

**ARKANSAS SENATE**  
83rd General Assembly - Regular Session, 2001  
**Amendment Form**

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**Subtitle of Senate Bill No. 596**

"AN ACT TO AMEND ARKANSAS CODE 18-45-202 CONCERNING THE PRIORITY OF  
LIENS."

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**Amendment No. 2 to Senate Bill No. 596.**

Amend Senate Bill No. 596 as engrossed, S3/2/01:

Delete Section 1 and substitute

"SECTION 1. Arkansas Code 18-45-202 is amended to read as follows:  
18-45-202. Priority of lien.

(a) The lien provided for in this subchapter shall take precedence over, and be superior to, any mortgage or other obligation attaching against the property in all cases where the holder of the mortgage or other obligation shall permit the property to remain in the possession of and be used by the person owing and bound for the amount thereof.

(b)(1) The lien provided for in this subchapter shall be subject to the perfected lien of a financial institution or vendor of automobiles, trucks, tractors, and all other motor-propelled conveyances for any claim for balance of purchase money due thereon.

(2) However, upon repossession from any person who has a lien under § 18-45-201 by a financial institution or vendor, the financial institution or vendor shall pay the lienholder under § 18-45-201 the reasonable and customary charges for the services, labor or materials furnished, not to exceed one thousand dollars (\$1,000).

(c) The lien shall not take precedence over a bona fide purchaser for value of any automobile, truck, tractor, and other motor-propelled conveyances without either actual or constructive notice."

**\*.RTK109\***

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

By: Senator Miller  
PBB/RTK  
RTK109

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Secretary