

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

A Bill

SENATE BILL 769

4
5 By: Senator Salmon
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For An Act To Be Entitled

9 AN ACT TO REVISE THE DEFINITION OF COMMON
10 NUISANCE AS IT APPLIES TO LEASED PREMISES; AND
11 FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO REVISE THE DEFINITION OF
14 COMMON NUISANCE AS IT APPLIES TO LEASED
15 PREMISES.
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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 § 18-16-501 is amended to read as
22 follows:

23 18-16-501. Common nuisance - Criminal offense.

24 Any tenant who uses or allows another person to use the tenant's leased
25 premises as a common nuisance as defined by § 5-74-109(b), § 14-54-1502, or §
26 16-105-402, or for a criminal offense as identified in § 18-16-502 may be
27 evicted by the prosecuting attorney of the county, the city attorney of the
28 city, the premises owner, or an agent for the premises owner pursuant to the
29 provisions of this subchapter.
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31 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
32 General Assembly of the State of Arkansas that Arkansas Code § 18-16-501
33 needs to be amended to allow landlords, prosecuting attorneys, and city
34 attorneys to evict tenants that are conducting nuisances defined by state
35 law; and that this act is immediately necessary because if the nuisances are
36 allowed to continue without eviction, citizens of the state could be in



1 danger and the economic value of the area could be seriously affected.
2 Therefore, an emergency is declared to exist and this act being immediately
3 necessary for the preservation of the public peace, health, and safety shall
4 become effective on:

5 (1) The date of its approval by the Governor;

6 (2) If the bill is neither approved nor vetoed by the Governor,
7 the expiration of the period of time during which the Governor may veto the
8 bill; or

9 (3) If the bill is vetoed by the Governor and the veto is
10 overridden, the date the last house overrides the veto.

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