

State of Arkansas
86th General Assembly
Regular Session, 2007

A Bill

HOUSE BILL 1607

By: Representative Hoyt

For An Act To Be Entitled

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

Subtitle

AN ACT TO AMEND THE PROCEDURE FOR THE
COLLECTION OF DELINQUENT MUNICIPAL,
COUNTY, DISTRICT, OR RURAL WATER OR
WASTEWATER BILLS.

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

SECTION 1. Arkansas Code § 14-234-601 is amended to read as follows:
14-234-601. Definitions.

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

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

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

(A) Municipalities;



- (B) Counties;
- (C) Public facilities boards;
- (D) Public water authorities;
- (E) Central Arkansas Water;
- (F) Regional water distribution districts; and
- (G) Water associations.

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

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

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

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