIN
17 SPECIAL ELECTIONS; AND TO AMEND THE LAW
18 CONCERNING SPECIAL ELECTIONS.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 *SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 2, is amended*
25 *to add an additional section to read as follows:*

26 *7-5-213. Notice of special election.*

27 *(a)(1)(A) Except as provided under subdivision (a)(2) of this section,*
28 *the county clerk shall mail notice of a special election in the form of a*
29 *postcard to the registered voters in the county who are eligible to vote in*
30 *the special election no less than fifteen (15) days before the date of the*
31 *special election and no more than thirty (30) days before the date of the*
32 *special election.*

33 *(B)(i) The postcard under subdivision (a)(1)(A) of this*
34 *section shall be mailed to the address listed on the voter registration*
35 *document.*

36 *(ii) The county clerk is not required to send*



1 multiple postcards to the same address when more than one (1) registered
2 voter resides at the address listed on the voter registration document.

3 (2) Notice under this section is not required if the special election
4 is:

5 (A) To fill a vacancy;

6 (B) Initiated by gathering a sufficient number of elector
7 signatures;

8 (C) A statewide election; or

9 (D) Is to be held on the same date as the statewide
10 primary or general election.

11 (b) The notice shall state:

12 (1) The purpose of the special election;

13 (2) The date of the special election; and

14 (3) The official website address of the county clerk where
15 additional information concerning the special election will be posted under
16 subsection (c) of this section.

17 (c) In addition to the notice in subdivision (a)(1) of this section,
18 the county clerk shall post and make available the following information on
19 the official website of the county clerk:

20 (1) The full text of all measures on the ballot, if any;

21 (2) The time and location of the opening, processing,
22 canvassing, and counting of ballots;

23 (3) If early voting locations will be opened, the places and
24 times for early voting;

25 (4) The locations of polling sites for holding the special
26 election in the county;

27 (5) The hours of voting on the special election day;

28 (6) The candidates and offices to be elected at that time, if
29 any;

30 (7) A sample ballot;

31 (8) Instructions on how to vote;

32 (9) General information on voting rights under applicable
33 federal and state laws, including information on the right of an individual
34 to cast a provisional ballot and instructions on how to contact the
35 appropriate officials if any of these rights are alleged to have been
36 violated; and

1 (10) General information on federal and state laws regarding
2 prohibitions on acts of fraud and misrepresentation.

3 (d) All expenses incurred relating to the preparation and mailing of
4 the notice of special elections under this section shall be paid by the
5 entity that sponsors the special election.

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7 SECTION 2. Arkansas Code § 7-11-303 is amended to read as follows:
8 7-11-303. Notice.

9 In addition to the publication of the calling document, notice of
10 special elections under this chapter shall be published and posted under §§
11 7-5-202 ~~and~~, 7-5-206, and 7-5-213.

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13 /s/Davis
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