

1 SB207
2 148237-2
3 By Senator Beasley
4 RFD: Governmental Affairs
5 First Read: 14-FEB-13

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4 ENGROSSED

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7 A BILL
8 TO BE ENTITLED
9 AN ACT

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11 To amend Section 11-67-80 of the Code of Alabama
12 1975, relating to municipalities and authorizing Class 7
13 municipalities to adopt alternate procedures to abate
14 overgrown grass and weeds as a public nuisance and providing
15 for the assessment of the costs of abatement as a weed lien,
16 to provide that the law would be applicable to all
17 municipalities.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. Section 11-67-80 of the Code of Alabama
20 1975, is amended to read as follows:

21 "§11-67-80.

22 "In ~~any Class 7 municipality,~~ in the case of any
23 overgrown grass or weeds which may be abated pursuant to
24 Article 2, commencing at Section 11-67-20, of this chapter, or
25 Article 4, commencing at Section 11-67-60, of this chapter,
26 ~~the city council~~ a municipality may adopt procedures different
27 from the procedures provided in Article 2 or Article 4 to

1 declare overgrown grass or weeds to be a public nuisance and
2 abated pursuant to the procedures provided in the ordinance.
3 After the abatement of any overgrown grass or weeds pursuant
4 to the procedures provided in the ordinance, the reasonable
5 costs of mowing shall be assessed and collected as a weed lien
6 in the same manner as provided in Section 11-67-66. Upon the
7 second or subsequent abatement of any overgrown grass or weeds
8 on the same parcel of land pursuant to the procedures provided
9 in the ordinance, the reasonable costs of abatement shall be
10 assessed and collected as a weed lien in the same manner as
11 provided in section 11-67-66. The municipality may assess the
12 reasonable costs authorized against any lot or lots or parcel
13 or parcels of land purchased by the State of Alabama or any
14 purchaser at any sale for the nonpayment of taxes, and where
15 an assessment is made against a lot or lots or parcel or
16 parcels of land, a subsequent redemption thereof by a person
17 authorized to redeem or the sale thereof by the state shall
18 not operate to discharge, or in any manner affect the lien of
19 the municipality for the assessment. A person redeeming the
20 property or purchaser at a sale by the state of any lot or
21 lots or parcel or parcels of land upon which an assessment has
22 been levied, whether prior to or subsequent to a sale to the
23 state or purchaser for the nonpayment of taxes, shall take the
24 same subject to the assessment."

25 Section 2. This act shall become effective
26 immediately following its passage and approval by the
27 Governor, or its otherwise becoming law.

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Senate

Read for the first time and referred to the Senate committee on Governmental Affairs.....	14-FEB-13
Read for the second time and placed on the calen- dar.....	21-FEB-13
Read for the third time and passed as amended	18-APR-13

Yeas 23
Nays 2

Patrick Harris
Secretary