

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 87th General Assembly
3 Regular Session, 2009

A Bill

HOUSE BILL 1488

4
5 By: Representative Carter
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For An Act To Be Entitled

8
9 AN ACT TO CLARIFY THE RIGHTS AND RESPONSIBILITIES
10 OF PARTIES IN AN ASSET FORFEITURE ACTION; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13
14 TO CLARIFY THE RIGHTS AND
15 RESPONSIBILITIES OF PARTIES IN AN ASSET
16 FORFEITURE ACTION.
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18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 5-64-505(g)(4), concerning notice to
22 claimants in asset forfeiture proceedings and the answer of an owner or
23 interest holder, is amended to read as follows:

24 (4) Within the time set forth in the Arkansas Rules of Civil
25 Procedure, the owner or interest holder of the seized property shall file
26 with the circuit clerk a verified answer to the complaint that shall include:

27 (A) A statement describing the seized property and the
28 ~~petitioner's~~ owner's or interest holder's interest in the seized property,
29 with supporting documents to establish the ~~petitioner's~~ owner's or interest
30 holder's interest;

31 (B) A certification by the owner or interest holder
32 stating that he or she has read the ~~document~~ verified answer and that it is
33 not filed for any improper purpose;

34 (C) A statement setting forth any defense to forfeiture;
35 and

36 (D) The address at which the owner or interest holder will



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