

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1558

By: Representative Pilkington

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE AMOUNT OF
SIGNATURES REQUIRED FOR CERTAIN COUNTY PETITIONS; TO
AMEND A PORTION OF THE LAW RESULTING FROM INITIATED
ACT 1 OF 1942; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE AMOUNT OF
SIGNATURES REQUIRED FOR CERTAIN COUNTY
PETITIONS; AND TO AMEND A PORTION OF THE
LAW RESULTING FROM INITIATED ACT 1 OF
1942.

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

SECTION 1. Arkansas Code § 3-8-803(a), concerning a petition to
determine the granting of a license for the manufacturing or selling or
bartering, loaning, or giving away intoxicating liquor and resulting from
Initiated Act 1 of 1942, is amended to read as follows:

(a) An election to determine whether licenses will be granted for the
manufacture or sale or the bartering, loaning, or giving away of intoxicating
liquor shall be called by a petition signed by registered voters in the
designated county, township, municipality, ward, or precinct in a number
equal to ~~thirty-eight~~ fifteen percent ~~(38%)~~ (15%) of the registered voters.

SECTION 2. Arkansas Code § 14-14-709(a), concerning the establishment
of subordinate service districts, is amended to read as follows:

(a) Procedure Generally. A subordinate service district may be



1 established by ordinance of the quorum court in the following manner:

2 (1)(A) Upon petition to the quorum court by ~~twenty-five~~ fifteen
3 percent ~~(25%)~~ (15%) of the number of realty owners within the proposed
4 subordinate service district, the owners of ~~twenty-five~~ fifteen percent ~~(25%)~~
5 (15%) of the realty in the area of the proposed subordinate service district,
6 and the owners of ~~twenty-five~~ fifteen percent ~~(25%)~~ (15%) of the assessed
7 value of the realty within the proposed subordinate service district, the
8 quorum court shall set a date for a public hearing and shall give notice of
9 the hearing on the petition to form the proposed subordinate service
10 district.

11 (B) Following the public hearing, the court may either
12 adopt an ordinance creating the subordinate service district or refuse to act
13 further on the matter;

14 (2) If hearings indicate that a geographic area desires
15 exclusion from the proposed subordinate service district, the quorum court
16 may amend the boundaries of the proposed subordinate service district to
17 exclude the property in that area; and

18 (3)(A) Where an ordinance is adopted establishing a subordinate
19 service district, the quorum court, in addition to all other requirements,
20 shall publish notice of the adoption of the ordinance.

21 (B) The notice shall include a statement setting out the
22 elector's right to protest.

23 (C) If within thirty (30) days of the notice, ~~twenty-five~~
24 fifteen percent ~~(25%)~~ (15%) or more of the number of realty owners within the
25 proposed subordinate service district, the owners of ~~twenty-five~~ fifteen
26 percent ~~(25%)~~ (15%) of the realty in the area of the proposed subordinate
27 service district, and the owners of ~~twenty-five~~ fifteen percent ~~(25%)~~ (15%)
28 of the assessed value of the realty within the proposed subordinate service
29 district file a written protest, by individual letter or petition, then the
30 ordinance creating the subordinate service district shall be void.