

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

# A Bill

HOUSE BILL 1794

5 By: Representative Gates  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND THE PROCEDURE FOR ANNEXATION OF  
9 TERRITORY UNDER MUNICIPAL TERRITORIAL JURISDICTION;  
10 AND FOR OTHER PURPOSES.  
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## Subtitle

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14 TO AMEND THE PROCEDURE FOR ANNEXATION OF  
15 TERRITORY UNDER MUNICIPAL TERRITORIAL  
16 JURISDICTION.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 14-40-208 is amended to read as follows:

22 14-40-208. Annexation of territory under municipal territorial  
23 jurisdiction.

24 (a)(1) If a municipality states its intent by resolution or ordinance  
25 to annex a specifically defined territory or portion of the territory over  
26 which it is exercising territorial jurisdiction under § 14-56-413, the  
27 municipality shall initiate annexation proceedings within five (5) years of  
28 the stated intent.

29 (2) If a municipality does not state intent as required under  
30 subdivision (a)(1) of this section but exercises territorial jurisdiction  
31 over a specifically defined territory, the municipality shall initiate  
32 annexation proceedings on the territory within five (5) years of the date a  
33 description of the boundaries of the territory over which territorial  
34 jurisdiction is exercised is filed with the city clerk and the county  
35 recorder.

36 (b)(1) During the five (5) years under subsection (a) of this section,



1 the municipality may continue to exercise its territorial jurisdiction under  
2 § 14-56-413, including the defined territory ~~specified within its intent to~~  
3 ~~annex~~.

4 (2) If the municipality does not initiate annexation proceedings  
5 of the territory ~~specified within its intent to annex~~ within five (5) years  
6 ~~of the effective date of the resolution or ordinance~~ as required under  
7 subsection (a) of this section, the municipality is prohibited from again  
8 exercising territorial jurisdiction over the territory ~~specified within its~~  
9 ~~intent to annex~~ for the next five (5) years.

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