

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Dowd**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 14-47-135 PERTAINING TO THE
9 EMPLOYMENT BY A CITY WITH A CITY MANAGER FORM OF
10 GOVERNMENT OF A PERSON RELATED TO A MEMBER OF THE BOARD OF
11 DIRECTORS OR THE CITY MANAGER; AND FOR OTHER PURPOSES."

Subtitle

14 "RELATING TO NEPOTISM IN CITIES WITH A CITY MANAGER FORM
15 OF GOVERNMENT."

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

19 SECTION 1. Arkansas Code 14-47-135 is amended to read as follows:

20 "14-47-135. Relations barred from employment.

21 No person shall hold an appointive position or employment in the pay of
22 the city if that person is related by blood or marriage in the third degree
23 either to a member of the board of directors or to the city manager. Provided
24 however, this prohibition shall not prevent a person who holds an appointive
25 or employment position with the city at the time the person_s relative becomes
26 city manager or a member of the board of directors from continuing in that
27 position or employment."

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

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

1 the invalid provision or application, and to this end the provisions of this
2 act are declared to be severable.

3

4 SECTION 4. All laws and parts of laws in conflict with this act are
5 hereby repealed.

6

7 SECTION 5. EMERGENCY. It is hereby found and determined by the General
8 Assembly that the present city manager law which prohibits a person related to
9 a member of the board of directors or the city manager from holding a position
10 of employment or appointment with the city is unreasonably strict; that this
11 act modifies that provision to make it more reasonable; and that until this
12 act goes into effect, unreasonable discrimination will continue as a result of
13 the current law. Therefore, an emergency is hereby declared to exist and this
14 act being necessary for the preservation of the public peace, health and
15 safety shall be in full force and effect from and after its passage and
16 approval.

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

