

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Representative Doug Wood

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A Bill

HOUSE BILL

1365

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 18-28-101 CONCERNING
9 JEWELRY ABANDONED AT BUSINESS ENGAGED IN THE CLEANING OR
10 REPAIR OF JEWELRY; AND FOR OTHER PURPOSES."

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Subtitle

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

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20 SECTION 1. Arkansas Code 18-28-101 is amended to read as follows:

21 "18-28-101. Abandonment of property with service or repair shops -
22 Disposition.

23 (a) Any item of clothing left at a dry cleaners which is not claimed
24 within six (6) months shall be deemed abandoned property, and the owner may
25 dispose of the clothing and may retain the proceeds from any sale of the
26 clothing.

27 (b)(1) Any audio or video equipment left at a business engaged in the
28 servicing or repair of the equipment shall be deemed abandoned property if
29 the owner of the equipment does not claim the property within six (6) months
30 after the equipment was serviced or repaired or, if no repair or servicing
31 was authorized, then six (6) months after the date the equipment was left at
32 the business.

33 (2) The owner of the business may dispose of the abandoned
34 property and retain the proceeds from any sale of the equipment.

35 (c)(1) Any item of jewelry left at a business engaged in the cleaning

1 or repair of jewelry shall be deemed abandoned property if the owner of the
2 jewelry does not claim the property within six (6) months after the jewelry
3 was cleaned or repaired or, if no cleaning or repair was authorized, then six
4 (6) months after the date the jewelry was left at the business. This
5 subsection shall not apply to jewelry having a value of more than one
6 thousand dollars (\$1,000).

7 (2) The owner of the business may dispose of the abandoned
8 jewelry and retain the proceeds from the sale of the jewelry, if the owner
9 business has a written work order with the name and address of the owner of
10 the jewelry and the owner of the business sends the person named on the work
11 order written notice by certified mail that the property will be sold if the
12 person does not claim the property within ninety (90) days.

13 (d) An owner of a business who disposes of property pursuant to this
14 section shall waive all rights to recover fees for performing work on the
15 object."

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

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

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

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30 /s/Doug Wood

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