

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

As Engrossed: H2/27/97

# A Bill

HOUSE BILL 1813

4  
5 By: Representative Simon  
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## For An Act To Be Entitled

8  
9 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 14-42-205 TO  
10 ESTABLISH FILING REQUIREMENTS FOR MUNICIPAL CANDIDATES IN  
11 MUNICIPALITIES SITUATED IN TWO (2) OR MORE COUNTIES; AND  
12 FOR OTHER PURPOSES."  
13

## Subtitle

14  
15 "TO AMEND ARKANSAS CODE ANNOTATED  
16 14-42-205 TO ESTABLISH FILING  
17 REQUIREMENTS FOR MUNICIPAL CANDIDATES IN  
18 MUNICIPALITIES SITUATED IN TWO (2) OR  
19 MORE COUNTIES."  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. Arkansas Code Annotated § 14-42-205 is amended to read as  
24 follows:

25 "14-42-205. ~~Election results for~~ Elections in municipalities situated in  
26 different counties.

27 (a) In all municipal elections in municipalities situated in two (2) or  
28 more counties, a candidate for municipal office shall file for office with the  
29 county clerk of the county with the highest population of the municipality  
30 based upon the most recent city federal census. The county clerk of the  
31 county with the highest population shall certify the municipal candidate to  
32 the other counties.

33 (b) An independent candidate shall file a nominating petition with the  
34 county clerk with the highest population in the municipality. The county  
35 clerk of the county with the highest population in the municipality shall  
36 verify the signatures on a nominating petition from that county and, if

1 necessary to verify signatures from a different county, shall forward the  
 2 petition to the appropriate county clerk. That county clerk shall return the  
 3 petition to the county clerk of the county with the highest population in the  
 4 municipality within five (5) days of receipt. The county clerk of the county  
 5 with the highest population in the municipality shall certify the sufficiency  
 6 of the petition and, in order for the name of the candidate to be printed on  
 7 all ballots, shall file the certification with each county board of election  
 8 commissioners where the municipal election will be held.

9 ~~—— (a)~~(c) In all municipal elections in municipalities situated in two (2)  
 10 or more counties, the county board of election commissioners in the county in  
 11 which fewer residents of the municipality reside shall certify the election  
 12 results in municipal offices and issues in that portion of the municipality  
 13 located in such county to the election board of the county in which the  
 14 greater number of residents of the municipality reside.

15 ~~—— (b)~~(d) The county board of election commissioners in which the greater  
 16 population of the municipality resides shall tabulate the votes cast on  
 17 municipal offices and issues and shall certify the election results to the  
 18 mayor of the municipality as provided in § 14-42-204."

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 20 SECTION 2. All provisions of this act of a general and permanent nature  
 21 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
 22 Revision Commission shall incorporate the same in the Code.

23  
 24 SECTION 3. If any provision of this act or the application thereof to  
 25 any person or circumstance is held invalid, such invalidity shall not affect  
 26 other provisions or applications of the act which can be given effect without  
 27 the invalid provision or application, and to this end the provisions of this  
 28 act are declared to be severable.

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 30 SECTION 4. All laws and parts of laws in conflict with this act are  
 31 hereby repealed.

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 33 /s/Rep. Simon  
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