

ARKANSAS SENATE
88th General Assembly - Regular Session, 2011
Amendment Form

Subtitle of Senate Bill No. 690

TO AMEND ARKANSAS LAW CONCERNING FEES FOR THE SALE OF PROPERTY
UNDER JUDICIAL DECREE.

Amendment No. 3 to Senate Bill No. 690

Amend Senate Bill No. 690 as engrossed, S3/10/11 (version: 03/10/2011 10:01:43 AM)

Delete everything following the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 21-6-412 is amended to read as follows:

21-6-412. ~~Commissioners to sell property~~ Sale by circuit clerk of real or personal property under judicial decree.

(a) A circuit clerk shall be appointed to make a sale of real or personal property under judicial decree.

~~(a)(b)(1)(A) Commissioners~~ If a circuit clerk is appointed to make sales a sale of real property under judicial decrees decree, shall be allowed the following fees a fee of one-tenth of one percent (0.1%) of the sale amount of the real property shall be paid to the general fund of the county that the circuit clerk was elected to represent as compensation for such services:

~~On sales for \$ 1.00 to \$ 500 \$10.00~~

~~On sales for 500 to 2,500 15.00~~

~~On sales for 2,500 to 5,000 20.00~~

~~On sales for 5,000 to 10,000 25.00~~

~~On sales for 10,000 to 20,000 30.00~~

~~On sales for 20,000 to 35,000 35.00~~

~~On sales for 35,000 or more, one tenth of one percent (0.1%).~~

(B)(i) A portion of the fee paid to the general fund of the county under subdivision (b)(1)(A) of this section shall be used to reimburse the circuit clerk for the expenses of conducting the sale of real property.

(ii) The reimbursement under subdivision (b)(1)(B)(i) of this section shall not exceed one hundred fifty dollars (\$150).

~~(2) Commissioners~~ If a circuit clerk is appointed to make sales a sale of personal property under judicial decrees decree, shall be allowed as compensation for such services the fee a fee as prescribed by the judge of the court that issued the decree shall be paid to the general fund of the county that the circuit clerk was elected to represent.



~~(b) In lieu of the fees provided for in this section, the court may set reasonable fees for commissioners based upon services rendered on sales under thirty five thousand dollars (\$35,000)."~~

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator B. Sample
MBM/BGS - 03/16/11 04:43
MBM375

Secretary