

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4
5 By: Senator K. Hammer

A Bill

SENATE BILL 583

For An Act To Be Entitled

8 AN ACT TO ESTABLISH THE VOTER FRAUD HOTLINE; TO ALLOW
9 THE ATTORNEY GENERAL TO INVESTIGATE VOTER FRAUD; TO
10 REQUIRE REPORTS OF ALLEGATIONS OF VOTER FRAUD; AND
11 FOR OTHER PURPOSES.

Subtitle

15 TO ESTABLISH THE VOTER FRAUD HOTLINE; TO
16 ALLOW THE ATTORNEY GENERAL TO INVESTIGATE
17 VOTER FRAUD; AND TO REQUIRE REPORTS OF
18 ALLEGATIONS OF VOTER FRAUD.

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

23 SECTION 1. Arkansas Code § 7-5-305(a)(8)(B)(v) and (vi), concerning
24 requirements to vote in an election, are amended to read as follows:

25 (v) The county board of election commissioners shall
26 refer suspected instances of voter fraud to the ~~prosecuting attorney~~ State
27 Board of Election Commissioners and the Attorney General.

28 (vi) The State Board of Election Commissioners,
29 Attorney General's office, and the prosecuting attorney, if assigned by the
30 Attorney General, may investigate possible voter fraud;

32 SECTION 2. Arkansas Code Title 25, Chapter 16, Subchapter 7, is
33 amended to add an additional section to read as follows:

34 25-16-717. Voter fraud – Hotline – Prosecution.

35 (a)(1) The Attorney General shall establish and publish procedures to
36 receive complaints concerning voter fraud.



1 (2) The procedures shall include the operation of a toll-free
2 hotline and may include procedures to receive written complaints through the
3 mail, email, or fax.

4 (b) The Attorney General shall maintain statewide statistics on
5 complaints received concerning voter fraud.

6 (c) The Attorney General annually shall report statewide statistics on
7 complaints concerning voter fraud received under this section during a year
8 no later than October 1 of the next year to the Legislative Council and the
9 State Board of Election Commissioners.

10 (d) If the Attorney General receives a complaint that a violation of
11 law has occurred, the Attorney General shall:

12 (1) Forward the complaint to the State Board of Election
13 Commissioners for preliminary investigation; and

14 (2) Investigate the allegation of voter fraud if the board
15 returns a complaint for investigation.

16 (e) The Attorney General may appoint a person employed as an attorney
17 in the Attorney General’s office as a special prosecutor under § 16-21-149
18 to:

19 (1) Investigate the alleged voter fraud; and

20 (2) Prosecute the alleged voter fraud if the special prosecutor
21 determines charges should be filed for voter fraud.

22 (f)(1) The Attorney General shall designate a prosecuting attorney
23 within the state each year to investigate a complaint of voter fraud made
24 against the Attorney General if a complaint is made.

25 (2) If a complaint of voter fraud is made against the Attorney
26 General, the board shall refer the complaint to the designated prosecuting
27 attorney for investigation and prosecution if the prosecutor determines
28 charges should be filed for voter fraud.

29 (g) If the Attorney General determines there is a conflict of interest
30 in the appointment of a special prosecutor to investigate a complaint or
31 prosecute a case, the matter shall be referred to the appropriate prosecuting
32 attorney for additional investigation and prosecution, if necessary.

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