

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas  
91st General Assembly  
Regular Session, 2017

# A Bill

HOUSE BILL 1794

By: Representative Gates

## For An Act To Be Entitled

AN ACT TO AMEND THE PROCEDURE FOR ANNEXATION OF  
TERRITORY UNDER MUNICIPAL TERRITORIAL JURISDICTION;  
AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE PROCEDURE FOR ANNEXATION OF  
TERRITORY UNDER MUNICIPAL TERRITORIAL  
JURISDICTION.

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

SECTION 1. Arkansas Code § 14-40-208 is amended to read as follows:

14-40-208. Annexation of territory under municipal territorial jurisdiction.

(a)(1) If a municipality states its intent by resolution or ordinance to annex a specifically defined territory or portion of the territory over which it is exercising territorial jurisdiction under § 14-56-413, the municipality shall initiate annexation proceedings within five (5) years of the stated intent.

(2) If a municipality does not state intent as required under subdivision (a)(1) of this section but exercises territorial jurisdiction over a specifically defined territory, the municipality shall initiate annexation proceedings on the territory within five (5) years of the date a description of the boundaries of the territory over which territorial jurisdiction is exercised is filed with the city clerk and the county recorder.

(b)(1) During the five (5) years under subsection (a) of this section,



the municipality may continue to exercise its territorial jurisdiction under § 14-56-413, including the defined territory ~~specified within its intent to annex~~.

(2) If the municipality does not initiate annexation proceedings of the territory ~~specified within its intent to annex~~ within five (5) years ~~of the effective date of the resolution or ordinance~~ as required under subsection (a) of this section, the municipality is prohibited from again exercising territorial jurisdiction over the territory ~~specified within its intent to annex~~ for the next five (5) years.