

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senator Harriman**

A Bill

ACT 503 OF 1995
SENATE BILL 489

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 28-66-112 GOVERNING
9 COMPENSATION OF GUARDIANS TO PROVIDE FOR AN INCREASE IN
10 COMPENSATION AND AN ALTERNATE METHOD OF CALCULATING
11 COMPENSATION WHERE NO BENEFITS ARE BEING PAID; AND FOR
12 OTHER PURPOSES."

Subtitle

15 "TO PROVIDE FOR AN INCREASE IN
16 COMPENSATION OF GUARDIANS AND AN
17 ALTERNATE METHOD OF CALCULATING
18 COMPENSATION WHERE NO BENEFITS ARE BEING
19 PAID"

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

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23 SECTION 1. Arkansas Code Annotated §28-66-112 is amended to read as
24 follows:

25 "28-66-112. Compensation of guardians.

26 Compensation payable to guardians shall be based upon services rendered
27 and shall not exceed six percent (6%) of the amount of moneys received during
28 the period covered by the account, provided that during any period in which
29 benefits are not being paid for a ward, then compensation to guardians may
30 instead be calculated on a basis not to exceed one percent (1%) of the market
31 value of the estate of the ward per annum. In the event of extraordinary
32 services by any guardian, the court, upon petition and hearing thereon may
33 authorize reasonable additional compensation therefor. A copy of the petition
34 and notice of hearing thereon shall be given the proper office of the
35 Veterans' Administration in the manner provided in the case of hearing on a
36 guardian's account or other pleading. No commission or compensation shall be

1 allowed on the moneys or other assets received from a prior guardian nor upon
2 the amount received from liquidation of loans or other investments."

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

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8 SECTION 3. If any provision of this act or the application thereof to
9 any person or circumstance is held invalid, such invalidity shall not affect
10 other provisions or applications of the act which can be given effect without
11 the invalid provision or application, and to this end the provisions of this
12 act are declared to be severable.

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14 SECTION 4. All laws and parts of laws in conflict with this act are
15 hereby repealed.

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APPROVED: 3-1-95

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