3 Regular Session, 2017 HOUSE BILL 2138 4 By: Representatives V. Flowers, C. Douglas, Drown, K. Ferguson, Lowery, Sabin 6 For An Act To Be Entitled 8 AN ACT TO CREATE THE VOTING AND ELECTIONS 9 TRANSPARENCY ACT OF 2017; TO AMEND THE LAW CONCERNING 10 ELECTIONS AND VOTING; AND FOR OTHER PURPOSES. 11 Subtitle 13 Subtitle 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 BE IT ENACTED BY THE GENERAL ASSEMELY OF THE STATE OF ARKANSAS: 18 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 10 additional subchapter to read as follows: 21 Subchapter 9 - Voting and Elections Transparency Act of 2017 14 This subchapter shall be known and cited as the "Voting and Elections Transparency Act of 2017". 15 T-5-902. Uncounted votes. 16 If for any reason a vote, including an absentee vote and a provisional vote, is not counted under this chapter, the county board of election commissioners shall promptly notify the person who cast the vote. 16 Notification under subsection (a) of this section shall be writtere	1 2	State of Arkansas As Engrossed: H3/15/17 H3/23/17 91st General Assembly As Engrossed: Bill
5 By: Representatives V. Flowers, C. Douglas, Drown, K. Ferguson, Lowery, Sabin 6 For An Act To Be Entitled 8 AN ACT TO CREATE THE VOTING AND ELECTIONS 9 TRANSPARENCY ACT OF 2017; TO AMEND THE LAW CONCERNING 10 ELECTIONS AND VOTING; AND FOR OTHER PURPOSES. 11 Subtitle 12 1 13 Subtitle 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 1 18 BE IT ENACTED BY THE GENERAL ASSEMELY OF THE STATE OF ARKANSAS: 19 BE IT ENACTED BY THE GENERAL ASSEMELY OF THE STATE OF ARKANSAS: 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 Subchapter 9 - Voting and Elections Transparency Act of 2017 23 Subchapter shall be known and cited as the "Voting and Elections 24 Transparency Act of 2017". 25 7-5-902. Uncounted votes. 26 (a) If for any reason a vote, including an absentee vote and a 27 7-5-902. Uncounted votes. 28 (a) If for any reason a vote, including an absentee vote and		
6 For An Act To Be Entitled 7 For An Act To Be Entitled 8 AN ACT TO CREATE THE VOTING AND ELECTIONS 9 TRANSPARENCY ACT OF 2017; TO AMEND THE LAW CONCERNING 10 ELECTIONS AND VOTING; AND FOR OTHER PURPOSES. 11 1 12 Subtite 13 Subtite 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTINC. 17 1 18 BE IT ENACTED BY THE GENERAL ASSEMELY OF THE STATE OF ARKANSAS: 19 BE IT ENACTED BY THE GENERAL ASSEMELY OF THE STATE OF ARKANSAS: 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended to add an additional subchapter to read as follows: 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24 7-5-901. Title. 25 7-5-901. Title. 26 Transparency Act of 2017". 27 7-5-902. Uncounted votes. 28 (a) If for any reason a vote, including an absentee vote and a provisional vote, is not counted under this chapter, the county board of election commissioners shall promptly notify the person who cast the vote.	4	
7For An Act To Be Entitled8AN ACT TO CREATE THE VOTING AND ELECTIONS9TRANSPARENCY ACT OF 2017; TO AMEND THE LAW CONCERNING10ELECTIONS AND VOTING; AND FOR OTHER PURPOSES.11	5	By: Representatives V. Flowers, C. Douglas, Drown, K. Ferguson, Lowery, Sabin
8 AN ACT TO CREATE THE VOTING AND ELECTIONS 9 TRANSPARENCY ACT OF 2017; TO AMEND THE LAW CONCERNING 10 ELECTIONS AND VOTING; AND FOR OTHER PURPOSES. 11 1 12 1 13 Subtitle 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 1 18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 C-5-901. Title. 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24 Transparency Act of 2017". 25 7-5-901. Title. 26 This subchapter shall be known and cited as the "Voting and Elections 27 To subchapter shall be known and cited as the "Voting and Elections 28 Transparency Act of 2017". 29 To subchapter shall be known and cited as the "Voting and Elections 29 To subchapter shall promptiy notify the person who cast the vote.	6	
9 TRANSPARENCY ACT OF 2017; TO AMEND THE LAW CONCERNING 10 ELECTIONS AND VOTING; AND FOR OTHER PURPOSES. 11 11 12 Subtitle 13 Subtitle 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 11 18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 C-5-901. Title. 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24 Transparency Act of 2017". 25 7-5-901. Title. 26 Transparency Act of 2017". 27 7-5-902. Uncounted votes. 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written		
10 ELECTIONS AND VOTING; AND FOR OTHER PURPOSES. 11 11 12 11 13 Subtitle 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 11 18 11 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 to add an additional subchapter to read as follows: 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24 7-5-901. Title. 25 7-5-901. Title. 26 This subchapter shall be known and cited as the "Voting and Elections 27 7-5-902. Uncounted votes. 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be writ	-	
11 12 13 Subtitle 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 1 18 Elections and voting. 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 to add an additional subchapter to read as follows: 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24 7-5-901. Title. 25 7-5-901. Title. 26 Transparency Act of 2017". 27 7-5-902. Uncounted votes. 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted. </td <td></td> <td></td>		
11 Subtitle 13 TO CREATE THE VOTING AND ELECTIONS 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 Ite LAW CONCERNING ELECTIONS AND VOTING. 18 Ite LAW CONCERNING ELECTIONS AND VOTING. 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 to add an additional subchapter to read as follows: 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24 Trissparency Act of 2017". 25 7-5-901. Title. 26 This subchapter shall be known and cited as the "Voting and Elections Transparency Act of 2017". 27 Transparency Act of 2017". 28 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 (b) Notification under subsection (a) of this section shall be written 33 (b) Notification under subsection (a) of this section shall be written	-	ELECTIONS AND VOTING; AND FOR OTHER PURPOSES.
13 Subtile 14 TO CREATE THE VOTING AND ELECTIONS 15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17 Image: Content of the state the reason of the state of the state of the state the vote was not counted. 21 State of the state the reason of reasons the vote was not counted. 22 State of the state the reason of reasons the vote was not counted. 23 State of the state the reason of reasons the vote was not counted. 24 State of the state the reason of reasons the vote was not counted. 25 State of the state the reason of reasons the vote was not counted. 26 State of the state the reason of reasons the vote was not counted. 27 State of the state the reason of reasons the vote was not counted. 28 State of the state the reason of reasons the vote was not counted. 29 State of the state the reason of reasons the vote was not counted. 29 State of the state the reason of reasons the vote was not counted. 29 State of the state th		
15 TRANSPARENCY ACT OF 2017; AND TO AMEND 16 THE LAW CONCERNING ELECTIONS AND VOTING. 17		Subtitle
16 THE LAW CONCERNING ELECTIONS AND VOTING. 17	14	TO CREATE THE VOTING AND ELECTIONS
 17 18 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 to add an additional subchapter to read as follows: 23 <u>Subchapter 9 - Voting and Elections Transparency Act of 2017</u> 24 25 <u>7-5-901. Title.</u> 26 <u>This subchapter shall be known and cited as the "Voting and Elections Transparency Act of 2017".</u> 28 29 <u>7-5-902. Uncounted votes.</u> 30 (a) If for any reason a vote, including an absentee vote and a 21 provisional vote, is not counted under this chapter, the county board of 22 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted. 	15	TRANSPARENCY ACT OF 2017; AND TO AMEND
 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended to add an additional subchapter to read as follows: <u>Subchapter 9 - Voting and Elections Transparency Act of 2017</u> <u>F-5-901. Title.</u> <u>Transparency Act of 2017".</u> <u>7-5-902. Uncounted votes.</u> (a) If for any reason a vote, including an absentee vote and a provisional vote, is not counted under this chapter, the county board of election commissioners shall promptly notify the person who cast the vote. (b) Notification under subsection (a) of this section shall be written notification and shall state the reason or reasons the vote was not counted. 	16	THE LAW CONCERNING ELECTIONS AND VOTING.
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS: 20 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 21 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended 22 to add an additional subchapter to read as follows: 23 Subchapter 9 - Voting and Elections Transparency Act of 2017 24	17	
 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended to add an additional subchapter to read as follows: <u>Subchapter 9 - Voting and Elections Transparency Act of 2017</u> <u>7-5-901. Title.</u> <u>Transparency Act of 2017".</u> <u>7-5-902. Uncounted votes.</u> (a) If for any reason a vote, including an absentee vote and a provisional vote, is not counted under this chapter, the county board of election commissioners shall promptly notify the person who cast the vote. (b) Notification under subsection (a) of this section shall be written notification and shall state the reason or reasons the vote was not counted. 	18	
 SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended to add an additional subchapter to read as follows: <u>Subchapter 9 - Voting and Elections Transparency Act of 2017</u> 7-5-901. Title. <u>This subchapter shall be known and cited as the "Voting and Elections</u> <u>Transparency Act of 2017".</u> <u>1</u> <u>1</u><	19	BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
to add an additional subchapter to read as follows: Subchapter 9 - Voting and Elections Transparency Act of 2017 T-5-901. Title. This subchapter shall be known and cited as the "Voting and Elections Transparency Act of 2017". T-5-902. Uncounted votes. (a) If for any reason a vote, including an absentee vote and a provisional vote, is not counted under this chapter, the county board of election commissioners shall promptly notify the person who cast the vote. (b) Notification under subsection (a) of this section shall be written notification and shall state the reason or reasons the vote was not counted.	20	
23 Subchapter 9 – Voting and Elections Transparency Act of 2017 24 25 7-5-901. Title. 26 This subchapter shall be known and cited as the "Voting and Elections 27 Transparency Act of 2017". 28	21	SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 9, is amended
24 25 <u>7-5-901. Title.</u> 26 <u>This subchapter shall be known and cited as the "Voting and Elections</u> 27 <u>Transparency Act of 2017".</u> 28 29 <u>7-5-902. Uncounted votes.</u> 30 <u>(a) If for any reason a vote, including an absentee vote and a</u> 31 <u>provisional vote, is not counted under this chapter, the county board of</u> 32 <u>election commissioners shall promptly notify the person who cast the vote.</u> 33 <u>(b) Notification under subsection (a) of this section shall be written</u> 34 <u>notification and shall state the reason or reasons the vote was not counted.</u> 35	22	to add an additional subchapter to read as follows:
 25 <u>7-5-901. Title.</u> 26 <u>This subchapter shall be known and cited as the "Voting and Elections</u> 27 <u>Transparency Act of 2017".</u> 28 29 <u>7-5-902. Uncounted votes.</u> 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted. 	23	Subchapter 9 — Voting and Elections Transparency Act of 2017
26This subchapter shall be known and cited as the "Voting and Elections27Transparency Act of 2017".285-902. Uncounted votes.30(a) If for any reason a vote, including an absentee vote and a31provisional vote, is not counted under this chapter, the county board of32election commissioners shall promptly notify the person who cast the vote.33(b) Notification under subsection (a) of this section shall be written34notification and shall state the reason or reasons the vote was not counted.	24	
27 Transparency Act of 2017". 28 29 7-5-902. Uncounted votes. 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted.	25	<u>7-5-901. Title.</u>
28 29 <u>7-5-902. Uncounted votes.</u> 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted.		This subchapter shall be known and cited as the "Voting and Elections
29 <u>7-5-902. Uncounted votes.</u> 30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted.		<u>Transparency Act of 2017".</u>
30 (a) If for any reason a vote, including an absentee vote and a 31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted. 35	-	
31 provisional vote, is not counted under this chapter, the county board of 32 election commissioners shall promptly notify the person who cast the vote. 33 (b) Notification under subsection (a) of this section shall be written 34 notification and shall state the reason or reasons the vote was not counted. 35		
32 <u>election commissioners shall promptly notify the person who cast the vote.</u> 33 <u>(b) Notification under subsection (a) of this section shall be written</u> 34 <u>notification and shall state the reason or reasons the vote was not counted.</u> 35		
33 <u>(b) Notification under subsection (a) of this section shall be written</u> 34 <u>notification and shall state the reason or reasons the vote was not counted.</u> 35		
34 <u>notification and shall state the reason or reasons the vote was not counted.</u> 35	-	
35		
		notification and shaft state the reason of reasons the vole was not counted.
	36	7-5-903. Voter notification.



.

1	(a) Except as otherwise provided under federal law and Arkansas
2	Constitution, Amendment 51, the county clerk shall send written notification
3	to a person when:
4	(1) A person registers to vote for the first time;
5	(2) The voter registration of a person becomes inactive; and
6	(3) A person is removed or purged from a voter registration
7	<u>list.</u>
8	(b) If a person is removed or purged from a voter registration list
9	under subdivision (a)(3) of this section, he or she has thirty (30) days to
10	challenge the removal.
11	
12	7-5-904. Election commissioners.
13	(a) A member of the State Board of Election Commissioners or a county
14	board of election commissioners shall not serve as a poll worker or a poll
15	watcher on behalf of an individual candidate, political party, or ballot
16	<u>initiative.</u>
17	(b) A person shall not simultaneously serve on the State Board of
18	Election Commissioners and a county board of election commissioners.
19	
20	7-5-905. Documentation for long-term care or residential care facility
21	<u>residents.</u>
22	(a) The documentation required to be submitted by a person who is a
23	resident of a long-term care facility or residential care facility licensed
24	by the state under this chapter shall be standardized.
25	(b) The Secretary of State's office shall develop, adopt, and make
26	available a standardized form to satisfy the requirements under law
27	concerning the documentation under subsection (a) of this section.
28	
29	
30	/s/V. Flowers
31	
32	
33	
34	
35	
36	

2