

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1435

5 By: Representatives Pyle, T. Baker, Overbey
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For An Act To Be Entitled

9 AN ACT CONCERNING THE FILLING OF VACANCIES IN
10 CERTAIN MUNICIPAL OFFICES; AND FOR OTHER
11 PURPOSES.
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Subtitle

13 CONCERNING THE FILLING OF VACANCIES IN
14 CERTAIN MUNICIPAL OFFICES.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code 14-42-107 is amended to read as follows:

21 14-42-107. Interest in offices or contracts prohibited.

22 (a)(1) No alderman, or member of any council, or elected official of a
23 municipal corporation, during the term for which he or she has been elected
24 or one (1) year thereafter, shall be appointed to any municipal office that
25 was created or the emoluments of which have been increased during the time
26 for which he or she has been elected except to fill a vacancy in the office
27 of mayor, alderman, clerk, clerk-treasurer, recorder, or recorder-treasurer.

28 (2) No alderman or council member shall be appointed to any
29 municipal office, except in cases provided for in §§ 14-36-101 et seq. – 14-
30 61-101 et seq., during the time for which he or she may have been elected.

31 (b)(1) No alderman, or council member, official, or municipal employee
32 shall be interested, directly or indirectly, in the profits of any contract
33 for furnishing supplies, equipment, or services to the municipality unless
34 the governing body of the city has enacted an ordinance specifically
35 permitting aldermen, or council members, officials, or municipal employees to
36 conduct business with the city and prescribing the extent of this authority.



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(2) The prohibition prescribed in this subsection shall not apply to contracts for furnishing supplies, equipment, or services to be performed for a municipality by a corporation in which no alderman, or council member, official, or municipal employee holds any executive or managerial office or by a corporation in which a controlling interest is held by stockholders who are not aldermen or council members.