

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 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 1083

4
5 By: Representative Overbey
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For An Act To Be Entitled

8
9 AN ACT TO PROVIDE INCORPORATED TOWNS WITH THE
10 OPTION OF ELECTING ALDERMEN TO STAGGERED FOUR-
11 YEAR TERMS; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 AN ACT TO PROVIDE INCORPORATED TOWNS
15 WITH THE OPTION OF ELECTING ALDERMEN TO
16 STAGGERED FOUR-YEAR TERMS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 14-45-102 is amended to read as follows:
22 14-45-102. Election of aldermen.

23 (a)(1) The Except as provided in subdivision (a)(2) of this section,
24 the qualified voters of incorporated towns shall, on the Tuesday following
25 the first Monday in November 1982, and every two (2) years thereafter, elect
26 five (5) aldermen.

27 (2)(A) The town council of an incorporated town may refer to
28 voters an ordinance on the question of electing the five (5) aldermen to
29 four-year terms.

30 (B)(i) The voters shall vote on the ordinance at a general
31 election or at a special election called for that purpose.

32 (ii) The election to approve the four-year election
33 procedure shall be held no later than February 1 of the year of the general
34 election in which the procedure is proposed to be effective.

35 (C)(i) If this procedure is adopted by ordinance, referred
36 to and approved by the voters of the town, the initial terms for aldermen



1 representing positions numbered 1, 3, and 5 shall be a four-year term at the
2 next general election.

3 (ii) The initial terms for aldermen representing
4 positions numbered 2 and 4 shall be a two-year term at the next general
5 election and thereafter shall be a four-year term, resulting in staggered
6 terms.

7 (D)(i) The town council may refer to voters an ordinance
8 on the question of returning the town to electing aldermen to two-year terms
9 using the procedures of subdivision (a)(2) of this section.

10 (ii) If the voters approve returning a town to two-
11 year terms, all aldermen shall be elected to two-year terms at the next
12 general election and thereafter.

13 (E) The town council may not refer to voters another
14 question on electing aldermen to four-year terms or on returning the town to
15 electing aldermen to two-year terms unless at least four (4) years have
16 passed since the last election on changing the aldermanic terms.

17 (b)(1) A candidate shall designate which of five (5) aldermanic
18 positions he or she is running for by noting it on the petition filed
19 pursuant to § 14-42-206 or by declaring to the county board of election
20 commissioners the position currently held, subject to subdivision (a)(2) of
21 this section.

22 (2) The county board of election commissioners shall accept
23 those designations.

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