

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 2072

5 By: Representative Slinkard
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For An Act To Be Entitled

8 AN ACT TO REGULATE THE DISPOSITION OF UNCLAIMED
9 PROPERTY HELD BY COUNTY CLERKS AND CIRCUIT COURTS;
10 AND FOR OTHER PURPOSES.
11

Subtitle

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14 TO REGULATE THE DISPOSITION OF UNCLAIMED
15 PROPERTY HELD BY COUNTY CLERKS AND
16 CIRCUIT COURTS.
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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 § 18-28-201(13)(B), concerning the definition
22 of property, is amended to read as follows:

23 (B) "Property" does not include:

24 (i) gift certificates, gift cards, in-store
25 merchandise credits, or layaway accounts issued or maintained by any person
26 in the business of selling tangible personal property at retail; ~~or~~

27 (ii) a patronage dividend, capital credit, customer
28 deposit, or nonnegotiated payment check that does not exceed one hundred
29 dollars (\$100) held or owing by an agricultural farm supply cooperative
30 association organized under the laws of this state; or

31 (iii) property held in the registry of a circuit
32 court or by a circuit clerk, county clerk, or probate clerk, if the property
33 is administered according to § 18-28-210(h).
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35 SECTION 2. Arkansas Code Title 18-28-210, is amended to add an
36 additional subsection to read as follows:



1 (h)(1) After holding the property for three (3) years, property held
2 in the registry of a circuit court or by a circuit clerk, county clerk, or
3 probate clerk shall be paid into the county general fund and used as provided
4 by law.

5 (2) The county is obligated in perpetuity to reimburse money and
6 return property other than money to the rightful owner of the money or
7 property.

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