

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
90th General Assembly  
Regular Session, 2015

As Engrossed: S3/24/15  
**A Bill**

SENATE BILL 963

By: Senator B. King

### **For An Act To Be Entitled**

AN ACT TO AMEND THE LAW CONCERNING COMPLAINTS FILED WITH AND INVESTIGATIONS PERFORMED BY THE STATE BOARD OF ELECTION COMMISSIONERS; TO AMEND THE LAW CONCERNING CRIMINAL INVESTIGATIONS OF VIOLATIONS OF ELECTION LAWS; AND FOR OTHER PURPOSES.

### **Subtitle**

ACT TO AMEND THE LAW CONCERNING COMPLAINTS FILED WITH AND INVESTIGATIONS PERFORMED BY THE STATE BOARD OF ELECTION COMMISSIONERS; AND TO AMEND THE LAW CONCERNING CRIMINAL INVESTIGATIONS OF VIOLATIONS OF ELECTION LAWS.

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

*SECTION 1. Arkansas Code § 7-4-118(f), concerning the time for investigation by the State Board of Election Commissioners, is amended to read as follows:*

*(f)(1) ~~The~~ Except as provided in subsection (g) of this section, the board shall complete its investigation of a complaint filed according to this section and take final action within one hundred eighty (180) days of the filing of the complaint.*

*(2) ~~However, if~~ Except as provided in subsection (g) of this section, if a hearing under subsection (c) of this section is conducted, all action on the complaint by the board shall be completed within two hundred forty (240) days.*



*(3) Any final action of the board under this section shall constitute an adjudication for purposes of judicial review under § 25-15-212.*

*SECTION 2. Arkansas Code § 7-4-118, concerning complaints to and investigations by the State Board of Election Commissioners, is amended to add an additional subdivision to read as follows:*

*(h)(1) The State Board of Election Commissioners shall, upon request, assist a law enforcement agency in its investigation of a violation of election laws.*

*(2) If the State Board of Election Commissioners refers an investigation to a law enforcement agency, the law enforcement agency shall notify the State Board of Election Commissioners:*

*(A) When the investigation is closed or becomes inactive;*  
*and*

*(B) Whether a warrant for arrest or criminal charges have been pursued.*

*(3) The State Board of Election Commissioners may reopen a closed investigation for an additional one hundred eighty (180) days if:*

*(A) The State Board of Election Commissioners closed its investigation due to the initiation of a law enforcement investigation;*

*(B) The investigation by the law enforcement agency is closed or becomes inactive; and*

*(C) The law enforcement agency has chosen not to pursue a warrant for arrest or criminal charges at the time the investigation is closed or becomes inactive.*

*/s/B. King*