

**Stricken language would be deleted from and underlined language would be added to the Arkansas Constitution.**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

*As Engrossed: H3/20/09*

HJR 1006

4  
5 By: Representative Shelby

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8 **HOUSE JOINT RESOLUTION**

9 PROPOSING AN AMENDMENT TO THE ARKANSAS  
10 CONSTITUTION CONCERNING INCREASING THE LENGTH OF  
11 TERMS OF CIRCUIT CLERKS, COLLECTOR OF TAXES,  
12 COUNTY CLERKS, COUNTY JUDGES, COUNTY SHERIFFS,  
13 COUNTY ASSESSORS, COUNTY CORONERS, COUNTY  
14 TREASURERS, COUNTY SURVEYORS, AND CONSTABLES,  
15 *FROM TWO YEARS TO FOUR YEARS.*

16  
17 **Subtitle**

18 PROPOSING AN AMENDMENT TO THE ARKANSAS  
19 CONSTITUTION TO INCREASE THE TERMS OF  
20 COUNTY OFFICIALS FROM TWO YEARS TO FOUR  
21 *YEARS.*

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24 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-SEVENTH GENERAL  
25 ASSEMBLY OF THE STATE OF ARKANSAS AND BY THE SENATE, A MAJORITY OF ALL  
26 MEMBERS ELECTED TO EACH HOUSE AGREEING THERETO:

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28 That the following is proposed as an amendment to the Constitution of  
29 the State of Arkansas, and upon being submitted to the electors of the state  
30 for approval or rejection at the next general election for Representatives  
31 and Senators, if a majority of the electors voting thereon at the election  
32 adopt the amendment, the amendment shall become a part of the Constitution of  
33 the State of Arkansas, to wit:

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35 SECTION 1. Section 19 of Article 7 of the Arkansas Constitution is  
36 amended to read as follows:



1           § 19. Circuit clerks – Election – Term of office – ~~Ex-officio~~ Ex  
2 officio duties – County clerks elected in certain counties.

3           The clerks of the circuit courts shall be elected by the qualified  
4 electors of the several counties for the term of ~~two~~ four (4) years, and  
5 shall be ~~ex-officio~~ ex officio clerks of the county and probate courts and  
6 recorder; provided, that in any county having a population exceeding fifteen  
7 thousand (15,000) inhabitants, as shown by the last Federal census, there  
8 shall be elected a county clerk, in like manner as the clerk of the circuit  
9 court, for the term of four (4) years, and in such case the county clerk  
10 shall be ~~ex-officio~~ ex officio clerk of the probate court of such county  
11 until otherwise provided by the General Assembly.

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13           SECTION 2. Section 29 of Article 7 of the Arkansas Constitution is  
14 amended to read as follows:

15           § 29. County judge - Election - Term - Qualifications.

16           The Judge of the County Court shall be elected by the qualified  
17 electors of the county for the term of ~~two~~ four (4) years. He or she shall be  
18 at least twenty-five (25) years of age, a citizen of the United States, ~~a man~~  
19 an individual of upright character, of good business education, and a  
20 resident of the State for two (2) years before his or her election; and a  
21 resident of the county at the time of his or her election, and during his or  
22 her continuance in office.

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24           SECTION 3. Section 47 of Article 7 of the Arkansas Constitution is  
25 amended to read as follows:

26           § 47. Constables - Term of office - Certificate of election.

27           The qualified electors of each township shall elect the Constable for the  
28 term of ~~two~~ four (4) years, who shall be furnished, by the presiding Judge of  
29 the County Court, with a certificate of election, on which his official oath  
30 shall be indorsed.

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32           SECTION 4. Section 46 of Article 7 of the Arkansas Constitution is  
33 amended to read as follows:

34           § 46. County executive officers - Compensation of county assessor.

35           The qualified electors of each county shall elect one (1) Sheriff, who shall  
36 be ~~ex-officio~~ ex officio collector of taxes, unless otherwise provided by

1 law; one (1) Assessor, one (1) Coroner, one (1) Treasurer, who shall be ~~ex-~~  
 2 ~~officio~~ ex officio treasurer of the common school fund of the county, and one  
 3 (1) County Surveyor; for the term of ~~two~~ four (4) years, with such duties as  
 4 are now or may be prescribed by law: Provided, that no per centum shall ever  
 5 be paid to assessors upon the valuation or assessment of property by them.  
 6 If a separate collector of taxes has been created by law for a county, the  
 7 qualified electors of that county shall elect one (1) collector of taxes for  
 8 a term of four (4) years, with duties as provided by law.

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 10 SECTION 5. Amendment 41 of the Arkansas Constitution is amended to  
 11 read as follows:

12 Election of county clerk.

13 The provisions for the election of a County Clerk upon a population  
 14 basis are hereby abolished and there may be elected a County Clerk in like  
 15 manner as a Circuit Clerk, for the term of four (4) years, and in such cases,  
 16 the County Clerk may be ex officio Clerk of the Probate Court of such county  
 17 until otherwise provided by the General Assembly.

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 21 /s/ Shelby  
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