

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

As Engrossed: H2/10/97

A Bill

HOUSE BILL 1408

4
5 By: Representatives Vess, Dietz, and Bennett

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE § 14-43-411(b) TO CHANGE THE
10 REQUIREMENTS IN FILLING VACANCIES OF ALDERMEN IN MAYOR-
11 COUNCIL CITIES WITH POPULATION OF FIFTY THOUSAND (50,000)
12 OR MORE; AND FOR OTHER PURPOSES."

Subtitle

15 "TO CHANGE THE ELECTION REQUIREMENT IN
16 FILLING VACANCIES OF ALDERMEN IN MAYOR-
17 COUNCIL CITIES WITH POPULATION OVER
18 FIFTY THOUSAND (50,000)."

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

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22 SECTION 1. Arkansas Code § 14-43-411(b), regarding the filling of
23 alderman vacancies in cities with mayor-council governments, is amended to
24 read as follows:

25 "(b) When a vacancy occurs in any position of alderman in a city having
26 a population of fifty thousand (50,000) or more, according to the most recent
27 federal decennial census, and having a mayor-council form of government in
28 which the electors of each ward elect one (1) or more aldermen, a new alderman
29 shall be chosen in the following manner:

30 (1) If the unexpired portion of the term of alderman exceeds ~~one~~
31 ~~(1) year~~ two (2) years, a successor shall be elected by a vote of the electors
32 of the ward. The city council shall order a special election to be held within
33 sixty (60) days of the date the vacancy occurs;

34 (2) If the unexpired portion of the term of alderman is ~~one (1)~~
35 ~~year~~ two (2) years or less, a successor shall be chosen by a majority vote of
36 the members of the council."

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

SECTION 3. If any provisions of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provisions or application, and to this end the provisions of this act are declared to be severable.

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

/s/Rep. Vess et al