

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative Stalnaker**

# **A Bill**

**ACT 970 OF 1993**  
**HOUSE BILL 1281**

## **For An Act To Be Entitled**

8 *"AN ACT TO CREATE AN ARKANSAS TASK FORCE ON MATERIALMEN'S*  
9 *LIENS AND BONDING NOTICE REQUIREMENTS; AND FOR OTHER*  
10 *PURPOSES."*

### **Subtitle**

12 *"TO CREATE AN ARKANSAS TASK FORCE ON MATERIALMEN'S LIENS*  
13 *AND BONDING NOTICE REQUIREMENTS."*

15 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

17 *SECTION 1. (a) There is created an Arkansas Task Force on*  
18 *Materialmen's Liens and Bonding Notice Requirements. The task force shall*  
19 *examine existing laws concerning materialmen's liens and notice requirements*  
20 *under state bonding laws for the purpose of determining whether the public and*  
21 *industry are adequately protected and to make recommendations for any*  
22 *necessary revisions in the law. The task force shall issue its findings and*  
23 *any recommendations for legislation to the Governor and the General Assembly*  
24 *by October 1, 1994. Upon completion of its report, the task force shall cease*  
25 *to exist.*

26 *(b) The task force shall be composed of thirteen (13) members to be*  
27 *selected as follows:*

28 *(1) one (1) member shall be appointed by the Speaker of the House;*

29 *(2) one (1) member shall be appointed by the President Pro Tempore*  
30 *of the Senate;*

31 *(3) four (4) members shall be appointed by the Governor from*  
32 *representatives of businesses engaged in supplying electrical, concrete,*  
33 *lumber and mechanical materials;*

34 *(4) two (2) members shall be appointed by the Governor from the*  
35 *public at large;*

36 *(5) one (1) member shall be appointed by the Governor from*

1 representatives of the American Bar Association Committee on Lien Laws;

2           (6) one (1) member shall be appointed by the Governor from  
3 representatives of businesses engaged as general contractors;

4           (7) one (1) member shall be appointed by the Governor from  
5 representatives of businesses engaged as home builders;

6           (8) one (1) member shall be appointed by the Governor from  
7 representatives of the banking industry; and

8           (9) one (1) member shall be appointed by the Governor from  
9 representatives of the insurance industry.

10          (c) The members of the task force shall elect a chairman from the  
11 thirteen (13) members.

12          (d) The members of the Arkansas Task Force on Materialmen's Liens and  
13 Bonding Notice Requirements shall serve without compensation for services as  
14 members of the task force.

15          (e) The Governor shall appoint the members of the task force no later  
16 than August 1, 1993.

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18          SECTION 2. All provisions of this act of a general and permanent nature  
19 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
20 Revision Commission shall incorporate the same in the Code.

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22          SECTION 3. If any provision of this act or the application thereof to  
23 any person or circumstance is held invalid, such invalidity shall not affect  
24 other provisions or applications of the act which can be given effect without  
25 the invalid provision or application, and to this end the provisions of this  
26 act are declared to be severable.

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28          SECTION 4. All laws and parts of laws in conflict with this act are  
29 hereby repealed.

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*/s/E. Ray Stalnaker*

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***As Engrossed: 2/9/93 2/15/93 3/17/93***

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APPROVED: 4/9/93

**vjf225**