

Stricken language would be deleted from the present constitution. Underlined language would be added to present constitution.

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

As Engrossed: S3/31/97 S4/2/97

H.J.R. 1006

4  
5 By: Representative Schexnayder  
6 By: Senator Argue

## HOUSE JOINT RESOLUTION

9 PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION TO PROHIBIT THE  
10 GENERAL ASSEMBLY FROM ENACTING A LAW TO LEVY A TAX, INCREASING OR  
11 DECREASING THE RATE OF ANY TAX NOW OR HEREAFTER ENACTED, OR OTHERWISE  
12 AMENDING OR REPEALING ANY PROVISIONS OF ANY LAW LEVYING A TAX EXCEPT  
13 UPON THE VOTE OF THREE-FIFTHS (3/5) OF THE TOTAL MEMBERSHIP OF EACH  
14 HOUSE.

### Subtitle

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18 TO PROHIBIT AN INCREASE OR DECREASE IN  
19 ANY TAX RATE OR FEE EXCEPT ON A THREE-  
20 FIFTHS VOTE OF EACH HOUSE.

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24 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-FIRST GENERAL  
25 ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL MEMBERS  
26 ELECTED TO EACH HOUSE AGREEING THERETO:

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28 That the following is hereby proposed as an amendment to the Constitution  
29 of the State of Arkansas, and upon being submitted to the electors of the  
30 state for approval or rejection at the next general election for  
31 Representatives and Senators, if a majority of the electors voting thereon at  
32 such election, adopt such amendment, the same shall become a part of the  
33 Constitution of the State of Arkansas, to wit:

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35 SECTION 1. The General Assembly shall not, after December 31, 1998,  
36 enact a law to levy a tax or fee, increase or decrease the rate of any tax or  
37 fee, nor otherwise amend or repeal any provisions of any law levying a tax or

1 fee, except upon the affirmative vote of three-fifths (3/5) of the total  
2 membership of each house of the General Assembly.

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4 SECTION 2. This Amendment shall become effective January 1, 1999.

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6 SECTION 3. Section 38 of Article 5 of the Constitution of the State of  
7 Arkansas as added thereto by Section 2 of Amendment 19 to the Constitution of  
8 the State of Arkansas is hereby repealed.

9 ~~"§38. Taxes Increase Approval by electors.~~

10 ~~-----§2. None of the rates for property, excise, privilege or personal taxes,~~  
11 ~~now levied shall be increased by the General Assembly except after the~~  
12 ~~approval of the qualified electors voting thereon at an election, or in case~~  
13 ~~of emergency, by the votes of three-fourths of the members elected to each~~  
14 ~~House of the General Assembly. [As added to Art. 5 by Const. Amend. 19.]"~~

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/s/Schexnayder et al

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