

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

State of Arkansas *As Engrossed: S3/1/23 S3/13/23 S3/30/23*
94th General Assembly **A Bill**
Regular Session, 2023

SENATE BILL 275

By: Senators K. Hammer, M. McKee, J. Petty, Stone

By: Representatives McClure, Wing, Achor, Andrews, Barker, Beaty Jr., Beck, Bentley, M. Berry, Breaux, Brooks, K. Brown, M. Brown, Burkes, Joey Carr, C. Cooper, Cozart, Evans, C. Fite, L. Fite, Fortner, Furman, Gazaway, Gonzales, Gramlich, Haak, Hawk, Hollowell, Jean, Ladyman, Long, Lundstrum, Lynch, McAlindon, McCollum, M. McElroy, McGrew, B. McKenzie, McNair, S. Meeks, Miller, Milligan, K. Moore, Pilkington, Puryear, R. Scott Richardson, Richmond, Rose, Rye, Tosh, Underwood, Vaught, Womack, Wooten

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING ELECTIONEERING; TO AMEND THE LAW CONCERNING POLLING SITES AND VOTE CENTERS; TO AMEND THE LAW CONCERNING THE DESIGNATION OF POLLING SITES BY COUNTY BOARDS OF ELECTION COMMISSIONERS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING ELECTIONEERING; TO AMEND THE LAW CONCERNING POLLING SITES AND VOTE CENTERS; AND TO AMEND THE LAW CONCERNING THE DESIGNATION OF POLLING SITES BY COUNTY BOARDS OF ELECTION COMMISSIONERS.

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

SECTION 1. Arkansas Code § 7-5-101, concerning the establishment and alteration of precinct boundaries, polling sites, and vote centers, is amended to add an additional subsection to read as follows:

(f)(1) A polling site or vote center established under this section shall permit any person who is outside the building in which voting is taking



place and who is one hundred feet (100') or more from the primary exterior entrance used by voters to a building in which voting is taking place to:

(A) Audibly, but without amplification, disseminate information that advocates for or against any candidate, issue, or measure on the ballot;

(B) Visually display signs able to be held in a person's hand and which are held in a person's hand or are attended by a person, that advocate for or against any candidate, issue, or measure on the ballot; and

(C) Visually display attire which advocates for or against any candidate, issue, or measure on a ballot.

(2) A county board of election commissioners shall:

(A) Ensure that each polling sites permits the activities in subdivision (f)(1) of this section before designating the location as a polling site or vote center; and

(B) Negotiate with a polling site to establish the area and distance from the one hundred feet (100') from the primary exterior entrance used by voters to a building in which voting is taking place that the activities in subdivision (f)(1) of this section may take place.

(3) Subdivision (f)(1) of this section does not require a polling site or vote center to permit a sign, tent, or other structure to be affixed to the property.

(4) If a polling site or vote center allows signs, tents, or other structures to be affixed to the property, the polling site or vote center shall permit all interested persons equal access to the property for the purpose of affixing a sign, tent, or other structure to the property.

(5) The agreement entered into between the county board of election commissioners and the polling site shall not apply to an adjacent landowner or property not specifically designated as a polling site.

/s/K. Hammer