

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

As Engrossed: H3/28/23

A Bill

HOUSE BILL 1616

5 By: Representative Cavenaugh
6 By: Senator Flippo
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING PUBLICATION OF
10 NOTICE; TO ALLOW THE PUBLICATION OF NOTICE ON A
11 WEBSITE; TO AMEND THE LAW CONCERNING COUNTIES AND
12 MUNICIPALITIES AND PUBLICATION; TO AMEND THE LAW
13 CONCERNING ELECTIONS; AND FOR OTHER PURPOSES.
14
15

Subtitle

16 TO AMEND THE LAW CONCERNING PUBLICATION
17 OF NOTICE; TO ALLOW THE PUBLICATION OF
18 NOTICE ON A WEBSITE; TO AMEND THE LAW
19 CONCERNING COUNTIES AND MUNICIPALITIES
20 AND PUBLICATION; AND TO AMEND THE LAW
21 CONCERNING ELECTIONS.
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
26

27 *SECTION 1. Arkansas Code § 2-38-405 is amended to read as follows:*
28 *2-38-405. Notice of impounding.*

29 *When an animal found running at large along or on any public highway is*
30 *delivered to the enclosure provided by the county court, the sheriff shall*
31 *give notice of the impounding of the animal by causing a description of the*
32 *animal to be inserted in some newspaper of general circulation in the county*
33 *at least once a week for three (3) weeks or published on a website that meets*
34 *the criteria under § 25-1-126. In addition to a description of the animal,*
35 *the published notice shall also state the place where the animal was found*
36 *running at large and the date and time of its being taken up.*



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SECTION 2. Arkansas Code § 3-3-312(c), concerning notice after seizure of alcoholic beverages, is amended to read as follows:

(c) The mayor or the county judge, as the case may be, shall cause a notice to be published. This shall be done within three (3) days after being authorized by the court to sell the seized intoxicating liquors. The notice shall be published in a newspaper having a countywide circulation and shall appear in the newspaper twice within a thirty-day period, fifteen (15) days apart or on a website that meets the criteria under § 25-1-126 for thirty (30) days. The notice shall contain a list of the beverages authorized to be sold by the court, the approximate retail value thereof, the person, if known, from whom taken, the place where seized, and the advice that the beverages will be sold by the mayor or the county judge, as the case may be, at the expiration of thirty (30) days from the first published notice.

SECTION 3. Arkansas Code § 3-9-206(b)(2), concerning notice of a referendum election, is amended to read as follows:

(2) The order of the quorum court shall fix the date of the election not more than ninety (90) days from the date of the order and give notice ~~thereof~~ by publication in a newspaper of general circulation in the city or county by at least two (2) insertions, the last being not less than ten (10) days ~~prior to~~ before the election or on a website that meets the criteria under § 25-1-126 for two (2) weeks before.

SECTION 4. Arkansas Code § 5-5-101(e), concerning notice of sale of seized property, is amended to read as follows:

(e) The time and place of sale of seized property shall be advertised:

(1) For at least fourteen (14) days next before the day of sale by posting written notice at the courthouse door; and

(2) By publication in the form of at least two (2) insertions, at least three (3) days apart, before the day of sale in a weekly or daily newspaper published or customarily distributed in the county or on a website that meets the criteria under § 25-1-126.

SECTION 5. Arkansas Code § 5-5-304(d)(1), concerning notice of sale of forfeited property, is amended to read as follows:

1 (d)(1) If a law enforcement agency desires to sell property forfeited
2 to it ~~pursuant to~~ under § 5-5-302, the law enforcement agency shall first
3 cause notice of the sale to be made by publication at least two (2) times a
4 week for two (2) consecutive weeks in a newspaper having general circulation
5 in the county or on a website that meets the criteria under § 25-1-126 and
6 sending a copy of the notice of the sale by certified mail, return receipt
7 requested, to any person having ownership of or a security interest in the
8 property or in the manner provided in Rule 4 of the Arkansas Rules of Civil
9 Procedure, if:

10 (A) The property is of a type for which title or
11 registration is required by law;

12 (B) The owner of the property is known in fact to the law
13 enforcement agency at the time of seizure; or

14 (C) The property is subject to a security interest
15 perfected in accordance with the Uniform Commercial Code, § 4-1-101 et seq.
16

17 SECTION 6. Arkansas Code § 5-62-106(a)(3), concerning notice of
18 seizure of an animal, is amended to read as follows:

19 (3) If the owner of the animal cannot be determined, a written
20 notice regarding the seizure of the animal shall be conspicuously posted
21 where the animal is seized at the time the seizure occurs if practicable and
22 a notice shall be published in a local newspaper of general circulation in
23 the jurisdiction where the animal was seized at least two (2) times each
24 week, or on a website that meets the criteria under § 25-1-126, for two (2)
25 consecutive weeks, with the first notice published within three (3) days of
26 the seizure, and no less than at least five (5) days before a hearing
27 conducted under this section.
28

29 SECTION 7. Arkansas Code § 5-65-117(b)(1), concerning notice of
30 seizures and sales of motor vehicles, is amended to read as follows:

31 (b)(1) The county sheriff shall advertise the motor vehicle or
32 motorboat for sale for a period of two (2) weeks ~~prior to~~ before the date of
33 sale by at least one (1) insertion per week in a newspaper having a bona fide
34 circulation in the county or on a website that meets the criteria under § 25-
35 1-126.
36

1 SECTION 8. Arkansas Code § 5-73-130(m)(1), concerning notice of sale
2 of a forfeited motor vehicle, is amended to read as follows:

3 (m)(1) If a law enforcement agency desires to sell a forfeited motor
4 vehicle, the law enforcement agency shall first cause notice of the sale to
5 be made by publication at least two (2) times a week for two (2) consecutive
6 weeks in a newspaper having general circulation in the county, or on a
7 website that meets the criteria under § 25-1-126, and by sending a copy of
8 the notice of the sale by certified mail, return receipt requested, to each
9 person having ownership of or a security interest in the property or in the
10 manner provided in Rule 4 of the Arkansas Rules of Civil Procedure if:

11 (A) The property is of a type for which title or
12 registration is required by law;

13 (B) The owner of the property is known in fact to the law
14 enforcement agency at the time of seizure; or

15 (C) The property is subject to a security interest
16 perfected in accordance with the Uniform Commercial Code, § 4-1-101 et seq.

17
18 SECTION 9. Arkansas Code § 7-5-101(e)(2)(C), concerning the
19 establishment and alteration of precinct boundaries, polling sites, and vote
20 centers, is amended to read as follows:

21 (C) Notice of a change made to a vote center location
22 shall be posted at the vote center location used in the last election, and
23 except for school elections and special elections, the notice shall be
24 published in a newspaper of general circulation in the county or on a website
25 that meets the criteria under § 25-1-126 at least fifteen (15) days before
26 the election.

27
28 SECTION 10. Arkansas Code § 7-5-202(a)(1), concerning public notice of
29 elections, is amended to read as follows:

30 (a)(1) It shall be the duty of the county board of election
31 commissioners at least eight (8) days before the beginning of early voting
32 for a preferential primary, general primary, general election, general
33 runoff, school, or special election to give public notice in a newspaper of
34 general circulation in the county or by publication on a website that meets
35 the criteria under § 25-1-126 of:

36 (A) The date of the election;

- 1 (B) The hours of voting on election day;
2 (C) The places and times for early voting;
3 (D) Polling sites for holding the elections in the county;
4 (E) The candidates and offices to be elected at that time;
5 (F) The time and location of the opening, processing,
6 canvassing, and counting of ballots;
7 (G) The location where lists of appointed election
8 officials, deputy county clerks, or additional deputies hired to conduct
9 early voting can be found and the dates the lists are available; and
10 (H) Directions for filing a written objection to the
11 service of an election official, deputy county clerk, or additional deputy.
12

13 SECTION 11. Arkansas Code § 7-5-202(b)(1), concerning public notice of
14 elections, is amended to read as follows:

15 (b)(1) At least five (5) days before a preferential primary, general
16 primary, general election, general runoff, school election, or special
17 election, a copy of the public notice may be posted at each polling site
18 fixed for holding the election and shall be published in a newspaper of
19 general circulation in the county or on a website that meets the criteria
20 under § 25-1-126.
21

22 SECTION 12. Arkansas Code § 7-5-207(c)(2), concerning ballots, names
23 included on ballots, and the draw for ballot position, is amended to read as
24 follows:

25 (2) Notice of the public meeting shall be given by publication
26 in a newspaper of general circulation in the county or published on a website
27 that meets the criteria under § 25-1-126 at least three (3) days before the
28 drawing.
29

30 SECTION 13. Arkansas Code § 7-5-509(a)(2), concerning voting machines
31 used for demonstration, is amended to read as follows:

32 (2) Public notice of the times and places where voting machines
33 will be exhibited shall be given at least forty-eight (48) hours before the
34 first date of demonstration by publication one (1) time in one (1) or more
35 daily or weekly newspapers published in the town, city, or county using the
36 machines if a newspaper is published in the town, city, or county or on a

1 website that meets the criteria under § 25-1-126.

2
3 SECTION 14. Arkansas Code § 7-5-515(c)(2)(A), concerning the
4 preparation of voting machines for an election, including logic and accuracy
5 testing and public testing, is amended to read as follows:

6 (A) The county board of election commissioners shall give
7 public notice of the time and place of the test at least forty-eight (48)
8 hours ~~prior to~~ before the public test by publication one (1) time in one (1)
9 or more daily or weekly newspapers published in the town, city, or county
10 using the machines if a newspaper is published in the town, city, or county
11 or on a website that meets the criteria under § 25-1-126;

12
13 SECTION 15. Arkansas Code § 7-5-516 is amended to read as follows:
14 7-5-516. Notice to candidates of preparation – Rules and statutes
15 unaffected.

16 Before the county board of election commissioners begins the
17 preparation of the machines for any election, it shall publish a notice in a
18 newspaper of general circulation in the county or on a website that meets the
19 criteria under § 25-1-126 stating:

20 (1) The time and place the machines will be prepared for the
21 election; and

22 (2) A time at which one (1) representative of each candidate may
23 inspect to see that the machines are in proper condition for use in the
24 election.

25
26 SECTION 16. Arkansas Code § 7-5-611(b)(1), concerning
27 preparation of electronic vote tabulating devices, tests, and disposition of
28 voting materials, is amended to read as follows:

29 (1) The county board of election commissioners shall provide
30 public notice of the time and place of the public test at least forty-eight
31 (48) hours prior thereto by publication one (1) time in one (1) or more daily
32 or weekly newspapers published in the town, city, or county using the
33 devices, if a newspaper is published ~~therein~~ in the town, city, or county on
34 a website that meets the criteria under § 25-1-126;

35
36 SECTION 17. Arkansas Code § 7-7-305(b)(2), concerning printing of

1 ballots, their form, and the draw for ballot position, is amended to read as
2 follows:

3 (2) The county board of election commissioners shall give at
4 least ten (10) days' written notice of the time and place of the meeting to
5 the chairs of the county committees if the chairs are not members of the
6 county board of election commissioners, and at least three (3) days before
7 the meeting, shall publish notice of the time and place of holding the
8 meeting in some newspaper of general circulation in the county or on a
9 website that meets the criteria under § 25-1-126.

10

11 SECTION 18. Arkansas Code § 7-11-103(b), concerning filling vacancies
12 in state, federal, or district offices, is amended to read as follows:

13 (b) The county board of election commissioners shall cause the
14 proclamation, ordinance, resolution, order, or other authorized document to
15 be published as soon as practicable in a newspaper of general circulation in
16 the county in which the special election is held or on a website that meets
17 the criteria under § 25-1-126.

18

19 SECTION 19. Arkansas Code § 7-11-104(b), concerning filling vacancies
20 in local offices, is amended to read as follows:

21 (b) The county board of election commissioners shall cause the
22 proclamation, ordinance, resolution, order, or other authorized document to
23 be published as soon as practicable in a newspaper of general circulation in
24 the county in which the special election is held or on a website that meets
25 the criteria under § 25-1-126.

26

27 SECTION 20. Arkansas Code § 7-11-202(b), concerning calling special
28 elections on state measures or questions, is amended to read as follows:

29 (b) The county board of election commissioners shall publish the
30 document as soon as practicable in a newspaper of general circulation in the
31 county in which the special election is held or on a website that meets the
32 criteria under § 25-1-126.

33

34 SECTION 21. Arkansas Code § 7-11-203(b), concerning calling special
35 elections on local measures or questions, is amended to read as follows:

36 (b) The county board of election commissioners shall publish the

1 document as soon as practicable in a newspaper of general circulation in the
2 county in which the special election is held or on a website that meets the
3 criteria under § 25-1-126.

4
5 SECTION 22. Arkansas Code § 8-5-606(b)(3), concerning notice of
6 wastewater projects or solid waste disposal projects privatization contracts,
7 is amended to read as follows:

8 (3) The notice shall be published in a newspaper having general
9 circulation within the county in which a substantial portion of the
10 wastewater project or solid waste disposal project is located by one (1)
11 publication each week for a period of two (2) weeks. The first publication
12 shall be not less than fourteen (14) days ~~prior to~~ before the adoption of the
13 ordinance approving the execution of the privatization contract or on a
14 website that meets the criteria under § 25-1-126.

15
16 SECTION 23. Arkansas Code § 8-5-607(b)(3), concerning notice of
17 service agreements, is amended to read as follows:

18 (3) The notice shall be published on a website that meets the
19 criteria under § 25-1-126 or in a newspaper having general circulation within
20 the county in which a substantial portion of the wastewater project or solid
21 waste disposal project is located by one (1) publication each week for a
22 period of two (2) weeks. The first publication shall be not less than
23 fourteen (14) days ~~prior to~~ before the adoption of the ordinance approving
24 the execution of the service agreement.

25
26 SECTION 24. Arkansas Code § 8-6-414(b)(1), concerning notification to
27 motor vehicle owners and lienholders, is amended to read as follows:

28 (b)(1) If the identity of the last registered owner of the junk motor
29 vehicle cannot be determined, if the certificate of registration or
30 certificate of title ~~contains no~~ does not contain an address for the owner,
31 or if it is impossible to determine with reasonable certainty the identity
32 and addresses of all lienholders, then notice shall be published in a
33 newspaper of countywide circulation in the county wherein the junk motor
34 vehicle was located at the time the enforcement agency took custody and
35 possession of the junk motor vehicle or on a website that meets the criteria
36 under § 25-1-126.

1
2 SECTION 25. Arkansas Code § 8-6-414(c), concerning notification to
3 motor vehicle owners and lienholders is amended to read as follows:

4 (c) The consequences and effect of failure to reclaim a junk motor
5 vehicle within the ten-day period after notice is received by registered or
6 certified mail or within ten (10) days after the notice is published in a
7 newspaper as prescribed or on a website that meets the criteria under § 25-1-
8 126 shall be set forth in the notice.

9
10 SECTION 26. Arkansas Code § 8-7-1104(d)(3), concerning notice of
11 prospective purchase of a contaminated site, is amended to read as follows:

12 (3) The prospective purchaser shall provide notice of the
13 implementing agreement in a newspaper of general circulation that serves the
14 area in which the abandoned site is located or by publishing the implementing
15 agreement on a website that meets the criteria under § 25-1-126.

16
17 SECTION 27. Arkansas Code § 14-14-104 is amended to read as follows:
18 14-14-104. Publication requirements.

19 (a) Unless otherwise specifically provided, when a county government
20 is required to publish, publication shall be by a one-time insertion in a
21 newspaper of general circulation in the county or on a website that meets the
22 criteria under § 25-1-126.

23 (b) Where no newspaper of general circulation exists in a county and
24 the county government chooses not to publish on a website that meets the
25 criteria under § 25-1-126, publication may be made by posting in three (3)
26 public places which have been designated by ordinance.

27
28 SECTION 28. Arkansas Code § 14-14-405(b), concerning filing and
29 publishing of an apportionment plan, is amended to read as follows:

30 (b) Within fifteen (15) days of the filing of an apportionment plan,
31 the clerk of the county court shall cause notice to be published in a
32 newspaper of general circulation or on a website that meets the criteria
33 under § 25-1-126 in the county the district boundaries apportioned and the
34 number of inhabitants within them.

35
36 SECTION 29. Arkansas Code § 14-14-406 is amended to read as follows:

1 14-14-406. Contest of apportionment.

2 (a) Original jurisdiction of any suit to contest the apportionment
3 made for county quorum court districts by a county board of election
4 commissioners is vested in the circuit court of the affected county.

5 (b) Any ~~such~~ contest under subsection (a) of this section shall be
6 filed with the circuit court within thirty (30) days following the date of
7 publication ~~appears~~ in a newspaper of general circulation or on a website
8 that meets the criteria under § 25-1-126.

9
10 SECTION 30. Arkansas Code § 14-14-609(b)(1), concerning notice of a
11 referendum or proposed plan, is amended to read as follows:

12 (b)(1) Any ordinance or initiative petition submitting an alternative
13 organization proposal to the voters shall be published in a newspaper of
14 general circulation within the county or on a website that meets the criteria
15 under § 25-1-126 no later than the first day of filing for the preferential
16 primary immediately preceding the general election at which the alternative
17 county government proposal shall be decided.

18
19 SECTION 31. Arkansas Code § 14-14-905(b)(2), concerning adoption and
20 amendment of ordinances generally, is amended to read as follows:

21 (2) Amendment to Existing Ordinances. No county ordinance shall
22 be revised or amended, or the provisions thereof extended or conferred, by
23 reference to its title only, but ~~so much thereof as is~~ the portion of the
24 ordinance that is being revised, amended, extended, or conferred shall be
25 reenacted and published ~~at length~~ in a newspaper of general circulation in
26 the county or on a website that meets the criteria under § 25-1-126.

27
28 SECTION 32. Arkansas Code § 14-14-905(d)(1)(B), concerning adoption
29 and amendment of ordinances generally, is amended to read as follows:

30 (B) The ordinances or amendments shall then be published
31 by the county clerk as prescribed by law or on a website that meets the
32 criteria under § 25-1-126.

33
34 SECTION 33. Arkansas Code § 14-14-917(c), concerning initiative and
35 referendum elections, is amended to read as follows:

36 (c) Notice of Election.

1 (1) Initiative Petitions. Upon certification of any initiative
2 or referendum petition measure submitted during the time limitations for a
3 regular election, the county clerk shall give notice through publication by a
4 two-time insertion, at not less than a seven-day interval, in a newspaper of
5 general circulation in the county or as provided by law or on a website that
6 meets the criteria under § 25-1-126. Publication notice shall state that the
7 measure will be submitted to the electors for adoption or rejection at the
8 next regular election and shall include the full text, the ballot title, and
9 the official numeric designation of the measure.

10 (2) Referendum Petition. Upon certifying any referendum
11 petition ~~prior to~~ before the time limitations of filing measures established
12 for a regular election, the county clerk shall give notice through
13 publication by a one-time insertion in a newspaper of general circulation in
14 the county or as provided by law or on a website that meets the criteria
15 under § 25-1-126. Publication notice shall state that the measure will be
16 submitted to the electors for adoption or rejection at the next regular
17 election or a special election when ordered by the county court and shall
18 include the full text, the ballot title, and the official numeric designation
19 of the measure.

20 (3) Publication of Special Referendum Election Notice. Upon
21 filing of a special election order by the county court, the county clerk
22 shall give notice of the election through publication by a two-time
23 insertion, at not less than a seven-day interval, in a newspaper of general
24 circulation in the county or as provided by law or on a website that meets
25 the criteria under § 25-1-126. Publication shall state that the measure will
26 be submitted to the electors for adoption or rejection at a special election
27 and shall include the full text, the date of the election, the ballot title,
28 and official numeric designation of the measure.

29 (4) Costs. ~~The~~ Any cost of all publication to publish notices
30 required in this section shall be paid out of the county general fund.

31
32 SECTION 34. Arkansas Code § 14-16-105(e)(2)(A), concerning notice of
33 sale of county property, is amended to read as follows:

34 (2)(A) Notice of the sale shall be published for two (2)
35 consecutive weekly insertions in some newspaper published and having a
36 general circulation in the county or on a website that meets the criteria

1 under § 25-1-126.

2
3 SECTION 35. Arkansas Code § 14-16-106(b)(1), concerning notice of
4 public auction or internet sale, is amended to read as follows:

5 (b)(1) Notice of the public auction shall be published at least one
6 (1) time a week for two (2) consecutive weeks in a newspaper having general
7 circulation in the county or on a website that meets the criteria under § 25-
8 1-126.

9
10 SECTION 36. Arkansas Code § 14-16-110(b)(1), concerning notice of
11 public hearing of a petition is amended to read as follows:

12 (b)(1) Immediately upon the filing of the petition, the judge of the
13 county court shall make an order fixing a time and place for a public hearing
14 on the petition, notice of which order shall be given by the county clerk by
15 publication one (1) time in a legal newspaper having a bona fide legal
16 circulation in the county or county district or on a website that meets the
17 criteria under § 25-1-126 at least ten (10) days ~~prior to~~ before the date
18 fixed for the hearing.

19
20 SECTION 37. Arkansas Code § 14-16-302(a)(1), concerning notice
21 inviting sealed bids for real property, is amended to read as follows:

22 (a)(1)(A) The county judge shall publish a notice inviting sealed bids
23 for the leasing, letting, selling, or conveying of real property for the
24 production, reclamation, and refining of crude biogenic gases.

25 (B) The notice under subdivision (a)(1)(A) of this section
26 ~~This~~ notice shall be published in a legal newspaper in the county where the
27 property is located one (1) time each week for the four (4) weeks immediately
28 ~~prior to~~ before the date set for receiving bids or on a website that meets
29 the criteria under § 25-1-126.

30
31 SECTION 38. Arkansas Code § 14-18-106(b)(1), concerning notice of
32 filing of a petition to vacate a street, is amended to read as follows:

33 (b)(1) Upon the filing of the petition, the county clerk shall
34 promptly give notice, by publication once a week for two (2) consecutive
35 weeks in some newspaper published in the county and having a general
36 circulation ~~therein~~ in the county or on a website that meets the criteria

1 under § 25-1-126, that the petition has been filed and that on a certain day
2 therein named the county court will hear all persons desiring to be heard on
3 the question of whether the street, alley, or roadway, or portion thereof,
4 shall be vacated.

5
6 SECTION 39. Arkansas Code § 14-19-107(a)(2), concerning notice of the
7 meeting of the court, is amended to read as follows:

8 (2)(A) Notice of the meeting of the court shall be published ten
9 (10) days by advertisement in ~~some~~ a newspaper printed in the county or on a
10 website that meets the criteria under § 25-1-126.

11 (B) If there is no such paper or if the county does not
12 publish on a website that meets the criteria under § 25-1-126, the
13 publication shall be by written notices posted at ~~some~~ a public place at the
14 county site of the county and at nine (9) other public places in the county,
15 ten (10) days before the convening of such court.

16
17 SECTION 40. Arkansas Code § 14-21-102(b)(1), concerning publication of
18 the annual finance report of a county, is amended to read as follows:

19 (b)(1)(A) The clerk of the county court shall publish the annual
20 financial report of the county:

21 (i) One (1) time in one (1) newspaper published in
22 the county; and

23 (ii) On a website owned or maintained by the county,
24 the state, or the Association of Arkansas Counties that meets the criteria
25 under § 25-1-126.

26 (B) If a newspaper is not published in the county, the
27 clerk of the county court shall publish the annual financial report of the
28 county one (1) time in the newspaper having the largest circulation in the
29 county.

30
31 SECTION 41. Arkansas Code § 14-22-101(2)(A), concerning notice of
32 formal bidding, is amended to read as follows:

33 (A) Notice shall be given of the date, time, and place of
34 opening of bids, and the names or a brief description and the specifications
35 of the commodities for which bids are to be received, by one (1) insertion in
36 a newspaper with a general circulation in the county or published on a

1 website that meets the criteria under § 25-1-126, not less than ten (10) days
2 nor more than thirty (30) days ~~prior to~~ before the date fixed for opening
3 such bids;

4
5 SECTION 42. Arkansas Code § 14-37-112(b)(2)(B), concerning notice of
6 procedure on how an incorporated town may become a city of the second class,
7 is amended to read as follows:

8 (B) However, the mayor of the incorporated town which has
9 been raised to a city of the second class may call a special election by
10 proclamation, to be held in accordance with § 7-11-101 et seq., which shall
11 be published by two (2) insertions in a newspaper of general circulation in
12 the county in which the city is located or on a website that meets the
13 criteria under § 25-1-126.

14 (C) The ~~This~~ special election under subdivision (b)(2)(B)
15 of this section shall be held for the purpose of electing officers for the
16 city of the second class.

17
18 SECTION 43. Arkansas Code § 14-38-115(g)(1)(D), concerning notice of
19 an alternative method for municipal incorporation, is amended to read as
20 follows:

21 (D) The county clerk shall give notice of the election by
22 publication by at least one (1) insertion in some newspaper having a general
23 circulation in the county or on a website that meets the criteria under § 25-
24 1-126.

25
26 SECTION 44. Arkansas Code § 14-40-303(c)(1)(D), concerning notice of
27 election by the city clerk, is amended to read as follows:

28 (D) The city clerk shall give notice of the election by
29 publication by at least one (1) insertion in some newspaper having a general
30 circulation in the city or on a website that meets the criteria under § 25-1-
31 126.

32
33 SECTION 45. Arkansas Code § 14-40-1202(a)(1)(B), concerning notice of
34 a special election called, is amended to read as follows:

35 (B) The court shall give thirty (30) days' notice of the
36 election by publication one (1) time a week in some newspaper with a bona

1 *bona fide circulation in the territory and by notices posted in conspicuous places*
2 *in the territory or on a website that meets the criteria under § 25-1-126.*

3
4 *SECTION 46. Arkansas Code § 14-40-1902(a), concerning notice of*
5 *hearing and determination, is amended to read as follows:*

6 *(a)(1) Upon the filing of the petition, the county court shall set a*
7 *date for hearing ~~thereon~~ the petition, not less than fifteen (15) days nor*
8 *more than thirty (30) days after the first publication of notice of the*
9 *filing of the petition.*

10 *(2) Notice of the filing under subdivision (a)(1) of this*
11 *section shall be published once each week for not less than two (2) weeks in*
12 *a newspaper having a general circulation in the city or incorporated town or*
13 *on a website that meets the criteria under § 25-1-126.*

14
15 *SECTION 47. Arkansas Code § 14-41-305(a), concerning notice of*
16 *petition, is amended to read as follows:*

17 *(a) Upon the filing of a petition, the county court shall immediately*
18 *cause notice to be published for two (2) consecutive weeks by at least two*
19 *(2) insertions in some newspaper published in the county having a bona fide*
20 *circulation ~~therein~~ in the county or on a website that meets the criteria*
21 *under § 25-1-126, stating the substance contained in the petition.*

22
23 *SECTION 48. Arkansas Code § 14-42-206(d)(2)(B), concerning notice of*
24 *an ordinance requiring independent candidates for municipal office to file a*
25 *petition, is amended to read as follows:*

26 *(B) The ordinance shall be published at least one (1) time a*
27 *week for two (2) consecutive weeks immediately following adoption of the*
28 *ordinance in a newspaper having a general circulation in the city or on a*
29 *website that meets the criteria under § 25-1-126, and shall be filed with the*
30 *county clerk.*

31
32 *SECTION 49. Arkansas Code § 14-42-304(c), concerning notice of*
33 *proposed amendment to a charter, is amended to read as follows:*

34 *(c) The proposed amendment shall be published at least one (1) time in*
35 *some newspaper of general circulation throughout the municipality or on a*
36 *website that meets the criteria under § 25-1-126.*

1
2 SECTION 50. Arkansas Code § 14-47-106(b)(1)(B), concerning notice of
3 election on a city manager form of government, is amended to read as follows:

4 (B) The proclamation shall be published at length in some
5 newspaper published in the city for one (1) time, and notice of the election
6 shall be published in some newspaper published in the city one (1) time a
7 week for two (2) weeks or on a website that meets the criteria under § 25-1-
8 126, the first publication to be not less than fifteen (15) days before the
9 date set for the election.

10 (C) No other notice of the election shall be necessary;

11
12 SECTION 51. Arkansas Code § 14-47-107(a)(2), concerning notice of a
13 subsequent election on an aldermanic form of government, is amended to read
14 as follows:

15 (2)(A) The proclamation shall be published at length one (1)
16 time in a newspaper published in the city or on a website that meets the
17 criteria under § 25-1-126.

18 (B)(i) Notice of the election shall be published in
19 a newspaper published in the city one (1) time a week for two (2) weeks or on
20 a website that meets the criteria under § 25-1-126, the first publication to
21 be not less than fifteen (15) days before the date set for the election.

22 (ii) No other notice of the election is necessary.

23
24 SECTION 52. Arkansas Code § 14-47-140(i), concerning authorization for
25 an election concerning mayor, is amended to read as follows:

26 (i) Within thirty (30) calendar days after completion of the
27 tabulation of the votes, the mayor of the city shall proclaim the results of
28 the election by issuing a proclamation and publishing it one (1) time in a
29 newspaper having general circulation within the city or on a website that
30 meets the criteria under § 25-1-126.

31
32 SECTION 53. Arkansas Code § 14-48-104(c)(2)(A), concerning submission
33 of a governmental form question to electors, is amended to read as follows:

34 (2)(A) The proclamation shall be published one (1) time at
35 length in a newspaper having a general circulation in the municipality or on
36 a website that meets the criteria under § 25-1-126.

1
2 SECTION 54. Arkansas Code § 14-48-105(b)(2)(B)(i), concerning the
3 procedure to change to another form of government, is amended to read as
4 follows:

5 (B)(i) Notice of the election shall be published one (1)
6 time a week for two (2) weeks in a newspaper having a general circulation in
7 the city or on a website that meets the criteria under § 25-1-126, the first
8 publication to be not less than fifteen (15) days before the date set for the
9 election.

10
11 SECTION 55. Arkansas Code § 14-48-109(a)(1)(B)(ii), concerning
12 election of directors and mayor, is amended to read as follows:

13 (ii) A proclamation of the election shall be signed
14 by the mayor and published in accordance with § 7-11-101 et seq. in some
15 newspaper having a bona fide circulation in the municipality or on a website
16 that meets the criteria under § 25-1-126;

17
18 SECTION 56. Arkansas Code § 14-54-903(g), concerning refusal of an
19 owner to comply, is amended to read as follows:

20 (g) If the name of the owner cannot be determined, then the amount of
21 the clean-up lien or court lien shall be determined at a public hearing
22 before the governing body of the city or town only after publication of
23 notice of the hearing in a newspaper having a bona fide circulation in the
24 county where the property is located for one (1) insertion per week or on a
25 website that meets the criteria under § 25-1-126 for four (4) consecutive
26 weeks.

27
28 SECTION 57. Arkansas Code § 14-54-1101(b)(2)(A), concerning notice of
29 livestock running at large, is amended to read as follows:

30 (2)(A)(i) If the owner of the stock is unknown to the person or
31 officer taking up or impounding, then that person or officer shall post
32 written notices in at least three (3) public places in the incorporated
33 towns, and by notice in some newspaper in cities of the first and second
34 class or on a website that meets the criteria under § 25-1-126.

35 (ii) This notice shall give a description of the
36 animal, set out therein the marks, brands, and flesh marks of the animals so

1 impounded, and call upon the owner of the animal to prove his ownership or
2 interest therein to such person or officer having it in his possession or
3 custody, within ten (10) days after the publication of the notice.
4

5 SECTION 58. Arkansas Code § 14-55-206(a), concerning publishing or
6 posting requirements by a municipality, is amended to read as follows:

7 (a)(1)(A) All bylaws or ordinances of a general or permanent nature
8 and all those imposing any fine, penalty, or forfeiture shall be published:

9 (i) in some In a newspaper published in the
10 municipality; or

11 (ii) On a website that meets the criteria under §
12 25-1-126.

13 (B) In municipalities in which no newspaper is published,
14 written or printed notice posted in five (5) of the most public places
15 designated by the governing body in an ordinance or minutes of the governing
16 body shall also be deemed a sufficient publication of any law or ordinance.

17 (2) It shall be deemed a sufficient defense to any suit or
18 prosecution of such fine, penalty, or forfeiture imposed by law or ordinance
19 to show that no notice was given as provided herein under this section.
20

21 SECTION 59. Arkansas Code § 14-56-416(b)(3)(B), concerning zoning
22 ordinances, is amended to read as follows:

23 (B) Each session of the board shall be a public meeting
24 with public notice of the meeting and business to be carried on published in
25 a newspaper of general circulation in the city or on a website that meets the
26 criteria under § 25-1-126, at least one (1) time seven (7) days ~~prior to~~
27 before the meeting.
28

29 SECTION 60. Arkansas Code § 14-56-422(1)(B), concerning adoption of
30 plans, ordinances, and regulations, is amended to read as follows:

31 (B) Notice of public hearing shall be published in a
32 newspaper of general circulation in the city or on a website that meets the
33 criteria under § 25-1-126 at least one (1) time for fifteen (15) days ~~prior~~
34 ~~to~~ before the hearing .
35

36 SECTION 61. Arkansas Code § 14-57-605(b)(2)(A), concerning notice of

1 election, is amended to read as follows:

2 (2)(A) Notice of the election shall be given by the presiding
3 officer of the legislative body of the issuing municipality by advertisement;

4 (i) ~~one~~ Once a week for four (4) consecutive weeks
5 in some newspaper published in the municipality or, if no newspaper is
6 published therein, in a newspaper having a bona fide and general circulation
7 therein; or

8 (ii) On a website that meets the criteria
9 under § 25-1-126.

10
11 SECTION 62. Arkansas Code § 14-57-605(b)(4)(A), concerning notice of
12 election for issuance of revenue bonds, is amended to read as follows:

13 (4)(A) The result of the election, after the vote has been
14 canvassed by the county board of election commissioners, shall be proclaimed
15 by the presiding officer of the legislative body. His or her proclamation
16 shall be published;

17 (i) ~~one~~ One (1) time in some newspaper published in
18 the municipality or, if none is published therein, in a newspaper having a
19 bona fide circulation therein; or

20 (ii) On a website that meets the criteria under §
21 25-1-126.

22
23 SECTION 63. Arkansas Code § 14-57-606(c), concerning notice of form
24 and sale of bonds, is amended to read as follows:

25 (c)(1) The bonds shall be sold at a public sale after advertisement
26 once a week for three (3) weeks in some newspaper published in the county in
27 which the municipality lies or on a website that meets the criteria under §
28 25-1-126 et seq.

29 (2) The first publication shall be not less than twenty (20)
30 days before the date fixed for the sale.

31
32 SECTION 64. Arkansas Code § 14-58-303(b)(2)(A)(i), concerning notice
33 of purchases and contracts for cities of the first class, is amended to read
34 as follows:

35 (2)(A)(i) Except as provided under § 14-58-104, in a city of the
36 first class in which the amount of expenditure for any purpose or contract

1 exceeds the sum of thirty-five thousand dollars (\$35,000), the mayor or the
2 mayor's authorized representative shall invite competitive bidding on the
3 purpose or contract by legal advertisement in any local newspaper or on a
4 website that meets the criteria under § 25-1-126.

5
6 SECTION 65. Arkansas Code § 14-58-1001(b)(3), concerning notice of the
7 intention of a municipality to receive written proposals for projects
8 exceeding two million dollars, is amended to read as follows:

9 (3) A municipality shall:

10 (A) Publish notice of its intention to receive written
11 proposals three (3) consecutive days in a newspaper of local distribution or
12 on a website that meets the criteria under § 25-1-126;

13 (B) Allow a minimum of ten (10) working days from the
14 first date of publication for the professionals to send letters or resumes in
15 response to the newspaper or website advertisement; and

16 (C) Provide additional means of notification, if any, as
17 the municipality shall determine is appropriate.

18
19 SECTION 66. Arkansas Code § 14-59-116 is amended to read as follows:
20 14-59-116. Annual publication of financial statement.

21 (a)(1)(A) The governing body of each municipality shall publish
22 annually a financial statement of the municipality, including receipts and
23 expenditures for the period and a statement of the indebtedness and financial
24 condition of the municipality.

25 (B) The financial statement shall be published:

26 (i) ~~one~~ One (1) time in a newspaper published in the
27 municipality; or

28 (ii) On a website that meets the criteria under §
29 25-1-126.

30 (2) ~~This~~ The financial statement under subdivision (a)(1) of
31 this section shall be at least as detailed as the minimum record of accounts
32 as provided in this chapter.

33 (3) ~~This~~ The financial statement shall be published by April 1
34 of the following year.

35 (b) In municipalities in which no newspaper is published, posting the
36 financial statement ~~shall be posted~~ in two (2) of the most public places in

1 the municipality shall be considered sufficient publication.

2
3 SECTION 67. Arkansas Code § 14-72-205(c), concerning the refunding of
4 bonds issued under the provisions of the Arkansas Constitution, Amendment 17,
5 and laws in aid thereof, is amended to read as follows:

6 (c)(1) ~~This~~ The order under subsection (b) of this section shall be
7 published one (1) time in some newspaper published in the county or on a
8 website that meets the criteria under § 25-1-126.

9 (2) If no suit is brought within thirty (30) days after the
10 publication to review the correctness of the finding made in the order, the
11 finding shall be conclusive of the proportionate part of the funding bond
12 issue represented by indebtedness for the construction of a courthouse or a
13 jail, or both, and shall not be open to further attack.

14
15 SECTION 68. Arkansas Code § 14-72-302(c), concerning notice of bonds
16 sold at public auction, is amended to read as follows:

17 (c)(1) The bonds may be sold at public auction or upon sealed bids
18 after notice by publication ~~once a week~~ not less than seven (7) days before
19 the date of sale and for at least three (3) insertions in some newspaper
20 published and having a bona fide circulation in the county or on a website
21 that meets the criteria under § 25-1-126.

22 (2) The last insertion or publication on the website under
23 subdivision (c)(1) of this section is to be not less than seven (7) days
24 before the date of sale, or they may be exchanged at par for warrants
25 maturing on their date.

26
27 SECTION 69. Arkansas Code § 14-72-304(b), concerning the form of
28 ballot, returns, and appeals for county bonds issued for courthouses and
29 jails, is amended to read as follows:

30 (b) The election officers shall make their returns of the result of
31 the election to the county court which shall then enter of record an order
32 showing the number of votes cast in favor of the bond issue and the number
33 cast against it, and the clerk of the court shall publish the order for one
34 (1) insertion in some newspaper having a general circulation in the county or
35 on a website that meets the criteria under § 25-1-126.

36

1 SECTION 70. Arkansas Code § 14-72-306(a), concerning publication of
2 the sale of bonds for county courthouses and jails, is amended to read as
3 follows:

4 (a) Bonds that may be issued to pay for courthouses or jails, or both,
5 which may be built or extended, shall be sold only at public auction or on
6 sealed bids after notice given by order of the county court and published
7 ~~once a week~~ not less than seven (7) days before the date of sale and for at
8 least three (3) insertions in some newspaper published and having a bona fide
9 circulation in the county or on a website that meets the criteria under § 25-
10 1-126, the last insertion or publication on the website to be not less than
11 seven (7) days before the date of sale.

12
13 SECTION 71. Arkansas Code § 14-72-503(b)(2), concerning methods of
14 issuance of refunding bonds issued under Arkansas Constitution, Amendment 13,
15 is amended to read as follows:

16 (2) No refunding bonds shall be sold except at public sale after
17 twenty (20) days' advertisement in some newspaper of bona fide circulation in
18 the city issuing them or publication on a website that meets the criteria
19 under § 25-1-126.

20
21 SECTION 72. Arkansas Code § 14-72-606(b)(2), concerning election
22 procedures and election contests related to local government revenue bond
23 elections, is amended to read as follows:

24 (2) Notice of the election shall be given by the clerk of the
25 county or municipality by one (1) publication in a newspaper having general
26 circulation within the county or municipality or on a website that meets the
27 criteria under § 25-1-126 not less than ten (10) days ~~prior to~~ before the
28 election.

29
30 SECTION 73. Arkansas Code § 14-72-606(c)(1), concerning election
31 procedures and election contests related to local government revenue bond
32 elections, is amended to read as follows:

33 (c)(1) The county judge or mayor of the county or municipality shall
34 proclaim the results of the election by issuing a proclamation and publishing
35 the proclamation one (1) time in a newspaper having general circulation
36 within the county or municipality or on a website that meets the criteria

1 under § 25-1-126.

2
3 SECTION 74. Arkansas Code § 14-72-608 is amended to read as follows:
4 14-72-608. Elections held ~~prior to~~ before effective date.

5 Any election called for the purpose of authorizing revenue bonds and
6 any ordinances or resolutions of a legislative body, or orders of a county
7 court adopted in connection therewith ~~prior to~~ before May 8, 1986, shall be
8 deemed ratified and in full compliance with this subchapter if the ordinance,
9 order, or resolution calling the election or notice of election was published
10 at least one (1) time in a newspaper of general circulation in the
11 municipality or county or on a website that meets the criteria under § 25-1-
12 126, and all other procedures followed complied substantially with the
13 provisions of this subchapter.

14
15 SECTION 75. Arkansas Code § 14-88-207(b)-(d), concerning the hearing
16 and establishment of a municipal improvement district, is amended to read as
17 follows:

18 (b)(1) The ordinance shall be published within thirty (30) days after
19 its adoption for one (1) insertion, in some newspaper published in the city
20 or town where the district lies, or if there is no such newspaper, then in
21 some newspaper published in the county or on a website that meets the
22 criteria under § 25-1-126.

23 (2)(A) Where improvement districts are organized in any city or
24 town in which ~~no~~ a newspaper is not regularly published, all notices required
25 may be published in any newspaper that is published and has a bona fide
26 circulation in the county or on a website that meets the criteria under § 25-
27 1-126.

28 (B) If there is no newspaper published in the county where
29 the city or town lies, the ordinances and notices provided for in the cases
30 of local improvement districts in cities and towns may be published by
31 posting them in at least ten (10) conspicuous places in the city or town
32 where the improvement is to be made or on a website that meets the criteria
33 under § 25-1-126.

34 (c) The findings of the governing body shall be conclusive unless
35 attacked by a suit in the ~~chancery~~ circuit court of the county, brought
36 within thirty (30) days after the publication.

1 (d)(1) The governing body and the ~~chancery~~ circuit court in their
2 finding shall be governed by the record of deeds in the office of the
3 recorder of the county and shall not consider any unrecorded instrument.

4 (2) ~~They~~ The governing body and the circuit court shall also be
5 governed by the value placed upon the property as shown by the last county
6 assessment on file in the county clerk's office.

7
8 SECTION 76. Arkansas Code § 14-88-503(a)(2), concerning annexation of
9 territory into a municipal improvement district, is amended to read as
10 follows:

11 (2) Thereupon, the city or town council shall direct the clerk
12 or recorder to publish for two (2) weeks, in some newspaper issued and having
13 a general circulation in the county where the city or town is situated or on
14 a website that meets the criteria under § 25-1-126, a notice calling upon the
15 property owners to appear before the city or town council on a day named and
16 show cause for or against the annexation.

17
18 SECTION 77. Arkansas Code § 14-89-403(2), concerning methods of
19 raising revenue for municipal improvement districts, is amended to read as
20 follows:

21 (2)(A) A district issuing refunding bonds may provide by
22 resolution of the board of commissioners duly adopted that the entire balance
23 unpaid on the date of the refunding bonds, for the assessment of benefits
24 against each lot, block, and parcel of land and railroad track and right-of-
25 way shall be the assessment of benefits against each respective lot, block,
26 and parcel of land and railroad track and right-of-way for the refunding
27 issue of bonds and shall draw interest, as provided in the resolution of the
28 board of commissioners authorizing the issuance of the refunding bonds, from
29 the date of the refunding bonds until paid.

30 (B) However, the interest need not be collected until it
31 is necessary to do so to avoid exceeding the total amount of benefits and, if
32 collected, shall be collected on each installment, or annual levy separately.

33 (C) After the date of the refunding bonds, the annual
34 levies of the assessment of benefits shall be collected on the respective
35 assessments of benefits as thus fixed against each lot, block, and parcel of
36 land and railroad track and right-of-way, with or without an interest charge

1 thereon, as the board of commissioners may deem necessary.

2 (D) However, when ~~such a~~ the resolution under subdivision
3 (2) is adopted by the board, ~~it~~ the resolution shall be certified by the
4 secretary of the district, and ~~it~~ the resolution shall be filed with the city
5 clerk or town recorder who shall publish in some newspaper published in the
6 city or town, if there be one, and if not then in some newspaper published in
7 the county and having a bona fide circulation in the city or town, or on a
8 website that meets the criteria under § 25-1-126, a notice which shall be in
9 the following form:

10 "NOTICE TO OWNERS OF PROPERTY IN IMPROVEMENT DISTRICT NO. OF
11, ARKANSAS.

12 NOTICE IS HEREBY GIVEN that the Commissioner(s) of Improvement
13 District No.of, Arkansas, have filed with the undersigned a
14 resolution fixing the assessment of benefits on each lot, block and parcel of
15 land and railroad track and right-of-way in said improvement district, and
16 the same is now subject to inspection. Any property owner in said district
17 may appeal to the City (or Town) Council within ten (10) days from this date.

18 GIVEN this day of, ~~19~~ 20

19City Clerk (or Town Recorder)
20 of

21 (E) Within ten (10) days after the publication of the
22 notice, the district or any property owner may apply to the city or town
23 council to revise the assessment ~~so~~ made under subdivision (2) of this
24 section, and the district or the property owner may within thirty (30) days
25 apply to the ~~chancery~~ circuit court of the county to have the assessment
26 revised and corrected.

27 (F) If no application is made to the city or town council
28 within ten (10) days or to the circuit court within thirty (30) days, the
29 assessment shall become final and incontestable, subject only to annual
30 revision as provided by law.

31 (G) On appeal to the city or town council, a hearing can
32 be had as prescribed in § 14-90-501.

33 (H) When the assessment is filed, the city clerk or town
34 recorder shall make the corrections upon the original assessment roll on file
35 in red ink, and shall certify said assessment to the collector of the
36 district.

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SECTION 78. Arkansas Code § 14-90-402 is amended to read as follows:
14-90-402. Notice of filing.

Immediately on the filing of an assessment by the assessors of a municipal improvement district, the city clerk shall insert in some newspaper or on a website that meets the criteria under § 25-1-126 the following notice:

“The assessment of local Improvement District No. (giving the number of the district) was filed in my office on the day of, ~~19~~ 20....., and the same is now subject to inspection.

.....
Clerk of the City of”

SECTION 79. Arkansas Code § 14-90-602(b)(2)(A), concerning a notice of revision of assessments for municipal improvement districts, is amended to read as follows:

(2)(A) On the filing of a reassessment with the city clerk or town clerk, the city clerk or town clerk shall publish in a newspaper published in the county one (1) time a week or on a website that meets the criteria under § 25-1-126 for two (2) weeks a notice as follows:

“The reassessment of Improvement District No _____ (giving the style and number of the district) has been filed in my office, and the same is now open for inspection.

“All persons wishing to be heard on the reassessment shall be heard by the commissioners of the district in the office of the city clerk or town clerk at _____ on the _____ day of _____, 2 _____.
Clerk of the City (or Town) of _____ ”.

SECTION 80. Arkansas Code § 14-90-803 is amended to read as follows:
14-90-803. Publication of ordinance.

Within thirty (30) days after the passage of the ordinance mentioned in § 14-90-801, the recorder or city clerk shall publish a copy of it in some newspaper published and having a bona fide circulation in the town or city for one (1) time; or if no newspaper is published in the city or town, then in some newspaper published in the county; and, if no newspaper is published

1 in the county, then by posting in at least ten (10) conspicuous places in the
2 city or town or by publishing on a website that meets the criteria under §
3 25-1-126.

4
5 SECTION 81. Arkansas Code § 14-90-903 is amended to read as follows:
6 14-90-903. Notice for collection of assessment.

7 The county tax collector shall, immediately upon the receipt of the
8 certified copies of the municipal improvement district assessment of benefits
9 and ordinance, cause to be published in some newspaper published in the city
10 or on a website that meets the criteria under § 25-1-126 a notice, which may
11 be in the following form:

12 "Special Assessment

13 "The tax book for the collection of the first annual special assessment
14 upon the real property in District No. for the purpose of has been
15 placed in my hands. All owners of real property lying in the District are
16 required to pay their assessment to me within thirty (30) days from this
17 date. If such payment is not made, action shall be commenced at the end of
18 that time for the collection of said assessments and for legal penalties and
19 costs.

20 "Given under my hand this day of ..., ~~19~~ 20

21
22 County Collector"

23
24 SECTION 82. Arkansas Code § 14-91-1002(b)(2)(A), concerning
25 proceedings to approve the sale of waterworks, is amended to read as follows:

26 (2)(A) Upon the filing of this petition, the council of the city
27 or town shall give notice by publication once a week for two (2) weeks in
28 some newspaper published in the county in which the city or town is located
29 or on a website that meets the criteria under § 25-1-126, advising the owners
30 of real property within the city or town that on a day therein named the
31 council of the city or town will hear the petition and determine whether
32 those signing it constitute a majority in value of the owners of real
33 property.

34
35 SECTION 83. Arkansas Code § 14-92-206(a)(2)(A), concerning a hearing
36 on a petition to form a suburban improvement district and determination, is

1 amended to read as follows:

2 (2)(A) The notice shall be published one (1) time a week for two
3 (2) weeks in some newspaper published and having a bona fide circulation in
4 the county where the lands affected are situated, or on a website that meets
5 the criteria under § 25-1-126, and, if available, on the website of the
6 county or of the Secretary of State.

7

8 SECTION 84. Arkansas Code § 14-93-108(a), concerning the removal of
9 board members of property owners' improvement districts, is amended to read
10 as follows:

11 (a) When the owners of two-thirds (2/3) in assessed value of the real
12 property located within any district shall sign a petition stating that the
13 petitioners believe it to be in the best interest of the district that the
14 board of commissioners, or any member thereof, be removed and shall file ~~at~~
15 the petition with the county court of the county in which the district is
16 located, the court shall set a date for a hearing thereon and shall give
17 notice thereof by one (1) publication in a newspaper of general circulation
18 in the district or on a website that meets the criteria under § 25-1-126 at
19 least ten (10) days before the date of the hearing .

20

21 SECTION 85. Arkansas Code § 14-93-133(b)(3), concerning annexation the
22 of lands outside property owners' improvement districts, is amended to read
23 as follows:

24 (3) The county court shall then direct the clerk to publish for
25 two (2) consecutive weeks, in some newspaper having general circulation in
26 each county in which the district and the territory proposed to be annexed is
27 located or on a website that meets the criteria under § 25-1-126, a notice
28 calling upon the owners in the district and the territory proposed to be
29 annexed to appear before the county court on the date and time and at the
30 place named in the notice and show cause for or against the annexation.

31

32 SECTION 86. Arkansas Code § 14-94-106(c), concerning a hearing on a
33 petition and determination related to municipal property owners and
34 improvement districts, is amended to read as follows:

35 (c) The ordinance establishing the district shall be published within
36 thirty (30) days after its adoption by one (1) insertion in some newspaper of

1 general circulation in the municipality in which the district lies or on a
2 website that meets the criteria under § 25-1-126.

3
4 SECTION 87. Arkansas Code § 14-94-108(a), concerning the removal of
5 board members of a municipal property owners' improvement district, is
6 amended to read as follows:

7 (a) When the owners of two-thirds (2/3) in assessed value of the real
8 property located within any district ~~shall~~ sign a petition stating that the
9 petitioners believe it to be in the best interest of the district that the
10 board of commissioners, or any member thereof, be removed and ~~shall~~ file the
11 petition with the governing body, the governing body shall set a date for a
12 hearing on the petition and shall give notice of the hearing by one (1)
13 publication in a newspaper of general circulation in the district or on a
14 website that meets the criteria under § 25-1-126 at least ten (10) days
15 before the date of the hearing .

16
17 SECTION 88. Arkansas Code § 14-117-420(b)(2)(A), concerning notice of
18 a petition, is amended to read as follows:

19 (2)(A) Upon the filing of the petition with the county court,
20 notice shall be published by the county clerk for two (2) weeks in a
21 newspaper published in each of the counties in which the district has land or
22 on a website that meets the criteria under § 25-1-126.

23
24 SECTION 89. Arkansas Code § 14-120-112(b)(2), concerning drainage and
25 levee improvement districts created or organized under special or general
26 law, is amended to read as follows:

27 (2) Thereupon the county court shall give notice of the
28 application by two (2) weeks' publication in some newspaper published and
29 having a bona fide circulation in the county or on a website that meets the
30 criteria under § 25-1-126 and of a time when the petition will be heard.

31
32 SECTION 90. Arkansas Code § 14-121-202(a), concerning notice of a
33 hearing about the establishment of a new district, is amended to read as
34 follows:

35 (a) The county clerk shall thereupon give notice by publication for
36 two (2) weeks in some newspaper published and having a general circulation in

1 the county or on a website that meets the criteria under § 25-1-126 calling
2 upon all persons owning property within the district to appear before the
3 court on some day to be fixed by the court, to show cause in favor of or
4 against the establishment of the district.

5
6 SECTION 91. Arkansas Code § 14-121-207(1), concerning notice of an
7 application to establish new drainage districts, is amended to read as
8 follows:

9 (1) If three (3) owners of real property within the district ~~shall~~
10 petition the county court to constitute them a drainage district under the
11 terms hereof, the county court shall give notice of the application by two
12 (2) weeks' publication in some newspaper published and having a bona fide
13 circulation in the county or on a website that meets the criteria under § 25-
14 1-126, and of a time when the petition will be heard.

15
16 SECTION 92. Arkansas Code § 14-121-403(b), concerning notice of an
17 assessment of land outside of the district, is amended to read as follows:

18 (b) It shall then be the duty of the county court to give notice in a
19 newspaper published in the county where the lands lie or on a website that
20 meets the criteria under § 25-1-126 describing the additional lands which
21 have been assessed.

22
23 SECTION 93. Arkansas Code § 14-121-404(b), concerning notice of the
24 filing of an assessment and for receiving complaints, is amended to read as
25 follows:

26 (b) Upon the filing of the assessment, the county clerk shall give
27 notice of the fact by publication for two (2) weeks in some newspaper issued
28 in each of the counties in which the lands of the district may lie or on a
29 website that meets the criteria under § 25-1-126.

30
31 SECTION 94. Arkansas Code § 14-121-412(b)(2)(A), concerning notice of
32 additional levies and the process of appeal, is amended to read as follows:

33 (2)(A) Upon the filing of the petition, notice shall be published by
34 the clerk for two (2) weeks in a newspaper published in each of the counties
35 in which the district embraces land or on a website that meets the criteria
36 under § 25-1-126.

1
2 SECTION 95. Arkansas Code § 14-121-502(b)(1), concerning notice of any
3 new subdistricts and publication calling upon persons owning property to
4 appear before the court, is amended to read as follows:

5 (b)(1) The county clerk shall thereupon give notice by publication for
6 two (2) weeks in some newspaper published in the county or counties in which
7 the subdistrict will be located or on a website that meets the criteria under
8 § 25-1-126, calling upon all persons owning property in the subdistrict to
9 appear before the court on some day fixed by the court to show cause in favor
10 of or against the establishment of the subdistrict.

11
12 SECTION 96. Arkansas Code § 14-121-1003(a), concerning notice of a
13 hearing concerning changes to a district, is amended to read as follows:

14 (a)(1) Upon the filing of the petition the court shall direct the
15 clerk of the court to give notice by publication in some newspaper in the
16 county in which the property in the district lies or on a website that meets
17 the criteria under § 25-1-126, for not less than two (2) ~~consecutive weekly~~
18 ~~publications~~ weeks, which notice shall set out the purpose of the petition
19 and the day set for the hearing thereon.

20 (2) The court shall fix a day for the hearing of the petition
21 and shall hear the evidence thereon, and if ~~it~~ the court is of the opinion
22 that it is for the best interests of the property owners of the district that
23 the petition be granted, ~~it~~ the court shall abolish or dissolve the district,
24 but if ~~it~~ the court is of the opinion that it is for the best interest of the
25 property owners that the organization of the district be continued, then ~~it~~
26 the court shall overrule the petition.

27
28 SECTION 97. Arkansas Code § 14-121-1009(b)(1), concerning notice of
29 abolishing a district when construction of improvement is abandoned and all
30 indebtedness is paid, is amended to read as follows:

31 (b)(1) Upon the filing of the petition, the court shall direct the
32 clerk to give notice by publication in some newspaper in the county or
33 counties in which the property in the district lies or on a website that
34 meets the criteria under § 25-1-126, for not less than two (2) ~~consecutive~~
35 ~~weekly publications~~ weeks.

1 SECTION 98. Arkansas Code § 14-121-1010(b)(1), concerning notice of
2 abolishing districts when improvements are abandoned and no maintenance
3 assurances are given, is amended to read as follows:

4 (b)(1) Upon the filing of the petition, the court shall direct the
5 clerk to give notice by publication in some newspaper in the county or
6 counties in which the property in the district lies or on a website that
7 meets the criteria under § 25-1-126 for not less than two (2) ~~consecutive~~
8 ~~weekly publications~~ weeks.

9
10 SECTION 99. Arkansas Code § 14-122-103 is amended to read as follows:

11 14-122-103. Publication of notice of adoption of ordinance.

12 When the governing body of any city enacts an ordinance ~~pursuant to~~
13 under the authority granted herein, creating a drainage improvement district
14 encompassing all or any part of the territory within the limits of the city,
15 the governing body shall cause a notice of the adoption of the ordinance and
16 a complete copy of the ordinance enacted to be published in a newspaper of
17 general circulation in the district or on a website that meets the criteria
18 under § 25-1-126 within seven (7) days after the enactment thereof.

19
20 SECTION 100. Arkansas Code § 14-139-106(a), concerning a notice and
21 hearing regarding revenue bonds for municipal exhibition grounds and
22 buildings, is amended to read as follows:

23 (a)(1) After the ordinance ~~shall have been~~ is adopted, it shall be
24 published one (1) time in a newspaper published in the municipality or on a
25 website that meets the criteria under § 25-1-126; ~~or if~~

26 (2) If there is no newspaper ~~so~~ published and the municipality
27 does not publish on a website, then the ordinance shall be posted in at least
28 three (3) public places therein, with a notice to all persons concerned
29 stating that:

30 ~~(1)~~(A) The ordinance has been adopted;

31 (2)(B) The municipality contemplates the issuance of the bonds
32 described in this ordinance; and

33 (3)(C) Any person interested may appear before the governing
34 body, upon a certain date which shall not be less than ten (10) days
35 subsequent to the publication or posting of the ordinance and notice, and
36 present protests.

1
2 SECTION 101. Arkansas Code § 14-140-209(3)(A), concerning public
3 marketplaces in cities and towns, is amended to read as follows:

4 ~~(A)(3)~~ Notice and Hearing.

5 (A) After the ordinance ~~shall have been~~ is adopted, it
6 shall be published one (1) time in a newspaper published in the city or town
7 or on a website that meets the criteria under § 25-1-126 with a notice to all
8 persons concerned, stating that:

9 (i) The ordinance has been adopted;

10 (ii) The city or town contemplates the issuance of
11 the bonds described in the ordinance; and

12 (iii) Any person interested may appear before the
13 governing body upon a certain date, which shall not be less than ten (10)
14 days subsequent to the publication of the ordinance and notice, and present
15 protest.

16
17 SECTION 102. Arkansas Code § 14-142-208(b)(3), concerning notice of an
18 election for the issuance of bonds for a local government library, is amended
19 to read as follows:

20 (3)(A) Notice of the election shall be given by the clerk of the
21 issuer by one (1) publication in a newspaper having general circulation
22 within the municipality or county or on a website that meets the criteria
23 under § 25-1-126 not less than ten (10) days ~~prior to~~ before the election.

24 (B) No other publication or posting of a notice by any
25 other public official shall be required.

26
27 SECTION 103. Arkansas Code § 14-163-212 is amended to read as follows:
28 14-163-212. Bonds – Sale.

29 (a) Bonds issued under this subchapter shall be sold at public sale
30 after twenty-days' advertisement in a newspaper having a bona fide
31 circulation in the city or on a website that meets the criteria under § 25-1-
32 126.

33 (b) ~~They~~ The bonds may be sold for such price, including, without
34 limitation, sale at a discount, as the governing body of the city shall
35 determine.

36

1 SECTION 104. Arkansas Code § 14-164-309(d), concerning industrial
2 development bonds, is amended to read as follows:

3 (d)(1) Notice of the election shall be given by the clerk of the
4 issuer by one (1) publication in a newspaper having general circulation
5 within the municipality or county or on a website that meets the criteria
6 under § 25-1-126 not less than ten (10) days ~~prior to~~ before the election.

7 (2) No other publication or posting of a notice by any other
8 public official shall be required.

9
10 SECTION 105. Arkansas Code § 14-164-328(b)(2), concerning the
11 publication of the results of an election with reference to capital
12 improvement bonds, is amended to read as follows:

13 (2) The proclamation shall be published one (1) time in a
14 newspaper having general circulation in the municipality or county or on a
15 website that meets the criteria under § 25-1-126.

16
17 SECTION 106. Arkansas Code § 14-168-305(b)(2)(A), concerning notice of
18 a hearing regarding a proposed redevelopment district, is amended to read as
19 follows:

20 (2)(A) Notice of the hearing shall be published in a newspaper
21 of general circulation in the city or county or on a website that meets the
22 criteria under § 25-1-126 at least fifteen (15) days ~~prior to~~ before the
23 hearing.

24
25 SECTION 107. Arkansas Code § 14-168-306(e)(2)(A), concerning project
26 plans for redevelopment districts, is amended to read as follows:

27 (2)(A) Notice of the hearing shall be published in a newspaper
28 of general circulation in the city or county or on a website that meets the
29 criteria under § 25-1-126 for at least fifteen (15) days ~~prior to~~ before the
30 hearing.

31
32 SECTION 108. Arkansas Code § 14-168-307(b)(2)(A), concerning amended
33 plans for redevelopment districts, is amended to read as follows:

34 (2)(A) Notice of the hearing shall be published in a newspaper
35 of general circulation in the city or county or on a website that meets the
36 criteria under § 25-1-126 for at least fifteen (15) days ~~prior to~~ before the

1 hearing.

2

3 SECTION 109. Arkansas Code § 14-169-104(b)(2)(A), concerning the
4 exercise of power by a housing authority, is amended to read as follows:

5 (2)(A)(i) The clerk of the city or other municipality shall give
6 notice of the time, place, and purpose of the public hearing at least ten
7 (10) days ~~prior to~~ before the date on which the hearing is to be held, in a
8 newspaper published in the municipality or on a website that meets the
9 criteria under § 25-1-126.

10 (ii) If there is no newspaper published in the
11 municipality and notice is not given by publication on a website, then notice
12 shall be published in a newspaper published in the state and having a general
13 circulation in the municipality.

14

15 SECTION 110. Arkansas Code § 14-169-319(a)(2), concerning procedures
16 for regional housing authorities, is amended to read as follows:

17 (2) The clerk of the county shall give notice of the time,
18 place, and purpose of the public hearing for at least ten (10) days ~~prior to~~
19 before the day on which the hearing is to be held, in a newspaper published
20 in the county or on a website that meets the criteria under § 25-1-126, or if
21 there is no newspaper published in the county and publication is not made on
22 a website, then in a newspaper published in the state and having a general
23 circulation in the county.

24

25 SECTION 111. Arkansas Code § 14-169-1107(b)(2)(B)(ii), concerning
26 foreclosure in a targeted neighborhood enhancement plan, is amended to read
27 as follows:

28 (ii) If the name and whereabouts of the owner cannot
29 be determined, or if restricted delivery of certified mail is not
30 accomplished, then the hearing to determine the amount shall be held not
31 fewer than fourteen (14) days after publication of notice of the hearing in a
32 newspaper having a bona fide circulation in the county where the property is
33 located for one (1) insertion per week or on a website that meets the
34 criteria under § 25-1-126 for four (4) consecutive weeks; and

35

36 SECTION 112. Arkansas Code § 14-186-410(a), concerning the joint

1 operation of ports by municipalities and counties, is amended to read as
2 follows:

3 (a)(1) After the passage of any ordinance ~~pursuant to~~ under § 14-186-
4 409, it shall be published one (1) time in a newspaper published in the
5 municipality or on a website that meets the criteria under § 25-1-126.

6 (2) If there is no newspaper so published, or the ordinance is
7 not published on a website, then the ordinance shall be published in a
8 newspaper which has a bona fide general circulation within the municipality,
9 with a notice to all persons concerned stating that:

10 ~~(1)(A)~~ The ordinance has been passed;

11 ~~(2)(B)~~ The municipality contemplated the issuance of the bonds
12 described in the ordinance; and

13 ~~(3)(C)~~ Any person interested may appear before the legislative
14 body, upon a certain date, which shall be not less than ten (10) days
15 subsequent to the publication of the ordinance and notice, and present
16 protests.

17

18 SECTION 113. Arkansas Code § 14-187-106(c), concerning procedure for
19 the sale of improvements by municipal wharf improvement districts, is amended
20 to read as follows:

21 (c)(1) Upon the filing of the petition or petitions, the council shall
22 give notice by publication one (1) time a week for two (2) weeks in some
23 newspaper published in the county in which the district is situated or on a
24 website that meets the criteria under § 25-1-126.

25 (2) This publication shall advise the owners of real property
26 within the district that on a day therein named the council of the city will
27 hear the petition and determine whether those signing it constitute a
28 majority in value of the owners of real property.

29

30 SECTION 114. Arkansas Code § 14-188-104(b)(1)(B)(ii), concerning the
31 creation of rural development authorities, is amended to read as follows:

32 (ii) ~~Prior to~~ Before any hearing held to determine
33 if there is need for an authority to function in the county, the clerk shall
34 cause notice of the hearing to be published for at least two (2) successive
35 weeks in a newspaper of general circulation in the county or on a website
36 that meets the criteria under § 25-1-126, setting forth the time and place of

1 the hearing.

2

3 SECTION 115. Arkansas Code § 14-199-302(b)(2), concerning the sale of
4 public utilities, is amended to read as follows:

5 (2) Upon the filing of this petition, the council of the city or
6 town shall give notice by publication once a week for two (2) weeks in a
7 newspaper published in the county in which the city or town may lie or on a
8 website that meets the criteria under § 25-1-126, advising the owners of real
9 property within the city or town that on a day therein named the council of
10 the city or town will hear the petition and determine whether those signing
11 it constitute a majority in value of the owners of real property.

12

13 SECTION 116. Arkansas Code § 14-199-404 is amended to read as follows:
14 14-199-404. Report and audit of operation.

15 (a) The city council of any city adopting the ordinance provided for
16 in this subchapter shall require the consolidated governing body designated
17 as the light and water commission to make a complete and competent audit by
18 an auditor approved by the city council each biennium, from and after the
19 effective date of the ordinance.

20 (b) The city council shall require the light and water commission to
21 file with the city council a complete report and audit of the operation of
22 both the light plant and water plant.

23 (c) This audit shall be publicized in a legal newspaper having a
24 general circulation in the county wherein the city is located or published on
25 a website that meets the criteria under § 25-1-126.

26

27 SECTION 117. Arkansas Code § 14-201-304 is amended to read as follows:
28 14-201-304. Notice of election.

29 (a) Within five (5) days after the filing of the petition, the county
30 board of election commissioners shall call an election to be held in the city
31 or town at a time not less than thirty (30) days nor more than sixty (60)
32 days from the date of the filing of the petition.

33 (b) The board shall give due notice ~~thereof~~ of the election by
34 publication in some newspaper published in the city or town, weekly or on a
35 website that meets the criteria under § 25-1-126 for two (2) weeks, stating
36 in the notice the time and place where the election will be held and the

1 purpose ~~thereof~~ of the election; and the election may be held at any place in
2 the city or town designated by the board whether the place be within or
3 without the boundaries of the improvement district or districts.

4 (c) If no newspaper is published in the city or town, and notice of
5 the election is not published on a website that meets the criteria under §
6 25-1-126, notice of the election shall be given by printed notices posted at
7 ten (10) public places therein for more than twenty (20) days ~~prior to~~ before
8 the election.

9
10 SECTION 118. Arkansas Code § 14-203-115(b), concerning rates, fees,
11 and charges for a municipal electrical system, is amended to read as follows:

12 (b)(1) For so long as any contract for the purchase of electric power
13 and energy is in effect, the rates, fees, and charges for electric power and
14 energy charged and collected by a municipality may be fixed to provide
15 sufficient revenues to secure payments of amounts due under the contract and
16 to comply with the terms of the contract.

17 (2) Any contract shall be approved by ordinance of the governing
18 body of the purchasing municipality, and the ordinance shall be published one
19 (1) time in a newspaper of general circulation in the municipality or on a
20 website that meets the criteria under § 25-1-126.

21 (3) Any contest of the ordinance shall be barred at the end of
22 thirty (30) days after the ordinance is published.

23
24 SECTION 119. Arkansas Code § 14-205-104 is amended to read as follows:
25 14-205-104. Publication of ordinance and notice.

26 When the ordinance is adopted by the municipality's legislative body,
27 it shall be published one (1) time:

28 (1) ~~in~~ In a newspaper published in the municipality, or, if
29 there is no newspaper so published, then in a newspaper which has a bona fide
30 general circulation within the municipality with a notice to all persons
31 concerned stating that the ordinance has been adopted, that the municipality
32 contemplated the issuance of the bonds described in the ordinance, and that
33 any person interested may appear before the legislative body, upon a certain
34 date which shall not be less than ten (10) days subsequent to the publication
35 of the ordinance and notice, and present protests; or

36 (2) On a website that meets the criteria under § 25-1-126,

1 including a notice to all persons concerned stating that the ordinance has
2 been adopted, that the municipality contemplated the issuance of the bonds
3 described in the ordinance, and that any person interested may appear before
4 the legislative body, upon a certain date which shall not be less than ten
5 (10) days subsequent to the publication of the ordinance and notice, and
6 present protests.

7
8 SECTION 120. Arkansas Code § 14-206-103(a), concerning natural gas
9 distribution systems, is amended to read as follows:

10 (a)(1) Any municipality may determine to seek approval from the
11 ~~commission~~ Arkansas Public Service Commission to acquire the property of a
12 gas or electric public utility as authorized under the provisions of this
13 chapter by the vote of the municipal council, city commission, or governing
14 body taken after a public hearing, of which at least thirty (30) days' notice
15 has been given by publication in newspapers having a general circulation
16 within the municipality or on a website that meets the criteria under § 25-1-
17 126.

18 (2) This vote shall have been ratified and confirmed by a
19 majority of the electors voting thereon at any special election held in
20 accordance with § 7-11-201 et seq.

21
22 SECTION 121. Arkansas Code § 14-206-105(b)(1), concerning a natural
23 gas distribution system, is amended to read as follows:

24 (b)(1) Each application shall also be accompanied by proof that public
25 notice thereof was given to persons residing in the municipality by the
26 publication of a summary of the application, and a statement of the date on
27 which it is to be filed, and a statement that interventions or limited
28 appearances must be filed with the commission within thirty (30) days after
29 the filing date set forth in the notice, unless good cause is shown, in a
30 newspaper or newspapers having substantial circulation in the municipality or
31 on a website that meets the criteria under § 25-1-126.

32
33 SECTION 122. Arkansas Code § 14-217-105(d), concerning the creation of
34 consolidated utility districts, is amended to read as follows:

35 (d)(1) The petition shall be filed with the city clerk.

36 (2) Upon the filing of the petition it shall be the duty of the

1 city clerk to give notice that the petition will be heard at a meeting of the
2 governing body of the municipality at the time set forth in the notice.

3 (3) The notice shall be published ~~once a week for not less than~~
4 for at least two (2) weeks in a newspaper of general circulation in the
5 municipality or on a website that meets the criteria under § 25-1-126.

6 (4) The notice may be in the following form:

7 "All owners of real property within the following described territory
8 (description of territory to be included in the district)
9 . are hereby notified that a petition has been filed with the city clerk of
10 the city of (name of municipality) purporting to be
11 signed by at least a two-thirds (2/3) majority in assessed value of the
12 owners of real property within the territory, which petition prays that a
13 consolidated utility district be formed embracing the territory, for the
14 purpose of (description of consolidated system in general terms)
15 and that the cost thereof be assessed against the real property
16 situated in the territory. All owners of real property within the territory
17 are advised that the petition will be heard at a meeting of the
18 (governing body) to be held at
19 . . . M., on , ~~19~~ 20. , and that at that meeting the . . .
20 . . (governing body) will determine whether those having signed
21 the petition constitute at least a two-thirds (2/3) majority in assessed
22 value of the owners of real property within the territory. At the meeting,
23 all owners of real property within the territory who so desire will be heard
24 upon the question."

25
26 SECTION 123. Arkansas Code § 14-218-104 is amended to read as follows:
27 14-218-104. Publication of ordinance establishing district.

28 (a) Within twenty (20) days after the passage of the ordinance, the
29 clerk of the city shall publish the ordinance of the council laying off and
30 establishing the district.

31 (b) The ordinance shall be published in a newspaper published in the
32 city or town, for one (1) insertion or on a website that meets the criteria
33 under § 25-1-126.

34
35 SECTION 124. Arkansas Code § 14-218-105(a), concerning the publication
36 of an ordinance establishing a consolidated water and light improvement

1 district, is amended to read as follows:

2 (a) Before passing the ordinance, the city council shall cause the
3 city clerk to give notice by publication ~~one (1) time a week~~ for two (2)
4 weeks ~~in a newspaper published in the county in which the city may lie~~ on a
5 website that meets the criteria under § 25-1-126, advising the property
6 owners within the proposed district that on a day therein named, the council
7 will hear the petition and determine whether those signing the petition are
8 actually owners of real property in such city.

9
10 SECTION 125. Arkansas Code § 14-218-106(a), concerning notice of a
11 petition to take over a light and water plant, is amended to read as follows:

12 (a)(1) If, within ninety (90) days after the publication of the
13 ordinance creating and establishing the district, persons claiming to be a
14 majority in value of the owners of real property within the district shall
15 present to the city council a petition that the plants and systems be
16 acquired and consolidated, that the improvements be made, that thereafter the
17 plants and systems be maintained, and that the cost thereof be assessed and
18 charged upon the real property situated within the district, the city clerk
19 shall give notice by publication ~~one (1) time a week~~ for two (2) weeks in a
20 newspaper published in the county in which the city lies or on a website that
21 meets the criteria under § 25-1-126.

22 (2) This publication shall advise the property owners within the
23 district that on a day therein named the council will hear the petition and
24 determine whether those signing the petition constitute a majority in value
25 of the owners of real property.

26
27 SECTION 126. Arkansas Code § 14-218-111 is amended to read as follows:
28 14-218-111. Notice of filing of assessments.

29 Immediately on filing of the assessment, the city clerk shall ~~insert~~
30 publish the following notice in a newspaper published in the county in which
31 the city lies or on a website that meets the criteria under § 25-1-126:

32 "The assessment of consolidated water and light district of was
33 filed in my office on the ... day of ..., ~~19~~ 20..., and the assessment is now
34 subject to inspection.

35
36 Clerk of the City of "

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SECTION 127. Arkansas Code § 14-218-115(a), concerning the statute of limitations for challenging assessments in a consolidated water and light improvement district, is amended to read as follows:

(a) Within thirty (30) days after the passage of the ordinance mentioned in § 14-218-114, the city clerk shall publish a copy of ~~the~~ the assessment ordinance in a newspaper published in the town or city or on a website that meets the criteria under § 25-1-126.

SECTION 128. Arkansas Code § 14-218-117 is amended to read as follows:
14-218-117. Collector’s notice – Publication.

The collector shall immediately, upon the receipt of the tax list, cause to be published in a newspaper published in the city or on a website that meets the criteria under § 25-1-126 a notice, which may be in the following form:

“The tax books for the collection of the special assessment upon the real property in Consolidated Water & Light District of ... has been placed in my hands. All owners of real property lying in the district are required to pay their assessment to me within thirty (30) days from this date. If such payment is not made, action will be commenced at the end of that time for the collection of said assessment and for legal penalties and costs.

Given under my hand this ... day of ..., ~~19~~ 20....
.....Collector.”

SECTION 129. Arkansas code § 14-218-123(b), concerning the annual revision assessments in a water and light improvement district, is amended to read as follows:

(b) The clerk shall insert in a newspaper published in the county in which the city is located or publish on a website that meets the criteria under § 25-1-126 the following notice:

“The list showing the annual readjustment of the assessment of the Consolidated Water & Light District ..., was filed in my office on the ... day of ..., ~~19~~ 20...
..... Clerk.”

SECTION 130. Arkansas Code § 14-234-406(b), concerning notice of the

1 intention to lease waterworks and water supply premises for recreational
2 purposes, is amended to read as follows:

3 (b) Public notice of intention to lease the premises shall be
4 published ~~at least one (1) time and for~~ at least two (2) weeks before the bid
5 date, in a newspaper of general circulation in the county where the
6 municipality is situated or on a website that meets the criteria under § 25-
7 1-126.

8
9 SECTION 131. Arkansas Code § 14-234-506(a), concerning publication of
10 ordinance, is amended to read as follows:

11 (a) After the passage of the ordinance, it shall be published one (1)
12 time in a newspaper published in the municipality, or if there is no
13 newspaper so published, then in a newspaper which has a bona fide general
14 circulation within the municipality or on a website that meets the criteria
15 under § 25-1-126, with a notice to all persons concerned stating that the
16 ordinance has been passed and that the municipality contemplates the issuance
17 of the bonds described in the ordinance and that any person interested may
18 appear before the legislative body, upon a certain date which shall be not
19 less than ten (10) days subsequent to the publication of the ordinance and
20 notice, and present protests.

21
22 SECTION 132. Arkansas Code § 14-235-223(d)(1)(B), concerning notice to
23 issue revenue bonds for waterworks and water supply, is amended to read as
24 follows:

25 (B) After introduction of the ordinance fixing the rates
26 or charges, and before the ordinance is finally enacted, notice of the
27 hearing, setting forth the proposed schedule of the rates or charges, shall
28 be given by one (1) publication in a newspaper published in the municipality
29 if there is such a newspaper, but otherwise in a newspaper having general
30 circulation in the municipality or on a website that meets the criteria under
31 § 25-1-126, at least ten (10) days before the date fixed in the notice for
32 the hearing, which may be adjourned from time to time.

33
34 SECTION 133. Arkansas Code § 14-237-113 is amended to read as follows:
35 14-237-113. Annual publication of financial statements.

36 (a)~~(1)~~ The governing body of each municipal water or sewer department

1 shall cause to be published annually a financial statement of the department,
2 including receipts and expenditures for the period and a statement of the
3 indebtedness and financial condition of the department.

4 (b) The financial statement shall be published one (1) time in a
5 newspaper published in the municipality or on a website that meets the
6 criteria under § 25-1-126.

7 ~~(2)~~(c) The financial statement shall be at least as detailed as
8 the minimum record of accounts as provided in this chapter.

9 ~~(3)~~(d) The financial statement shall be published by April 1 of
10 the following year.

11 ~~(b)~~(e) In municipalities where no newspaper is published and the
12 financial statement is not published on a website that meets the criteria
13 under § 25-1-126, the financial statement shall be posted in two (2) public
14 places in the municipality.

15
16 SECTION 134. Arkansas Code § 14-284-104(a)(1), concerning publication
17 of notice of a petition to create a fire protection district, is amended to
18 read as follows:

19 (1) The notice shall be published ~~one (1) time a week~~ for two
20 (2) weeks in some newspaper published and having a bona fide circulation in
21 the county where the lands affected are situated or on a website that meets
22 the criteria under § 25-1-126.

23
24 SECTION 135. Arkansas Code § 14-284-204(a)(2)(B), concerning the
25 establishment of fire protection districts outside of cities and towns, is
26 amended to read as follows:

27 (B) When a time and place for the hearing are set, the
28 quorum court shall publish notice of the hearing in a newspaper of general
29 circulation in the county or on a website that meets the criteria under § 25-
30 1-126.

31
32 SECTION 136. Arkansas Code § 14-284-204(c)(1)(A), concerning notice of
33 adoption of an ordinance that establishes a fire protection district outside
34 of cities and towns, is amended to read as follows:

35 (c)(1)(A) When an ordinance is adopted by the quorum court
36 establishing a fire protection district, the quorum court shall publish

1 notice of the adoption of the ordinance in a newspaper of general circulation
2 in the county or on a website that meets the criteria under § 25-1-126.

3
4 SECTION 137. Arkansas Code § 14-298-120(d)(2), concerning the opening,
5 changing, and classifying of roads by order of a county court, is amended to
6 read as follows:

7 (2) If service is not obtained then by one (1) insertion for two
8 (2) weeks at least thirty (30) days before the hearing in some newspaper
9 having a general circulation in the county or by publication on a website
10 that meets the criteria under § 25-1-126, the county clerk shall publish a
11 notice as to the filing of the petition, naming the day on which the county
12 court will hear the parties and those for and those against the opening of
13 the road.

14
15 SECTION 138. Arkansas Code § 14-298-121(d)(2)(B), concerning the
16 opening or altering of county roads, is amended to read as follows:

17 (B) If service is not obtained, then by one (1) insertion
18 for two (2) weeks in some newspaper published and having a general
19 circulation in the county or on a website that meets the criteria under § 25-
20 1-126, the county clerk shall publish a notice as to the filing of the
21 petition and naming the day on which the county court will hear the parties
22 and those for and against the opening of the road.

23
24 SECTION 139. Arkansas Code § 14-301-110(b), concerning publication of
25 notice of straightening or abandoning streets in cities over 15,000
26 inhabitants by city clerk, is amended to read as follows:

27 (b)(1) When any person owning property abutting any part of the
28 property proposed to be abandoned as a street shall present to the city
29 council his petition praying that any property be abandoned as a street, the
30 city council shall by resolution direct the city clerk to give notice by a
31 publication one (1) time a week for two (2) weeks in some newspaper published
32 in the county in which the city may lie or on a website that meets the
33 criteria under § 25-1-126.

34 (2) To advise the property owners affected that on a day named
35 in the notice the council will hear the petition and determine whether the
36 property should be abandoned as a street and whether all abutting property

1 owners and other persons directly interested have consented to the
2 abandonment.

3 (3) At the meeting named in the notice, all property owners
4 affected shall be heard before the council, which shall determine whether the
5 property should be abandoned and whether all abutting property owners and
6 other persons directly interested have consented to the abandonment.

7 (4) The determination and finding of the council shall be
8 conclusive unless within thirty (30) days thereafter suit is brought to
9 review its action in the ~~chancery~~ circuit court of the county where the city
10 lies.

11 (5) In determining whether all abutting property owners and
12 other persons directly interested have consented to the abandonment, the
13 council and the ~~chancery~~ circuit court shall be guided by the record of deeds
14 in the office of the recorder of the county and shall not consider any
15 unrecorded instrument.

16

17 SECTION 140. Arkansas Code § 14-301-203(b), concerning notice of
18 public hearing on a petition to undertake street improvements, is amended to
19 read as follows:

20 (b) Notice of the public hearing shall be published one (1) time in a
21 newspaper of general circulation in the municipality or on a website that
22 meets the criteria under § 25-1-126 not less than five (5) days ~~prior to~~
23 before the date fixed for the hearing.

24

25 SECTION 141. Arkansas Code § 14-301-204(a) concerning notice of
26 assessed benefits on property in a municipality to improve streets, is
27 amended to read as follows:

28 (a) At the time and place stated in the notice, the governing body of
29 the municipality shall meet and hear all owners of real property of the
30 designated areas in the municipality who wish to be heard on the question of
31 whether the petitions contain the signatures of a majority in value of the
32 real property owners of the designated areas in the municipality and shall
33 make a finding and ruling as to whether the petitions contain the signatures
34 of a majority in value of the real property owners and shall publish the
35 finding one (1) time in a newspaper of general circulation in the
36 municipality or on a website that meets the criteria under § 25-1-126.

1
2 SECTION 142. Arkansas Code § 14-301-302(c), concerning notice to
3 vacate a street or alley, is amended to read as follows:

4 (c) At the next regular or special meeting of the council, the council
5 shall, by resolution, fix a day for the hearing of the petition and shall
6 direct the city clerk or town recorder to give notice of the meeting by
7 publication once a week for two (2) consecutive weeks in some newspaper
8 published in the county and having a general circulation in the city or town
9 or on a website that meets the criteria under § 25-1-126.

10
11 SECTION 143. Arkansas Code § 14-301-402 is amended to read as follows:
12 14-301-402. Petition of property owners to close alley – Notice.

13 (a) When any person files with the city clerk or recorder of any city
14 of the first or second class or any incorporated town in this state a
15 petition signed by ten (10) or more persons claiming to be owners of real
16 property in the city or town and including a majority of the owners of real
17 property abutting upon any alley running through or across any part of any
18 block in the city, with this petition stating that the land embraced in the
19 alley or any part thereof is needed for the purpose of building on the lands
20 any public school, hospital, orphanage, or church building, or any addition
21 to those buildings, and praying that the alley be vacated as a whole or in
22 part and, if not as a whole, describing specifically the part of the alley
23 desired to be vacated, then it shall be the duty of the city clerk or
24 recorder to give notice of the filing of the petition by publication in some
25 newspaper published in the city or town, by one (1) insertion or on a website
26 that meets the criteria under § 25-1-126.

27 (b) If no newspaper is published therein, and publication is not made
28 on a website that meets the criteria under § 25-1-126, notice shall be given
29 by publication of the notice, by one (1) insertion, in any newspaper
30 published in the county and shall call upon the owners of real property
31 abutting upon the alley and upon all other persons, firms, and corporations,
32 to appear before the council of the city or town at its next regular meeting
33 to be held after ten (10) days from the date of the notice and show cause, if
34 any they can, why the petition should not be granted and the alley vacated.

35
36 SECTION 144. Arkansas Code § 14-317-104(b), concerning notice of a

1 petition to form rural road improvement districts, is amended to read as
2 follows:

3 (b) The notice shall be published once a week for two (2) weeks in
4 some newspaper published and having a bona fide circulation in the district
5 where the lands affected are situated or on a website that meets the criteria
6 under § 25-1-126.

7
8 SECTION 145. Arkansas Code § 14-318-104(b), concerning notice of a
9 petition by landowners in improvement districts for acquiring rights-of-way,
10 is amended to read as follows:

11 (b)(1) The notice shall be published once a week for two (2) weeks
12 in some newspaper published and having a bona fide circulation in the county
13 where the lands affected are situated or on a website that meets the criteria
14 under § 25-1-126.

15 (2) The last publication of notice is to be at least seven (7)
16 days before the day fixed for the hearing.

17
18 SECTION 146. Arkansas Code § 14-322-104(a), concerning notice of a
19 public hearing about improvement districts for city streets, is amended to
20 read as follows:

21 (a) Notice of the public hearing shall be published one (1) time in a
22 newspaper of general circulation in the municipality or on a website that
23 meets the criteria under § 25-1-126, at least five (5) days ~~prior to~~ before
24 the date fixed for the hearing.

25
26 SECTION 147. Arkansas Code § 14-322-105(a), concerning the
27 establishment of improvement districts for city streets, is amended to read
28 as follows:

29 (a)(1) At the time and place stated in the notice, the governing
30 body of the municipality shall meet and hear all owners of real property in
31 the proposed district who wish to be heard on the question of whether the
32 petitions contain the signatures of a majority in value of the real property
33 owners in the district.

34 (2) It shall make a finding and ruling as to whether the
35 petitions contain the signatures of a majority in value of the real property
36 owners and shall publish the finding one (1) time in a newspaper of general

1 circulation in the municipality or on a website that meets the criteria under
2 § 25-1-126.

3
4 SECTION 148. Arkansas Code § 14-322-106(c), concerning notice of
5 filing assessments in improvement districts for city streets, is amended to
6 read as follows:

7 (c) Notice that the assessed benefits have been filed with the city
8 clerk and county clerk shall be published in a newspaper of general
9 circulation in the municipality or on a website that meets the criteria under
10 § 25-1-126.

11
12 SECTION 149. Arkansas Code § 14-386-116(a), concerning publication of
13 an order in fencing districts, is amended to read as follows:

14 (a) Within seven (7) days from the making of the order mentioned in §
15 14-386-115, the county clerk shall publish a copy of it in some newspaper
16 published in the county one (1) time if a newspaper is published in the
17 county or on a website that meets the criteria under § 25-1-126; and if not,
18 then by posting the copy at the courthouse door, and by posting not less than
19 ten (10) copies of it in the district.

20
21 SECTION 150. Arkansas Code § 14-386-301(a), concerning notice of
22 addition of an adjacent area to a fencing district, is amended to read as
23 follows:

24 (a) When any number of owners of either rural acreage or city or town
25 land near or adjacent to any fencing district organized under and pursuant to
26 the law shall present to the county court a petition, in writing, accompanied
27 by a map giving description and setting forth such land as they desire to
28 have enclosed in any such district embraced within the enclosure of the fence
29 of the district, it shall be the duty of the court to give a notice by
30 publication in some newspaper in the county or on a website that meets the
31 criteria under § 25-1-126 for a period of not less than twenty (20) days of a
32 hearing upon the petition, calling upon all persons whose lands or interest
33 may be affected by the petition to appear and show cause, if any, why the
34 request of the petitioner should not be granted.

35
36 SECTION 151. Arkansas Code § 14-386-402 is amended to read as follows:

1 14-386-402. Petition to establish district.

2 When any number of landowners owning land adjacent to any fencing
3 district organized under and pursuant to the law shall present to the county
4 court a petition, in writing, accompanied by a map, giving a description and
5 setting forth what land they desire to have enclosed in such district, and
6 where the lands as set forth and described in the petition are bounded or
7 completely enclosed by existing fencing districts, no-fence districts,
8 counties where a stock law is in effect, or navigable rivers, or combination
9 of them, it shall be the duty of the court to give notice, by publication in
10 some newspaper published in the county where the lands lie or on a website
11 that meets the criteria under § 25-1-126, of the filing of the petition and a
12 description of all lands as set forth and contained in the description.

13
14 SECTION 152. Arkansas Code § 14-386-405(a), concerning notice of
15 election results regarding fencing districts, is amended to read as follows:

16 (a) After the county board of election commissioners have ascertained
17 and declared the results of any election held under the provisions of this
18 subchapter, it shall be the duty of the county court to cause the results to
19 be published ~~to be printed~~ in some newspaper published in the county where
20 the lands lie or on a website that meets the criteria under § 25-1-126.

21
22 SECTION 153. Arkansas Code § 14-387-204(b), concerning notice of
23 filing a petition for the creation of stock law districts, is amended to read
24 as follows:

25 (b)(1) The notice shall be published in some newspaper published in
26 the county, if there is one, or on a website that meets the criteria under §
27 25-1-126.

28 (2)(A) If no newspaper is published in the county, or if the
29 notice is not published on a website that meets the criteria under § 25-1-
30 126, the notice shall be posted at the courthouse door and at each voting
31 precinct in the county, if the petition is for a county.

32 (B) If the petition is for a subdivision, then the notice
33 shall be posted at three (3) of the most public places in the subdivision.

34
35 SECTION 154. Arkansas Code § 14-387-303(3)(A), concerning notice of
36 result of election in the establishment of stock law districts, is amended to

1 read as follows:

2 (3)(A) Immediately give notice of the result by publication in
3 some newspaper published in the county or on a website that meets the
4 criteria under § 25-1-126 and by causing notices to be posted in three (3)
5 public places in each township affected by the election.

6
7 SECTION 155. Arkansas Code § 14-387-401(b)(2)(B)(i), concerning notice
8 of order of the authority and procedure in the addition of townships to a
9 stock law district, is amended to read as follows:

10 (B)(i) Notice of the order shall be given by publication
11 of it in some newspaper published in the county or on a website that meets
12 the criteria under § 25-1-126.

13
14 SECTION 156. Arkansas Code § 17-50-406(1), concerning notice of the
15 sale of forfeited property of water well constructors, is amended to read as
16 follows:

17 (1) Publish at least two (2) times a week for two (2)
18 consecutive weeks in a newspaper having general circulation in the county
19 notice of the sale, including the time, place, conditions of the sale, and a
20 description of the property to be sold, or on a website that meets the
21 criteria under § 25-1-126;

22
23 SECTION 157. Arkansas code § 18-15-303(a)(2), concerning notice of the
24 time and place of an application to a circuit court for eminent domain, is
25 amended to read as follows:

26 (2) Notice of the time and place of the application shall be
27 given either personally in the ordinary manner of serving process or by
28 publishing a copy of the application with a statement of the time and place
29 at which it is to be made. Notice shall be published for three (3) weeks
30 preceding the time of the application in some newspaper of general
31 circulation in the county or on a website that meets the criteria under § 25-
32 1-126.

33
34 SECTION 158. Arkansas Code § 18-15-408(a)(4)(A), concerning notice of
35 intent to condemn a cemetery or grave, is amended to read as follows:

36 (A) The notice shall be published ~~one (1) time a week~~ for

1 four (4) consecutive weeks in some newspaper having a general circulation
2 throughout the state in order to give the widest publicity to the
3 municipality's intention or on a website that meets the criteria under § 25-
4 1-126;

5
6 SECTION 159. Arkansas Code § 18-15-1004(c)(2), concerning publication
7 of warning orders for levee drainage districts, is amended to read as
8 follows:

9 (2)(A) However, if the owner is a nonresident of the county or
10 is unknown to the officers of the levee or drainage district, it shall be the
11 duty of the clerk to publish a warning order in some newspaper published in
12 the county for four (4) insertions or on a website that meets the criteria
13 under § 25-1-126.

14 (B) The warning order may be in the following form and
15 shall be dated and signed by the clerk:

16 "To (name of supposed owner) and all other persons having any claim or
17 interest in and to the following described land, situated in ... County,
18 Arkansas, namely: ... (here describe the land over which the levee or
19 drainage passes according to U.S. Surveys). You are hereby warned to appear
20 in this court within thirty (30) days, and file exceptions to the award which
21 has been filed in this office by the levee and drainage appraisers of this
22 county for the appropriation of the portion of the hereinbefore described
23 land, for the construction or intended construction of a levee, ditch, canal,
24 or drain, as the case may be, over and across the same."
25

26 SECTION 160. Arkansas Code § 18-28-403(a)(2)(B), concerning
27 publication of a petition to remit abandoned mineral proceeds to the county,
28 is amended to read as follows:

29 (B) The county attorney shall publish notice of his or her
30 petition in a legal newspaper having general circulation in the county or on
31 a website that meets the criteria under § 25-1-126, and the notice shall be
32 published at least one (1) time.
33

34 SECTION 161. Arkansas Code § 18-60-902(a), concerning notice of a
35 petition to vacate public utility easements, is amended to read as follows:

36 (a) Upon receipt of the petition, the county clerk shall promptly give

1 notice by publication at least one (1) time a week for at least two (2)
2 consecutive weeks in some newspaper having a general circulation within the
3 county or on a website that meets the criteria under § 25-1-126.

4
5 SECTION 162. Arkansas Code § 19-9-607(b), concerning notice of a
6 hearing for the Revenue Bond Act of 1987, is amended to read as follows:

7 (b) At least ten (10) days before the date set for the public hearing,
8 notice of the hearing shall be published:

9 (1) ~~one~~ One (1) time in a newspaper of general circulation:

10 ~~(1)(A)~~ In the locality to be affected; or

11 ~~(2)(B)~~ In the case of a regional water distribution
12 district, regional wastewater district, or regional solid waste management
13 district, in a newspaper of general circulation in each county in which land
14 lies within the boundaries of the district; or

15 (2) On a website that meets the criteria under § 25-1-126.

16
17 SECTION 163. Arkansas Code § 20-13-303(b)(1), concerning notice of
18 public hearing for county programs, is amended to read as follows:

19 (b)(1) When a quorum court proposes to enact an ordinance to provide
20 emergency medical services, whether on its own motion or upon petition of
21 electors, it shall set a date for a public hearing on the question and shall
22 ~~cause~~ publish notice of the time and place of the hearing ~~to be published~~ in
23 a newspaper of general circulation in the county or in the area proposed to
24 be served or on a website that meets the criteria under § 25-1-126.

25
26 SECTION 164. Arkansas Code § 20-13-304(a), concerning publication of
27 an ordinance for a referendum of county programs, is amended to read as
28 follows:

29 (a) Within ten (10) days after the enactment of the ordinance, a copy
30 of the ordinance in its entirety shall be published in a newspaper of general
31 circulation in the county or in the designated area or on a website that
32 meets the criteria under § 25-1-126.

33
34 SECTION 165. Arkansas Code § 22-6-303(a), concerning publication of
35 notice of a sale of school lands, is amended to read as follows:

36 (a) The sheriff shall give notice by publication in some newspaper

1 published in the county where the land is situated or on a website that meets
2 the criteria under § 25-1-126, at least four (4) weeks before the day of
3 sale, that he or she will sell the land or lots at the courthouse door.
4

5 SECTION 166. Arkansas Code § 23-110-402(c)(4), concerning notice of an
6 election regarding the number of horse-racing days, is amended to read as
7 follows:

8 (4)(A) Notice of the election shall be given by the clerk of
9 the city, town, or county involved by one (1) publication in a newspaper
10 having general circulation within the city, town, or county involved or on a
11 website that meets the criteria under § 25-1-126 not less than ten (10) days
12 ~~prior to~~ before the election.

13 (B) No other publication or posting of a notice by any
14 other public official shall be required.
15

16 SECTION 167. Arkansas Code § 23-113-201(a)(2)(D), concerning notice of
17 an election on the question of the wagering on electronic games of skill, is
18 amended to read as follows:

19 (D)(1) Notice of the election shall be given by the clerk of the
20 city, town, or county involved, by one (1) publication in a newspaper having
21 general circulation within the city, town, or county involved or on a website
22 that meets the criteria under § 25-1-126 not less than ten (10) calendar days
23 before the election. No other publication or posting of a notice by any
24 other public official shall be required.
25

26 SECTION 168. Arkansas Code § 23-113-201(a)(2)(F)(i), concerning
27 limitations on wagering on electronic games of skill, is amended to read as
28 follows:

29 (F)(i) Within thirty (30) calendar days after completion
30 of the tabulation of the votes, the mayor of the city or town or the county
31 judge of the county, as the case may be, shall proclaim the results of the
32 election by issuing a proclamation and publishing it one (1) time in a
33 newspaper having general circulation within the city, town, or county
34 involved or on a website that meets the criteria under § 25-1-126.
35

36 SECTION 169. Arkansas Code Title 25, Chapter 1, Subchapter 1, is

1 amended to add an additional section to read as follows:

2 25-1-126. Publication on a website.

3 (a) As used in this section:

4 (1) "Commercially reasonable rate" means the rate that is
5 charged to a commercial customer for the publication of an advertisement,
6 notice, or other publication; and

7 (2) "Website" means a site on the internet that:

8 (1) Is identifiable by a specific website address;

9 (2) Is accessible to the public at no cost; and

10 (3) Requires no information or login from the user.

11 (b) The website used to publish all advertisements, notices, orders,
12 and information required or authorized to be published on a website under
13 this section shall:

14 (1) Be an independent third-party website;

15 (2)(A) Be selected by the Legislative Council and subject to
16 audit by Arkansas Legislative Audit.

17 (B) The Legislative Council shall issue a request for
18 proposals to host the independent third-party website;

19 (3) Contain all information that the advertisement, notice,
20 order, or published information would contain if published in a newspaper;

21 (4) Publish the advertisement, notice, order of publication, or
22 other information in a format substantially similar as other similar
23 advertisements, notices, orders, and information published in a newspaper;

24 (5) Maintain the advertisement, notice, order of publication, or
25 other information on the website for at least three (3) years from the date
26 on which it is posted on the website;

27 (6) Generate a proof of publication to the official submitting
28 the advertisement, notice, order of publication, or other information; and

29 (7) Charge a commercially reasonable rate for the publication of
30 the advertisement, notice, order of publication, or other information.

31 (c) The operator of the third-party website shall consent to being
32 audited by Arkansas Legislative Audit for compliance with all publication
33 requirements.

34 (d) If the independent third-party website initially selected by the
35 Legislative Council under subsection (b) of this section determines it shall
36 no longer offer an independent third-party website for the publication of

1 advertisements, notices, orders, and other information, the Legislative
2 Council shall select another independent third-party website for the
3 publication of advertisements, notices, orders, or other information required
4 by this section.

5 (e) If Arkansas Legislative Audit determines the advertisements,
6 notices, orders, and other information are not in compliance with this
7 section or the requirements for publication are not met by the independent
8 third-party website or the independent third-party, the Legislative Council
9 shall select another independent third party website for the publication of
10 advertisements, notices, orders, and information required by this section.

11 (f) When required to publish on a website under this section:

12 (1) A quorum court may require that a notice be published in a
13 newspaper in addition to the website under this section; and

14 (2) A municipality may require that a notice be published in a
15 newspaper in addition to the website under this section.

16 (g) An ordinance shall not be deemed invalid because of the failure to
17 remain continuously posted on a website under this section for three (3)
18 years.

19
20 SECTION 170. Arkansas Code § 26-26-1301(b), concerning order upon
21 complaint during reassessment of property, is amended to read as follows:

22 (b) Due notice of the time and place fixed for a hearing upon any
23 complaint made as indicated shall be mailed, at least fifteen (15) days
24 before the time fixed for the hearing, to the county judge and county
25 assessor of the county affected, and the county judge shall immediately ~~cause~~
26 ~~the notice to be published~~ publish the notice, at the expense of the county,
27 in a newspaper having a general circulation in the county and district or on
28 a website that meets the criteria under § 25-1-126.

29
30 SECTION 171. Arkansas Code § 26-26-1307(a)(3), concerning notice of
31 reappraisal during reassessment of property, is amended to read as follows:

32 (3) The notice required by this section may be accomplished by
33 publication in newspapers, by radio, by television, by direct mail, on a
34 website that meets the criteria under § 25-1-126, or by any other reasonable
35 means.

36

1 SECTION 172. Arkansas Code § 26-27-203(6), concerning rules for
2 valuation during an equalization of assets, is amended to read as follows:

3 (6)(A) Before any percentage shall be added to or deducted
4 from the total assessed valuation of any county, township, district, city, or
5 town in this state by the board, it shall cause a notice to be served upon
6 the county judge of the county, who shall cause notice to be published in
7 some newspaper having a general circulation in the county or publish the
8 notice on a website that meets the criteria under § 25-1-126, at least ten
9 (10) days before the date of the proposed change.

10 (B) The notice shall give the date and place at which the
11 board will sit and shall warn the county judge and all citizens of the county
12 to appear at the time and place and show cause, if any they can, why the
13 proposed change should not be made or the assessments increased or reduced.
14

15 SECTION 173. Arkansas Code § 26-27-318(f)(1)(A), concerning notice of
16 appeals to courts, is amended to read as follows:

17 (f)(1)(A) The county court shall acquire no jurisdiction to hear the
18 appeal unless the county clerk shall have first given notice of the appeal by
19 publication:

20 (i) By one (1) insertion published not less than one (1) week
21 before the date fixed for the hearing of the appeal in a daily or weekly
22 newspaper published and having a bona fide general circulation in the county;
23 ~~or~~

24 (ii) In any county in which no daily or weekly newspaper is
25 published, by posting a notice at the courthouse and in four (4) other
26 conspicuous places in the county seat of the county for a period of not less
27 than one (1) week before the date fixed for the hearing of the appeal; or

28 (iii) On a website that meets the criteria under § 25-1-126.
29

30 SECTION 174. Arkansas Code § 26-74-204(g), concerning notice of the
31 issuance of bonds, is amended to read as follows:

32 (g)(1) Bonds issued under the authority of this subchapter may be sold
33 at public or private sale.

34 (2) If sold at public sale, the bonds shall be sold on sealed
35 bids, and notice of the sale shall be published one (1) time in a newspaper
36 having a general circulation throughout the State of Arkansas or on a website

1 that meets the criteria under § 25-1-126, at least ten (10) days ~~prior to~~
2 before the date of the sale.

3 (3) In either case, the bonds may be sold at such price as the
4 county may accept, including sale at a discount.

5
6 SECTION 175. Arkansas Code § 26-74-309(b), concerning notice of
7 results of an election for county sales and use taxes, is amended to read as
8 follows:

9 (b) When the election results have been certified, the county court
10 shall immediately issue a proclamation declaring the results of the election
11 and cause the proclamation to be published one (1) time in a newspaper having
12 general circulation within the county or on a website that meets the criteria
13 under § 25-1-126.

14
15 SECTION 176. Arkansas Code § 26-74-404(b), concerning notice of
16 results of an election for county sales and use taxes, is amended to read as
17 follows:

18 (b) When the election results have been certified, the county court
19 shall immediately issue a proclamation declaring the results of the election
20 and cause the proclamation to be published one (1) time in a newspaper having
21 general circulation within the county or on a website that meets the criteria
22 under § 25-1-126.

23
24 SECTION 177. Arkansas Code § 26-74-605(b)(1), concerning notice of
25 results of an election for county sales and use taxes, is amended to read as
26 follows:

27 (b)(1) Notice of the election shall be given by the county clerk by
28 one (1) publication in a newspaper having a general circulation within the
29 eligible county or on a website that meets the criteria under § 25-1-126 not
30 less than ten (10) days ~~prior to~~ before the election.

31
32 SECTION 178. Arkansas Code § 26-75-204(g), concerning notice of the
33 issuance of bonds, is amended to read as follows:

34 (g)(1) Bonds issued under the authority of this subchapter may be
35 sold at public or private sale.

36 (2) If sold at public sale, the bonds shall be sold on sealed

1 bids, and notice of the sale shall be published one (1) time in a newspaper
2 having a general circulation throughout the State of Arkansas or on a website
3 that meets the criteria under § 25-1-126, at least ten (10) days ~~prior to~~
4 before the date of the sale.

5 (3) In either case, the bonds may be sold at such price as the
6 city may accept, including sale at a discount.

7
8 SECTION 179. Arkansas Code § 26-75-209(1)(B), concerning notice of the
9 effective date of an ordinance, is amended to read as follows:

10 (B) Following the election, the mayor of the city shall
11 issue his or her proclamation of the results of the election with reference
12 to the local sales and use tax, and the proclamation shall be published one
13 (1) time in a newspaper having general circulation in the city on a website
14 that meets the criteria under § 25-1-126.

15
16 SECTION 180. Arkansas Code § 26-75-304(g), concerning notice of the
17 issuance of bonds, is amended to read as follows:

18 (g)(1) Bonds issued under the authority of this subchapter may be
19 sold at public or private sale. If sold at public sale, the bonds shall be
20 sold on sealed bids, and notice of the sale shall be published one (1) time
21 in a newspaper having a general circulation throughout the State of Arkansas
22 or on a website that meets the criteria under § 25-1-126, at least ten (10)
23 days ~~prior to~~ before the date of the sale.

24 (3) In either case, the bonds may be sold at such price as the
25 city may accept, including sale at a discount.

26
27 SECTION 181. Arkansas Code § 26-75-309(1)(B), concerning notice of the
28 effective date of an ordinance, is amended to read as follows:

29 (B) Following the election, the mayor of the city shall issue
30 his or her proclamation of the results of the election with reference to the
31 local sales and use tax, and the proclamation shall be published one (1) time
32 in a newspaper having general circulation in the city or on a website that
33 meets the criteria under § 25-1-126.

34
35 SECTION 182. Arkansas Code § 26-75-404(d)(1), concerning notice of
36 election requirements and procedures, is amended to read as follows:

1 (d)(1) Following the election, the mayor of the city or town shall
2 issue a proclamation of the results of the election, and the proclamation
3 shall be published one (1) time in a newspaper having general circulation in
4 the city or town or on a website that meets the criteria under § 25-1-126.

5
6 SECTION 183. Arkansas Code § 26-75-503(e), concerning notice of
7 election requirements, is amended to read as follows:

8 (e) ~~Prior to~~ Before the election, the ordinance shall be published one
9 (1) time a week for at least three (3) weeks in at least one (1) newspaper
10 published in the city in which the election is to be held or on a website
11 that meets the criteria under § 25-1-126.

12
13 SECTION 184. Arkansas Code § 26-77-104 is amended to read as follows:
14 26-77-104. Publication of licensing ordinance.

15 (a) Any ordinance passed under the provisions of this chapter, before
16 becoming effective, shall be published one (1) time in a newspaper of bona
17 fide circulation in the city or town or on a website that meets the criteria
18 under § 25-1-126.

19 (b) The publication shall not be later than one (1) week after the
20 passage of the ordinance.

21
22 SECTION 185. Arkansas Code § 26-78-111(e), concerning notice of an
23 election for local taxes, is amended to read as follows:

24 (e) Notice of the election shall be given by the governing body of the
25 municipality or the county in a newspaper of general circulation within the
26 municipality or county one (1) time a week or on a website that meets the
27 criteria under § 25-1-126 for four (4) consecutive weeks, with the last
28 publication to be not less than ten (10) days ~~prior to~~ before the date of the
29 election.

30
31 SECTION 186. Arkansas Code § 26-81-106(a)(1), concerning notice of
32 election results for local taxes, is amended to read as follows:

33 (a)(1) Upon certification of the election results, the county judge
34 shall issue a proclamation declaring the results of the election and cause
35 the proclamation to be published one (1) time in a newspaper having general
36 circulation within the county or on a website that meets the criteria under §

1 25-1-126.

2
3 SECTION 187. Arkansas Code § 26-82-105(1)(B)(ii), concerning notice of
4 requirements and effective dates for local taxes, is amended to read as
5 follows:

6 (ii) The proclamation described in subdivision
7 (1)(B)(i) of this section shall be published one (1) time in a newspaper
8 having general circulation within the levying entity or on a website that
9 meets the criteria under § 25-1-126.

10
11 SECTION 188. Arkansas Code § 27-66-505(b), concerning notice of
12 prohibition on the use of heavily loaded vehicles during emergencies, is
13 amended to read as follows:

14 (b)(1) Whenever, in the judgment of the county judge, an emergency
15 arises in his or her county, as described in subsection (a) of this section,
16 he or she shall cause notice to be posted in the county courthouse to the
17 effect that until further notice the operation of vehicles having a net load
18 of more than three thousand five hundred pounds (3,500 lbs.) over the
19 highways described in the notice is prohibited.

20 (2) Notice shall also be posted in at least ten (10) of the most
21 prominent and public places in the county and be published in a newspaper in
22 the county or on a website that meets the criteria under § 25-1-126 ~~if~~
23 ~~practicable.~~

24 (3) Notice may also be given by mail, telephone, or personal
25 contact to persons operating vehicles, and notice by mail, telephone, or
26 personal contact shall be sufficient notice for the purposes of this section.

27
28 SECTION 189. Arkansas Code § 28-52-106 is amended to read as follows:

29 28-52-106. Notice of filing of accounts.

30 During the first week of each month the clerk shall publish, in a
31 newspaper published or having a general circulation in the county or on a
32 website that meets the criteria under § 25-1-126, a notice of estates in
33 which accounts have been filed by personal representatives during the
34 preceding month, listing in alphabetical order the names of the estates, with
35 the names of the personal representatives thereof and the respective dates of
36 the filing of the accounts, and calling on interested persons to file

1 objections to the accounts on or before the sixtieth day following the filing
2 of the respective accounts, failing which the persons will be barred forever
3 from excepting to the account.

4
5 SECTION 190. DO NOT CODIFY. TEMPORARY LANGUAGE.

6 (a) A county or municipality that publishes notices under the sections
7 amended by this act in a newspaper and passes an ordinance to publish notices
8 on a website, shall publish a notice in its current newspaper monthly for a
9 period of one (1) year.

10 (b) A notice required under subsection (a) of this section shall:

11 (1) Be no larger than two (2) columns wide by two (2) inches
12 long;

13 (2) Contain the website address where the county or
14 municipality's public notice may be found;

15 (3) Contain the address of the county or municipal office where
16 notice may be requested; and

17 (4) Contain the statement of payment required under § 25-1-126.

18
19 SECTION 191. DO NOT CODIFY. EFFECTIVE DATE.

20 (a) Except as provided in subsection (b) of this section, this act is
21 effective on and after August 1, 2028.

22 (b) Section 169 of this act is effective on and after January 1, 2024.

23
24 /s/Cavanaugh
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