

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

# A Bill

SENATE BILL

5 By: Senator B. Sample  
6

## For An Act To Be Entitled

8 AN ACT TO CLARIFY THE PROCEDURE FOR THE APPOINTMENT  
9 OF MEMBERS OF THE STATE HIGHWAY COMMISSION AS SET OUT  
10 IN ARKANSAS CONSTITUTION, AMENDMENT 42; AND FOR OTHER  
11 PURPOSES.  
12  
13

## Subtitle

14  
15 TO CLARIFY THE PROCEDURE FOR THE  
16 APPOINTMENT OF MEMBERS OF THE STATE  
17 HIGHWAY COMMISSION AS SET OUT IN ARKANSAS  
18 CONSTITUTION, AMENDMENT 42.  
19  
20

21 WHEREAS, Arkansas Constitution, Amendment 42, which creates the State  
22 Highway Commission and prescribes the qualifications and manner of  
23 appointment of members of the commission, provides that the commission be  
24 composed of five (5) members to be appointed from the state at large and that  
25 no two (2) commissioners be appointed from a single congressional district;  
26 and  
27

28 WHEREAS, the congressional districts in the state have been subject to  
29 redistricting since the enactment of Arkansas Constitution, Amendment 42; and  
30

31 WHEREAS, the intent of the requirement under Arkansas Constitution,  
32 Amendment 42, that no two (2) members be appointed from a single  
33 congressional district was to assure equal representation on the commission  
34 of all parts of the state; and  
35

36 WHEREAS, to accomplish the intent of Arkansas Constitution, Amendment



1 42, concerning the appointment of the commission members, it is necessary  
2 that the General Assembly enact legislation to clarify the residency  
3 requirements for persons appointed to the commission,  
4

5 NOW THEREFORE,

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
7

8 SECTION 1. Arkansas Code § 27-65-104(a), concerning the members  
9 appointed to the State Highway Commission, is amended to read as follows:

10 (a) ~~All appointments to the State Highway Commission shall be based~~  
11 ~~upon the four (4) congressional districts as defined on July 20, 1979.~~  
12 ~~Appointments~~ All appointments to the commission State Highway Commission  
13 shall be made so as to assure that, ~~at the earliest possible date,~~ the  
14 commission shall be composed of:

15 (1) ~~one~~ One (1) member from each of the four (4) congressional  
16 districts as the districts exist at the time of a member's appointment; and

17 (2) ~~one~~ One (1) member from the state at large.  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36