

1 State of Arkansas
2 92nd General Assembly
3 Regular Session
4

As Engrossed: H2/20/19

A Bill

HOUSE BILL 1436

5 By: Representatives Maddox, Tosh
6 By: Senator Caldwell
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING PROPERTY EXCHANGE
10 OR TRANSFER BY COUNTIES; AND FOR OTHER PURPOSES.

Subtitle

14 TO AMEND THE LAW CONCERNING PROPERTY
15 EXCHANGE OR TRANSFER BY COUNTIES.
16
17

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

20 SECTION 1. Arkansas Code § 14-16-116 is amended to read as follows:

21 14-16-116. Property exchange or transfer by counties.

22 (a) ~~Counties are authorized to exchange~~ A county may:

23 (1) Exchange or transfer properties, real or personal, with
24 other counties, municipalities, community colleges, or institutions of higher
25 education; and

26 (2) Exchange real property with individuals or nonprofit
27 corporations when in the best interest of the county.

28 (b) (1) An exchange or transfer under this section shall be:

29 (A) Authorized, approved, or confirmed by ordinance ~~ordinances~~ ordinance of
30 the quorum court; and

31 (B) accomplished ~~accomplished~~ Accomplished in accordance with procedures
32 prescribed or confirmed by the quorum court.

33 (2) An ordinance adopted by the quorum court under this section
34 shall be:

35 (A) Confirmed by a two-thirds (2/3) vote of the quorum
36 court; and



1 (B) Filed with the county clerk and include a copy of the
 2 bill of sale setting forth the terms and conditions of the sale, transfer,
 3 deed, or conveyance.

4 (c) An agreement for service, legal tender, or other consideration may
 5 be accepted in exchange for real or personal property under this section.

6 (d) A transfer made under this section is exempt from §§ 14-16-105 and
 7 14-16-106, § 14-22-101 et seq., and the Arkansas Procurement Law, § 19-11-201
 8 et seq.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

/s/Maddox

APPROVED: 3/18/19