

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

HOUSE BILL 1532

5 By: Representative G. Hodges
6 By: Senator J. Boyd
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING CHARITABLE
10 ORGANIZATIONS; TO MODIFY THE REQUIREMENTS CONCERNING
11 ANNUAL FINANCIAL REPORTS OF CHARITABLE ORGANIZATIONS;
12 AND FOR OTHER PURPOSES.
13
14

Subtitle

16 TO AMEND THE LAW CONCERNING CHARITABLE
17 ORGANIZATIONS; AND TO MODIFY THE
18 REQUIREMENTS CONCERNING ANNUAL FINANCIAL
19 REPORTS OF CHARITABLE ORGANIZATIONS.
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. Arkansas Code § 4-28-403(b), concerning the gross revenue
25 threshold of a charitable organization to submit an audit report, is amended
26 to read as follows:

27 (b)(1) A charitable organization with ~~gross revenue~~ contributions in
28 excess of ~~five hundred thousand dollars (\$500,000) in any~~ one million dollars
29 (\$1,000,000) during its preceding fiscal year ~~it is registered~~ shall ~~include~~
30 ~~with its submission of the annual financial report and tax records referred~~
31 ~~to in subdivision (a)(1) of this section~~ file an audit report of a audited
32 financial statement prepared by an independent certified public accountant.

33 (2) ~~For purposes of this section, "gross revenue" does not~~
34 ~~include grants or fees from government agencies~~ A charitable organization
35 with contributions in excess of five hundred thousand dollars (\$500,000) but
36 less than one million dollars (\$1,000,000) during its preceding fiscal year



1 shall have its financial statement reviewed by an independent certified
 2 public accountant.

3
 4 SECTION 2. Arkansas Code § 4-28-403(d), concerning the ability of the
 5 Secretary of State to grant an extension to a charitable organization to file
 6 tax records and other reports, is amended to read as follows:

7 (d)(1) The Secretary of State may grant an extension of time not to
 8 exceed six (6) months for the filing of the tax records and other reports
 9 required by this section upon the charitable organization's filing a notice
 10 that states the need for an extension.

11 (2) The Secretary of State may grant a charitable organization
 12 an additional three (3) months extension of time under subdivision (d)(1) of
 13 this section upon written request by the charitable organization.

14
 15 SECTION 3. Arkansas Code § 4-28-404(6), concerning the exemption of
 16 charitable organizations, is amended to read as follows:

17 (6) Any charitable organization which does not intend to solicit
 18 and receive, and does not actually receive, contributions in excess of
 19 ~~twenty-five thousand dollars (\$25,000)~~ fifty thousand dollars (\$50,000)
 20 during a calendar year:

21 (A) If all of its functions, including its fund-raising
 22 functions, are carried on by persons who are unpaid for their services; and

23 (B) Provided that no part of its assets or income inures
 24 to the benefit of or is paid to any officer or member; and