

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senator Scott**

# A Bill

**SENATE BILL 237**

## **For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE 14-186-203 (a) TO PROVIDE  
9 THAT A MAYOR SHALL HAVE THE OPTION TO APPOINT AN  
10 ADDITIONAL MEMBER TO THE MUNICIPAL PORT AUTHORITY IN LIEU  
11 OF THE MAYOR SERVING ON THE PORT AUTHORITY; AND FOR OTHER  
12 PURPOSES."

13  
14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

15  
16 SECTION 1. Arkansas Code 14-186-203(a) is amended to read as follows:

17 "(a) (1) The municipal port authority shall be created by ordinance of  
18 the governing body of the city or town and shall be an instrumentality of the  
19 city or town creating the authority.

20 (2) Any city or incorporated town in the State of Arkansas shall  
21 have the right, by ordinance, to create and set up a port authority. The  
22 authority shall consist of and be governed by a board of five (5) members, one  
23 (1) of whom may be the mayor of the city or incorporated town creating the  
24 authority . If the mayor is a member of the port authority, the mayor shall  
25 be chairman. If the mayor is not a *member of the port authority, the chairman*  
26 *shall be elected by the members of the authority.*"

27  
28 SECTION 2. All provisions of this act of a general and permanent nature  
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
30 Revision Commission shall incorporate the same in the Code.

31  
32 SECTION 3. If any provision of this act or the application thereof to  
33 any person or circumstance is held invalid, such invalidity shall not affect  
34 other provisions or applications of the act which can be given effect without  
35 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.

2

3 SECTION 4. All laws or parts of laws in conflict with this act are  
4 hereby repealed.

5

6 SECTION 5. *Emergency. It is hereby found and determined by the*  
7 *Seventy-Eighth General Assembly that the present law provides that the mayor*  
8 *of the city or incorporated town creating a port authority shall be a member*  
9 *of the governing board and shall be chairman; that the law should provide that*  
10 *the mayor may be a member of the board; and that this act would provide an*  
11 *option for the mayor to serve on the board and serve as chairman or to not*  
12 *serve on the board and appoint another member to be chairman. Therefore, an*  
13 *emergency is hereby declared to exist and this act being necessary for the*  
14 *immediate preservation of the public peace, health and safety shall be in full*  
15 *force and effect from and after its passage and approval.*

16

*/s/Scott*

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32