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	A D:11	
2	84th General Assembly	A Bill	Act 342 of 2003
3	Regular Session, 2003		HOUSE BILL 1554
4			
5	By: Representatives Bledsoe, Anderson, Jacobs, Stovall, Napper, Agee, Childers, Parks, Mahony,		
6	Hardwick, Judy, Haak, Edwards, Green, Norton, King, Matayo, L. Prater, Bright, Gipson, Borhauer,		
7	Pritchard, Pace, Harris		
8	By: Senators Bisbee, Holt, Hendr	en	
9			
10			
11	For An Act To Be Entitled		
12	AN ACT TO A	AMEND THE JOINT COUNTY AND M	UNICIPAL
13	SOLID WASTE	E DISPOSAL ACT TO GIVE A SAN	ITATION
14	AUTHORITY THE POWER TO OWN AND OPERATE WASTEWATER		
15	FACILITIES AND THE POWER OF EMINENT DOMAIN; AND		
16	FOR OTHER H	URPOSES.	
17			
18		Subtitle	
19	TO AMENI	D THE JOINT COUNTY AND MUNIC	IPAL
20	SOLID WASTE DISPOSAL ACT TO GIVE A		
21	SANITATI	ON AUTHORITY THE POWER TO O	WN
22	AND OPER	RATE WASTEWATER FACILITIES A	ND
23	THE POWE	ER OF EMINENT DOMAIN.	
24			
25			
26	BE IT ENACTED BY THE GENE	RAL ASSEMBLY OF THE STATE OF	F ARKANSAS:
27			
28	SECTION 1. Arkansa	s Code § 14-233-107, concern	ning the powers of
29	sanitation authorities under the Joint County and Municipal Solid Waste		
30	Disposal Act, is amended to add additional subdivisions to read as follows:		
31	(14) To own and operate as a project, any public work authorized by		
32	law and undertaken by the authority for public use or benefits, including,		
33	but not limited to, wastewater treatment facilities, collection mains,		
34	interceptors, force mains	, pump stations, and other a	appurtenances for
35	collection, pumping, treatment, and disposal of wastewater, sludge, or		
36	treated effluent;		



1	(15)(A) To have and exercise the power of eminent domain for the		
2	purpose of acquiring rights-of-way, easements, other properties necessary in		
3	the construction or operation of its projects, property, or business under		
4	subdivision (14) of this section and exercised through the procedures under		
5	<u>§§ 14-235-201 through 14-235-205 and § 14-235-210;</u>		
6	(B) However, if an authority is created by two (2) or more		
7	municipalities, the authority shall disclose its intent to exercise the power		
8	of eminent domain by conducting an informational hearing before the quorum		
9	court of the county in which the power of eminent domain is exercised.		
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12	APPROVED: 3/10/2003		
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