

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senator Harriman**

**A BILL ACT 404 OF 1991**  
**SENATE BILL 99**

**For An Act To Be Entitled**

8 "AN ACT TO AMEND TITLE 16, CHAPTER 20, SUBCHAPTER 1 OF THE  
9 ARKANSAS CODE OF 1987 TO PERMIT PROBATE CLERKS TO DEPOSIT  
10 TRUST FUNDS IN INTEREST BEARING ACCOUNTS; AND FOR OTHER  
11 PURPOSES."

12  
13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 SECTION 1. Arkansas Code §16-20-108 is hereby amended to read as  
16 follows:

17 "16-20-108. Investment of moneys held in trust - Disposition of funds.

18 (a) Moneys received by a clerk of the circuit, chancery, or probate court  
19 to be held by the clerk in trust shall hereafter be invested by the clerk in  
20 an interest-bearing account, unless a court with proper jurisdiction over the  
21 fund orders otherwise.

22 (b) The interest earned by such account shall be paid over to the  
23 general fund of the county, in the absence of an order to the contrary from a  
24 court of competent jurisdiction."

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26 SECTION 2. All provisions of this act of a general and permanent nature  
27 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
28 Revision Commission shall incorporate the same in the Code.

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30 SECTION 3. If any provision of this act or the application thereof to  
31 any person or circumstance is held invalid, such invalidity shall not affect  
32 other provisions or applications of the act which can be given effect without  
33 the invalid provision or application, and to this end the provisions of this  
34 act are declared to be severable.

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36 SECTION 4. All laws and parts of laws in conflict with this act are

