

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

A Bill

HOUSE BILL 1627

5 By: Representative Womack
6 By: Senator Caldwell
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE REVOCATION OF
10 A CHARTER OF A MUNICIPAL CORPORATION; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

14 TO AMEND THE LAW CONCERNING THE
15 REVOCATION OF A CHARTER OF A MUNICIPAL
16 CORPORATION.
17
18
19

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

22 SECTION 1. Arkansas Code § 14-62-102(a)(2), concerning the revocation
23 of a charter of a municipal corporation for noncompliance, is amended to read
24 as follows:

25 (2) The Attorney General shall file pleadings in the circuit
26 court of the Sixth Judicial District to revoke the charter of the municipal
27 corporation based on the notification under subdivision (a)(1) of this
28 section within thirty (30) calendar days of receipt of the notification.
29

30 SECTION 2. Arkansas Code § 14-62-103(b), concerning the surrender and
31 repeal of a charter of a municipal corporation, is amended to read as
32 follows:

33 (b) Until a final order of dissolution is entered under § 14-62-114,
34 the receiver appointed under § 14-62-104 shall continue to collect the share
35 of:

36 (1) General revenue turnback funds, as defined in the Revenue



1 Stabilization Law, § 19-5-101 et seq., ~~that the municipal corporation is~~
 2 ~~entitled to under § 27-70-207;~~

3 (2) County and state taxes that were being paid to the municipal
 4 corporation; and

5 (3) Any other funds, revenues, or fees as otherwise provided
 6 under this chapter.

7
 8 SECTION 3. Arkansas Code Title 14, Chapter 62, Subchapter 1, is
 9 amended to add an additional section to read as follows:

10 14-62-115. Failure of Attorney General to file pleadings.

11 (a) If the Attorney General does not file pleadings as required under
 12 § 14-62-102, the Legislative Joint Auditing Committee may require the
 13 Attorney General to appear before the Legislative Joint Auditing Committee in
 14 person for the purpose of explanation and questioning.

15 (b) As provided under § 10-3-411, the Legislative Joint Auditing
 16 Committee may issue and enforce a subpoena to the Attorney General to appear
 17 before the Legislative Joint Auditing Committee.

18 (c) The Legislative Joint Auditing Committee may recommend measures to
 19 the Joint Budget Committee or other appropriate legislative committee to
 20 address the failure of the Attorney General to file pleadings as required
 21 under § 14-62-102.

22
 23 SECTION 4. TEMPORARY LANGUAGE. DO NOT CODIFY.

24 This act applies to all notifications under § 14-62-102 received by the
 25 Attorney General whether or not pleadings have been filed under § 14-62-102
 26 on the effective date of this act, and all subsequent notifications.