

Hall of the House of Representatives
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of House Bill No. 1006

"AN ACT TO REQUIRE THE ELECTION OF QUADRENNIAL NATIONAL NOMINATING
CONVENTION DELEGATES NO LATER THAN THE FIRST SATURDAY IN FEBRUARY
OF THE CONVENTION YEAR."

Amendment No. 2 to House Bill No. 1006.

Amend House Bill No. 1006 as engrossed, H1/18/05 (version: 01-18-2005 08:44)::

Delete page 1, lines 9 through 12 and substitute the following:

"AN ACT CONCERNING PRESIDENTIAL PREFERENTIAL PRIMARY ELECTIONS AND
PRESIDENTIAL PREFERENCE CAUCUSES; AND FOR OTHER PURPOSES."

AND

Delete page 1, lines 15 through 19 and substitute the following:

"AN ACT CONCERNING PRESIDENTIAL PREFERENTIAL PRIMARY ELECTIONS AND
PRESIDENTIAL PREFERENCE CAUCUSES."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 7-7-201(a), concerning the cost of presidential primary elections, is amended to read as follows:

(a) Except as provided in § 7-8-201, The the cost of political party primaries shall be borne by the State of Arkansas and shall be paid from an appropriation made to the State Board of Election Commissioners for that purpose.

SECTION 2. Arkansas Code § 7-7-203(b), concerning the date of the preferential primary election, is amended to read as follows:

(b) Except as provided in § 7-8-201, The the preferential primary election shall be held on the Tuesday three (3) weeks prior to the general primary election.

SECTION 3. Arkansas Code § 7-7-203(c)(2), concerning filing for preferential primary elections, is amended to read as follows:

(2) Except as provided in § 7-8-201, A a party certificate and the



political practice pledge for primary elections shall be filed with the county clerk or the Secretary of State, as the case may be, during regular office hours in the period beginning at 12:00 noon on the third Tuesday in March and ending at 12:00 noon on the fourteenth day thereafter before the preferential primary election.

SECTION 4. Arkansas Code § 7-8-201 is amended to read as follows:

7-8-201. Preferential elections or presidential preference caucuses required - Apportionment of delegates.

(a)(1) Except as provided in subsection (b) of this section, ~~Each~~ each political party in the state desiring to select delegates to attend a quadrennial national nominating convention of the party to select a nominee for the office of President of the United States shall hold a preferential primary election in the state.

(2) ~~and the delegates~~ Delegates to the national party convention shall be apportioned to the presidential candidates whose names were on the ballot at the preferential primary or to "uncommitted" in the proportion that the votes cast for each candidate or for "uncommitted" bear to the total votes cast at the election, rounded to the closest whole number.

(3) Preferential primary elections for the purpose of selecting nominees for the office of President of the United States shall be held on the first Saturday of February of the year in which the convention is held.

(4) A party certificate shall be filed with the Secretary of State during regular office hours in the period beginning at 12:00 noon on the first Monday in November and ending at 12:00 noon on the fourteenth day thereafter before the presidential preferential primary election.

(5) Each political party shall bear the expense of its preferential primary election held under this section.

(6)(A) The political party may enact rules governing presidential preferential primary election procedures that shall supersede all other election laws of this state.

(B) However, rules governing election procedures enacted by political parties for presidential preferential primary elections shall not conflict with federal law.

(b)(1) Each political party in the state desiring to select delegates to attend a quadrennial national nominating convention of the party to select a nominee for the office of president may conduct a presidential preference caucus.

(2) A political party selecting delegates by presidential preference caucus shall adopt appropriate rules for conducting the caucus.

(3) Delegates shall be apportioned to the presidential candidates whose names were presented at the presidential preference caucus or to "uncommitted" in the proportion that the votes cast for each candidate or for "uncommitted" bear to the total votes cast at the election, rounded to the closest whole number.

(4) Presidential preference caucuses shall occur on the first Saturday of February in the year in which the convention is held.

(5) Each political party shall bear the expense of a presidential preference caucus.

SECTION 5. Arkansas Code § 7-8-204 is amended to read as follows:

7-8-204. Rules for selection of delegates and alternates.

Each political party holding a preferential primary election or presidential preference caucus in the state shall adopt appropriate rules for the selection of delegates and alternate delegates to the quadrennial national nominating convention of the party and to otherwise carry out the intent and purposes of this subchapter.

SECTION 6. Arkansas Code § 7-8-302(5)(A), concerning the nomination of presidential and vice-presidential candidates by political parties, is amended to read as follows:

(5)(A) In order to have the name of a political party's candidates for President and Vice President printed on the ballot, a political party shall nominate by primary election or by presidential preference caucus. A new political party formed pursuant to the petition process may nominate by convention if the presidential election is the first general election after certification as a party by the Secretary of State."

The Amendment was read _____

By: Representative J. Hutchinson
MBM/JGH - 01-19-2005 09:53
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Chief Clerk