

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Bearden**

A Bill

SENATE BILL 462

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 7-9-113 TO CLARIFY THE
9 REQUIREMENTS FOR PUBLICATION OF NOTICES FOR STATEWIDE
10 BALLOT PROPOSALS; TO AMEND ARKANSAS CODE §16-3-102 TO
11 REQUIRE PUBLICATION OF CONSTITUTIONAL AMENDMENTS IN FOUR
12 (4) WEEKLY ISSUES OF A NEWSPAPER; AND FOR OTHER PURPOSES."

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

16 SECTION 1. Arkansas Code § 7-9-113 is hereby amended to read as
17 follows:

18 "7-9-113. Publication of notice.

19 (a) The Secretary of State shall be charged with the duty of letting
20 contracts for publishing notices as authorized in this section. All contracts
21 shall be let twelve (12) weeks or more before the election.

22 (b)(1) Before the election at which any proposed or referred measure is
23 to be voted upon by the people, notice shall be published in four (4) weekly
24 issues of some newspaper in each county as is provided by law.

25 (2) Publication of the notice for amendments proposed by the
26 General Assembly shall commence six (6) months, and on all other measures
27 eight (8) weeks, before the election.

28 (c) At least one notice shall contain the number, the popular name, the
29 ballot title, and a complete text of the measure to be submitted and shall be
30 published in a camera ready format in a type no smaller than eight point (8
31 pt.) type

32 (d) It shall be the duty of the Secretary of State, in connection with a
33 copy of the proposed amendment, to give notice in the same newspapers that
34 each elector on depositing his ballot at the election shall vote for or
35 against the amendment."

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SECTION 2. Arkansas Code §16-3-102 is hereby amended to read as follows:

"16-3-102. Time advertisement to run.

(a) When any legal advertisement or notice is required by law to be published and no definite time is given for it to run, it shall be construed to mean for one (1) week.

(b) When a definite time is specified, it shall be construed to mean once a week during the time so specified, except that when a definite time is specified for publication of constitutional amendments proposed by the General Assembly, it shall be construed to mean publication in four (4) weekly issues of some newspaper in each county as is provided by law."

SECTION 3. All provisions of this act of general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. If any provisions of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provisions or application, and to this end the provisions of this act are declared to be severable.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Bearden