

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

*As Engrossed: H1/11/17*

# A Bill

HOUSE BILL 1011

5 By: Representatives Sabin, Tucker, V. Flowers, D. Ferguson, Leding, D. Whitaker  
6 By: Senators Elliott, L. Chesterfield, U. Lindsey, Maloch, E. Cheatham, S. Flowers  
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## For An Act To Be Entitled

9 AN ACT TO AMEND PROVISIONS CONCERNING POLITICAL  
10 ACTION COMMITTEE CONTRIBUTIONS; TO PROHIBIT DIRECT  
11 CONTRIBUTIONS BETWEEN POLITICAL ACTION COMMITTEES; TO  
12 AMEND ARTICLE 19, SECTION 28, OF THE ARKANSAS  
13 CONSTITUTION; TO AMEND PROVISIONS OF ARKANSAS LAW  
14 RESULTING FROM INITIATED ACT 1 OF 1990 AND INITIATED  
15 ACT 1 OF 1996; AND FOR OTHER PURPOSES.  
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## Subtitle

18 TO AMEND PROVISIONS CONCERNING POLITICAL  
19 ACTION COMMITTEE CONTRIBUTIONS; AND TO  
20 PROHIBIT DIRECT CONTRIBUTIONS BETWEEN  
21 POLITICAL ACTION COMMITTEES.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. Arkansas Constitution, Article 19, § 28(c)(1)(A),  
28 concerning contributions, is amended to read as follows:

29 (1)(A) "Approved political action committee" means any person  
30 that:

31 (i) Receives contributions from one (1) or more  
32 persons in order to make contributions to a candidate, ballot question  
33 committee, legislative question committee, political party, or county  
34 political party committee, ~~or other political action committee;~~

35 (ii) Does not accept any contribution or cumulative  
36 contributions in excess of five thousand dollars (\$5,000) from any person in



1 any calendar year; and

2 (iii) Registers pursuant to Arkansas Code § 7-6-215  
3 prior to making contributions.

4

5 SECTION 2. Arkansas Code § 7-6-201(1)(A), concerning campaign  
6 financing definitions and resulting from Initiated Act 1 of 1990 and  
7 Initiated Act 1 from 1996, is amended to read as follows:

8 (1)(A) "Approved political action committee" means any person  
9 that:

10 (i) Receives contributions from one (1) or more  
11 persons in order to make contributions to candidates, ballot question  
12 committees, legislative question committees, political parties, or county  
13 political party committees, ~~or other political action committees;~~

14 (ii) Does not accept any contribution or cumulative  
15 contributions in excess of five thousand dollars (\$5,000) from any person in  
16 any calendar year; and

17 (iii) Registers pursuant to § 7-6-215 prior to  
18 making contributions.

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20 SECTION 3. Arkansas Code § 7-6-201(15)(A), concerning campaign  
21 financing definitions and resulting from Initiated Act 1 of 1990 and  
22 Initiated Act 1 from 1996, is amended to read as follows:

23 (15)(A) "Prohibited political action committee" means any person  
24 that receives contributions from one (1) or more persons in order to make  
25 contributions to candidates, ballot question committees, legislative question  
26 committees, political parties, or county political party committees, ~~or other~~  
27 ~~political action committees~~ but that does not meet the requirements of an  
28 approved political action committee.

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30 SECTION 4. Arkansas Code § 7-6-203(d), concerning contributions,  
31 limitations, acceptance or solicitation, use as personal income, and  
32 disposition and resulting from Initiated Act 1 of 1990 and Initiated Act 1  
33 from 1996, is amended to add an additional subdivision to read as follows:

34 (d)(1) It shall be unlawful for any candidate for any public office or  
35 any person acting in the candidate's behalf to accept any contribution from a  
36 prohibited political action committee for any election.

1 (2) It shall be unlawful for any prohibited political action  
2 committee to make a contribution to a candidate for public office in an  
3 election.

4 (3) It shall be unlawful for any ballot question committee,  
5 legislative question committee, political party, county political party  
6 committee, or approved political action committee to accept any contribution  
7 from a prohibited political action committee.

8 (4) It shall be unlawful for any prohibited political action  
9 committee to make a contribution to:

10 (A) A ballot question committee;

11 (B) A legislative question committee;

12 (C) A political party;

13 (D) A county political party committee; or

14 (E) An approved political action committee or a prohibited  
15 political action committee.

16 (5) It shall be unlawful for an approved political action  
17 committee to make a direct contribution to an approved political action  
18 committee or prohibited political action committee.

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20 SECTION 5. Arkansas Code § 7-6-215(a)(4)(A), concerning registration  
21 and reporting by approved political action committees and resulting from  
22 Initiated Act 1 of 1990 and Initiated Act 1 from 1996, is amended to read as  
23 follows:

24 (4)(A) An out-of-state political action committee, including a  
25 federal political action committee, shall be required to comply with the  
26 registration and reporting provisions of this section if the committee  
27 contributes more than five hundred dollars (\$500) in a calendar year to  
28 candidates, ballot question committees, legislative question committees,  
29 political parties, or county political party committees, ~~or other political~~  
30 ~~action committees~~ within this state.

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32 SECTION 6. Arkansas Code § 7-6-215(d)(1), concerning registration and  
33 reporting by approved political action committees and resulting from  
34 Initiated Act 1 of 1990 and Initiated Act 1 from 1996, is amended to read as  
35 follows:

36 (d)(1) Within fifteen (15) calendar days after the end of each

1 calendar quarter, a political action committee shall file a quarterly report  
2 with the Secretary of State, including the following information:

3 (A) The total amount of contributions received and the  
4 total amount of contributions made during the filing period and the  
5 cumulative amount of those totals;

6 (B) The current balance of political action committee  
7 funds;

8 (C) The name and address of each person that made a  
9 contribution or contributions to the political action committee that exceeded  
10 five hundred dollars (\$500) in the aggregate during the calendar year, the  
11 contributor's place of business, employer, occupation, the date of the  
12 contribution, the amount contributed, and the total contributed for the year;

13 (D) The name and address of each candidate, ballot  
14 question committee, legislative question committee, political party, or  
15 county political party committee, ~~or other political action committee, if~~  
16 ~~any~~, to whom or which the political action committee made a contribution or  
17 contributions that exceeded fifty dollars (\$50.00) in the aggregate during  
18 the filing period, with the amount contributed and the election for which the  
19 contribution was made;

20 (E) The name and address of each candidate, ballot  
21 question committee, legislative question committee, political party, or  
22 county political party committee, ~~or other political action committee, if~~  
23 ~~any~~, to whom or which the political action committee contributed a  
24 nonmonetary item, together with a description of the item, the date the item  
25 was contributed, and the value of the item; and

26 (F) The total amount of expenditures made for  
27 administrative expenses and for each single expenditure that exceeded one  
28 hundred dollars (\$100), an itemization, including the amount of the  
29 expenditure, the name and address of the person to whom the expenditure was  
30 made, and the date the expenditure was made.

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32 /s/Sabin  
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