

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: H1/28/15

A Bill

HOUSE BILL 1082

5 By: Representative Davis
6 By: Senator J. Woods
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE SEWER UTILITY COLLECTION ACT; TO
10 REGULATE COOPERATION BETWEEN WATER AND SEWER
11 UTILITIES IN THE COLLECTION OF DELINQUENT SEWER
12 BILLS; AND FOR OTHER PURPOSES.
13

Subtitle

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15 TO AMEND THE SEWER UTILITY COLLECTION
16 ACT; AND TO REGULATE COOPERATION BETWEEN
17 WATER AND SEWER UTILITIES IN THE
18 COLLECTION OF DELINQUENT SEWER BILLS.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 14-234-702(1), concerning the definition of
25 “corresponding water utility” under the Sewer Utility Collection Act, is
26 amended to read as follows:

27 (1) “Corresponding water utility” means an individual or entity
28 that+

29 ~~(A) Owns~~ owns or operates in this state equipment or
30 facilities for diverting, developing, pumping, impounding, distributing, or
31 furnishing water to or for the public for compensation; and

32 ~~(B) Is not under common ownership with a sewer utility;~~
33 ~~and~~
34

35 SECTION 2. Arkansas Code § 14-234-703(b), concerning cooperation
36 between sewer and water utilities to terminate water service, is amended to



1 read as follows:

2 (b)(1) A corresponding water utility shall terminate water service to
3 a customer of the sewer utility who is also a customer of the corresponding
4 water utility upon receiving ~~written documentation~~ a signed statement from a
5 representative of the sewer utility that ~~the customer~~ states the following:

6 ~~(1) Has~~ (A) The customer has not paid for sewer utility
7 service for more than twenty-five (25) days past the earliest due date shown
8 on the face of the sewer utility bill; ~~and~~

9 ~~(2) Has been~~ (B) The sewer utility has sent notice to the
10 customer via *the United States Postal Service* to an address provided by the
11 customer that service will be terminated in no less than fifteen (15) days
12 from the date of mailing if the balance due for sewer utility service and any
13 applicable late fees are not paid; ~~and~~

14 (C) The sewer utility has posted notice of the pending
15 termination of service at the front door of the service location.

16 (2) The signed statement required under this subsection shall be
17 accompanied by a copy of the following:

18 (A) Documentation showing that the customer has not paid
19 for sewer utility service for more than twenty-five (25) days past the
20 earliest due date shown on the face of the sewer utility bill;

21 (B) The notice required under subdivision (b)(1)(B) of
22 this section;

23 (C) Documentation showing that the sewer utility mailed
24 the termination notice required under subdivision (b)(1)(B) of this section;
25 and

26 (D) The notice required under subdivision (b)(1)(C) of
27 this section.

28 (3) The signed statement required under this subsection may be
29 sent to a water utility electronically.

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/s/Davis

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