

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015

# A Bill

HOUSE BILL 1585

4  
5 By: Representative C. Douglas

## For An Act To Be Entitled

8 AN ACT TO REQUIRE AN ELECTION ON THE ANNEXATION OF  
9 SURROUNDED LAND; AND FOR OTHER PURPOSES.

### Subtitle

12 TO REQUIRE AN ELECTION ON THE ANNEXATION  
14 OF SURROUNDED LAND.

16  
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. Arkansas Code § 14-40-503 is amended to read as follows:

20 14-40-503. ~~Procedure for~~ Election on annexation – Judicial review.

21 ~~(a)(1)(A) Except as provided in subdivision (a)(1)(B) of this section,~~  
22 ~~at the next regularly scheduled meeting following the public hearing, the~~  
23 ~~governing body of the municipality proposing annexation may bring the~~  
24 ~~proposed ordinance up for a vote.~~

25 ~~(B) An ordinance shall not be enacted within fifty-one~~  
26 ~~(51) days of a scheduled election to consider annexing all or part of the~~  
27 ~~area in question.~~

28 ~~(2) If a majority of the total number of members of the~~  
29 ~~governing body vote for the proposed annexation ordinance, then a prima facie~~  
30 ~~case for annexation shall be established, and the city shall proceed to~~  
31 ~~render services to the annexed area.~~

32 ~~(b) The decision of the municipal council shall be final unless suit~~  
33 ~~is brought in circuit court of the appropriate county within thirty (30) days~~  
34 ~~after passage to review the actions of the governing body.~~

35 (a) The procedure for an election on annexation under this subchapter  
36 is pursuant to § 14-40-303.



1           (b) Judicial review of the election on annexation under this  
2 subchapter is pursuant to § 14-40-304.

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