

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

A Bill

SENATE BILL 194

4 By: Senators Walters and Webb
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For An Act To Be Entitled

8 "AN ACT TO AMEND ARK. CODE ANN. § 9-14-233 TO AUTHORIZE
9 THE AWARD OF ATTORNEY_S FEES AS BASED ON A CONTINGENCY FEE
10 CONTRACT FOR COLLECTION OF CHILD SUPPORT ARREARAGES; AND
11 FOR OTHER PURPOSES."
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Subtitle

13 "TO AUTHORIZE THE AWARD OF ATTORNEY_S
14 FEES AS BASED ON A CONTINGENCY FEE
15 CONTRACT FOR THE COLLECTION OF CHILD
16 SUPPORT ARREARAGES."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Annotated § 9-14-233 is hereby amended to
22 read as follows:

23 "9-14-233. Arrearages - Interest and attorney_s fees.

24 (a) All child support which becomes due and remains unpaid shall
25 accrue interest at the rate of ten percent (10%) per annum.

26 (b) The court shall award a minimum of ten percent (10%) of the
27 support amount due, or *any reasonable fee including a contingency fee*
28 *approved by the court*, as attorney_s fees in actions for the enforcement of
29 payment of support provided for in the order. *When the right to child*
30 *support has been assigned to the State of Arkansas under § 20-76-410(c) or §*
31 *20-77-109, reimbursement to the State under such assignment shall have*
32 *priority over all other claims, after the payment of current support.*

33 (c) Collection of interest and attorney's fees may be by executions,
34 proceedings of contempt, or other remedies as may be available to collect the
35 original support award."

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

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

/s/Walters and Webb

