

**Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.**

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4  
5 By: Senator D. Johnson

SJR 13

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7 **SENATE JOINT RESOLUTION**

8 TO AMEND PROVISIONS OF THE ARKANSAS CONSTITUTION  
9 CONCERNING LOCAL INITIATIVE PETITION DEADLINES.

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12 **Subtitle**

13 TO AMEND PROVISIONS OF THE ARKANSAS  
14 CONSTITUTION CONCERNING LOCAL INITIATIVE  
15 PETITION DEADLINES.

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18 BE IT RESOLVED BY THE SENATE OF THE EIGHTY-NINTH GENERAL ASSEMBLY OF THE  
19 STATE OF ARKANSAS AND BY THE HOUSE OF REPRESENTATIVES, A MAJORITY OF ALL  
20 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

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23 THAT the following is proposed as an amendment to the Constitution of  
24 the State of Arkansas, and upon being submitted to the electors of the state  
25 for approval or rejection at the next general election for Representatives  
26 and Senators, if a majority of the electors voting thereon at the election  
27 adopt the amendment, the amendment shall become a part of the Constitution of  
28 the State of Arkansas, to wit:

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30 SECTION 1. The subsection of Section 1 of Article 5 of the Arkansas  
31 Constitution titled "Local for Municipalities and Counties" is amended to  
32 read as follows:

33 Local for Municipalities and Counties. The initiative and referendum  
34 powers of the people are hereby further reserved to the legal voters of each  
35 municipality and county as to all local, special and municipal legislation of  
36 every character in and for their respective municipalities and counties, but



1 no local legislation shall be enacted contrary to the Constitution or any  
2 general law of the State, and any general law shall have the effect of  
3 repealing any local legislation which is in conflict therewith.

4 Municipalities may provide for the exercise of the initiative and  
5 referendum as to their local legislation. General laws shall be enacted  
6 providing for the exercise of the initiative and referendum as to counties.  
7 Fifteen per cent of the legal voters of any municipality or county may order  
8 the referendum, or invoke the initiative upon any local measure. In  
9 municipalities the number of signatures required upon any petition shall be  
10 computed upon the total vote cast for the office of mayor at the last  
11 preceding general election; in counties upon the office of circuit clerk. In  
12 municipalities and counties the time for filing an initiative petition shall  
13 not be fixed at less than ~~sixty~~ ninety-five days nor more than ~~ninety one~~  
14 hundred twenty days before the election at which it is to be voted upon; for  
15 a referendum petition at not less than thirty days nor more than ninety days  
16 after the passage of such measure by a municipal council; nor less than  
17 ninety days when filed against a local or special measure passed by the  
18 General Assembly.

19 Every extension, enlargement, grant, or conveyance of a franchise or  
20 any rights, property, easement, lease, or occupation of or in any road,  
21 street, alley or any part thereof in real property or interest in real  
22 property owned by municipalities, exceeding in value three hundred dollars,  
23 whether the same be by statute, ordinance, resolution, or otherwise, shall be  
24 subject to referendum and shall not be subject to emergency legislation.

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