

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

# A Bill

HOUSE BILL 1247

5 By: Representative L. Fite  
6

## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING REAL PROPERTY  
9 TRANSFER TAX AFFIDAVITS OF COMPLIANCE AND RECEIPTS;  
10 AND FOR OTHER PURPOSES.  
11

## Subtitle

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14 TO AMEND THE LAW CONCERNING REAL PROPERTY  
15 TRANSFER TAX AFFIDAVITS OF COMPLIANCE AND  
16 RECEIPTS.  
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 26-60-108(c)-(f), concerning the  
22 completion, storage, and audit of real property transfer tax affidavits of  
23 compliance and receipts, are repealed as obsolete.

24 ~~(c)(1) The clerk's copy of the affidavit and receipt shall be delivered~~  
25 ~~to the person paying the tax and the receipt portion may be detached and~~  
26 ~~retained by the taxpayer.~~

27 ~~(2) The clerk's copy of the affidavit shall be presented to the~~  
28 ~~county recorder of deeds, who shall review and determine that the same is in~~  
29 ~~compliance with this chapter before the instrument of real property transfer~~  
30 ~~may be accepted for recordation and record the receipt number evidencing~~  
31 ~~payment of the tax on the real property transfer instrument.~~

32 ~~(3) In the case of instruments exempt from the tax, the county~~  
33 ~~recorder shall record a notation to this effect on the transfer instruments.~~

34 ~~(4) The county recorder shall place on the face of the affidavit~~  
35 ~~a file stamp and the book and page numbers or instrument number.~~

36 ~~(d)(1) The copies of the affidavit stamped as required above and as~~



1 ~~required in § 26-60-107(b)(3)(A) shall be placed by the county recorder in a~~  
2 ~~box or file kept for such purpose.~~

3 ~~(2) At least weekly, the Revenue Division of the Department of~~  
4 ~~Finance and Administration shall pick up the affidavits and shall attach~~  
5 ~~those upon which tax is paid to the original copy thereof retained in the~~  
6 ~~Revenue Division of the Department of Finance and Administration's files.~~

7 ~~(e) Copies of the affidavits shall be kept for audit for compliance~~  
8 ~~with this chapter and for audit by the Division of Legislative Audit.~~

9 ~~(f) The triplicate copy shall be made available to the county assessor.~~

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11 SECTION 2. Arkansas Code § 26-60-108(g), concerning real property  
12 transfer tax affidavits of compliance and receipts, is amended to read as  
13 follows:

14 ~~(g)~~ (c) If authorized by the director, an electronic copy of an  
15 affidavit described in this section may be used and retained in the same  
16 manner as other electronic documents.

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