

Hall of the House of Representatives

94th General Assembly - Regular Session, 2023

Amendment Form

Subtitle of House Bill No. 1756

TO AMEND THE LAW CONCERNING CAMPAIGN FINANCE AND CAMPAIGN FINANCE REPORTS; TO AMEND THE LAW CONCERNING THE ARKANSAS ETHICS COMMISSION; AND TO AMEND PORTIONS OF INITIATED ACT 1 OF 1990 AND INITIATED ACT 1 OF 1996.

Amendment No. 1 to House Bill 1756

Amend House Bill No. 1756 as originally introduced:

Page 4, delete lines 14 through 26, and substitute the following:

"(3) A citizen complaint shall be timely filed if it is:

(A) Hand-delivered to the Arkansas Ethics Commission on or before the date that the complaint is due;

(B) Mailed to the Arkansas Ethics Commission, properly addressed, postage prepaid, and bearing a postmark indicating that it was received by the post office or common carrier on or before the date that the complaint is due; or

(C) Received via email or facsimile by the Arkansas Ethics Commission on or before the date that the complaint is due, provided the original is received by the Arkansas Ethics Commission within ten (10) days of the transmission.

(4) The Arkansas Ethics Commission shall prepare a citizen complaint form and make it publically available on the Arkansas Ethics Commission's website.

(5) The Arkansas Ethics Commission shall promulgate rules under the Arkansas Administrative Procedure Act, § 25-15-201 et seq., to develop the complaint submission process under subdivisions (a)(3) and (a)(4) of this section."

AND

Page 5, delete lines 34 through 36, and substitute the following:

"7-6-232. Delinquent reports.

(a) The Arkansas Ethics Commission shall review the timeliness of reports filed with the Secretary of State by all candidates for state or district office pursuant to § 7-6-207.

(b)(1) If a candidate for state or district office has failed to file a required report, the commission shall notify the candidate in writing that



the report is delinquent and request that the report be filed within thirty (30) days of the report's original due date.

(2) The notice under subdivision (b)(1) of this section shall be sent by regular mail to the candidate.

(c)(1) The third and subsequent time during an election cycle that a candidate is sent written notice of a delinquent report and fails to file the report within thirty (30) days of the report's original due date, the commission shall bring a complaint against the candidate and, if a violation is found, impose a fine of one thousand dollars (\$1,000) unless good cause be shown for the violation.

(2) In addition to imposing a fine, the commission shall also be authorized to take one (1) or more of the following actions:

(A) Issue a public letter of caution, warning, or reprimand;

(B) Order the candidate to file one or more reports; or

(C) Report the matter and make recommendations to proper law enforcement authorities.

(d) The commission shall promulgate rules to implement and administer this section."

AND

Page 7, delete lines 1 through 6

The Amendment was read _____
By: Representative Wardlaw
MLD/MLD - 03-30-2023 13:04:23
MLD364

Chief Clerk