

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

As Engrossed: S1/30/01

## A Bill

SENATE BILL 92

5 By: Senator Everett  
6 By: *Representatives Agee, King, Shoffner, Mack, Oglesby*  
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### For An Act To Be Entitled

10 AN ACT TO AMEND THE MUNICIPAL PLANNING LAW; AND FOR  
11 OTHER PURPOSES.

### Subtitle

14 AN ACT TO AMEND THE MUNICIPAL PLANNING  
15 LAW.

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

20 SECTION 1. *Arkansas Code 14-56-404(a) is amended to read as follows:*

21 *(a) (1) The legislative body of the municipality may create a planning*  
22 *commission of not less than five (5) members, of whom at least two-thirds*  
23 *(2/3) shall not hold any other municipal office or appointment except*  
24 *membership on the board of adjustment or a joint planning agency.*

25 *(2) The legislative body shall determine the number of people*  
26 *residing within the municipality and the number of people residing outside the*  
27 *municipality but within the area under the jurisdiction of the commission.*  
28 *Based on the proportion of population within the planning area outside the*  
29 *municipality versus the population within the municipality, the legislative*  
30 *body of the municipality shall assure that the same proportion of the members*  
31 *of the commission reside within the municipality and within the planning area*  
32 *outside the municipality.*

35 SECTION 2. *Arkansas Code 14-56-413(a)(1)(A) is amended to read as*  
36 *follows:*

1 (a)(1)(A) The territorial jurisdiction of the legislative body of the  
2 city having a planning commission, for the purpose of this subchapter, shall  
3 be exclusive and shall include all land lying within:

4 (i) ~~five~~ Five (5) miles of the corporate limits of a  
5 city of one hundred thousand (100,000) or more population;

6 (ii) Four (4) miles of the corporate limits of a city  
7 of at least twenty-five thousand (25,000) but fewer than one hundred thousand  
8 (100,000) population;

9 (iii) Two (2) miles of the corporate limits of a city  
10 of more than five thousand (5,000) but fewer than twenty-five thousand  
11 (25,000) population; and

12 (iv) One mile of the corporate limits of a city of no  
13 more than five thousand (5,000) population.

14 /s/ Everett

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