

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

1 State of Arkansas *As Engrossed: H2/17/17*

2 91st General Assembly

3 Regular Session, 2017

HJR 1008

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5 By: Representative Dotson

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**HOUSE JOINT RESOLUTION**

8

AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO PROVIDE

9

THAT THE STATE HIGHWAY COMMISSION SHALL BE GOVERNED

10

IN THE SAME MANNER AS ALL OTHER STATE AGENCIES.

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**Subtitle**

14

AN AMENDMENT TO THE ARKANSAS CONSTITUTION

15

TO PROVIDE THAT THE STATE HIGHWAY

16

COMMISSION SHALL BE GOVERNED IN THE SAME

17

MANNER AS ALL OTHER STATE AGENCIES.

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19

20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FIRST GENERAL

21 ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL

22 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

23

24 That the following is proposed as an amendment to the Constitution of  
25 the State of Arkansas, and upon being submitted to the electors of the state  
26 for approval or rejection at the next general election for Representatives  
27 and Senators, if a majority of the electors voting thereon at the election  
28 adopt the amendment, the amendment shall become a part of the Constitution of  
29 the State of Arkansas, to wit:

30

31 *SECTION 1. Arkansas Constitution, Amendment 42, §§ 1 and 2, are*  
32 *amended to read as follows:*

33 *§ 1. Commission created – Members – Powers.*

34 *There is hereby created a State Highway Commission which shall be*  
35 *vested with all the powers and duties ~~now or hereafter imposed by law for the~~*  
36 *~~administration of the State Highway Department, together with all powers~~*



1 ~~necessary or proper to enable the Commission or any of its officers or~~  
2 ~~employees to carry out fully and effectively the regulations and laws~~  
3 ~~relating to the State Highway Department as may be prescribed by law.~~

4  
5 § 2. Qualifications and appointment of members – Terms of office of  
6 first commission.

7 Within ten days after the convening of the General Assembly of the  
8 State of Arkansas in the year 1953, the Governor, by and with the advice and  
9 consent of the Senate, shall appoint five persons who are qualified electors  
10 of the State to constitute the State Highway Commission for terms of two,  
11 four, six, eight and ten years respectively. The terms of the persons so  
12 appointed shall be determined by lot. The Commissioners to be appointed from  
13 the State at large; provided, however, that ~~no two Commissioners shall be~~  
14 ~~appointed from any single Congressional District~~ at least one (1) member  
15 shall be appointed from each Congressional District.

16 In the event of rejection by the Senate of a person whose name has been  
17 so submitted, the Governor shall within five days after receipt of written  
18 notice from the Secretary of the Senate of such rejection submit the name of  
19 another appointee to fill such vacancy. In the event the Governor should  
20 within five days thereafter fail to appoint or fail to submit to the Senate  
21 for confirmation the name of any person to be appointed, the Senate shall  
22 proceed to make the appointment of its own choice.

23  
24 SECTION 2. Arkansas Constitution, Amendment 42, § 6, is amended to  
25 read as follows:

26 § 6. Director of Highways.

27 The Commission shall appoint a Director of Highways who shall have such  
28 duties as may be prescribed by ~~the Commission or by statute~~ law.

29  
30 SECTION 3. This amendment shall become effective on July 1, 2019.

31  
32 /s/Dotson  
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