

1 State of Arkansas *As Engrossed: H2/11/19*  
2 92nd General Assembly **A Bill**

3 Regular Session, 2019

SENATE BILL 71

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5 By: Senator B. Sample

6 *By: Representative Maddox*

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**For An Act To Be Entitled**

9 AN ACT TO CLARIFY THE PROCEDURE FOR THE APPOINTMENT  
10 OF MEMBERS OF THE STATE HIGHWAY COMMISSION AS SET OUT  
11 IN ARKANSAS CONSTITUTION, AMENDMENT 42; AND FOR OTHER  
12 PURPOSES.

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**Subtitle**

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TO CLARIFY THE PROCEDURE FOR THE  
APPOINTMENT OF MEMBERS OF THE STATE  
HIGHWAY COMMISSION AS SET OUT IN ARKANSAS  
CONSTITUTION, AMENDMENT 42.

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WHEREAS, Arkansas Constitution, Amendment 42, which creates the State  
Highway Commission and prescribes the qualifications and manner of  
appointment of members of the commission, provides that the commission be  
composed of five (5) members to be appointed from the state at large and that  
no two (2) commissioners be appointed from a single congressional district;  
and

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WHEREAS, the congressional districts in the state have been subject to  
redistricting since the enactment of Arkansas Constitution, Amendment 42; and

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WHEREAS, the intent of the requirement under Arkansas Constitution,  
Amendment 42, that no two (2) members be appointed from a single  
congressional district was to assure equal representation on the commission  
of all parts of the state; and



1 WHEREAS, to accomplish the intent of Arkansas Constitution, Amendment  
2 42, concerning the appointment of the commission members, it is necessary  
3 that the General Assembly enact legislation to clarify the residency  
4 requirements for persons appointed to the commission,

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6 NOW THEREFORE,

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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9 SECTION 1. Arkansas Code § 27-65-104(a), concerning the members  
10 appointed to the State Highway Commission, is amended to read as follows:

11 ~~(a) All appointments to the State Highway Commission shall be based~~  
12 ~~upon the four (4) congressional districts as defined on July 20, 1979.~~  
13 ~~Appointments~~ All appointments to the commission State Highway Commission  
14 shall be made so as to assure that, ~~at the earliest possible date,~~ the  
15 commission shall be composed of:

16 (1) one One (1) member from each of the four (4) congressional  
17 districts as the districts exist at the time of a member's appointment; and

18 (2) one One (1) member from the state at large.

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20 /s/B. Sample  
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