

INTERIM STUDY PROPOSAL 2021-083

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021

A Bill

SENATE BILL 562

4 By: Senator A. Clark

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

9 **For An Act To Be Entitled**

10 AN ACT TO AMEND THE LAW CONCERNING MANDATORY
11 ELECTRONIC REPORT FILING BY CANDIDATES; TO AMEND THE
12 LAW CONCERNING CAMPAIGN FINANCE REPORTS; AND FOR
13 OTHER PURPOSES.

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16 **Subtitle**

17 TO AMEND THE LAW CONCERNING MANDATORY
18 ELECTRONIC REPORT FILING BY CANDIDATES;
19 AND TO AMEND THE LAW CONCERNING CAMPAIGN
20 FINANCE REPORTS.

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

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25 SECTION 1. Arkansas Code § 7-6-230(a), concerning the alternative to
26 electronic filing of reports, is amended to read as follows:

27 (a)(1) A candidate required to file carryover fund reports in
28 electronic form under § 7-6-203 and campaign contribution and expenditure
29 reports in electronic form under § 7-6-207 may file reports in paper form
30 under this section if:

31 ~~(A) The candidate does not have access to the technology~~
32 ~~necessary to submit reports in electronic form; and~~

33 ~~(B) Submitting~~ submitting reports in electronic form would
34 constitute a substantial hardship for the candidate.

35 (2)(A) A candidate filing reports in paper form under
36 subdivision (a)(1) of this section shall submit with his or her first paper

1 report in an election cycle a notarized affidavit on a form prepared by the
2 Secretary of State declaring that:

3 (i) ~~The candidate does not have access to the~~
4 ~~technology necessary to submit reports in electronic form;~~

5 ~~(ii)~~ Submitting reports in electronic form would
6 constitute a substantial hardship for the candidate; ~~and~~

7 ~~(iii)~~(ii) The candidate agrees to file all other
8 reports in paper form for the duration of the election cycle; and

9 (iii) The candidate agrees to allow the office of
10 the Secretary of State to enter the reports of the candidate submitted in
11 paper form into electronic form.

12 (B) The Secretary of State shall:

13 (i) Not accept a report in paper form under
14 subdivision (a)(1) of this section if a notarized affidavit was not submitted
15 with the first paper report in the election cycle;

16 (ii) Provide written notice to the candidate within
17 five (5) business days if the report in paper form was not filed or accepted;
18 ~~and~~

19 (iii) Provide the reason the report in paper form
20 was not filed or accepted; and

21 (iv) Enter the information provided by the candidate
22 in paper form into the electronic form on behalf of the candidate.

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25 Referred requested by the Arkansas Senate

26 Prepared by: MBM/KFW
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