

State of Arkansas

76th General Assembly

First Extraordinary Session, 1987

SENATE BILL 9

By: Senator Benham

"AN ACT TO AMEND VARIOUS SECTIONS OF ACT 123 OF 1987, THE  
'SUPER TUESDAY' ACT, TO EXTEND THE FILING DEADLINE FOR  
PRESIDENTIAL CANDIDATES, TO MAKE TECHNICAL CHANGES, AND FOR  
OTHER PURPOSES."

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

SECTION 1. Section 4 of Act 123 of 1987 is hereby amended to read as follows:

"Section 4. (a) The official list of presidential candidates for each political party shall include the name of each candidate seeking nomination of the political party for the office of President of the United States who has qualified by meeting the requirements of the political party on whose ballot the candidate wishes to appear and who has filed with the State Executive Committee of the political party no later than twelve o'clock (12:00) noon on the Friday after the first Tuesday in January prior to the preferential presidential primary election. The order in which the names of the candidates shall appear on the ballot shall be determined by lot at an open public meeting of the State Executive Committee to be held no later than the Friday after the first Tuesday in January prior to the preferential presidential primary election.

(b) Any person may have his name stricken from the preferential presidential primary ballot by, on or before 5:00 p.m. on the Tuesday following the Friday after the first Tuesday in January prior to the election, filing with the State Executive Committee of the political party a written statement, sworn to before an officer authorized by law to administer oaths, requesting that his name not be printed on the official primary ballot. Thereafter, the State Executive Committee may strike the name of that person from the official list and adjust the remaining names on the ballot so that the order is main-

tained absent the stricken name.

(c) If a political party fails to submit a written statement of candidates who have qualified to be listed on its ballot, then no preferential presidential primary shall be held for that political party."

SECTION 2. Section 5 of Act 123 of 1987 is hereby amended to read as follows:

"Section 5. The certified list containing the names of each candidate whose name shall appear on the preferential presidential primary ballot of each political party and the order in which the names shall appear on the ballot shall be published and transmitted to each county committee of each of the political parties holding a preferential presidential primary by the State Executive Committee not later than twelve o'clock (12:00) noon on the second Friday after the first Tuesday in January prior to the preferential presidential primary election."

SECTION 3. Section 6 of Act 123 of 1987, is hereby amended to read as follows:

"Section 6. Each county committee shall cause the names of candidates certified by the State Executive Committee to appear on the preferential presidential primary ballot of their party in the order listed along with a listing for an uncommitted vote. The ballot shall be prepared substantially in the following form, to instruct electors in casting their votes:

'The following persons are seeking nomination by the \_\_\_\_\_ Party for the office of President of the United States. Indicate the vote of your preference by voting for either (a) one of the candidates listed below, or, (b) "uncommitted." (Cast only one vote since casting more than one vote will invalidate your ballot.)'

The names of the candidates for nomination and provisions for voting 'uncommitted' shall be listed on the ballot immediately after the above explanation or instructions, substantially as follows:

' [ ] (Name of Candidate)  
 [ ] (Name of Candidate)  
 [ ] (Name of Candidate), etc.  
 [ ] "Uncommitted".'

SECTION 4. Section 7 of Act 123 of 1987, is hereby amended to read as follows:

"Section 7. The votes cast for the various candidates for nomination and 'uncommitted' at the preferential presidential primary election shall be counted by the county committee and certified to the State Executive Committee not later than the second Monday following the preferential presidential primary election. The State Executive Committee shall determine for each of the political parties for whom a candidate was listed, the total number of votes recorded for each candidate and the proportion of that total to the total number of votes recorded in that political party's primary."

SECTION 5. Section 9 of Act 123 of 1987, is hereby amended to read as follows:

"Section 9. Each political party holding a preferential presidential primary election in the State shall adopt rules for the selection of delegates and alternate delegates to the quadrennial national nominating convention of the party. If such rules require selection of delegates by election at the time of the political party primary elections, then such candidates to become delegates shall file in accordance with the party rules by twelve o'clock (12:00) noon on the Friday after the first Tuesday in January prior to the preferential presidential primary."

SECTION 6. Subsection (e) of Section 15 of Act 123 of 1987, is hereby amended to read as follows:

"(e) Political party primary elections to be held in 1990 and thereafter shall be held on the dates and in accordance with the provisions of the primary election laws of this State in effect on the date of passage of this Act, or as amended by law.

Preferential presidential primary elections to be held in 1988 and thereafter shall be held on the dates, and in accordance with, the provisions provided in Sections 1 through 14 of this Act."

SECTION 7. All laws and parts of laws in conflict with this Act are hereby repealed.

