

2 State of Arkansas  
3 94th General Assembly  
4 Regular Session, 2023

# A Bill

HOUSE BILL 1039

5  
6 By: Representative Rye

7 Filed with: House Committee on State Agencies and Governmental Affairs  
8 pursuant to A.C.A. §10-3-217.

## For An Act To Be Entitled

9  
10 AN ACT CONCERNING DAYLIGHT SAVING TIME; TO ADOPT  
11 DAYLIGHT SAVING TIME PERMANENTLY; TO AMEND THE DUTIES  
12 OF THE SECRETARY OF STATE; AND FOR OTHER PURPOSES.

## Subtitle

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15 CONCERNING DAYLIGHT SAVING TIME; TO ADOPT  
16 DAYLIGHT SAVING TIME PERMANENTLY; AND TO  
17 AMEND THE DUTIES OF THE SECRETARY OF  
18 STATE.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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

26 1-1-104. Daylight Saving Time – Intent to adopt permanently when  
27 permitted by federal law.

28 (a) The General Assembly intends to adopt Daylight Saving Time as the  
29 permanent standard time of the State of Arkansas when the United States  
30 Government allows states to observe Daylight Saving Time permanently under 15  
31 U.S.C. § 260a.

32 (b)(1) The Secretary of State shall continually monitor action by the:  
33 (A) United States Government and shall determine whether  
34 15 U.S.C. § 260a has been amended to allow states to observe Daylight Saving  
35 Time permanently; and

1                   (B) States bordering Arkansas and shall determine whether  
2 each of the bordering states has declared its intention to adopt Daylight  
3 Saving Time permanently.

4                   (2) If the Secretary of State determines that 15 U.S.C. § 260a  
5 has been amended to allow states to observe Daylight Saving Time permanently  
6 and that all of the states bordering Arkansas have declared their intention  
7 to adopt Daylight Saving Time permanently:

8                   (A) The Secretary of State shall inform the Governor, the  
9 Speaker of the House of Representatives, the President Pro Tempore of the  
10 Senate, and the Director of the Bureau of Legislative Research within five  
11 (5) business days of making the determinations required under subdivision  
12 (b)(1) of this section; and

13                   (B)(i) The state shall observe Daylight Saving Time  
14 permanently as the standard time in the State of Arkansas.

15                   (ii) If the determinations required under  
16 subdivision (b)(1) of this section are made on or after the second Sunday in  
17 March and before the first Sunday in November, the standard time of the state  
18 shall not change in November, and Daylight Saving Time shall be adopted  
19 permanently in the state.

20                   (iii) If the determinations required under  
21 subdivision (b)(1) of this section are made on or after the first Sunday in  
22 November and before the second Sunday in March, at 2:00 a.m. on the second  
23 Sunday of March following the determinations required under subdivision  
24 (b)(1) of this section, the standard time of the State of Arkansas shall be  
25 advanced one (1) hour and remain there permanently.

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28 Referred requested by the Arkansas House of Representatives

29 Prepared by: MLD/SJA