

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

State of Arkansas  
91st General Assembly  
Regular Session, 2017

As Engrossed: H2/8/17 H2/21/17  
**A Bill**

HOUSE BILL 1151

By: Representative Davis

By: Senator Hester

### For An Act To Be Entitled

AN ACT TO REQUIRE THAT REGISTERED VOTERS BE NOTIFIED  
BY MAIL OF THE DATES FOR CERTAIN SPECIAL ELECTIONS;  
TO AMEND THE LAW CONCERNING SPECIAL ELECTIONS; AND  
FOR OTHER PURPOSES.

### Subtitle

TO REQUIRE THAT REGISTERED VOTERS BE  
NOTIFIED BY MAIL OF THE DATES FOR CERTAIN  
SPECIAL ELECTIONS; AND TO AMEND THE LAW  
CONCERNING SPECIAL ELECTIONS.

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

*SECTION 1. Arkansas Code Title 7, Chapter 5, Subchapter 2, is amended to add an additional section to read as follows:*

*7-5-213. Notice of special election.*

*(a)(1)(A) Except as provided under subdivision (a)(2) of this section, the county clerk shall mail notice of a special election in the form of a postcard to the registered voters in the county who are eligible to vote in the special election no less than fifteen (15) days before the date of the special election and no more than thirty (30) days before the date of the special election.*

*(B)(i) The postcard under subdivision (a)(1)(A) of this section shall be mailed to the address listed on the voter registration document.*

*(ii) The county clerk is not required to send*



multiple postcards to the same address when more than one (1) registered voter resides at the address listed on the voter registration document.

(2) Notice under this section is not required if the special election is:

(A) To fill a vacancy;

(B) Initiated by gathering a sufficient number of elector signatures;

(C) A statewide election; or

(D) Is to be held on the same date as the statewide primary or general election.

(b) The notice shall state:

(1) The purpose of the special election;

(2) The date of the special election; and

(3) The official website address of the county clerk where additional information concerning the special election will be posted under subsection (c) of this section.

(c) In addition to the notice in subdivision (a)(1) of this section, the county clerk shall post and make available the following information on the official website of the county clerk:

(1) The full text of all measures on the ballot, if any;

(2) The time and location of the opening, processing, canvassing, and counting of ballots;

(3) If early voting locations will be opened, the places and times for early voting;

(4) The locations of polling sites for holding the special election in the county;

(5) The hours of voting on the special election day;

(6) The candidates and offices to be elected at that time, if any;

(7) A sample ballot;

(8) Instructions on how to vote;

(9) General information on voting rights under applicable federal and state laws, including information on the right of an individual to cast a provisional ballot and instructions on how to contact the appropriate officials if any of these rights are alleged to have been violated; and

(10) General information on federal and state laws regarding prohibitions on acts of fraud and misrepresentation.

(d) All expenses incurred relating to the preparation and mailing of the notice of special elections under this section shall be paid by the entity that sponsors the special election.

SECTION 2. Arkansas Code § 7-11-303 is amended to read as follows:  
7-11-303. Notice.

In addition to the publication of the calling document, notice of special elections under this chapter shall be published and posted under §§ 7-5-202 ~~and~~, 7-5-206, and 7-5-213.

/s/Davis