

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 86th General Assembly  
3 Regular Session, 2007  
4

As Engrossed: S3/14/07

# A Bill

SENATE BILL 827

5 By: Senator Hill  
6  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND PORTIONS OF THE REGIONAL WATER  
10 DISTRIBUTION DISTRICT ACT, ACT 114 OF 1957, § 14-  
11 116-101 ET SEQ.; TO PROVIDE ECONOMIC DEVELOPMENT;  
12 AND FOR OTHER PURPOSES.  
13

## Subtitle

14 TO AMEND PORTIONS OF THE REGIONAL WATER  
15 DISTRIBUTION DISTRICT ACT, ACT 114 OF  
16 1957, § 14-116-101 ET SEQ., AND TO  
17 PROVIDE ECONOMIC DEVELOPMENT.  
18  
19  
20

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

23 *SECTION 1. Arkansas Code § 14-116-301 is amended to read as follows:*  
24 *14-116-301. Members generally - Original appointments.*

25 *(a) The board of directors shall be composed of three (3) qualified*  
26 *voters residing in the service area of the customers of the district, which*  
27 *is the area within the boundaries of the water district to which the*  
28 *customers of the district currently provide retail water or other services*  
29 *that they have purchased from the district. However, if the district embraces*  
30 *lands in more than one (1) county, then the board of directors shall be*  
31 *composed of three (3) qualified electors who are residents of the service*  
32 *area of the customers of the district from each of the counties in which*  
33 *lands are embraced in the district. Furthermore, if the court creating a*  
34 *water distribution district finds that a larger number of board members than*  
35 *that provided for above is necessary to afford adequate representation for*  
36 *the various ~~areas~~ parts of the district, the court may establish a board*



1 consisting of a greater number of members than that provided for above. In  
2 this case the representation on the board of directors shall be apportioned  
3 to the various ~~areas~~ parts of the district in a manner the court deems just  
4 and equitable, and each director shall be a qualified voter residing in the  
5 part of the service area of the customers of the district that he or she  
6 represents.

7 (b) When the circuit court has established the district, it shall,  
8 within a reasonable time thereafter, appoint the three (3) or more directors  
9 of the water district. Upon the expiration of the terms of the directors so  
10 appointed, subsequent directors shall be elected as set out in this  
11 subchapter by the qualified electors residing in the service area of the  
12 customers of the water district in each county in which ~~there is an area~~  
13 ~~included~~ lands are embraced in the district or, if the district has been  
14 apportioned by the court, by qualified voters residing in the part of the  
15 service area of the customers of the district that the director will  
16 represent.

17  
18 SECTION 2. Arkansas Code § 14-116-302 is amended to read as follows:  
19 14-116-302. Members - Terms.

20 (a) Each director shall serve for a term of six (6) years and until  
21 his successor is duly elected and qualified, except that one (1) of the  
22 original directors from each county shall serve for a term of not more than  
23 two (2) years, one (1) for a term of not more than four (4) years, and one  
24 (1) for a term of not more than six (6) years as determined by the courts.  
25 However, if the court finds at any time that it is necessary or desirable  
26 that the board be composed of or increased to a greater number than three (3)  
27 for each county represented in the district in order to provide proper  
28 representation to the various ~~areas~~ parts of the district, the additional  
29 member or members of the enlarged board appointed by the court shall be  
30 appointed for terms of office that the court deems necessary to properly  
31 provide for staggered terms for the members of the board representing each  
32 area part of the district.

33 (b) The term of office of the directors shall expire on December 31 of  
34 the year which constitutes the last year of the term of each director.

35  
36 SECTION 3. Arkansas Code § 14-116-303 is amended to read as follows:

1 14-116-303. *Members - Nomination and election.*

2 (a) *Nominations for directors shall be upon petitions signed by at*  
3 *least fifty (50) qualified electors residing in the part of the service area*  
4 *of the customers of the district from which the director is to be elected.*  
5 *This petition shall be filed with the county board of election commissioners*  
6 *at least sixty (60) days prior to the general election.*

7 (b) *Election of the directors shall be held as a part of the general*  
8 *election and under the laws governing it.*

9 (c) *Any director shall be qualified to succeed himself.*

10  
11 /s/ Hill  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36