1   State of Arkansas

As Engrossed: H2/27/97

2   81st General Assembly

A Bill

ACT 729 OF 1997

3   Regular Session, 1997

HOUSE BILL   1813

4

5   By: Representative Simon

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8   ## For An Act To Be Entitled

9   "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 14-42-205 TO

10   ESTABLISH FILING REQUIREMENTS FOR MUNICIPAL CANDIDATES IN

11   MUNICIPALITIES SITUATED IN TWO (2) OR MORE COUNTIES; AND

12   FOR OTHER PURPOSES."

13

14   ## Subtitle

15   "TO AMEND ARKANSAS CODE ANNOTATED

16   14-42-205 TO ESTABLISH FILING

17   REQUIREMENTS FOR MUNICIPAL CANDIDATES IN

18   MUNICIPALITIES SITUATED IN TWO (2) OR

19   MORE COUNTIES."

20

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

22

23   SECTION 1. Arkansas Code Annotated § 14-42-205 is amended to read as

24 follows:

25   "14-42-205. ~~Election results for~~ Elections in municipalities situated in

26 different counties.

27   (a) *In all municipal elections in municipalities* situated in two (2) or

28 more counties, a candidate for municipal office shall file for office with the

29 county clerk of the county with the highest population of the municipality

30 based upon the most recent *city* federal census. *The county clerk of the*

31 *county with the highest population shall certify the municipal candidate to*

32 *the other counties.*

33   *(b) An independent candidate shall file a nominating petition with the*

34 *county clerk with the highest population in the municipality.* The county

35 clerk of the county with the highest population in the municipality shall

36 verify the signatures on a nominating petition from that county and, if

1 necessary to verify signatures from a different county, shall forward the

2 petition to the appropriate county clerk. That county clerk shall return the

3 petition to the county clerk of the county with the highest population in the

4 municipality within five (5) days of receipt. The county clerk of the county

5 with the highest population in the municipality shall certify the sufficiency

6 of the petition and, in order for the name of the candidate to be printed on

7 all ballots, shall file the certification with each county board of election

8 commissioners where the municipal election will be held.

9 ~~(a)~~(c) In all municipal elections in municipalities situated in two (2)

10 or more counties, the county board of election commissioners in the county in

11 which fewer residents of the municipality reside shall certify the election

12 results in municipal offices and issues in that portion of the municipality

13 located in such county to the election board of the county in which the

14 greater number of residents of the municipality reside.

15 ~~(b)~~(d) The county board of election commissioners in which the greater

16 population of the municipality resides shall tabulate the votes cast on

17 municipal offices and issues and shall certify the election results to the

18 mayor of the municipality as provided in § 14-42-204."

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20   SECTION 2. All provisions of this act of a general and permanent nature

21 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

22 Revision Commission shall incorporate the same in the Code.

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

25 any person or circumstance is held invalid, such invalidity shall not affect

26 other provisions or applications of the act which can be given effect without

27 the invalid provision or application, and to this end the provisions of this

28 act are declared to be severable.

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30   SECTION 4. All laws and parts of laws in conflict with this act are

31 hereby repealed.

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33   */s/Rep. Simon*

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35   APPROVED:3-20-97

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