

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

State of Arkansas  
95th General Assembly  
Regular Session, 2025

As Engrossed: H1/16/25 H1/23/25

# A Bill

HOUSE BILL 1040

By: Representatives A. Collins, D. Garner, T. Shephard, Springer, Gonzales Worthen, Barnett

## For An Act To Be Entitled

AN ACT TO CREATE THE WATER IN LINE ACT OF 2025; TO AMEND THE LAW CONCERNING PENALTIES FOR MISDEMEANOR OFFENSES RELATED TO VOTING; AND FOR OTHER PURPOSES.

### Subtitle

TO CREATE THE WATER IN LINE ACT OF 2025;  
AND TO AMEND THE LAW CONCERNING  
PENALTIES FOR MISDEMEANOR OFFENSES  
RELATED TO VOTING.

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

SECTION 1. DO NOT CODIFY. Title.

This act shall be known and may be cited as "The Water in Line Act of 2025".

SECTION 2. DO NOT CODIFY. Legislative findings and intent.

The General Assembly finds that:

(1) Arkansas has a longstanding law prohibiting electioneering within one hundred feet (100') of a polling place;

(2) Act 728 of 2021 applies to people who are not engaging in electioneering activities;

(3) In certain circumstances, Act 728 of 2021 makes it a criminal offense for a volunteer to bring water or food to someone waiting in line to vote, a family member to accompany an elderly or disabled voter, and a child to join his or her parent in line to vote; and

(4) The repeal of Act 728 of 2021 would have no effect on Arkansas's



electioneering prohibition, which would remain in place.

SECTION 3. Arkansas Code § 7-1-103(a)(24), concerning miscellaneous misdemeanor offenses relating to elections, is repealed.

~~(24) A person shall not enter or remain in an area within one hundred feet (100') of the primary exterior entrance to a building where voting is taking place except for a person entering or leaving a building where voting is taking place for lawful purposes.~~

*/s/A. Collins*