

Hall of the House of Representatives
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of House Bill No. 2956

"TO CLARIFY THE PROCEDURE FOR THE MERGER OF CITIES AND INCORPORATED
TOWNS."

Amendment No. 2 to House Bill No. 2956.

Amend House Bill No. 2956 as engrossed, H3/9/05 (version: 03-09-2005 09:27):

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 14-40-1208, is amended to read as follows:
14-40-1208. Existing officers, etc.

(a) The term of office of all officers, aldermen, and employees of the smaller municipality and all laws in force therein shall cease upon and after the consolidation.

(b) Any mayor who is forced from office because of a merger of two (2) or more municipalities under this subchapter is presumed to meet the minimum service period under § 24-12-123.

SECTION 2. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the procedure for the merger of municipalities is unclear on certain issues; that one (1) unintended consequence of a merger of two (2) or more municipalities is the forcing from office of at least one (1) or more mayors; and that this act is immediately necessary to clarify the procedure for the merger of municipalities and to prevent unfairness to elected officials who are forced out of office because of a merger of two (2) or more municipalities. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto."



The Amendment was read _____
By: Representative Willis
JSE/JSE - 03-10-2005 13:24
JSE446

Chief Clerk