

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 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1383

5 By: Representative Nickels
6 By: Senator Elliott
7
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For An Act To Be Entitled

10 AN ACT TO ALLOW THE CONTRACTORS LICENSING BOARD
11 TO IMPOSE CIVIL PENALTIES OR SUSPEND OR REVOKE
12 THE CERTIFICATE OF LICENSE FOR A CONTRACTOR WHO
13 IS FOUND TO KNOWINGLY EMPLOY ILLEGAL IMMIGRANTS
14 EITHER DIRECTLY OR THROUGH A SUBCONTRACTOR; AND
15 FOR OTHER PURPOSES.
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Subtitle

17 AN ACT TO ALLOW THE CONTRACTORS
18 LICENSING BOARD TO TAKE ACTION AGAINST A
19 CONTRACTOR FOR KNOWINGLY EMPLOYING
20 ILLEGAL IMMIGRANTS.
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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 Title 17, Chapter 25, Subchapter 3 is amended
27 to add a new section to read as follows:

28 17-25-316. Illegal immigrants – Prohibition.

29 (a) As used in this section, "illegal immigrant" means any person not
30 a citizen of the United States who has:

31 (1) Entered the United States in violation of the federal
32 Immigration and Nationality Act, 8 U.S.C. § 1101 et seq., or regulations
33 issued under the act;

34 (2) Legally entered the United States but without the right to
35 be employed in the United States; or

36 (3) Legally entered the United States subject to a time limit



1 but has remained illegally after expiration of the time limit.

2 (b) If after notice and hearing, a contractor licensed under this
3 chapter is found by the Contractors Licensing Board to knowingly employ
4 illegal immigrants either directly or through a subcontractor, the board may:

5 (1) Impose civil penalties against the contractor in an amount
6 not to exceed two hundred dollars (\$200) per day for each day the violation
7 continues;

8 (2) Suspend the contractor's certificate of license; or

9 (3) Revoke the contractor's certificate of license.

10 (c) The board shall promulgate rules necessary to carry out the
11 provisions of this section.

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