

Exhibit H

H. Report of Code Revisor.

1-2-308. Acts amending Arkansas Constitution.

(a)(1) If an act of the General Assembly amends a provision of the Arkansas Constitution as expressly permitted by the Arkansas Constitution, the Arkansas Code Revision Commission may, by a majority vote of the commission, make the following revisions to the act amending the Arkansas Constitution so long as the revisions do not change the substance or meaning of the act amending the Arkansas Constitution:

- (A) Correct the spelling of words;
- (B) Change capitalization for the purpose of uniformity;
- (C) Correct manifest typographical and grammatical errors;
- (D) Correct manifest errors in references to laws and other documents;
- (E) Correct manifest errors in internal reference numbers;
- (F) Number, renumber, redesignate, and rearrange the provision of the

Arkansas Constitution at issue;

(G) Change internal reference numbers to agree with renumbered sections, subsections, subdivisions, or other provisions of law;

(H) Insert or delete hyphens in words to follow correct grammatical usage;

(I) Change numerals or symbols to words or vice versa and add figures or words if they are merely repetitions of written words or vice versa for purposes of uniformity and style;

(J) Change the form of nouns, pronouns, and verbs for purposes of style and grammar;

(K) Correct punctuation; and

(L) Change gender-specific language to gender-neutral language.

(2)(A) If more than one (1) act amending the same provision of the Arkansas Constitution is enacted by the General Assembly during the same session, the commission may, by a majority vote of the commission, revise the provision of the Arkansas Constitution at issue as necessary so that all of the enactments shall be given effect, including without limitation renumbering, redesignating, and rearranging sections, subsections, and subdivisions of the provision of the Arkansas Constitution at issue.

(B) In the event that one (1) or more acts amending the same provision of the Arkansas Constitution result in an irreconcilable conflict with one (1) or more acts of the General Assembly amending the Arkansas Constitution enacted during the same session, the commission may, by a majority vote of the commission, revise the provision of the Arkansas Constitution at issue so that the conflicting provision of the last enactment prevails.

(b) If the commission makes revisions under subsection (a) of this section, the commission shall file a report with the Speaker of the House of Representatives, the President Pro Tempore of the Senate, and the Governor that:

(1) Explains the revisions made under subsection (a) of this section; and

(2) Includes the text of the provision of the Arkansas Constitution at issue as amended by the revisions made under subsection (a) of this section.

Stricken language would be deleted from and underlined language would be added to present law.
Act 441 of the Regular Session

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

As Engrossed: S3/16/23

A Bill

HOUSE BILL 1407

4
5 By: Representatives McClure, Wing, Achor, Andrews, Barker, Beaty Jr., Beck, Bentley, M. Berry,
6 Breaux, Brooks, K. Brown, M. Brown, Burkes, Joey Carr, C. Cooper, Cozart, Evans, C. Fite, L. Fite,
7 Fortner, Furman, Gazaway, Gonzales, Gramlich, Haak, Hawk, Hollowell, Jean, Ladyman, Long,
8 Lundstrum, Lynch, McAlindon, McCollum, M. McElroy, McGrew, B. McKenzie, McNair, S. Meeks,
9 Miller, Milligan, K. Moore, Painter, Pearce, Pilkington, Puryear, R. Scott Richardson, Richmond, Rose,
10 Rye, Schulz, Steimel, Tosh, Underwood, Vaught, Womack, Wooldridge, Wooten
11 By: Senators M. McKee, K. Hammer, Dees, J. Petty, Stone

For An Act To Be Entitled

12
13
14 AN ACT TO CREATE THE VOTER REGISTRATION AND SECURE
15 VOTER RECORDS ACT OF 2023; TO AMEND ARKANSAS
16 CONSTITUTION, AMENDMENT 51; TO AMEND THE LAW
17 CONCERNING AUDITS OF VOTER REGISTRATION INFORMATION;
18 TO AMEND THE DUTIES OF THE SECRETARY OF STATE; AND
19 FOR OTHER PURPOSES.

Subtitle

20
21
22
23 TO CREATE THE VOTER REGISTRATION AND
24 SECURE VOTER RECORDS ACT OF 2023; TO
25 AMEND ARKANSAS CONSTITUTION, AMENDMENT
26 51; AND TO AMEND THE DUTIES OF THE
27 SECRETARY OF STATE.

28
29
30 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

31
32 SECTION 1. DO NOT CODIFY. Title.

33 This act shall be known and may be cited as the "Voter Registration and
34 Secure Voter Records Act of 2023".

35
36 SECTION 2. Arkansas Constitution, Amendment 51, § 6(a)(2), concerning



1 voter registration forms, is amended to add additional subdivisions to read
2 as follows:

3 (G) Inform the applicant that if the voter registration
4 application is being collected by a third-party voter registration
5 organization, the third-party voter registration organization may be unable
6 to deliver the application to the permanent registrar in the county in which
7 the applicant resides before the thirty-day voter registration deadline to
8 vote in the next election and that the applicant may elect to deliver the
9 application in person or by mail; and

10 (H) Inform the applicant of the process to determine if
11 the application has been received by the Secretary of State.

12

13 SECTION 3. Arkansas Constitution, Amendment 51, § 7, concerning voter
14 registration record files, is amended to add an additional subsection to read
15 as follows:

16 (j)(1) The Secretary of State shall ensure the security and accuracy
17 of the statewide voter registration list.

18 (2) To ensure the security and accuracy of the statewide voter
19 registration list maintained by the Secretary of State, the Secretary of
20 State shall:

21 (A) Cooperate with other states and jurisdictions to
22 compare registered voters, voter history, and voter registration lists to:

23 (i) Ensure the accuracy of the voter registration
24 rolls;

25 (ii) Identify voters whose addresses have changed;

26 (iii) Prevent registration in more than one (1)
27 state; and

28 (iv) Determine eligibility of individuals to vote in
29 Arkansas;

30 (B) Have the authority to utilize any services available
31 to establish and implement a system for the verification of citizenship
32 status for a person registering to vote;

33 (C) Regularly and before each election identify registered
34 voters who are deceased by comparing the information received from the Social
35 Security Administration, including without limitation a master death file or
36 index compiled by the Social Security Administration;

1 (C) Number of registration application forms transmitted
2 to the Secretary of State, disaggregated by month by the voter registration
3 agency; and

4 ~~(3) recommendations~~ Recommendations for improvements in
5 procedures, forms, and other matters, including training.

6
7 **SECTION 6. Arkansas Constitution, Amendment 51, § 9(a),** concerning the
8 application to register to vote, is amended to add an additional subdivision
9 to read as follows:

10 (4) Are citizens of the United States.

11
12 **SECTION 7. Arkansas Constitution, Amendment 51, § 11(a),** concerning
13 the cancellation of voter registration, is amended to add an additional
14 subdivision to read as follows:

15 (7) Who are not citizens of the United States.

16
17 **SECTION 8. Arkansas Constitution, Amendment 51, § 11(f),** concerning
18 the cancellation of voter registration, is amended to read as follows:

19 (f) Within ten (10) days following the receipt or possession of
20 information requiring any cancellation of registration, ~~other than under~~
21 ~~section 11(a)(1) of this amendment,~~ the permanent registrar shall cancel the
22 registration, and note the date of the cancellation, the reason for the
23 cancellation, and the person cancelling the registration in the voter
24 registration system.

25
26 **SECTION 9. Arkansas Constitution, Amendment 51, § 13(b)(1)(A)(i)(a),**
27 concerning fail-safe voting and verification of voter registration, is
28 amended to read as follows:

29 (a) Shows the legal name of the person to whom
30 the document or identification card was issued;

31
32 **SECTION 10. Arkansas Constitution, Amendment 51, § 13(b)(1)(A)(i)(c),**
33 concerning fail-safe voting and verification of voter registration, is
34 amended to read as follows:

35 (c) Is issued by the United States, the State
36 of Arkansas, ~~or~~ an accredited postsecondary educational institution in the

Ark. Const. Amendment 51

§ 6. Voter registration application forms.

- (2) Such forms shall include, in identical print, statements that:
- (A) Specify voter eligibility requirements;
 - (B) Contain an attestation that the applicant meets all voter eligibility requirements and that the applicant does not claim the right to vote in another county or state;
 - (C) Specify the penalties provided by law for submission of a false voter registration application;
 - (D) Inform applicants that where they register to vote will be kept confidential;
 - (E) Inform applicants that declining to register will also be kept confidential; and
 - (F) Inform applicants that they will be required to verify their registration when voting in person or by absentee ballot by providing a required document or identification card as provided in Arkansas Constitution, Amendment 51, § 13.
 - (G) Inform the applicant that if the voter registration application is being collected by a third-party voter registration organization, the third-party voter registration organization may be unable to deliver the application to the permanent registrar in the county in which the applicant resides before the thirty-day voter registration deadline to vote in the next election and that the applicant may elect to deliver the application in person or by mail; and
 - (H) Inform the applicant of the process to determine if the application has been received by the Secretary of State.

§ 9. Application to register.

(a) All persons may register who:

- (1) Have not been convicted of a felony unless the person's sentence has been discharged or the person has been pardoned;
- (2) Have not been adjudged mentally incompetent by a court of competent jurisdiction; and
- (3) Meet one (1) of the following requirements:
 - (A) Are qualified electors who have not previously registered;
 - (B) Will become qualified electors during the thirty-day period immediately prior to the next election scheduled within the county; or
 - (C) Are otherwise qualified electors but whose registration has been cancelled in a manner provided for by this amendment.
- (4) Are citizens of the United States.

§ 11. Cancellation of registration.

(a) It shall be the duty of the permanent registrar to cancel the registration of voters:

- (1) Who have failed to respond to address confirmation mailings described in section 10 of this amendment and have not voted or appeared to vote in an election during the period beginning on the date of the notice and ending on the day after the date of the second general election for federal office that occurs after the date of the address confirmation notice;
- (2) Who have changed their residence to an address outside the county;
- (3) Who have died;
- (4) Who have been convicted of a felony and have not discharged their sentence or been pardoned;
- (5) Who are not lawfully qualified or registered electors of this state or of the county; or
- (6) Who have been adjudged mentally incompetent by a court of competent jurisdiction.
- (7) Who are not citizens of the United States.