

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4
5 By: Senator M. Johnson
6
7

A Bill

SENATE BILL 87

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING COUNTY PLANNING;
10 TO CREATE A PENALTY FOR VIOLATING A SUBDIVISION
11 ORDINANCE; TO REQUIRE MEMBERS OF A COUNTY PLANNING
12 BOARD TO RESIDE IN THE UNINCORPORATED AREAS OF THE
13 COUNTY; AND FOR OTHER PURPOSES.

Subtitle

16 TO AMEND THE LAW CONCERNING COUNTY
17 PLANNING; TO CREATE A PENALTY FOR
18 VIOLATING A SUBDIVISION ORDINANCE; AND
19 TO REQUIRE MEMBERS OF A COUNTY PLANNING
20 BOARD TO RESIDE IN THE UNINCORPORATED
21 AREAS OF THE COUNTY.
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 SECTION 1. Arkansas Code § 14-17-203(a), concerning members of a
27 county planning board, is amended to read as follows:

28 (a)(1) With the approval of the majority of the members of the county
29 quorum court, the county judge of any county may create a county planning
30 board.

31 (2) The county planning board shall consist of not less than
32 five (5) members nor more than twelve (12) members appointed by the judge and
33 confirmed by ~~the court~~ a majority of the members of the county quorum court
34 representing the unincorporated areas of the county.

35 (3) At least one-third (1/3) of the members shall not hold any
36 other elective office or appointment, except membership on a municipal or



1 joint planning commission or a zoning board of adjustment.

2 (4) Each member of the county planning board shall reside in an
3 unincorporated area of the county.

4
5 SECTION 2. Arkansas Code § 14-17-207(f), concerning enforcement of
6 official plans and implementing ordinances, is amended to read as follows:

7 (f)(1)(A) The quorum court shall provide for the means of enforcing
8 the official plan or zoning, subdivision, setback, and entry control
9 ordinances, shall provide penalties for violations, and may seek appropriate
10 remedies for violations.

11 (B) A person who knowingly and flagrantly violates a
12 subdivision ordinance requiring plat approval by the county planning board
13 before a parcel of land can be sold is subject to a civil penalty of:

14 (i) Five hundred dollars (\$500) for a first
15 violation;

16 (ii) One thousand dollars (\$1,000) for a second
17 violation;

18 (iii) One thousand five hundred (\$1,500) for a third
19 violation; and

20 (iv) Two thousand dollars (\$2,000) for a fourth
21 violation or subsequent violation.

22 (2) Any individual aggrieved by a violation of any such plan or
23 ordinance may request an injunction against any individual or property owner
24 in violation or may mandamus any official to enforce the provisions of the
25 ordinance.

26
27
28
29
30
31
32
33
34
35
36