State of Arkansas  As Engrossed:  H1/29/19 H2/5/19
A Bill

By: Representative Capp

For An Act To Be Entitled
AN ACT TO AMEND THE LAW CONCERNING MUNICIPAL
ORDINANCE CODIFICATION BY REFERENCE; AND FOR OTHER
PURPOSES.

Subtitle
TO AMEND THE LAW CONCERNING MUNICIPAL
ORDINANCE CODIFICATION BY REFERENCE.

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

SECTION 1. Arkansas Code § 14-55-701 is amended to read as follows:
14-55-701. Authority to revise and codify.
(a) Any A municipality is authorized and empowered to revise and may
codify its ordinances, or any part of them, into one (1) or more volumes,
either bound or in loose-leaf form, without the publication or posting of any
part thereof without setting forth the provisions of the municipal code or
parts thereof, if three (3) copies of the municipal code, or the pertinent
parts thereof, and any related documents are filed either electronically or
by hard copy in the office of the clerk or recorder of the municipality for
inspection and viewing by the public before the passage of the ordinances.
(b)(1) The ordinance adopting the revision or codification shall be
enacted in accordance with under the requirements for the passage of
ordinances pertaining to of the municipality.
(2) The ordinance adopting the revision or codification may
provide for the repeal of certain ordinances and parts of ordinances by the
deletion or omission of them from the revision or codification.
(c) In exercising the authority to codify ordinances under this
subchapter, the municipality may:

   (1) Correct the spelling of words;

   (2) Change capitalization for the purpose of uniformity;

   (3) Correct manifest typographical and grammatical errors;

   (4) Correct manifest errors in references to laws, ordinances, and other documents;

   (5) Correct manifest errors in internal reference numbers;

   (6) Substitute the proper ordinance numbering or designation for the terms “this ordinance”, “the preceding ordinance”, or any similar words or phrases;

   (7) Number, renumber, redesignate, and rearrange organization of material within an ordinance;

   (8) Change internal reference numbers to agree with renumbered ordinances or material within an ordinance;

   (9) Substitute the correct calendar date for “the effective date of this ordinance” and other phrases of similar import;

   (10) Correct inaccurate references to:

       (A) Funds;

       (B) Fund accounts;

       (C) The titles of officers;

       (D) The names of departments or other agencies of the federal government, the state government, or local governments, and the names of other entities; and

       (E) The short titles of other laws or ordinances;

   (11) Make any other name changes necessary to be consistent with the laws or ordinances currently in effect;

   (12) Alphabetize definitions and make any necessary changes to conform the definitions sections to ordinance style and format;

   (13) Insert or delete hyphens in words to follow correct grammatical usage;

   (14) Change numerals or symbols to words or vice versa and add figures or words if they are merely repetitions of written words or vice versa for purposes of uniformity and style;

   (15) Change the form of nouns, pronouns, and verbs for purposes of style and grammar;

   (16) Correct punctuation;
(17) Correct word usage;

(18) Change gender-specific language to gender-neutral language;

and

(19) Remove obsolete language.

SECTION 2. Arkansas Code § 14-55-702 is amended to read as follows:

14-55-702. Copies of municipal code filed.

Upon the adoption of any municipal code or revision, three (3) copies of it the municipal code shall be filed and maintained in the office of the city clerk or recorder.

SECTION 3. Arkansas Code § 14-55-704(b) is amended to read as follows:

14-55-704. Amendment of municipal code authorized.

(a) Municipal codes or revisions A municipal code may be amended from time to time by ordinances duly enacted and published as required by law and passed in such form as to indicate the intention of the legislative body of the city to make them a part of the municipal code or revision.

(b)(1) When so passed, copies of the ordinances shall be inserted in the copies of the municipal code or revision maintained by the city clerk or recorder, and the ordinances shall be deemed a part of the municipal code or revision and shall have the same force and effect as if included therein at the time of the original adoption of the municipal code or revision.

(2) However, under this section any amendment shall not be deemed to give any amending ordinance retroactive effect Under this section, an amendment does not give an amended ordinance retroactive effect.

/s/Capp

APPROVED: 2/26/19