

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: H3/14/19

A Bill

HOUSE BILL 1692

By: Representative Cavanaugh

By: Senator B. Johnson

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING A CITY ATTORNEY IN
CERTAIN MAYOR-COUNCIL CITIES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING A CITY
ATTORNEY IN CERTAIN MAYOR-COUNCIL CITIES.

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

SECTION 1. Arkansas Code Title 14, Chapter 42, Subchapter 1, is amended to add an additional section to read as follows:

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

(a)(1) If not established by ordinance that the office of the city attorney will be appointed, the qualified voters of cities of the first class having a population of fewer than ten thousand (10,000) and having the mayor-council form of government shall elect a city attorney for four (4) years on the Tuesday following the first Monday in November 2022 and every four (4) years thereafter.

(2) An incumbent city attorney shall continue in office until his or her successor is elected and qualified.

(b)(1) If no attorney residing in the city is elected as city attorney, the city council may appoint a resident attorney to fill the office for the remainder of the unfilled term.

(2)(A) If no attorney of the city serves as city attorney by election or appointment or if no attorney resides within the municipal boundaries of the city, then upon a two-thirds vote the city council may



contract with any licensed attorney of this state or the licensed attorney's law firm to serve as legal advisor, counselor, or prosecutor.

(B) The duties of an attorney under contract shall be prescribed by ordinance.

/s/Cavanaugh

APPROVED: 3/29/19