

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 2112

4  
5 By: Representative J. Hudson

## For An Act To Be Entitled

9 "AN ACT TO LIMIT THE PERCENTAGE OF FUNDS RETAINED BY  
10 PROFESSIONAL FUND RAISERS AND SOLICITORS; AND FOR OTHER  
11 PURPOSES."

### Subtitle

14 "AN ACT TO LIMIT THE PERCENTAGE OF FUNDS  
15 RETAINED BY PROFESSIONAL FUND RAISERS  
16 AND SOLICITORS; AND FOR OTHER PURPOSES."

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

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20 SECTION 1. The General Assembly finds and declares that under present  
21 law, a professional fund raiser or solicitor may keep an unlimited percentage  
22 of the funds collected by the fund raiser or solicitor for charitable  
23 organizations. Persons donating to the charitable organizations are often  
24 mislead into believing that one hundred percent (100%) of their contribution  
25 will be given to the charitable organization. However, the professional fund  
26 raiser or solicitor may retain a large percentage of the contribution. While  
27 Arkansas Code 17-41-101 et seq. provides for registration and penalties  
28 associated with professional fund raisers and solicitors, no law exists  
29 establishing the percentage which must be given to the charitable organization  
30 on whose behalf the professional fund raiser or solicitor is soliciting.

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32 SECTION 2. Professional fund raisers and solicitors as defined under  
33 Arkansas Code 17-41-101 shall only be allowed to withhold twenty-five percent  
34 (25%) of the gross amount of funds collected on behalf of a charitable  
35 organization.

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

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5 SECTION 4. If any provision of this act or the application thereof to  
6 any person or circumstance is held invalid, such invalidity shall not affect  
7 other provisions or applications of the act which can be given effect without  
8 the invalid provision or application, and to this end the provisions of this  
9 act are declared to be severable.

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

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