

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 85th General Assembly  
3 Regular Session, 2005  
4

As Engrossed: S2/14/05 H2/22/05

# A Bill

SENATE BILL 5

5 By: Senator Altes  
6 By: Representative Glidewell  
7

## For An Act To Be Entitled

10 AN ACT TO ASSIST MUNICIPALITIES IN RECOVERING  
11 PROPERTY CLEAN-UP COSTS AND NOTIFYING VIOLATORS;  
12 AND FOR OTHER PURPOSES.  
13

### Subtitle

15 AN ACT TO ASSIST MUNICIPALITIES IN  
16 RECOVERING PROPERTY CLEAN-UP COSTS AND  
17 NOTIFYING VIOLATORS.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 14-54-903, regarding notice to violators,  
23 is amended to add an additional subsection to read as follows:

24 (a) If the owner of any lot or other real property within an  
25 incorporated town or city shall neglect or refuse to remove, abate, or  
26 eliminate any condition as may be provided for under an ordinance passed by  
27 the city or town as provided for in § 14-54-901, after having been given  
28 seven (7) days' notice in writing to do so, then the town or city is  
29 authorized to do whatever is necessary to correct the condition and to charge  
30 the cost thereof to the owner of the lots or other real property.

31 (b)(1) *The town or city is given a lien against the property for the*  
32 *costs.*

33 (2) The town or city shall file the lien with the circuit clerk  
34 no later than one hundred twenty (120) days after the town or city completes  
35 the clean-up work on the property.

36 (c) The notice may be issued by a police officer employed by the city



1 or town, a city or town attorney, or a code enforcement officer employed by  
2 the city or town.

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4 SECTION 2. Arkansas Code § 14-54-904(a), regarding enforcement of  
5 liens, is amended to read as follows:

6 (a) The lien provided for in § 14-54-903 may be enforced and collected  
7 in either one (1) of the following manners:

8 (1) At any time within ~~eighteen (18) months~~ three (3) years  
9 after work has been done, by an action in the circuit court; or

10 (2)(A)(i)(a) The amount of the lien provided in § 14-54-903 may  
11 be determined at a hearing before the governing body of the municipality held  
12 after thirty (30) days' written notice by ~~certified~~ return receipt  
13 requested, to the owner of the property, if the name and ~~whereabouts~~ address  
14 of the owner are known.

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16 /s/ Altes  
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