

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

*As Engrossed: H3/4/99*  
**A Bill**

HOUSE BILL 1794

5 By: Representatives Bennett, King, Minton, Scrimshire  
6 By: Senator Dowd  
7  
8

9 **For An Act To Be Entitled**

10 "AN ACT TO AMEND ARKANSAS CODE 7-5-211 PERTAINING TO  
11 THE DELIVERY OF ELECTION SUPPLIES; TO REQUIRE  
12 PERMANENT INK TO BE USED FOR THOSE ELECTION BALLOTS TO  
13 BE COUNTED BY HAND; AND FOR OTHER PURPOSES. "  
14

15 **Subtitle**

16 "TO AMEND ARKANSAS CODE 7-5-211  
17 PERTAINING TO THE DELIVERY OF ELECTION  
18 SUPPLIES; TO REQUIRE PERMANENT INK TO BE  
19 USED FOR THOSE ELECTION BALLOTS TO BE  
20 COUNTED BY HAND. "  
21  
22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. Arkansas Code 7-5-211(a) is amended to read as follows:

26 "(a) At least one (1) day before any election:

27 (1) The county board of election commissioners shall designate a  
28 suitable person or persons and deliver to such person or persons the ballots  
29 as set forth in § 7-5-210;

30 (2) For each set of election officials in each precinct, the  
31 county board of election commissioners shall deliver to the designated person  
32 or persons the following additional election supplies, if applicable:

33 (A) A good and sufficient ballot box with numbered seals;

34 (B) Sufficient list-of-voters forms adequate to record the  
35 names of all registered voters who appear to vote in the precinct;

36 (C) A precinct voter registration list;

1 (D) Sufficient tally sheets;  
 2 (E) Envelopes to seal up the ballots and certificates;  
 3 (F) Separate sheets containing blank forms of certificates  
 4 prepared to enable the election officials to properly certify the result of  
 5 the election, upon which certificates shall be endorsed a blank form of oath  
 6 to be taken by the election officials before entering upon the discharge of  
 7 their duties; ~~and~~

8 (G) Voter registration application forms for voters using  
 9 fail-safe voting and other recordkeeping supplies necessary to document fail-  
 10 safe voting procedures; and

11 (H) In those counties in which an optical scanner is used  
 12 to count paper ballots, the marking instrument recommended by the manufacturer  
 13 of the optical scanner for proper marking on the ballots shall be provided."  
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15 SECTION 2. At general, primary, special, and school elections in  
 16 counties which use paper ballots and those ballots are counted by hand, the  
 17 ballots shall be marked using permanent ink.  
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19 SECTION 3. All provisions of this act of a general and permanent nature  
 20 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
 21 Revision Commission shall incorporate the same in the Code.  
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23 SECTION 4. If any provision of this act or the application thereof to  
 24 any person or circumstance is held invalid, such invalidity shall not affect  
 25 other provisions or applications of the act which can be given effect without  
 26 the invalid provision or application, and to this end the provisions of this  
 27 act are declared to be severable.  
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29 SECTION 5. All laws and parts of laws in conflict with this act are  
 30 hereby repealed.

31 /s/ Bennett, et al  
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