

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1798

5 By: Representative Clowney
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For An Act To Be Entitled

8 AN ACT TO REPEAL THE LAW CONCERNING THE OFFENSE OF
9 FAILURE TO VACATE UPON NOTICE; AND FOR OTHER
10 PURPOSES.
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Subtitle

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14 TO REPEAL THE LAW CONCERNING THE OFFENSE
15 OF FAILURE TO VACATE UPON NOTICE.
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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 Arkansas Code § 18-16-101 is repealed.

21 ~~18-16-101. Failure to pay rent—Refusal to vacate upon notice—~~
22 ~~Penalty.~~

23 ~~(a) Any person who shall rent any dwelling house or other building or~~
24 ~~any land situated in the State of Arkansas and who shall refuse or fail to~~
25 ~~pay the rent therefor when due according to contract shall at once forfeit~~
26 ~~all right to longer occupy the dwelling house or other building or land.~~

27 ~~(b)(1) If, after ten (10) days' notice in writing shall have been~~
28 ~~given by the landlord or the landlord's agent or attorney to the tenant to~~
29 ~~vacate the dwelling house or other building or land, the tenant shall~~
30 ~~willfully refuse to vacate and surrender the possession of the premises to~~
31 ~~the landlord or the landlord's agent or attorney, the tenant shall be guilty~~
32 ~~of a misdemeanor.~~

33 ~~(2)(A) Upon conviction before any justice of the peace or other~~
34 ~~court of competent jurisdiction in the county where the premises are~~
35 ~~situated, the tenant shall be fined in any sum not less than one dollar~~
36 ~~(\$1.00) nor more than twenty five dollars (\$25.00) for each offense.~~



1 ~~(B) Each day the tenant shall willfully and unnecessarily~~
2 ~~hold the dwelling house or other building or land after the expiration of~~
3 ~~notice to vacate shall constitute a separate offense.~~

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