

1 State of Arkansas *As Engrossed: S3/18/13 S3/20/13*

2 89th General Assembly

# A Bill

3 Regular Session, 2013

SENATE BILL 822

4

5 By: Senators K. Ingram, E. Williams, *Maloch, R. Thompson*

6 By: Representatives Slinkard, Ferguson

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## For An Act To Be Entitled

9 AN ACT CONCERNING INITIATIVE PETITIONS; TO INCREASE  
10 TRANSPARENCY WITH RESPECT TO INITIATED ACTS; TO  
11 REQUIRE MORE COMPLETE DISCLOSURE BY BALLOT QUESTION  
12 COMMITTEES AND LEGISLATIVE QUESTION COMMITTEES; AND  
13 FOR OTHER PURPOSES.

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## Subtitle

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18 TO INCREASE TRANSPARENCY WITH RESPECT TO  
19 INITIATED ACTS; AND TO REQUIRE MORE  
20 COMPLETE DISCLOSURE BY BALLOT QUESTION  
21 COMMITTEES AND LEGISLATIVE QUESTION  
22 COMMITTEES.

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

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SECTION 1. Arkansas Code § 7-9-406, concerning the requirements for  
27 financial reports relating to a petition for a ballot question or legislative  
28 question, is amended to add an additional subsection to read as follows:

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(g) A final financial report as described in § 7-9-409(a)(3) is  
30 required regardless of whether a ballot question committee, individual,  
31 public servant, or governmental body received contributions or made  
32 expenditures in excess of five hundred dollars (\$500).

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SECTION 2. Arkansas Code § 7-9-407 is amended to read as follows:

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7-9-407. Financial report – Information.

36

A financial report of a ballot question committee, a legislative



1 question committee, an individual person, a public servant, or a governmental  
2 body, as required by § 7-9-406, shall contain the following information:

3 (1) The name, address, and telephone number of the committee,  
4 individual person, public servant, or governmental body filing the ~~statement~~  
5 report;

6 (2)(A) For a committee:

7 (i) The total amount of contributions received  
8 during the period covered by the financial report;

9 (ii) The total amount of expenditures *made by the*  
10 committee or on behalf of the committee by an advertising agency, public  
11 relations firm, or political consultant during the period covered by the  
12 financial report;

13 (iii) The cumulative amount of ~~those totals~~  
14 contributions and expenditures reported under subdivisions (2)(A)(i) and (ii)  
15 of this section for each ballot question or legislative question;

16 (iv) The balance of cash and cash equivalents on  
17 hand at the beginning and the end of the period covered by the financial  
18 report;

19 (v) The total amount of contributions received  
20 during the period covered by the financial ~~statement~~ report from persons who  
21 contributed less than fifty dollars (\$50.00) and the cumulative amount of  
22 that total for each ballot question or legislative question;

23 (vi) The total amount of contributions received  
24 during the period covered by the financial ~~statement~~ report from persons who  
25 contributed fifty dollars (\$50.00) or more and the cumulative amount of that  
26 total for each ballot question or legislative question;

27 (vii) The name and street address of each person who  
28 contributed fifty dollars (\$50.00) or more during the period covered by the  
29 financial report, together with the amount contributed, the date of receipt,  
30 and the cumulative amount contributed by that person for each ballot question  
31 or legislative question; ~~and~~

32 (viii) For each person listed under subdivision  
33 (2)(A)(vii) of this section, the contributor's principal place of business,  
34 employer, occupation, the amount contributed, the date the contribution was  
35 accepted by the committee, and the cumulative amount contributed for each  
36 ballot question or legislative question;

1                    (ix) The name and address of each person who  
2                    contributed a nonmoney item, together with a description of the item, the  
3                    date of receipt, and the value, not including volunteer service by  
4                    individuals;

5                    (x) A list of all paid canvassers, officers, and  
6                    directors and the amount each person was paid;

7                    (xi) A list of all expenditures by category,  
8                    including without limitation the following:

9                            (a) Advertising;

10                           (b) Direct mail;

11                           (c) Office supplies;

12                           (d) Travel;

13                           (e) Expenses; and

14                           (f) Telephone; and

15                    (xii) The total amount of nonitemized expenditures  
16                    made during the period covered by the financial report;

17                            (B) For an individual person:

18                                    (i) The total amount of expenditures made by the  
19                                    individual person or on behalf of the individual person by an advertising  
20                                    agency, public relations firm, or political consultant during the period  
21                                    covered by the financial report; and

22                                    (ii) The cumulative amount of ~~that total~~  
23                                    expenditures for each ballot question or legislative question; and

24                            (C) For a public servant using public funds or  
25                            governmental body using public funds:

26                                    (i) The total amount of expenditures made by the  
27                                    public servant using public funds or governmental body using public funds or  
28                                    on behalf of the public servant using public funds or governmental body using  
29                                    public funds by an advertising agency, public relations firm, or political  
30                                    consultant during the period covered by the financial report; and

31                                    (ii) The cumulative amount of ~~that total~~  
32                                    expenditures for each ballot question or legislative question; and

33                            (3) The name and street address of each person to whom  
34                            expenditures ~~totalling~~ totaling one hundred dollars (\$100) or more were made  
35                            by the committee, individual person, public servant using public funds, or  
36                            governmental body using public funds or on behalf of the committee,

1 individual person, public servant using public funds, or governmental body  
2 using public funds by an advertising agency, public relations firm, or  
3 political consultant, together with the date and amount of each separate  
4 expenditure to each person during the period covered by the financial report  
5 and the purpose of ~~the~~ each expenditure.

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7 /s/K. Ingram

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10 **APPROVED: 04/11/2013**  
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