

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S1/22/01 S1/24/01

A Bill

SENATE BILL 33

5 By: Senator Webb
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For An Act To Be Entitled

9 AN ACT TO PERMIT CONSTITUTIONAL OFFICERS, THE SUPREME
10 COURT CHIEF JUSTICE, THE PRESIDENT PRO TEMPORE OF THE
11 SENATE, AND THE SPEAKER OF THE HOUSE TO RECEIVE GIFTS
12 ON BEHALF OF THE APPROPRIATE ENTITY; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15 TO PERMIT CONSTITUTIONAL OFFICERS, THE
16 SUPREME COURT CHIEF JUSTICE, THE
17 PRESIDENT PRO TEMPORE OF THE SENATE, AND
18 THE SPEAKER OF THE HOUSE TO RECEIVE
19 GIFTS ON BEHALF OF THE APPROPRIATE
20 ENTITY.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code 21-8-402, concerning definitions in the ethics
27 laws, is amended by adding an additional subdivision to read as follows:

28 (20) "Official capacity" means activities which:

29 (A) Arise solely because of the position held by the public
30 servant;

31 (B) Would be subject to expense reimbursement by the agency with
32 which the public servant is associated; and

33 (C) Involve matters which fall within the official responsibility
34 of the public servant.
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36 SECTION 2. Arkansas Code Title 21, Chapter 8, Subchapter 8 is amended

1 by adding an additional section to read as follows:

2 21-8-804. Gifts to governmental entities.

3 (a)(1) The Governor, Lieutenant Governor, Secretary of State, Treasurer
4 of State, Auditor of State, Commissioner of State Lands, and Attorney General,
5 in their official capacity, may accept gifts, grants, and donations of money
6 or property on behalf of the state for any lawful public purpose.

7 (2) The President Pro Tempore of the Senate, in his official
8 capacity, may accept gifts, grants, and donations of money or property on
9 behalf of the Senate for any lawful public purpose.

10 (3) The Speaker of the House, in his official capacity, may
11 accept gifts, grants, and donations of money or property on behalf of the
12 House of Representatives for any lawful public purpose.

13 (4) The Chief Justice of the Supreme Court, in his official
14 capacity, may accept gifts, grants, and donations of money or property on
15 behalf of the Supreme Court for any lawful public purpose.

16 (b)(1) Except as provided in subdivision (2) of this subsection, the
17 items received shall not be of such a personal nature that its use is limited
18 to a specific person or persons, shall be available to be enjoyed by the
19 public at large, and shall become property of the governmental entity to which
20 it was donated.

21 (2) The designated officials may accept donations of money for
22 the purpose of hosting the:

23 (A) Official swearing-in and inaugural events of the
24 constitutional officers, Senate, House of Representatives, and Supreme Court
25 justices;

26 (B) Official recognition event for the President Pro
27 Tempore; and

28 (C) Official recognition event for the Speaker of the
29 House.

30 (c) The public official accepting the gift, grant, or donation of money
31 on behalf of the appropriate entity shall, on a quarterly basis, disclose to
32 the Ethics Commission:

33 (1) The gift, grant, or donation of money received;

34 (2) The person donating the gift, grant, or donation of money;

35 and

36 (3) The estimated value of the gift, grant, or donation of money.

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/s/ Webb