

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Senator Harriman

# A Bill

SENATE BILL 350

## For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 16-46-101 TO AUTHORIZE  
COUNTY RECORDERS, COURT CLERKS, AND OTHER PUBLIC OFFICERS  
TO DESTROY ORIGINAL DOCUMENTS ONCE RECORDED BY  
PHOTOGRAPHIC, PHOTOSTATIC, MICROFILM, MICROCARD, OPTICAL  
DISC OR OTHER PROCESS WHICH ACCURATELY FORMS A DURABLE  
MEDIUM FOR REPRODUCING THE ORIGINAL; AND FOR OTHER  
PURPOSES."

## Subtitle

"TO AUTHORIZE COUNTY RECORDERS, COURT  
CLERKS, AND OTHER PUBLIC OFFICERS TO  
DESTROY ORIGINAL DOCUMENTS ONCE RECORDED  
BY A PROCESS WHICH FORMS A DURABLE  
MEDIUM FOR REPRODUCING THE ORIGINAL."

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

SECTION 1. Arkansas Code 16-46-101(a)(2) is amended to read as follows:

"(2) The county recorders, clerks of courts of record, and any public officer whose duty it is to make public records are authorized to use and employ an approved system of photographic recording, photostatic recording, microfilm, microcard, miniature photographic recording, optical disc, or other process which accurately reproduces or forms a durable medium for reproducing the original when provided with equipment necessary for such method of recording. When any document is recorded by the means prescribed by this subdivision, the original may be destroyed unless its preservation is required by law."

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 All laws and parts of laws in conflict with this act are hereby repealed.

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