

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

Act 1321 of 1999
SENATE BILL 865

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

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9 "AN ACT TO PROVIDE A METHOD FOR DRAINAGE DISTRICTS TO
10 BE ABOLISHED WHEN NO LONGER BENEFICIAL; DECLARING AN
11 EMERGENCY; AND OTHER PURPOSES."

Subtitle

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14 "A METHOD TO ABOLISH NON-BENEFICIAL
15 DRAINAGE DISTRICTS."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Title 14, Chapter 121, Subchapter 10 of the Arkansas Code is
21 amended to add the following section to be numbered by the Arkansas Code
22 Revision Commission:

23 "Procedures when improvements are abandoned, no maintenance assurances
24 given and all indebtedness paid.

25 (a) The board of commissioners of any drainage district in this state,
26 when they may deem it inadvisable or impracticable and not for the best
27 interests of the property owners of the district for the district to continue
28 in operation, may, when all indebtedness of the district has been fully paid
29 and if no assurance of continued operation and maintenance has been given to
30 the United States or the state, file a petition in the court in which the
31 district was organized praying the court to abolish the district. In the
32 petition the commissioners shall set out the reasons why they are of the
33 opinion that the district should be abolished. In addition, the petition shall
34 contain a current financial statement of the district and a plan of
35 distribution of any money held by the district consistent with the district's
36 prior assessment of benefits.

1 Therefore, an emergency is declared to exist and this act being immediately
2 necessary for the preservation of the public peace, health and safety shall
3 become effective on the date of its approval by the Governor. If the bill is
4 neither approved nor vetoed by the Governor, it shall become effective on the
5 expiration of the period of time during which the Governor may veto the bill.
6 If the bill is vetoed by the Governor and the veto is overridden, it shall
7 become effective on the date the last house overrides the veto.

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10 APPROVED: 4/12/1999
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