

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015

A Bill

SENATE BILL 649

4
5 By: Senator Hester

For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW REGARDING ANNEXATION
9 ELECTIONS; AND FOR OTHER PURPOSES.

Subtitle

12 TO AMEND THE LAW REGARDING ANNEXATION
13 ELECTIONS.

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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 § 14-40-303(b), concerning annexation
20 election procedures, is amended to read as follows:

21 (b)(1)(A) The annexation ordinance ~~shall not become~~ is not effective
22 until the question of annexation is submitted to the qualified electors of
23 the annexing municipality and of the area to be annexed at the next general
24 election or at a special election. The special election shall be called by
25 ordinance or proclamation of the mayor of the annexing municipality in
26 accordance with § 7-11-201 et seq.

27 (B) If the area to be annexed has a population that is
28 less than sixty percent (60%) of the population of the annexing municipality,
29 the area to be annexed shall vote by separate ballot, and the votes shall be
30 counted separately.

31 (2)(A)(i) If a majority of the qualified electors voting in the
32 election vote for the annexation, no later than fifteen (15) days following
33 the election, the county clerk shall certify the election results and record
34 the same, along with the description and a map of the annexed area, in the
35 county records, and file a certified copy ~~thereof~~ with the Secretary of
36 State.



1 (ii) If a separate vote is held on the issue under
2 subdivision (b)(1)(B) of this section, a majority of the qualified electors
3 voting by separate ballot in the election shall vote for annexation for the
4 annexation to be effective.

5 (B) The annexation shall be effective, and the lands
6 annexed shall be included within the corporate limits of the annexing
7 municipality thirty (30) days following the date of recording and filing of
8 the description and map, as provided in this section, or in the event an
9 action is filed with the circuit court as provided in § 14-40-304, on the
10 date the judgment of the court becomes final.

11 (3) If a majority of the qualified electors voting on the issue
12 at the election vote against the annexation, the annexation ordinance ~~shall~~
13 ~~be~~ is null and void.

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