

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

*As Engrossed: S3/26/03 S4/4/03 H4/10/03*

# A Bill

SENATE BILL 618

5 By: Senator Madison  
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## For An Act To Be Entitled

9 AN ACT TO LIMIT THE NUMBER OF SPECIAL ELECTIONS  
10 IN A CALENDAR YEAR; AND FOR OTHER PURPOSES.

### Subtitle

11  
12 AN ACT TO LIMIT THE NUMBER OF SPECIAL  
13 ELECTIONS.  
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16

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

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19 *SECTION 1. Arkansas Code § 7-5-103 is amended to read as follows:*  
20 *7-5-103. Time of special elections.*

21 *If no time is otherwise provided by law, all special elections to fill*  
22 *vacancies or to elect any officers where there appears to be a tie vote shall*  
23 *be held on the second Tuesday of any month at the time specified in the*  
24 *proclamation issued by the appropriate constituted authority but in no event*  
25 *earlier than thirty (30) days following the issuance of the proclamation.*  
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27 *SECTION 2. Arkansas Code § 14-14-917(a)(4), concerning the time of*  
28 *special elections for initiative and referendum elections, is amended to read*  
29 *as follows:*

30 *(4) Time of Special Election. The county court shall fix the*  
31 *date for the conduct of any special elections on referendum measures. The*  
32 *date shall be not less than thirty (30) calendar days after the date of the*  
33 *order calling the election. However, where the electors exercise their powers*  
34 *to establish the necessity for a special election, the county court shall*  
35 *order an election ~~not more than forty five (45) calendar days after~~*  
36 *~~certification of sufficiency by the county clerk, nor~~ according to the dates*



1 stated in § 7-5-103, but not less than thirty (30) calendar days after the  
2 date of the order calling the election.

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4 SECTION 3. Arkansas Code § 6-14-102(d), concerning special school  
5 elections, is amended to read as follows:

6 (d) The board of directors of any school district shall have the  
7 authority to request the county board of election commissioners to call a  
8 special election for the purpose of considering a rate of tax for additional  
9 millages for maintenance and operations or for debt service as authorized by  
10 Arkansas Constitution, Amendment 74, provided that:

11 (1) All constitutional and statutory requirements for a special  
12 school election are met;~~and~~

13 (2) The date of the election is approved by the director~~;~~ and

14 (3) The special election is held on the second Tuesday of any  
15 month.

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17 SECTION 4. Arkansas Code § 6-14-105 is amended to read as follows:

18 6-14-105. Special election on petition of school district board of  
19 directors.

20 (a) If the board of directors of a school district deems it advisable  
21 to hold a special election in the district, the board of directors shall  
22 present a petition to the county court of the county of its domicile.

23 (b)(1) If the county court approves of the petition, it shall enter an  
24 order fixing a day for the special election, not earlier than thirty (30)  
25 days after the date of the order.

26 (2) The county court shall set the date for the special election  
27 so that the special election is held on the second Tuesday of any month.

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29 /s/ Madison  
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