

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019

A Bill

SENATE BILL 611

4
5 By: Senator G. Leding

For An Act To Be Entitled

8 AN ACT TO CLARIFY THE LAW CONCERNING INFORMATION
9 REPORTED BY PAID CANVASSERS; AND FOR OTHER PURPOSES.

Subtitle

12 TO CLARIFY THE LAW CONCERNING INFORMATION
14 REPORTED BY PAID CANVASSERS.

16
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18
19 SECTION 1. Arkansas Code § 3-8-802(a)(2)(B), concerning lists of paid
20 canvassers, is amended to read as follows:

21 (B)(i) Provide a complete list of all paid canvassers'
22 names and ~~current residential addresses~~ permanent domicile address to the
23 county clerk.

24 (ii) If additional paid canvassers agree to solicit
25 signatures on behalf of a sponsor after the complete list is provided, the
26 sponsor shall provide an updated list of all paid canvassers' names and
27 ~~current residential addresses~~ permanent domicile address to the county clerk.

28
29 SECTION 2. Arkansas Code § 3-8-802(b)(2), concerning lists of paid
30 canvassers, is amended to read as follows:

31 (2) The ~~current residence address of the person and the person's~~
32 ~~permanent domicile address if the person's permanent domicile address is~~
33 ~~different from the person's current residence address;~~

34
35 SECTION 3. Arkansas Code § 3-8-807(b)(1), concerning the information
36 provided on a paid canvasser's affidavit, is amended to read as follows:



1 (1) The canvasser's ~~current residence~~ permanent domicile address
2 appearing on the verification is correct;

3
4 SECTION 4. Arkansas Code § 3-8-808(a), concerning the form of a paid
5 canvasser verification, is amended to read as follows:

6 (a) Each petition containing signatures shall be verified in
7 substantially the following form by the canvasser's affidavit thereon as a
8 part thereof:

9 "State of Arkansas
10 County of _____

11 I, (print name of canvasser), being duly sworn, state that each of the
12 foregoing persons signed his or her own name to this sheet of the petition in
13 my presence. To the best of my knowledge and belief, each signature is
14 genuine and each signer is a registered voter of _____ County, or City or
15 Incorporated Town of _____. At all times during the circulation of
16 this signature sheet, an exact copy of the popular name, ballot title, and
17 text was attached to the signature sheet. My ~~current residence~~ permanent
18 domicile address is correctly stated below.

19 Signature _____
20 ~~Residence~~ Permanent Domicile Address _____

21 Indicate one: _____ Paid Canvasser _____ Volunteer/Unpaid Canvasser
22 Subscribed and sworn to before me this _____ day of _____, 20__

23 Signature _____
24 _____ Clerk, Notary, Judge, or J.P.

25 Seal _____".

26
27 SECTION 5. Arkansas Code § 7-9-108(b), concerning requirements for
28 petition parts that are circulated by paid canvassers, is amended to read as
29 follows:

30 (b) Each part of a petition shall have attached thereto the affidavit
31 of the canvasser to the effect that the canvasser's ~~current residence~~
32 permanent domicile address appearing on the verification is correct, that all
33 signatures appearing on the petition part were made in the presence of the
34 affiant, and that to the best of the affiant's knowledge and belief each
35 signature is genuine and each person signing is a registered voter.

36

SECTION 6. Arkansas Code § 7-9-109(a) as amended by Act 376 of 2019, concerning the form of a paid canvasser affidavit, is amended to read as follows:

(a) Each petition containing signatures shall be verified in substantially the following form by the canvasser's affidavit thereon as a part thereof:

"State of Arkansas
County of _____

I, (print name of canvasser) , being duly sworn, state that each of the foregoing persons signed his or her own name to this sheet of the petition in my presence. To the best of my knowledge and belief, each signature is genuine and each signer is a registered voter of the State of Arkansas, _____ County, or City or Incorporated Town of _____. At all times during the circulation of this signature sheet, an exact copy of the popular name, ballot title, and text was attached to the signature sheet. My ~~current residence~~ permanent domicile address is correctly stated below.

Signature _____

~~Current residence~~ Permanent Domicile Address _____

Indicate one: _____ Paid Canvasser _____ Volunteer/Unpaid Canvasser

Subscribed and sworn to before me this _____ day of _____, 20__

Signature _____

Clerk, Notary, Judge, or J.P.

Seal _____".

SECTION 7. Arkansas Code § 7-9-126(b)(2), concerning the counting of signatures on a petition part, is amended to read as follows:

(2) The petition lacks the signature, printed name, and ~~residence~~ permanent domicile address of the canvasser or is signed by more than one (1) canvasser;

SECTION 8. Arkansas Code § 7-9-601(a), concerning the sponsor's responsibilities in the hiring and training of paid canvassers, is amended to read as follows:

(a)(1) A person shall not provide money or anything of value to another person for obtaining signatures on a statewide initiative or referendum petition unless the person receiving the money or item of value

1 meets the requirements of this section.

2 (2) Before a signature is solicited by a paid canvasser the
3 sponsor shall:

4 (A) Provide the paid canvasser with a copy of the most
5 recent edition of the Secretary of State’s initiatives and referenda
6 handbook;

7 (B) Explain the Arkansas law applicable to obtaining
8 signatures on an initiative or referendum petition to the canvasser; and

9 (C)(i) Provide a complete list of all paid canvassers’
10 names and ~~current residential addresses~~ the permanent domicile address of
11 each paid canvasser to the Secretary of State.

12 (ii) If additional paid canvassers agree to solicit
13 signatures on behalf of a sponsor after the complete list is provided, the
14 sponsor shall provide an updated list of all paid canvassers’ names and
15 ~~current residential addresses~~ the permanent domicile address of each paid
16 canvasser to the Secretary of State.

17 (3) Upon filing the petition with the Secretary of State, the
18 sponsor shall submit to the Secretary of State a:

19 (A) Final list of the names and ~~current residential~~
20 ~~addresses~~ permanent domicile address of each paid canvasser; and

21 (B) Signature card for each paid canvasser.

22
23 SECTION 9. Arkansas Code § 7-9-601(d)(2) as amended by Act 376 of
24 2019, concerning disclosures by paid canvassers, is amended to read as
25 follows:

26 (2) The ~~current residence address of the person and the person’s~~
27 ~~permanent domicile address if the person’s permanent domicile address is~~
28 ~~different from the person’s current residence address;~~

29
30
31
32
33
34
35
36