Amendment No. 2 to Senate Bill 179

Amend Senate Bill No. 179 as engrossed, S2/5/19 (version: 02/05/2019 9:49:40 AM)

Immediately after the enacting clause, insert the following:

"SECTION 1. Arkansas Code § 14-47-107(a), concerning a subsequent election in a city manager form of government on changing to a mayor-council form of government, is amended to read as follows:

(a)(1)(A) After the expiration of six (6) years after from the date on which the first board of directors takes office in a city organized under this chapter, a petition may be presented to the mayor by the electors under subdivision (a)(1)(B)(i) of this section or by the board of directors under subdivision (a)(1)(B)(ii) of this section.

(B)(i) A petition brought by the electors shall be signed by electors equal in number to fifteen percent (15%) of the aggregate number of ballots cast for the position of mayor in the immediately preceding mayoral general election.

(ii) A petition brought by the board of directors shall be by ordinance.

(C) Whereupon Upon the receipt of a petition under this subdivision (a)(1), the mayor by proclamation shall submit the question of organization of the city under the mayor-council form of government at a special election to be held in accordance with § 7-11-201 et seq.

(2)(A) The proclamation shall be published at length one (1) time in some a newspaper published in the city."
(B)(i) Notice of the election shall be published in some a newspaper published in the city one (1) time a week for two (2) weeks, the first publication to be not less than fifteen (15) days before the date set for the election.

(ii) No other notice of the election shall be necessary."

AND

Page 1, line 21, delete "SECTION 1" and substitute "SECTION 2"

AND

Page 2, delete line 3, and substitute the following:
"SECTION 3. Arkansas Code § 14-48-105(b), concerning the procedure"

AND

Page 2, line 6, delete "(b)(1)(A)" and substitute "(b)(1)(A)(i)"

AND

Page 2, delete line 12, and substitute the following:
"authorized by the laws of this state.

(ii) As an alternative to the petition presented to the mayor by electors under subdivision (b)(1)(A)(i) of this section, a petition may be presented to the mayor by the board of directors by ordinance."

AND

Page 2, delete line 20, and substitute the following:
"remainder of his or her term of office.

(2)(A)(i) Thereupon Upon the receipt of a petition under subdivision (b)(1)(A) of this section, the mayor by proclamation in accordance with § 7-11-201 et seq. shall submit the question of organization of the city under
the form of government stated in the petition at a special election to be held at a time specified therein.

(ii) The proclamation shall be published one (1) time at length in some a newspaper having a general circulation in the city.

(B)(i) Notice of the election shall be published one (1) time a week for two (2) weeks in some a newspaper having a general circulation in the city, the first publication to be not less than fifteen (15) days before the date set for the election.

(ii) No other notice of the election shall be is necessary."

The Amendment was read the first time, rules suspended and read the second time and __________________________
By: Senator M. Johnson
KLC/JNS - 02-07-2019 12:58:27
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__________________________  Secretary