

Hall of the House of Representatives
95th General Assembly - Regular Session, 2025
Amendment Form

Subtitle of House Bill 1695

TO CLARIFY THE FORECLOSURE PROCESS FOR PROPERTY SUBJECT TO A
MUNICIPAL LIEN; TO ALLOW A MUNICIPALITY TO ENJOIN THE SALE OF PROPERTY
TO CERTAIN PERSONS; AND TO PROVIDE FOR THE PRIORITY OF UNRECORDED
MUNICIPAL LIENS.

Amendment No. 1 to House Bill 1695

Amend House Bill 1695 as originally introduced:

Page 1, line 13, delete "ENJOIN" and substitute "PETITION TO SET ASIDE"

AND

Delete the subtitle in its entirety and substitute:

"TO CLARIFY THE FORECLOSURE PROCESS FOR
PROPERTY SUBJECT TO A MUNICIPAL LIEN; TO
ALLOW A MUNICIPALITY TO PETITION TO SET
ASIDE THE SALE OF PROPERTY TO CERTAIN
PERSONS; AND TO PROVIDE FOR THE PRIORITY
OF UNRECORDED MUNICIPAL LIENS."

AND

Immediately after the enacting clause, add an additional section to read as follows:

"SECTION 1. Arkansas Code § 14-54-901 is amended to read as follows:
14-54-901. Municipal authority.

(a) Incorporated towns and cities of the first and second class are empowered to order the owner of lots and other real property within their towns or cities to cut weeds; to remove garbage, rubbish, and other unsightly and unsanitary articles and things upon the property; and to eliminate, fill up, or remove stagnant pools of water or any other unsanitary thing, place, or condition which might become a breeding place for mosquitoes, flies, and germs harmful to the health of the community, after the town or city has provided therefor by an ordinance to that effect.

(b) A city of the first class, a city of the second class, or an



incorporated town may order the removal or razing of, or remove or raze, buildings or houses that in the opinion of the city council or town council have become dilapidated, unsightly, unsafe, unsanitary, obnoxious, or detrimental to the public welfare and shall provide by ordinance the manner of removing and making these removals."

AND

Page 2, delete line 20, and substitute the following:

"(2) The ~~town or city~~ or town shall file the lien with the ~~circuit court~~ county recorder"

AND

Page 2, line 27, delete "circuit clerk" and substitute "~~circuit clerk~~ county recorder"

AND

Page 3, delete lines 22 and 23, and substitute the following:

"record in the office of the county recorder within thirty (30) days of the satisfaction of the lien."

AND

Page 4, line 13, delete "laws;" and substitute "laws; and"

AND

Page 4, line 16, delete "property;" and substitute "property."

AND

Page 4, delete line 17, and substitute the following:

"(iv)(a) When a commissioner appointed under subdivision (a)(1)(B)(ii) of this section has set the time and place of a public sale under subdivision (a)(1)(B)(iii)(b) of this section, the city or town that petitioned for the sale of the property under subdivision (a)(1)(B)(i) of this section shall provide notice of the sale to the owner of the property at the"

AND

Page 4, delete lines 21 and 22, and substitute the following:

"(b) A city or town is not required to notify a"

AND

Page 4, delete lines 24 through 26, and substitute the following:

"this subdivision (a)(1)(B)(iv).

(c) The notice to an owner required under subdivision (a)(1)(B)(iv)(a) of this section shall contain at least"

AND

Page 4, delete lines 32 and 33, and substitute the following:
"sale of the property by publishing an advertisement in a"

AND

Page 5, delete lines 2 through 31, and substitute the following:
"subdivision (a)(1)(B) of this section shall be distributed in accordance with the order of disbursement issued by the circuit court."

AND

Page 6, line 8, delete "14-56-203" and substitute "~~14-56-203~~ 14-54-901(b)"

AND

Page 6, line 21, delete "circuit clerk" and substitute "county recorder"

AND

Page 6, delete lines 24 through 26, and substitute the following:
"of the lien on the record in the office of the county recorder within thirty (30) days of the satisfaction of the lien."

SECTION 10. Arkansas Code § 14-56-203 is repealed.

~~14-56-203. Removal or razing of buildings.~~

~~Cities of the first class, cities of the second class, and incorporated towns may order the removal or razing of, or remove or raze, buildings or houses that in the opinion of the city council or town council have become dilapidated, unsightly, unsafe, unsanitary, obnoxious, or detrimental to the public welfare and shall provide by ordinance the manner of removing and making these removals."~~

AND

Page 6, delete lines 31 and 32, and substitute the following:

"(3) A city or town incorporated in this state may petition the Commissioner of State Lands to exercise his or her authority under § 26-37-204(b) to set aside a conveyance under this section to a person or"

AND

Appropriately renumber the sections of the bill

The Amendment was read _____
By: Representative J. Richardson
JLL/JLL - 03-11-2025 05:20:17
JLL297

Chief Clerk