

Hall of the House of Representatives
87th General Assembly - Regular Session, 2009
Amendment Form

Subtitle of House Bill No. 1023

"TO REQUIRE CONTINUED RESIDENCY, AFTER ELECTION, OF CITY DIRECTORS IN A
CITY ADMINISTRATOR FORM OF GOVERNMENT."

Amendment No. 1 to House Bill No. 1023.

Amend House Bill No. 1023 as originally introduced:

Add Representatives S. Malone, Barnett, Breedlove, and Slinkard as cosponsors of the bill

AND

Page 1, lines 10 and 11, delete "TO REQUIRE CONTINUED RESIDENCY, AFTER ELECTION, OF CITY DIRECTORS" and substitute the following:
"CONCERNING OFFICERS"

AND

Delete the subtitle in its entirety and substitute:

"CONCERNING OFFICERS IN A CITY
ADMINISTRATOR FORM OF GOVERNMENT."

AND

Immediately following SECTION 1, add an additional section to read as follows:

"SECTION 2. Arkansas Code § 14-48-112 is amended to read as follows:
14-48-112. Assistant mayor or vice mayor.

(a)(1) The board of directors shall elect from its membership an assistant mayor or vice mayor who shall serve in that capacity for two (2) years or until his or her tenure of office as a director expires, whichever ~~may be~~ is shorter.

(2) The assistant mayor or vice mayor shall not be prohibited from serving in that capacity for more than one (1) term.

(b)(1) The assistant mayor or vice mayor shall act as mayor during the absence or disability of the mayor.

(2)(A) If a vacancy in the office of mayor occurs, the assistant mayor or vice mayor shall perform the duties of mayor until a successor mayor is elected.



(B)(i) If the mayor ~~shall be~~ is continuously absent or disabled for more than six (6) months, his or her office will automatically become vacant, and a successor mayor shall be elected.

(ii)(a) A certificate of the city clerk or recorder recorded in the record of the proceedings of the board as to the absence or disability of the mayor or as to any vacancy in the office of mayor may be relied upon by all persons dealing with the municipality as conclusive evidence of the assistant mayor's or vice mayor's authority to assume the powers of the mayor.

(b)(1) Where any such certificate is so recorded, upon the termination of the absence or disability of the mayor and the resumption by him or her of his or her official duties ~~as such~~, the city clerk or recorder shall record in the records of the board a separate certificate attesting that fact.

(2) This separate certificate shall show the date of the termination of absence or disability and resumption of duties."

The Amendment was read _____
By: Representative Pennartz
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Chief Clerk