

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4
5 By: Representative Bell

A Bill

HOUSE BILL 1013

For An Act To Be Entitled

8 AN ACT TO AMEND THE LAWS CONCERNING COMMISSIONERS
9 APPOINTED TO SELL PROPERTY UNDER JUDICIAL DECREES;
10 AND FOR OTHER PURPOSES.

Subtitle

14 TO AMEND THE LAWS CONCERNING
15 COMMISSIONERS APPOINTED TO SELL PROPERTY
16 UNDER JUDICIAL DECREES.

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

21 SECTION 1. Arkansas Code § 21-6-412(c), concerning commissioners
22 appointed to sell property, is amended to read as follows:

23 (c)(1)(A) If the circuit clerk's office is appointed as commissioner
24 for a sale of real or personal property under judicial decree, the fee
25 awarded to the circuit clerk's office under this section shall be:

26 ~~(A)~~(i) Collected by the circuit clerk and paid into
27 the county treasury to the credit of a fund to be known as the "circuit clerk
28 commissioner's fee fund"; and

29 ~~(B)~~(ii) Used exclusively by the circuit clerk's
30 office for the following purposes and in the following order:

31 ~~(i)~~(a) To offset administrative costs
32 associated with the performance of the commissioner's duties; and

33 ~~(ii)~~(b) For general operational expenses of
34 the office of circuit clerk.

35 ~~(2)~~(B) Moneys deposited into the fund shall be
36 appropriated and expended for the uses designated in this section by the



1 quorum court at the direction of the circuit clerk.

2 (2)(A) If the county clerk's office is appointed as commissioner
 3 for a sale of real or personal property under judicial decree, the fee
 4 awarded to the county clerk's office under this section shall be:

5 (i) Collected by the county clerk and paid into the
 6 county treasury to the credit of a fund to be known as the "county clerk
 7 commissioner's fee fund"; and

8 (ii) Used exclusively by the county clerk's office
 9 for the following purposes and in the following order:

10 (a) To offset administrative costs associated
 11 with the performance of the commissioner's duties; and

12 (b) For general operational expenses of the
 13 office of county clerk.

14 (B) Moneys deposited into the county clerk commissioner's
 15 fee fund shall be appropriated and expended for the uses designated in this
 16 section by the quorum court at the direction of the county clerk.

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 19 **APPROVED: 02/23/2015**
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