

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Senator Gibson

SENATE BILL 39

"AN ACT TO CLARIFY THE PROCEDURE FOR THE APPOINTMENT OF THE
MEMBERS OF THE STATE HIGHWAY COMMISSION."

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

SECTION 1. All appointments to the Arkansas Highway Commission shall be based upon the congressional districts existing at the time of appointment, and shall be made as follows:

(a) So long as the State of Arkansas is apportioned four (4) congressional seats, such appointments shall be based upon the four congressional districts existing at the time of the appointments, and shall be made in such manner as to assure that, at the earliest possible date, the Commission shall be composed of one (1) member from each of the four congressional districts, and one (1) member from the State at large. Provided, that in the event there are two (2) members of the Commission serving from the same congressional district at the time a vacancy occurs, the member whose term has not expired shall be considered to be the at-large member of the Commission and the vacant position shall be filled by the appointment of a member who resides in the congressional district in which the vacancy exists.

(b) In the event the State of Arkansas is apportioned five (5) congressional seats, the appointments to the Arkansas Highway Commission shall be made in such manner as to assure, at the earliest possible date, that one (1) member shall be from each of the five congressional districts of the State.

SECTION 2. Act 932 of 1979 and all other laws or parts of laws in conflict with this Act are hereby repealed.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 a vacancy will exist on the State Highway Commission that must

be filled by appointment by the Governor while the Seventy-sixth General Assembly is in regular session, as required by Amendment No. 42 to the Arkansas Constitution, and that the immediate passage of this Act is necessary to clarify the procedure to be followed by the Governor in filling such vacant position. Therefore, an emergency is hereby declared to exist and this Act, being immediately necessary for the preservation of the public peace, health, and welfare, shall be in full force and effect from and after its passage and approval.

