

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

SENATE BILL 260

5 By: Senators Hester, B. Ballinger
6

For An Act To Be Entitled

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

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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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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Constitution, Article 19, § 28(c)(1)(A),
27 concerning contributions, is amended to read as follows:

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

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

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



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

3
4 SECTION 2. Arkansas Code § 7-6-201(1)(A), concerning campaign
5 financing definitions and resulting from Initiated Act 1 of 1990 and
6 Initiated Act 1 of 1996, is amended to read as follows:

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

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

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

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

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

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

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

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

36 (2) It shall be unlawful for any prohibited political action

1 committee to make a contribution to a candidate for public office in an
 2 election.

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

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

- 9 (A) A ballot question committee;
- 10 (B) A legislative question committee;
- 11 (C) A political party;
- 12 (D) A county political party committee; ~~or~~
- 13 (E) An approved political action committee; or
- 14 (F) A prohibited political action committee.

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

18 (B) A direct contribution does not include the purchase of
 19 a ticket to a ticketed event if the amount paid for the ticket is equal to
 20 the stated or published face value of the ticket and does not constitute or
 21 include a gift.

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

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

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 35 SECTION 6. Arkansas Code § 7-6-215(d)(1), concerning registration and
 36 reporting by approved political action committees and resulting from

1 Initiated Act 1 of 1990 and Initiated Act 1 from 1996, is amended to read as
 2 follows:

3 (d)(1) Within fifteen (15) calendar days after the end of each
 4 calendar quarter, a political action committee shall file a quarterly report
 5 with the Secretary of State, including the following information:

6 (A) The total amount of contributions received and the
 7 total amount of contributions made during the filing period and the
 8 cumulative amount of those totals;

9 (B) The current balance of political action committee
 10 funds;

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

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

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

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

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