

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

As Engrossed: S1/27/99

SJR 3

4
5 By: Senator Webb
6 By: Representatives Sheppard, Parks

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9 **SENATE JOINT RESOLUTION**

10 "PROPOSING AN AMENDMENT TO THE ARKANSAS CONSTITUTION
11 TO PROHIBIT THE GENERAL ASSEMBLY FROM ENACTING A LAW
12 TO LEVY A TAX OR FEE OR TO INCREASE THE RATE OF ANY
13 TAX OR FEE EXCEPT UPON THE VOTE OF THREE-FOURTHS (3/4)
14 OF THE TOTAL MEMBERSHIP OF EACH HOUSE AND TO PROHIBIT
15 THE GENERAL ASSEMBLY FROM ENACTING A LAW TO DECREASE
16 THE RATE OF ANY TAX OR FEE EXCEPT UPON THE VOTE OF A
17 MAJORITY OF THE TOTAL MEMBERSHIP OF EACH HOUSE. "

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19 **Subtitle**

20 "TO PROHIBIT AN INCREASE IN ANY TAX RATE
21 EXCEPT ON A 3/4TH VOTE OF EACH HOUSE; TO
22 PREVENT A DECREASE IN ANY TAX RATE
23 EXCEPT ON A MAJORITY VOTE OF EACH HOUSE. "

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

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

1 SECTION 1. (a) The General Assembly shall not, after December 31,
2 2000, enact a law to levy a tax or fee or to increase the rate of any tax or
3 fee except upon the affirmative vote of three-fourths (3/4) of the total
4 membership of each house of the General Assembly.

5 (b) The General Assembly shall not, after December 31, 2000, enact a
6 law to decrease the rate of any tax or fee except upon the affirmative vote of
7 a majority of the total membership of each house of the General Assembly.

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9 SECTION 2. This Amendment shall become effective January 1, 2001.

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11 SECTION 3. Section 38 of Article 5 of the Constitution of the State of
12 Arkansas as added thereto by Section 2 of Amendment 19 to the Constitution of
13 the State of Arkansas is hereby repealed.

14 ~~38. Taxes Increase Approval by electors.~~

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

20 /s/ Webb

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