

ARKANSAS SENATE
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 297

TO AID THE ADMINISTRATION, SALE, AND CONVEYANCE OF TAX-DELINQUENT LANDS.

Amendment No. 1 to Senate Bill No. 297

Amend Senate Bill No. 297 as originally introduced:

Immediately before Section 1 of the bill, insert the following sections:

"SECTION 1. Arkansas Code § 26-37-201(b)(5), concerning the publication of notice for selling tax-delinquent lands, is amended to read as follows:

(5) Indicate that the land will be sold to the highest successful bidder if the bid is equal to at least the assessed value of the land as certified to the Commissioner of State Lands.

SECTION 2. Arkansas Code § 26-37-201(c), concerning procedures for selling tax-delinquent lands, is amended to read as follows:

(c) The ~~highest~~ successful bidder shall pay all taxes, interest, penalties, and other costs."

AND

Page 1, delete lines 26 through 30 and substitute the following:

~~"(b)(1) If no one bids at least the assessed value, the Commissioner of State Lands may negotiate a sale. All negotiated sales shall have approval of the Attorney General. If at the scheduled public sale a person or entity does not bid at least the amount of delinquent taxes, penalties, interest, and the costs of the sale, the Commissioner of State Lands may negotiate a private sale.~~

(2)(A) Except as provided in subdivision (b)(2)(B) of this section, a negotiated private sale shall be approved by the Attorney General before conveyance of the land by the Commissioner of State Lands.

(B) A negotiated private sale that occurs later than two (2) years after the scheduled public sales does not require approval by the Attorney General."

AND

Page 2, delete lines 6 through 17, and substitute the following:

"(e)(1) After a sale of the land by the Commissioner of State Lands, including a negotiated sale, the Commissioner of State Lands shall notify the



owner and all interested parties of the right to redeem the land within ~~thirty (30)~~ ten (10) days excluding Saturdays, Sundays, and legal holidays, after the date of the sale by paying all taxes, penalties, interest, and costs due, including the cost of the notice.

(2) The notice under subdivision (e)(1) of this section shall be sent by regular mail to the last known address of the owner and all interested parties.

(3) If the land is not redeemed, a limited warranty deed ~~will~~ shall be issued by the Commissioner of State Lands to the purchaser.

(f) As used in this section, "interested party" has the same meaning as in § 26-37-301."

AND

Appropriately renumber the sections of the bill

The Amendment was read the first time, rules suspended and read the second time and _____
By: Senator J. Dismang
DLP/PAT - 03-20-2013 08:38:04
DLP280

Secretary