

e of Arkansas

General Assembly

lar Session, 1987

HOUSE BILL 1976

Representatives Beatty, O. Miller and Wynne

"AN ACT TO AMEND ARKANSAS STATUTE 84-1128 TO AUTHORIZE THE STATE LAND COMMISSIONER TO DECLINE TO CONDUCT DELINQUENT LAND SALES, AND IN THAT INSTANCE SUCH SALES SHALL BE CONDUCTED BY THE SHERIFF OF THE COUNTY WHEREIN THE LAND IS LOCATED; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 3 of Act 626 of 1983, the same being Arkansas Statute 84-1128, is hereby amended to read as follows:

"Section 3. The Commissioner of State Lands shall publish a notice of sale of tax delinquent lands in a newspaper having general circulation in the county wherein the land is located and mail such notice to the owner of record of the tax delinquent land and all interested parties, including the Governor and interested State agencies. The notice shall contain the appraised value of the land, the legal description of the land, a list of all recorded liens against the land that are known to the Commissioner of State Lands, and indicate that the land will be sold to the highest bidder provided that such bid is equal to at least seventy-five percent (75%) of the appraised value of the land. Bidders may bid at the sale or mail their bid to the office of the Commissioner of State Lands. Bids shall be delivered at the appropriate place before the deadline established in the 'notice of sale'. If no one bids at least seventy-five percent (75%) of the appraised value, the Commissioner may negotiate a sale. All negotiated sales shall have approval of the Attorney General of the State of Arkansas. Delinquent tax sales shall be conducted in the county wherein the land is located and shall be conducted by either the Commissioner or the sheriff at the option of the Commissioner. If the sale is conducted by the sheriff, the sheriff shall remit the proceeds of the sale to the Commissioner for distribution under this Act. The sales shall be con-

ducted on the dates specified in the notices required by this Act, and at the conclusion of the sale the Commissioner shall notify the owners of the tax delinquent lands sold that their lands have been sold and unless the owners tender all taxes, penalties, interest and cost due within thirty (30) days after the date of sale a limited warranty deed will be issued by the Commissioner to the purchaser at auction."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

