

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

A Bill

HOUSE BILL 1765

5 By: Representative Holcomb
6

For An Act To Be Entitled

8 AN ACT TO IMPROVE ELECTION ADMINISTRATION
9 TRANSPARENCY; TO RESOLVE A CONFLICT IN THE LAW
10 CONCERNING PUBLIC NOTICE OF ELECTIONS; AND FOR OTHER
11 PURPOSES.
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Subtitle

14 TO IMPROVE ELECTION ADMINISTRATION
15 TRANSPARENCY; AND TO RESOLVE A CONFLICT
16 IN THE LAW CONCERNING PUBLIC NOTICE OF
17 ELECTIONS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 7-5-202 is amended to read as follows:
24 7-5-202. Public notice of elections.

25 (a)(1) It shall be the duty of the county board of election
26 commissioners at least twenty (20) days before each preferential primary and
27 general election and at least ten (10) days before the holding of each
28 general primary, general runoff, or special election to give public notice in
29 a newspaper of general circulation in the county of:

30 ~~(1)~~(A) The date of the election;

31 ~~(2)~~(B) The hours of voting on election day;

32 ~~(3)~~(C) The places and times for early voting;

33 ~~(4)~~(D) Polling sites for holding the elections in the county;

34 ~~(5)~~(E) The candidates and offices to be elected at that time;

35 ~~and~~

36 ~~(6)~~(F) The time and location of the opening, processing,



1 canvassing, and counting of ballots-; and

2 (G)(i) The location where a list of appointed election
3 officials, deputy county clerks, or additional deputies hired to conduct
4 early voting can be found and the date the list is available.

5 (ii) A person shall not serve as an election
6 official, deputy county clerk, or additional deputy if:

7 (a) The person is married to or related within
8 the second degree of consanguinity to a candidate running for office in the
9 election; and

10 (b) Another person makes an objection to his
11 or her service to the county board of election commissioners within ten (10)
12 calendar days after posting the list of officials.

13 (iii) The public notice shall contain directions for
14 filing an objection to the service of an election official, deputy county
15 clerk, or additional deputy.

16 (b)(1) At least five (5) days prior to a preferential primary, general
17 primary, general election, general runoff, or special election, a copy of the
18 public notice may be posted at each polling site fixed for holding the
19 election and shall be published in a newspaper of general circulation in the
20 county.

21 (2)(A) At least fifteen (15) days ~~prior to~~ before the beginning
22 of early voting and the election day, each county board or county clerk shall
23 prepare and post in a public place in the county clerk's office its list of
24 appointed election officials, deputy county clerks, or additional deputies
25 hired to conduct early voting.

26 (B) The list may appoint election officials, deputy county
27 clerks, or additional deputies hired to conduct early voting in the event of
28 a runoff election.

29 (c) On the day of any election, the following shall be posted at each
30 polling site and remain posted continuously therein until the polls close:

31 (1) The public notice required in subsection (a) of this
32 section;

33 (2) At least two (2) sample ballots, marked with the word
34 "SAMPLE", of each ballot style that will be used at the polling site;

35 (3) Two (2) copies of the full text of all measures on the
36 ballot;

1 (4) At least two (2) copies of instructions on how to vote,
2 including how to cast a provisional ballot and instructions for fail-safe
3 voting;

4 (5) General information on voting rights under applicable
5 federal and state laws, including information on the right of an individual
6 to cast a provisional ballot and instructions on how to contact the
7 appropriate officials if these rights are alleged to have been violated;

8 (6) General information on federal and state laws regarding
9 prohibitions on acts of fraud and misrepresentation;

10 (7)(A) Double-sided signs containing the words "VOTE HERE".

11 (B) Each sign shall be at least two feet (2') by two feet
12 (2') in size and shall contain an arrow pointing to the polling site.

13 (C) A sign shall be posted near each main driveway
14 entrance to the polling site on each public street bordering the polling site
15 so as to be visible to all traffic approaching the polling site.

16 (D) The sign shall be as close as possible to the public
17 street without obstructing traffic; and

18 (8) One (1) printout from each voting machine, terminal, or
19 ballot tabulator showing whether the candidate and question counters register
20 zero (0).

21 (d) The Secretary of State shall provide to each county board of
22 election commissioners and each county clerk the information to be posted at
23 each polling site according to subdivisions (c)(5) and (6) of this section.
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