1 State of Arkansas *As Engrossed: H3/14/19*

2 92nd General Assembly A Bill

3 Regular Session, 2019 HOUSE BILL 1692

4

5 By: Representative Cavenaugh

6 By: Senator B. Johnson

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8 ## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING A CITY ATTORNEY IN

10 CERTAIN MAYOR-COUNCIL CITIES; AND FOR OTHER PURPOSES.

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13 ## Subtitle

14 TO AMEND THE LAW CONCERNING A CITY

15 ATTORNEY IN CERTAIN MAYOR-COUNCIL CITIES.

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

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20 SECTION 1. Arkansas Code Title 14, Chapter 42, Subchapter 1, is

21 amended to add an additional section to read as follows:

22 14-42-122. City attorney in mayor-council cities of fewer than 10,000.

23 (a)(1) If not established by ordinance that the office of the city

24 attorney will be *appointed,* the qualified voters of cities of the first class

25 having a population of fewer than ten thousand (10,000) and having the mayor-

26 council form of government shall elect a city attorney for four (4) years on

27 the Tuesday following the first Monday in November 2022 and every four (4)

28 years thereafter.

29 (2) An incumbent city attorney shall continue in office until

30 his or her successor is elected and qualified.

31 (b)(1) If no attorney residing in the city is elected as city

32 attorney, the city council may appoint a resident attorney to fill the office

33 for the remainder of the unfilled term.

34 (2)(A) If no attorney of the city serves as city attorney by

35 election or appointment or if no attorney resides within the municipal

36 boundaries of the city, then upon a two-thirds vote the city council may

1   contract with any licensed attorney of this state or the licensed attorney's

2   law firm to serve as legal advisor, counselor, or prosecutor.

3   (B)   The duties of an attorney under contract shall be

4   prescribed by ordinance.

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6   */s/Cavenaugh*

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