

State of Arkansas  
76th General Assembly  
Regular Session, 1987  
By: Representative J. Roberts

HOUSE BILL 1754

"AN ACT TO AMEND SUBSECTION (4) OF SECTION 86 OF CHAPTER 5 OF ACT 742 OF 1977, AS AMENDED [ARK. STAT. 17-4003(4)], TO CLARIFY THE METHOD OF PUBLISHING ORDINANCES AND AMENDMENTS AND RESOLUTIONS ADOPTED BY THE QUORUM COURT; AND FOR OTHER PURPOSES."

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

SECTION 1. That subsection (4) of Section 86 of Chapter 5 of Act 742 of 1977, as amended, the same being subsection (4) of Section 17-4003 of the Arkansas Statutes, is hereby amended to read as follows:

"(4) Approval and Publication of Ordinances and Amendments. Upon passage, all ordinances or amendments shall be approved by the County Judge within seven (7) days unless vetoed and shall become law without his signature if not signed within seven (7) days. Such ordinances or amendments, and such resolutions approved by the quorum court which are required by law to be published, shall be published by the County Clerk in the manner provided in this Section, as prescribed by law. Approval of the County Judge shall be demonstrated by affixing his signature and his notation of the date signed on the face of an original copy of the proposed ordinance. Such approval and authentication shall apply to all ordinances or amendments to existing ordinances, unless the power of veto is invoked. Publication of such ordinances, or amendments, and publication of resolutions adopted by the quorum court when required by law, shall be in the manner provided by law and shall include: (i) the ordinance or resolution number, (ii) the title of the ordinance or resolution along with a descriptive narrative of the contents thereof, (iii) the date on which ordinance or resolution was adopted by the quorum court, and the date on which the same was approved by the County Judge or went into effect without his signature, (iv) a statement to the effect that a copy of the ordi-

nance or resolution is on file in the County Clerk's office and is open for inspection during regular business hours, and (v) that the full text of such ordinance or resolution will be posted in the courthouse and available for public inspection for thirty (30) days.

It shall not be necessary that the full text of an ordinance or an ordinance amending an existing ordinance, or a resolution, which is required to be published by law be included in such publication, and the availability of a copy of the ordinance or resolution in the County Clerk's office and the posting of such ordinance or resolution in the courthouse shall, together with the publication of notice as provided in the manner set forth in this subsection, constitute sufficient publication and notice of the adoption thereof as required by law."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

SECTION 3. EMERGENCY. It is hereby found and determined by the General Assembly that the present laws which require the publication of the full text of all ordinances and/or resolutions adopted by the quorum court impose an undue financial burden upon counties; that sufficient public notice of the adoption thereof will be served by the publication in the manner provided by law of the notice reflecting the title of such resolution or ordinance, and advising the public that a copy of such ordinance or resolution is on file in the office of the County Clerk and in the courthouse for public inspection during normal office hours and shall constitute sufficient publication as provided by law; and that the giving of notice in the manner as provided in this Act will result in substantial savings to counties. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

