

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.
Act 699 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 1488

5 By: Representative Carter
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For An Act To Be Entitled

9 AN ACT TO CLARIFY THE RIGHTS AND RESPONSIBILITIES
10 OF PARTIES IN AN ASSET FORFEITURE ACTION; AND FOR
11 OTHER PURPOSES.
12

Subtitle

14 TO CLARIFY THE RIGHTS AND
15 RESPONSIBILITIES OF PARTIES IN AN ASSET
16 FORFEITURE ACTION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 5-64-505(g)(4), concerning notice to
22 claimants in asset forfeiture proceedings and the answer of an owner or
23 interest holder, is amended to read as follows:

24 (4) Within the time set forth in the Arkansas Rules of Civil
25 Procedure, the owner or interest holder of the seized property shall file
26 with the circuit clerk a verified answer to the complaint that shall include:

27 (A) A statement describing the seized property and the
28 ~~petitioner's~~ owner's or interest holder's interest in the seized property,
29 with supporting documents to establish the ~~petitioner's~~ owner's or interest
30 holder's interest;

31 (B) A certification by the owner or interest holder
32 stating that he or she has read the ~~document~~ verified answer and that it is
33 not filed for any improper purpose;

34 (C) A statement setting forth any defense to forfeiture;
35 and



1 (D) The address at which the owner or interest holder will
2 accept mail.

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4 APPROVED: 3/31/2009
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