

ARKANSAS SENATE
90th General Assembly - Fiscal Session, 2016
Amendment Form

JBC 05/03/2016 (29)

Subtitle of Senate Bill No. 46

AN ACT FOR THE CAPITOL ZONING DISTRICT COMMISSION APPROPRIATION FOR THE 2016-2017
FISCAL YEAR.

Amendment No. 1 to Senate Bill No. 46

Amend Senate Bill No. 46 as originally introduced:

Insert an additional SECTION immediately following SECTION 3 to read as follows:

" SECTION 4. SPECIAL LANGUAGE - CODE AMENDMENT. Arkansas Code § 22-3-310 is amended to read as follows:

22-3-310. Appeal of Capitol Zoning District Commission action.

(a)(1)(A) Any person aggrieved by any rule, regulation, decision, or order of the Capitol Zoning District Commission may appeal the action to the Circuit Court of Pulaski County Director of the Department of Arkansas Heritage.

(B) The director shall overturn the decision of the commission upon a finding that the commission's decision is clearly erroneous.

(2)(A) The decision of the director may be appealed to the Circuit Court of Pulaski County.

(B) The commission and the director shall provide the Circuit Court of Pulaski County with a record of all proceedings concerning the action on appeal.

(C) The Circuit Court of Pulaski County shall review the appeal of the director's decision de novo.

(b) The filing of an appeal shall in no respect suspend the operation of any rule, regulation, decision, or order, nor shall the director or the circuit court order any suspension without a full hearing.

(c) This section does not preclude enforcement of the commission's regulations by the City of Little Rock in Little Rock District Court under an agreement with the commission under § 22-3-308."

AND

Appropriately renumber the subsequent SECTION numbers of the bill.



The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator J. Hutchinson

MAH/MAH - 05-03-2016 12:26:19

MAH212

Secretary