

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

HOUSE BILL 1558

4 By: Representatives Cunningham and McGinnis

5  
6

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 16-65-117 TO PROVIDE THAT  
9 BANKRUPTCY COURT JUDGMENTS SHALL BE A LIEN AGAINST THE  
10 DEFENDANTS REAL ESTATE LOCATED IN THE COUNTY IN WHICH THE  
11 JUDGMENT WAS RENDERED; AND FOR OTHER PURPOSES."

12  
13

## Subtitle

14 "TO PROVIDE THAT BANKRUPTCY COURT  
15 JUDGMENTS SHALL BE A LIEN AGAINST THE  
16 DEFENDANTS REAL ESTATE LOCATED IN THE  
17 COUNTY IN WHICH THE JUDGMENT WAS  
18 RENDERED."

19

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

21

22 SECTION 1. Arkansas Code 16-65-117(a)(1)(A) is amended to read as  
23 follows:

24 "(a)(1)(A) A judgment in the Supreme Court or chancery or circuit  
25 courts of this state, and in the United States district courts or United  
26 States bankruptcy courts within this state, shall be a lien on the real  
27 estate owned by the defendant in the county in which the judgment was  
28 rendered from the date of its rendition only if the clerk of the court which  
29 rendered the judgment maintains a permanent office within the county, at  
30 which office permanent records of the judgments of the court are continuously  
31 kept and maintained, and the judgment has been filed with the circuit clerk.  
32 A judgment in the municipal courts of this state shall not be a lien on the  
33 real estate owned by the defendant in the county in which the judgment was  
34 rendered until the judgment has been filed and indexed in the judgment  
35 records of the circuit clerk in the county in which the judgment was

1 rendered."

2

3

4           SECTION 2. All provisions of this act of a general and permanent  
5 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
6 Code Revision Commission shall incorporate the same in the Code.

7

8           SECTION 3. If any provision of this act or the application thereof to  
9 any person or circumstance is held invalid, such invalidity shall not affect  
10 other provisions or applications of the act which can be given effect without  
11 the invalid provision or application, and to this end the provisions of this  
12 act are declared to be severable.

13

14           SECTION 4. All laws and parts of laws in conflict with this act are  
15 hereby repealed.

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

1  
2  
3