

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 1225

By: Representative J. Burris

For An Act To Be Entitled

AN ACT TO REQUIRE COUNTY JUDGES TO NOTIFY AND COMPENSATE PRIVATE PROPERTY OWNERS FOR USE OF THE PRIVATE PROPERTY BY THE COUNTY IN A NATURAL DISASTER UNDER CERTAIN CIRCUMSTANCES; AND FOR OTHER PURPOSES.

Subtitle

TO REQUIRE COUNTY JUDGES TO NOTIFY AND COMPENSATE PRIVATE PROPERTY OWNERS FOR USE OF THE PRIVATE PROPERTY BY THE COUNTY IN A NATURAL DISASTER UNDER CERTAIN CIRCUMSTANCES.

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

SECTION 1. Arkansas Code § 14-14-1107 is amended to read as follows:
14-14-1107. Natural disasters.

(a) In any county in which a natural disaster, including ~~but not~~ without limitation a tornado or flood, results in the county being declared a disaster area by the Governor, an appropriate official of the United States Government, or the county judge of the county, the county judge is authorized to use county labor and equipment on private property to provide services which are required as a result of the natural disaster.

(b) The county judge shall notify the owner of the private property by any possible method as soon as practicable of:

(1) The amount of private property necessary to provide services;

(2) The nature of labor and equipment to be used on the private



property;

(3) The estimated amount of time the private property will be used to provide services; and

(4)(A) The estimated amount of compensation the county will provide to the owner of the private property as a result of damage to the private property caused by the county.

(B)(i) Within sixty (60) days from the removal of county labor and equipment from the private property, the county shall compensate the owner of the private property for reasonable damage to the property.

(ii) The private property owner may appeal the amount of the compensation to the county court.