

1 SB273  
2 156027-3  
3 By Senator Beasley  
4 RFD: Governmental Affairs  
5 First Read: 23-JAN-14

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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 Relating to municipalities; authorizing  
12 municipalities to adopt alternate procedures to abate  
13 overgrown grass and weeds as a public nuisance and abated  
14 after a previous abatement procedure under the existing law  
15 for the same property has been followed; providing for the  
16 assessment of the costs of abatement as a weed lien; and to  
17 provide exceptions under certain conditions.

18 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

19 Section 1. (a) In the case of any property on which  
20 overgrown grass or weeds have been previously abated or on  
21 which abatement has been attempted through the process of  
22 posting notice on the property to be abated pursuant to  
23 Articles 2 or 4 of Chapter 67 of Title 11 of the Code of  
24 Alabama 1975, a municipality may adopt procedures different  
25 from the procedures provided in Articles 2 or 4 to abate  
26 overgrown grasses and weeds for subsequent abatement.

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

20 (c) Any municipality that adopts or has adopted  
21 alternate procedures for the abatement of overgrown grasses or  
22 weeds pursuant to any other general or local law may follow  
23 those procedures or may follow the procedures provided in this  
24 act.

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..... 23-JAN-14

Read for the second time and placed on  
the calendar 1 amendment..... 28-JAN-14

Read for the third time and passed as  
amended ..... 30-JAN-14

Yeas 22  
Nays 0

Patrick Harris  
Secretary