

ARKANSAS SENATE

94th General Assembly - Regular Session, 2023 Amendment Form

Subtitle of Senate Joint Resolution No. 15

A CONSTITUTIONAL AMENDMENT CONCERNING THE MEMBERSHIP OF THE STATE HIGHWAY
COMMISSION.

Amendment No. 1 to Senate Joint Resolution 15

Amend Senate Joint Resolution No. 15 as originally introduced:

Page 1, delete line 9 and substitute the following:

"THE MEMBERSHIP OF THE STATE HIGHWAY COMMISSION; AND PROVIDING FOR THE
APPOINTMENT OF MEMBERS OF THE STATE HIGHWAY COMMISSION FROM CERTAIN COUNTIES
OF THE STATE."

AND

Page 1, delete lines 29 through 31, and substitute the following:

"SECTION 1. Arkansas Constitution, Amendment 42, § 2, is amended to
read as follows:

§ 2. Qualifications and appointment of members – Terms of office of
~~first commission.~~

~~(a) Within ten days after the convening of the General Assembly of the
State of Arkansas in the year 1953, the The Governor, by and with the advice
and consent of the Senate, shall appoint five (5) persons who are qualified
electors of the State to constitute the State Highway Commission for terms of
two, four, six, eight and ten years respectively. The terms of the persons so
appointed shall be determined by lot. The Commissioners to be appointed from
the State at large, provided, however, that no two Commissioners shall be
appointed from any single Congressional District.~~

(b) The Commissioners shall be appointed as follows:

(1) One (1) Commissioner from Benton, Washington, Crawford, or
Sebastian counties;

(2) One (1) Commissioner from Miller, Lafayette, Columbia,
Union, Calhoun, Ouachita, Nevada, Hempstead, Little River, Sevier, Howard,
Pike, Clark, Dallas, Grant, Hot Spring, Garland, Montgomery, Polk, Scott,
Logan, Yell, or Perry counties;

(3) One (1) Commissioner from Faulkner, Pulaski, or Saline
counties;

(4) One (1) Commissioner from Mississippi, Poinsett, Cross,
Crittenden, St. Francis, Lee, Phillips, Desha, Chicot, Ashley, Bradley, Drew,



Lincoln, Cleveland, Jefferson, Arkansas, Monroe, Prairie, Lonoke, White, Woodruff, or Jackson counties; and

(5) One (1) Commissioner from Carroll, Boone, Marion, Baxter, Fulton, Izard, Sharp, Lawrence, Randolph, Clay, Greene, Craighead, Madison, Newton, Searcy, Stone, Independence, Franklin, Johnson, Pope, Conway, Van Buren, or Cleburne counties.

(c)(1) In the event of rejection by the Senate of a person whose name has been so submitted, the Governor shall within five (5) days after receipt of written notice from the Secretary of the Senate of such rejection submit the name of another appointee to fill such vacancy.

(2) In the event the Governor should within five (5) days thereafter fail to appoint or fail to submit to the Senate for confirmation the name of any person to be appointed, the Senate shall proceed to make the appointment of its own choice.

(d) The initial Commissioners appointed under this section shall draw lots so that one (1) Commissioner serves a term of six (6) years, one (1) Commissioner serves a term of seven (7) years, one (1) Commissioner serves a term of eight (8) years, one (1) Commissioner serves a term of nine (9) years, and one (1) Commissioner serves a term of ten (10) years.

(2) All subsequently appointed Commissioners shall serve a term of ten (10) years.

(e)(1) The General Assembly may, by a three-fifths (3/5) vote of each house, amend subsection (b) of this section in the regular session following each federal decennial census.

(2) If the General Assembly amends subsection (b) of this section in a regular session, new Commissioners shall be appointed.

(3) An act amending subsection (b) of this section shall specify when the terms of newly appointed Commissioners shall commence and the terms of prior appointed Commissioners shall be cut short and terminate.

SECTION 2. Arkansas Constitution, Amendment 42, § 3, is repealed.

~~§ 3. Terms of office of members.~~

~~Upon the expiration of the foregoing terms of said Commissioners, a successor shall be appointed by the Governor in the manner provided for in Section 2 for a term of ten years, which term shall thereafter be for each member of the Commission.~~

SECTION 3. EFFECTIVE DATE AND IMPLEMENTATION.

(a) This amendment is effective on and after November 6, 2024.

(b) On January 1, 2025:

(1) The terms of the persons serving on the State Highway Commission prior to January 1, 2025, shall be cut short and terminate; and

(2) The terms of the members of the commission appointed under Section 1 of this amendment shall commence.

SECTION 4. BALLOT TITLE AND POPULAR NAME. When this proposed amendment is submitted to the electors of this state on the general election ballot:

(1) The title of this Joint Resolution shall be the ballot title; and

(2) The popular name shall be "A Constitutional Amendment

Providing for the Appointment of Members of the State Highway Commission from Certain Counties of the State"."

The Amendment was read the first time, rules suspended and read the second time and

By: Senator B. King

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Secretary