

1 State of Arkansas As Engrossed: H1/16/25 H1/23/25

2 95th General Assembly

A Bill

3 Regular Session, 2025

HOUSE BILL 1040

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

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For An Act To Be Entitled

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

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Subtitle

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

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

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22 SECTION 1. DO NOT CODIFY. Title.

23 This act shall be known and may be cited as "The Water in Line Act of
24 2025".

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

27 The General Assembly finds that:

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

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

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

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



1 electioneering prohibition, which would remain in place.

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4 misdemeanor offenses relating to elections, is repealed.

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

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10 /s/A. Collins
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