

RULE REGARDING VOTER REGISTRATION

(Emergency Rule -Effective May 4, 2024)

(Permanent Rule *Proposed* Effective September 1, 2024)



STATE BOARD OF ELECTION COMMISSIONERS

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Scope of Rules

These rules are to supplement and provide consistency with Arkansas Constitution Amendment 51 and other laws of Arkansas to secure uniform and efficient procedures in the administration of Amendment 51 throughout the State. Ark. Const. Amend. 51 § 5(e).

§ 1400 Definitions

- (1) “Authorized Computer Voter Registration Agency” – means those Voter Registration Agencies identified in Arkansas Constitution Amendment 51 §§ 5(b)(2)-(4) that are specifically authorized to utilize computer processes as part of the agency’s interaction with its customers, program recipients, or participants of disability programs. These Voter Registration Agencies are:
 - a. The Office of Driver Services of the Revenue Division of the Department of Finance and Administration;
 - b. State Revenue Offices;
 - c. Public assistance agencies that provide services under:
 - i. Food Stamps,
 - ii. Medicaid,
 - iii. Aid to Families with Dependent Children (AFDC),
 - iv. Special Supplemental Food Program for Women, Infants and Children (WIC);
 - d. Disability agencies that offer state-funded programs that primarily provide services to persons with disabilities.
- (2) “Federal Mail Voter Registration Application Form” – means the Voter Registration Application form prepared and made available by the Election Assistance Commission.
- (3) “Mail Voter Registration Application Form” – means a document approved by the State Board of Election Commissioners for voter registration applicants to apply for voter registration.
- (4) “Registration Application Form” – means a Mail Voter Registration Form or a Federal Mail Voter Registration Form.
- (5) “Third-Party Registration Organization” – means a person or group of people who collect, gather, or submit Registration Application Forms to the Secretary of State or the permanent registrar of a county.
- (6) “Voter Registration Agency” – means those agencies identified in Amendment 51 § 5(a)(1)-(5) and include:

- a. Office of Driver Services of the Revenue Division of the Department of Finance and Administration;
- b. State Revenue Offices;
- c. Public assistance agencies that provide services under:
 - i. Food Stamps,
 - ii. Medicaid,
 - iii. Aid to Families with Dependent Children (AFDC),
 - iv. Special Supplemental Food Program for Women, Infants and Children (WIC);
- d. Disability agencies that offer state-funded programs that primarily provide services to persons with disabilities;
- e. Public library; and
- f. Arkansas National Guard.

(7) “Signature or Mark” – means a handwritten wet signature or handwritten wet mark made on a Registration Application Form with a pen or other writing device that is physically moved across the form and that forms the applicant’s signature or mark on the paper form. A Signature or Mark that utilizes a computer to generate or recreate the applicant’s signature or mark is not an acceptable signature or mark of the applicant for purposes of Amendment 51 §§ 6(a)(1) & (a)(3)(F) Registration Application Form.

§ 1401 Requirements to accept Registration Application Forms and Applications from Authorized Computer Voter Registration Agencies.

- (1) A permanent registrar shall accept a Registration Application Form that is:
 - a. complete and legible;
 - b. is executed with a Signature or Mark made by the voter registration applicant; and
 - c. is submitted to the permanent registrar by mail, delivered in-person by the voter, or is delivered by a Third-Party Registration Organization.
- (2) A permanent registrar shall accept legible and properly completed applications submitted by Authorized Computer Voter Registration Agencies as set forth in Amendment 51, § 5(b)(2)-(4) of the Arkansas Constitution.