

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.

Act 360 of the Regular Session

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

# A Bill

HOUSE BILL 1607

5 By: Representative Hoyt  
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7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE PROCEDURE FOR THE COLLECTION  
10 OF DELINQUENT MUNICIPAL, COUNTY, DISTRICT, OR  
11 RURAL WATER OR WASTEWATER BILLS; AND FOR OTHER  
12 PURPOSES.  
13

## Subtitle

15 AN ACT TO AMEND THE PROCEDURE FOR THE  
16 COLLECTION OF DELINQUENT MUNICIPAL,  
17 COUNTY, DISTRICT, OR RURAL WATER OR  
18 WASTEWATER BILLS.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 14-234-601 is amended to read as follows:  
24 14-234-601. Definitions.

25 ~~For purposes of~~ As used in this subchapter:

26 (1) "Water association" means any ~~corporation~~ entity organized  
27 under the laws of the State of Arkansas, whether for profit or not for  
28 profit, that provides, distributes, transmits, treats, pumps, or stores raw  
29 or potable water ~~to or~~ for the benefit of members of the general public or  
30 commercial, industrial, and other users; and

31 (2) "Water system" means any entity that provides, distributes,  
32 transmits, treats, pumps, or stores raw or potable water, wastewater, or  
33 sewage ~~to or~~ for the benefit of members of the general public and commercial,  
34 industrial, and other users, including, without limitation, the following  
35 entities that perform such activities:



- 1 (A) Municipalities;
- 2 (B) Counties;
- 3 (C) Public facilities boards;
- 4 (D) Public water authorities;
- 5 (E) Central Arkansas Water;
- 6 (F) Regional water distribution districts; and
- 7 (G) Water associations.

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 9 SECTION 2. Arkansas Code § 14-234-602 is amended to read as follows:  
 10 14-234-602. Liability.

11 Any person who is delinquent on the payment for water, wastewater  
 12 service, or sewer service provided by a water system may be held liable, at  
 13 the discretion of ~~the court~~ a court of competent jurisdiction, for attorney's  
 14 fees and costs incurred in the collection of the delinquency.

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 16 SECTION 3. Arkansas Code § 14-234-603 is amended to read as follows:  
 17 14-234-603. Refusal of water service for delinquency.

18 ~~When~~ If a person who is delinquent on the payment of an undisputed bill  
 19 for water service, wastewater service, or sewer service provided by a water  
 20 system within this state moves into another area of this state and that  
 21 person applies for or receives water from another water system, if the  
 22 person's former water system establishes that there is no dispute that the  
 23 delinquent amount is properly due and owed by that particular individual in  
 24 that amount, the new water system shall refuse to provide water service to  
 25 the delinquent person until the person provides proof of curing the  
 26 delinquency.

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 28 APPROVED: 3/19/2007  
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