

1 State of Arkansas As Engrossed: H1/11/17 H2/22/17

2 91st General Assembly **A Bill**

3 Regular Session, 2017 HOUSE BILL 1010

4

5 By: Representatives Sabin, Tucker, V. Flowers, D. Ferguson, Leding, D. Whitaker, Della Rosa

6 By: Senators Elliott, L. Chesterfield, U. Lindsey, Maloch, E. Cheatham, S. Flowers

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For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE FILING AND
10 PUBLICATION OF CERTAIN CAMPAIGN FINANCE REPORTS; TO
11 AMEND PORTIONS OF LAW RESULTING FROM INITIATED ACT 1
12 OF 1990 AND INITIATED ACT 1 OF 1996; AND FOR OTHER
13 PURPOSES.

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Subtitle

17 TO AMEND THE LAW CONCERNING THE FILING
18 AND PUBLICATION OF CERTAIN CAMPAIGN
19 FINANCE REPORTS; AND TO AMEND PORTIONS OF
20 LAW RESULTING FROM INITIATED ACT 1 OF
21 1990 AND INITIATED ACT 1 OF 1996.

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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 § 7-6-214 is amended to read as follows:

27 7-6-214. Publication of reports.

28 (a)(1) Upon proper filing, the information required in §§ 7-6-203 ~~and~~,
29 7-6-207 – 7-6-210, 7-6-215, 7-6-216, and 7-6-220 shall constitute a public
30 record and shall be available within twenty-four (24) hours of the reporting
31 deadline to all interested persons and the news media.

32 (2) The Secretary of State is the official custodian of the
33 records that are required to be:

34 (A) Filed with the Secretary of State; and

35 (B) Maintained under §§ 7-6-203 ~~and~~, 7-6-207 – 7-6-210, 7-
36 6-215, 7-6-216, and 7-6-220.



1 (b) The Secretary of State shall post on his or her official website
 2 reports of contributions required ~~in~~ under §§ 7-6-203 and, 7-6-207 – 7-6-210
 3 ~~on his or her official website, 7-6-215, 7-6-216, and 7-6-220.~~

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 5 SECTION 2. Arkansas Code § 7-6-215(d)(5), concerning registration and
 6 reporting by approved political action committees and resulting from
 7 Initiated Act 1 of 1990, is amended to read as follows:

8 (5)(A) A report is timely filed if it is:

9 ~~(i) Delivered by hand or mailed to the Secretary of~~
 10 ~~State, properly addressed, postage prepaid, and bearing a postmark indicating~~
 11 ~~that it was received by the post office or common carrier on or before the~~
 12 ~~date that the report is due if the report is filed in paper form; or~~

13 ~~(ii) Filed~~ filed in electronic form through the
 14 official website of the Secretary of State on or before the date that the
 15 report is due if the Secretary of State offers electronic filing of political
 16 action committee reports.

17 ~~(B) The Secretary of State shall accept via facsimile any~~
 18 ~~report filed in paper form if the original is received by the Secretary of~~
 19 ~~State within ten (10) days of the date of transmission.~~

20 ~~(G)(B)(i)~~ The Secretary of State may shall receive reports
 21 in a readable electronic format that is acceptable to the Secretary of State
 22 and approved by the Arkansas Ethics Commission.

23 (ii) The Arkansas Ethics Commission shall approve
 24 the format used by the Secretary of State for the filing of political action
 25 committee reports in electronic form to ensure that all required information
 26 is requested.

27 ~~(D) If the Secretary of State chooses to offer electronic~~
 28 ~~filing of political action committee reports:~~

29 ~~(i) The Arkansas Ethics Commission shall approve a~~
 30 ~~format used by the Secretary of State for the filing of political action~~
 31 ~~committee reports in electronic form under this section to ensure that all~~
 32 ~~required information is requested; and~~

33 ~~(ii)(iii)~~ The official website of the Secretary of
 34 State shall allow for searches of political action committee report
 35 information filed in electronic form.

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1 SECTION 3. Arkansas Code § 7-6-216(d), concerning registration and
2 reporting by exploratory committees and resulting from Initiated Act 1 of
3 1990, is amended to read as follows:

4 (d)(1)(A) The first report shall be filed for the month in which the
5 committee files its registration. The final report shall be filed within
6 thirty (30) days after the end of the month in which the committee either
7 transfers its contributions to a candidate's campaign or no longer accepts
8 contributions.

9 (B) The reports required by this section shall be filed in
10 electronic form through the official website of the Secretary of State.

11 (C) The Arkansas Ethics Commission shall approve the
12 format used by the Secretary of State for the filing of exploratory reports
13 in electronic form to ensure that all required information is requested.

14 (D) The official website of the Secretary of State shall
15 allow for searches of exploratory committee report information filed in
16 electronic form.

17 (2) The committee shall not accept contributions after the
18 filing of a final report.

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20 SECTION 4. Arkansas Code § 7-6-220(e), concerning reporting of
21 independent expenditures and resulting from Initiated Act 1 of 1996, is
22 amended to read as follows:

23 (e)(1) A report is timely filed if it is ~~either delivered by hand or~~
24 ~~mailed to the Secretary of State, properly addressed, postage prepaid,~~
25 ~~bearing a postmark indicating that it was received by the post office or~~
26 ~~common carrier~~ filed in electronic form through the official website of the
27 Secretary of State on or before the date that the report is due.

28 ~~(2) The Secretary of State shall accept via facsimile any~~
29 ~~report if the original is received by the Secretary of State within ten (10)~~
30 ~~days of the date of transmission.~~

31 ~~(3)~~(2)(A) The Secretary of State ~~may~~ shall receive reports
32 in a readable electronic format that is acceptable to the Secretary of State
33 and approved by the Arkansas Ethics Commission.

34 (B) The Arkansas Ethics Commission shall approve the
35 format used by the Secretary of State for the filing of independent
36 expenditure reports in electronic form to ensure that all required

1 information is requested.

2 (C) The official website of the Secretary of State
3 shall allow for searches of independent expenditure report information filed
4 in electronic form.

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6 SECTION 5. EFFECTIVE DATE. This act shall become effective after July
7 1, 2017.

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/s/Sabin

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