

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

INTERIM STUDY PROPOSAL 2007-233

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

MBM/BGS
HOUSE BILL

By: Representative King

Filed with: Arkansas Legislative Council
pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

AN ACT TO PROVIDE FOR COMPLAINTS AGAINST MEMBERS
OF THE COUNTY BOARD OF ELECTION COMMISSIONERS;
AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO PROVIDE FOR COMPLAINTS AGAINST
MEMBERS OF THE COUNTY BOARD OF ELECTION
COMMISSIONERS.

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

SECTION 1. Arkansas Code Title 7, Chapter 4, Subchapter 1 is amended
to add an additional section to read as follows:

7-4-119. Complaints against members of county board of election
commissioners.

(a)(1) The State Board of Election Commissioners may receive,
consider, and investigate a complaint of misconduct, incompetence, neglect of
duty, or any malfeasance in office by a member of a county board of election
commissioners.

(2) A complaint may be filed by:

(A) A county election commissioner; or

(B) An elected official.

(b)(1) If the state board determines that the complaint requires
disciplinary action, the state board may:

DRAFT

07-18-2008 12:52 MBM019

1 (A) Issue a written letter of reprimand to the county
2 election commissioner; or

3 (B) Remove the county election commissioner from his or
4 her position.

5 (2) Before any action may be taken under this subsection, the
6 procedure for notice and hearing prescribed by the Arkansas Administrative
7 Procedure Act, § 25-15-201 et seq., shall be followed.

8 (c) If the state board removes a county election commissioner, the
9 state board shall appoint a replacement to serve the remainder of the term.

10 (d) The state board may promulgate rules to implement this section.

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

Filed Date: 09/18/2008 By: MBM\BGS