

State of Arkansas

76th General Assembly

Regular Session, 1987

SENATE BILL2

By: Senator Harriman

As engrossed 3-13-87

"AN ACT TO AMEND SECTION 1 OF ACT 56 OF 1891, AS AMENDED
[ARK. STAT. 29-130], PERTAINING TO JUDGMENT LIENS ON REAL
PROPERTY; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 1 of Act 56 of 1891, as amended, the same being
Arkansas Statute 29-130, is hereby amended to read as follows:

"Section 1. A judgment in the Supreme, Chancery or Circuit Court of this
State and in the United States District Court within this State shall be a
lien on the real estate owned by the defendant in the county in which the
judgment was rendered from the date of its rendition only if the Clerk of such
Court maintains a permanent office within such county, at which such office,
permanent records of the judgments of such Court are continuously kept and
maintained, provided however, that as to any person who does not have actual
notice of the rendition of the judgment, the judgment shall be a lien from the
date the judgment is recorded and indexed by the Court Clerk in a manner that
provides reasonable notice to the public. If a judgment is rendered by one of
such Courts in a county where the Clerk of such Court does not maintain a per-
manent office at which permanent records of the judgments of such Court are
continuously kept and maintained, such judgment shall not be a lien on the
land of the defendant in such county until a certified copy of such judgment
is filed in the office of the Clerk of the Circuit Court of such county, pro-
vided however, that as to any person who does not have actual notice of the
rendition of the judgment, the judgment shall be a lien from the date the
judgment is recorded and indexed by the Court Clerk in a manner that provides
reasonable notice to the public. No such judgment shall be a lien on the land
of the defendant in any other county until a certified copy of the judgment is
filed in the office of the Clerk of the Circuit Court of the county in which

the land lies, provided however, that as to any person who does not have actual notice of the rendition of the judgment, the judgment shall be a lien from the date the judgment is recorded and indexed by the Court Clerk in a manner that provides reasonable notice to the public. The Clerk on the filing in his office of a certified copy of a judgment of any of the Courts aforesaid, and upon the payment of twenty-five cents (25_), shall immediately proceed to docket and index the same, in the same manner as though rendered in the court of his own county; and from that time the judgment shall be a lien on the defendant's lands in such county."

It shall be the duty of the Court Clerk to index each judgement immediately upon filing same in the permanent records of the judgements of such Court. For purposes of this Section, the term "judgements" shall include any order, decree or judgement which contains a provision for payment of money for the support and care of any child or children through the Registry of the Court.

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

/s/ Harriman

