

ARKANSAS SENATE
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of Senate Bill No. 226

"AN ACT TO ALLOW MAYOR-COUNCIL CITIES WITH POPULATIONS OF FEWER
THAN 50,000 THE OPTION OF APPOINTING THE CITY ATTORNEY."

Amendment No. 1 to Senate Bill No. 226.

Amend Senate Bill No. 226 as originally introduced:

Page 1, line 10, delete "50,000" and substitute "5,000"

AND

Page 1, line 16, delete "50,000" and substitute "5,000"

AND

Delete SECTION 1 in its entirety and substitute the following:

"SECTION 1. Arkansas Code Title 14, Chapter 43, Subchapter 3 is amended to add an additional section to read as follows:

14-43-319. City attorney in mayor-council cities of fewer than 5,000.

(a) If it is not established by ordinance that the office of the city attorney will be appointed, the qualified voters of cities of the first class having a population of fewer than five thousand (5,000) and having the mayor-council form of government shall elect a city attorney for four (4) years on the Tuesday following the first Monday in November 2006 and every four (4) years thereafter.

(b) Incumbent city attorneys shall continue in office until their successors are elected and qualified.

(c)(1) If no attorney residing in the city is elected as city attorney, the city council may select a resident attorney to fill the office for the remainder of the unfilled term.

(2)(A) If no resident attorney of the city is willing to serve as city attorney or if no attorney resides within the limits of the city, the mayor and city council may contract with any licensed attorney of this state or the attorney's firm to serve as legal advisor, counselor, or prosecutor until a qualified city attorney is elected or qualified.



The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Wilkinson

KLL/MEM - 02-09-2005 14:48

KLL119

Secretary

(B) The duties of a nonresident attorney under contract shall be prescribed by ordinance."