

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Senator Walters

# A Bill

SENATE BILL 200

## For An Act To Be Entitled

"AN ACT TO PROHIBIT MEMBERS OF THE GENERAL ASSEMBLY AND  
THEIR SPOUSES FROM HAVING A FINANCIAL INTEREST IN  
CONTRACTS WITH STATE AGENCIES."

## Subtitle

"AN ACT TO PROHIBIT MEMBERS OF THE  
GENERAL ASSEMBLY AND THEIR SPOUSES FROM  
HAVING A FINANCIAL INTEREST IN CONTRACTS  
WITH STATE AGENCIES."

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

SECTION 1. For the purpose of this Act:

(1) "Business" means any corporation, partnership, individual, sole proprietorship, joint-stock company, joint venture, or any other legal entity; (2) "Contract" means all types of state agreements, regardless of what they may be called, for the purchase or sale of goods or services;

(3) "Financial interest" means:

(A) Ownership of any interest or involvement in any relationship from which, or as a result of which, a person within the past year has received, or is presently or in the future entitled to receive, more than one thousand dollars (\$1,000) per year, or its equivalent;

(B) Ownership of more than a five percent (5%) interest in any business; or

(C) Holding a position in a business such as an officer, director, trustee, partner, employee, or the like, or holding any position of management;

1           (4) "State agency" means any office, department, commission, council,  
2 board, bureau, committee, institution, legislative body, agency, government  
3 corporation, or other establishment or official of the executive, judicial,  
4 or legislative branch of this state.

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6           SECTION 2. (a) It shall be unlawful for a member of the Arkansas  
7 General Assembly or the spouse of the member to have a financial interest in  
8 any contract with a state agency for the purchase or sale of commodities or  
9 services. This section shall not apply to:

10                   (1) a contract in existence prior to the election of the person  
11 to the Arkansas General Assembly; or

12                   (2) a contract in existence on the effective date of this act.

13           (b) A violation of this section shall be a Class A misdemeanor.

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15           SECTION 3. All provisions of this act of a general and permanent  
16 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
17 Code Revision Commission shall incorporate the same in the Code.

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19           SECTION 4. If any provision of this act or the application thereof to  
20 any person or circumstance is held invalid, such invalidity shall not affect  
21 other provisions or applications of the act which can be given effect without  
22 the invalid provision or application, and to this end the provisions of this  
23 act are declared to be severable.

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25           SECTION 5. All laws and parts of laws in conflict with this act are  
26 hereby repealed.

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