

Hall of the House of Representatives
93rd General Assembly - Regular Session, 2021
Amendment Form

Subtitle of Senate Bill No. 614

TO AMEND ARKANSAS LAW CONCERNING PAID CANVASSERS; TO AMEND THE LAW
CONCERNING THE COMPENSATION OF PAID CANVASSERS; AND TO DECLARE AN EMERGENCY.

Amendment No. 1 to Senate Bill 614

Amend Senate Bill No. 614 as engrossed S4/6/21 (version: 04/06/2021 1:23:37 PM):

Page 2, line 11, delete "SECTION 2." and substitute "SECTION 3."

AND

Page 2, line 16, delete "criminal history" and substitute "criminal history and criminal record"

AND

Page 2, line 18, delete "criminal history" and substitute "criminal history and criminal record"

AND

Page 2, line 20, delete "criminal history indicates" and substitute "criminal history and criminal record indicate"

AND

Page 2, line 21, delete "disqualifying conviction" and substitute "disqualifying offense"

AND

Page 2, delete lines 24 through 36, and substitute the following:

"SECTION 4. Arkansas Code § 7-9-601(b), concerning the hiring and training of paid canvassers, is amended to read as follows:

(b)(1) To verify that there are no ~~criminal~~ disqualifying offenses on record, a sponsor shall obtain, at the sponsor's cost, from the Division of Arkansas State Police, a current state ~~and federal~~ criminal history and



criminal record search on every paid canvasser to be registered with the Secretary of State.

(2) The criminal history and criminal record search required by this section shall be obtained within thirty (30) days before the date that the paid canvasser begins collecting signatures.

(3) Upon submission of the sponsor's list of paid canvassers to the Secretary of State, the sponsor shall certify to the Secretary of State that each paid canvasser in the sponsor's employ has ~~passed a criminal background check~~ no disqualifying offenses in accordance with this section.

(4) A willful violation of this section by a sponsor or paid canvasser constitutes a Class A misdemeanor.

(5) The sponsor shall bear the ultimate burden of proving that a paid canvasser registered by the sponsor does not have a disqualifying offense in an administrative proceeding or judicial proceeding."

AND

Page 3, delete lines 11 through 16, and substitute the following:

"(3)(i) A signed statement taken under oath or solemn affirmation stating that the person has not pleaded guilty or nolo contendere to or been found guilty of a ~~criminal felony offense or a violation of the election laws, fraud, forgery, or identification theft~~ disqualifying offense in any state of the United States, the District of Columbia, Puerto Rico, Guam, or any other United States protectorate+.

(ii) As used in this section, "disqualifying offense"

means:

(a) A felony;

(b) A violation of the election laws;

(c) Fraud;

(d) Forgery;

(e) Counterfeiting;

(f) Identity theft;

(g) A crime of violence, including assault, battery,

or intimidation;

(h) Harassment;

(i) Terroristic threatening;

(j) A sex offense, including sexual harassment;

(k) A violation of the drug and narcotics laws;

(l) Breaking and entering;

(m) Trespass;

(n) Destruction or damage of property;

(o) Vandalism;

(p) Arson; or

(q) A crime of theft, including robbery, burglary,

and simple theft or larceny;"

AND

Page 4, line 13, delete "criminal background checks" and substitute "criminal history and criminal record searches"

AND

Page 4, line 14, delete "criminal background checks" and substitute "criminal history and criminal record searches"

AND

Page 4, line 16, delete "convictions" and substitute "offenses"

The Amendment was read _____

By: Representative M. Gray

MLD/MLD - 04-08-2021 13:06:54

MLD337

Chief Clerk