

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1331

5 By: Representative Milligan
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For An Act To Be Entitled

8 AN ACT TO AMEND VARIOUS MUNICIPAL STATUTES FOR
9 CONSISTENCY; AND FOR OTHER PURPOSES.

Subtitle

12 TO AMEND VARIOUS MUNICIPAL STATUTES FOR
13 CONSISTENCY.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 14-44-106 is amended to read as follows:
20 14-44-106. Vacancy in ~~mayor's~~ office.

21 If a vacancy occurs in the office of mayor, marshal, recorder,
22 treasurer, or recorder-treasurer in any city of the second class, at the
23 first regular meeting after the occurrence of the vacancy, the city council
24 shall proceed to ~~either~~ elect a person to fill the vacancy either by a
25 majority vote of the council members ~~a mayor to serve the unexpired term~~ or
26 by a call for a special election to be held in accordance with § 7-11-101 et
27 seq. ~~to fill the vacancy. At this election, a mayor shall be elected to serve~~
28 ~~the unexpired term.~~

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30 SECTION 2. Arkansas Code § 14-44-112 is repealed.

31 ~~14-44-112. Vacancy in marshal's office.~~

32 ~~If a vacancy occurs in the office of marshal in any city of the second~~
33 ~~class, at the first regular meeting after the occurrence of the vacancy, the~~
34 ~~city council shall proceed to elect by a majority vote of all the council~~
35 ~~members a marshal to serve for the unexpired term.~~



SECTION 3. Arkansas Code § 14-44-116 is repealed.

~~14-44-116. Vacancy in office of recorder, treasurer, or recorder-treasurer.~~

~~If a vacancy occurs in the office of recorder, treasurer, or recorder-treasurer in any city of the second class, at the first regular meeting after the occurrence of the vacancy, the city council shall elect by a majority vote of all the council members a person to serve for the unexpired term.~~

SECTION 4. Arkansas Code § 14-45-103, concerning vacancies in an incorporated town, is amended to add an additional subsection to read as follows:

(d) When a vacancy occurs in the office of marshal in an incorporated town and the marshal was elected under § 14-45-109, at the first regular meeting after the occurrence of the vacancy the town council shall elect by a majority vote of the town council a marshal to serve for the unexpired term.

SECTION 5. Arkansas Code § 14-45-105(a), concerning the powers of a mayor in an incorporated town, is amended to read as follows:

(a) The mayor in an incorporated ~~towns~~ town shall ~~be:~~

(1) Be ex officio president of the town council, shall preside;

(2) Preside at its the town council's meetings, and shall have;

and

(3) Have a vote when the mayor's vote is needed to pass;

(A) Pass any ordinance, bylaw, resolution, order, or motion; or

(B) Establish a quorum of the town council.