

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 2155

5 By: Representative Della Rosa
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For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING CITIES AND LIENS
9 IN CERTAIN SITUATIONS; AND FOR OTHER PURPOSES.
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Subtitle

11 TO AMEND THE LAW CONCERNING CITIES AND
12 LIENS IN CERTAIN SITUATIONS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 14-54-904, concerning the enforcement of a
20 lien for clearance by a municipality, is amended to add an additional
21 subsection to read as follows:

22 (d)(1) As used in this subsection, "lien" means a lien assessed
23 against real property:

24 (A) Under this section; or

25 (B) Arising from the remediation of a public nuisance or
26 other deleterious and unhealthy condition.

27 (2) A city of the first class or a city of the second class may:

28 (A)(i) Negotiate the reduction of a lien.

29 (ii) The reduction of the lien under this
30 subdivision (d)(2)(A) shall be:

31 (a) Supported by valuable consideration,
32 whether or not monetary; and

33 (b) Approved by the city's chief
34 administrative officer.

35 (iii)(a) If a negotiated reduction of a lien under
36 this subdivision (d)(2)(A) concerns a lien that has been certified by the



1 governing body of the city to the county tax collector for collection, the
2 city shall forward immediate notification to the county tax collector of the
3 effected reduction of the lien and the revised amount of the lien.

4 (b) The county tax collector shall:

5 (1) Amend his or her records to reflect
6 the new amount; and

7 (2) Notify the Commissioner of State
8 Lands if the real estate has be forfeited to the state for nonpayment of
9 taxes;

10 (B) Contract with a collection agency for its services to
11 collect a lien; and

12 (C) Sell or assign a lien for fair consideration, which
13 may be less than the full amount of the lien, to a collection agency or other
14 third party to reduce the city's administrative costs or for improved
15 collection.

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