

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**

A Bill

ACT 299 OF 1995
HOUSE BILL 1373

4 **By: Representatives Jones, Thomas, Wooldridge, Lynn, Horn, Curran, Bennett, Ray, Pappas,**
5 **McJunkin, Luker, and Sheppard**

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For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 14-38-104 TO CONFORM WITH
10 ARKANSAS CODE 14-38-101 TO CLARIFY SIGNATURE REQUIREMENTS
11 FOR INCORPORATION; AND FOR OTHER PURPOSES."

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Subtitle

14 "TO CLARIFY SIGNATURE REQUIREMENTS FOR
15 INCORPORATION."

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

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SECTION 1. Arkansas Code 14-38-104(a) is amended to read as follows:

20 "(a) If the county court shall be satisfied, after hearing the
21 petition, that at least seventy-five (75) qualified voters reside therein, or
22 within the limits described by the petition, and that the petition has been
23 signed by them; that the limits have been accurately described, and an
24 accurate map or plat thereof made and filed; that the name proposed for the
25 city or incorporated town is proper and sufficient to distinguish it from
26 others of like kind in the state, and, moreover, it shall be deemed right and
27 proper, in the judgment and discretion of the court, that the petition shall
28 be granted, then the court shall make out and endorse on the petition an order
29 to the effect that the city or incorporated town as named and described in the
30 petition may be organized."

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

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SECTION 3. If any provision of this act or the application thereof to

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

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7 hereby repealed.

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10 APPROVED: 2-13-95

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