

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 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H2/14/03

A Bill

HOUSE BILL 1389

5 By: Representatives Ormond, Adams, Berry, Bolin, Boyd, Dangeau, Edwards, D. Evans, Gipson, Jacobs,
6 Jeffrey, King, Mack, Medley, Milligan, Pate, Pickett, L. Prater, S. Prater, Roebuck, Schulte, Scroggin, J.
7 Taylor, Thomas, Verkamp, Walters
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For An Act To Be Entitled

11 AN ACT TO PROVIDE A PROCEDURE TO HELP COLLECT
12 DELINQUENT MUNICIPAL, COUNTY, DISTRICT, OR RURAL
13 WATER BILLS; AND FOR OTHER PURPOSES.
14

Subtitle

16 TO PROVIDE A PROCEDURE TO HELP COLLECT
17 DELINQUENT MUNICIPAL, COUNTY, DISTRICT,
18 OR RURAL WATER BILLS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. (a) "Water system" means any entity that provides,
24 distributes, transmits, treats, pumps, or stores raw or potable water to or
25 for the benefit of members of the general public and commercial, industrial,
26 and other users, including, without limitation, the following entities that
27 perform such activities:

28 (1) Municipalities;

29 (2) Counties;

30 (3) Public facilities boards;

31 (4) Public water authorities;

32 (5) Central Arkansas Water; and

33 (6) Regional water distribution districts.

34 (b) Any person who is delinquent on the payment for water provided by
35 a water system may be held liable, at the court's discretion, for attorney's
36 fees and costs incurred in the collection of the delinquency.



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SECTION 2. When a person who is delinquent on the payment of an undisputed bill for water service provided by a water system within this state, moves into another area of this state, and that person applies for or receives water from another water system, if the person's former water system establishes that there is no dispute that the delinquent amount is properly due and owed by that particular individual in that amount, the new water system shall refuse to provide water service to the delinquent person until the person provides proof of curing the delinquency.

SECTION 3. No provision of this act shall apply to a water system that is regulated by the Arkansas Public Service Commission as a "public utility" as provided in Arkansas Code § 23-1-101(9).

/s/ Ormond, et al

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