

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**
4 **By: Senators Walters and Webb**

A Bill

ACT 707 OF 1995
SENATE BILL 194

For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE ANN. § 9-14-233 TO AUTHORIZE
9 THE AWARD OF ATTORNEY_S FEES AS BASED ON A CONTINGENCY FEE
10 CONTRACT FOR COLLECTION OF CHILD SUPPORT ARREARAGES; AND
11 FOR OTHER PURPOSES."

Subtitle

14 "TO AUTHORIZE THE AWARD OF ATTORNEY_S
15 FEES AS BASED ON A CONTINGENCY FEE
16 CONTRACT FOR THE COLLECTION OF CHILD
17 SUPPORT ARREARAGES."

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

22 SECTION 1. Arkansas Code Annotated § 9-14-233 is hereby amended to read
23 as follows:

24 "9-14-233. Arrearages - Interest and attorney_s fees.

25 (a) All child support which becomes due and remains unpaid shall accrue
26 interest at the rate of ten percent (10%) per annum.

27 (b) The court shall award a minimum of ten percent (10%) of the support
28 amount due, or any reasonable fee including a contingency fee approved by the
29 court, as attorney_s fees in actions for the enforcement of payment of support
30 provided for in the order. *When the right to child support has been assigned*
31 *to the State of Arkansas under § 20-76-410(c) or § 20-77-109, reimbursement to*
32 *the State under such assignment shall have priority over all other claims,*
33 *after the payment of current support.*

34 (c) Collection of interest and attorney's fees may be by executions,
35 proceedings of contempt, or other remedies as may be available to collect the
36 original support award."

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

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

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12 hereby repealed.

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/s/Walters and Webb

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APPROVED: 3-21-95

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