

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

A Bill

HOUSE BILL 1774

5 By: Representatives Shepherd, V. Flowers, K. Ferguson
6 By: Senator D. Sanders
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING URBAN RENEWAL
10 AGENCIES; AND FOR OTHER PURPOSES.
11

Subtitle

12 CONCERNING URBAN RENEWAL AGENCIES.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. The introductory language of Arkansas Code § 14-169-604 is
20 amended to read as follows:

21 ~~Any~~ An urban renewal agency under § 14-169-709 and any housing
22 authority established ~~pursuant to~~ under the Housing Authorities Act, §§ 14-
23 169-201 – 14-169-205, 14-169-207 – 14-169-225, 14-169-227, 14-169-229 – 14-
24 169-240, and 14-169-804, ~~and any amendments thereto,~~ may carry out any work
25 or undertaking to be called a “redevelopment project”, to:
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27 SECTION 2. Arkansas Code § 14-169-702 is amended to read as follows:
28 14-169-702. Definitions.

29 As used in §§ 14-169-708 – 14-169-713, unless the context otherwise
30 requires:

31 ~~(3)(1)~~ (1) “Governing body” means, ~~in the case of a municipality,~~
32 ~~the council, or other legislative body of it,~~ the legislative body of a
33 municipality;

34 (2) “Housing authority” means any public corporation created
35 under § 14-169-207;

36 ~~(1)(3)~~ (3) “Municipality” means ~~any incorporated city or town in the~~



1 ~~state a city of the first class, a city of the second class, or an~~
 2 ~~incorporated town; and~~

3 ~~(2)(4) "Undertaken" means if any real:~~

4 (A) Real property has been purchased for the urban renewal
 5 project ~~or a;~~

6 (B) A contract for the purchase of real property for the
 7 urban renewal project has been executed; ~~or if a~~

8 (C) A housing authority has received ~~any~~ funds for the
 9 planning or execution of the urban renewal project~~;~~.

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 11 SECTION 3. Arkansas Code § 14-169-703(a)(1), concerning urban renewal
 12 projects, is amended to read as follows:

13 ~~(a)(1) In addition to its authority under any section of § 14-169-601~~
 14 ~~et seq.,~~ An urban renewal agency under § 14-169-709 or a housing authority
 15 under § 14-169-601 et seq. is authorized to plan and undertake urban renewal
 16 projects.

17
 18 SECTION 4. Arkansas Code § 14-169-704(d), concerning urban renewal
 19 plans, is amended to read as follows:

20 ~~(d) Where~~ If real property acquired by a municipality is to be
 21 transferred ~~in accordance with the~~ under an urban renewal plan, or such parts
 22 of the contract or plan as the housing authority or urban renewal agency may
 23 determine, the transfer may be recorded in the land records of the county in
 24 such manner as to afford actual or constructive notice of it.

25
 26 SECTION 5. Arkansas Code § 14-169-705(a), concerning powers generally,
 27 is amended to read as follows:

28 (a) A housing authority or an urban renewal agency shall have all the
 29 powers necessary or convenient to undertake and carry out urban renewal plans
 30 and urban renewal projects, including the authority to acquire and dispose of
 31 property, to issue bonds and other obligations, to borrow and accept grants
 32 from the federal government or other source, and to exercise the other powers
 33 which § 14-169-601 et seq. confers on an authority with respect to
 34 redevelopment projects.

35
 36 SECTION 6. Arkansas Code § 14-169-705(b)(1), concerning power

1 generally, is amended to read as follows:

2 (b)(1) In connection with the planning and undertaking of any urban
3 renewal plan or urban renewal project, the urban renewal agency, the housing
4 authority, the municipality, and all public and private officers, agencies,
5 and bodies shall have all the rights, powers, privileges, and immunities
6 ~~which they~~ that each have with respect to a redevelopment plan or
7 redevelopment project, ~~in the same manner as though all of the provisions of~~
8 under § 14-169-601 et seq. applicable to a redevelopment plan or
9 ~~redevelopment project were applicable to an urban renewal plan or urban~~
10 ~~renewal project.~~

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12 SECTION 7. Arkansas Code § 14-169-709(a), concerning the creation of
13 an urban renewal agency, is amended to read as follows:

14 (a)(1) There is created in each municipality in this state, where on
15 January 10, 1961, a housing authority has not been established or a housing
16 authority is established but the housing authority has not undertaken an
17 urban renewal project, a public body politic and corporate to be known as the
18 urban renewal agency of the municipality for the purpose of planning and
19 undertaking urban renewal projects.

20 (2) A municipality in which the urban renewal agency has ceased
21 operation and become dormant may by resolution of the governing body revive
22 the urban renewal agency, and upon adoption of the resolution under
23 subsection (b) of this section, the mayor shall appoint a board of
24 commissioners under § 14-169-710.