

1 State of Arkansas As Engrossed: S3/2/11 S3/10/11 S3/21/11 S3/24/11

2 88th General Assembly

A Bill

3 Regular Session, 2011

SENATE BILL 690

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5 By: Senator B. Sample

6 By: Representatives Woods, Gaskill

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For An Act To Be Entitled

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AN ACT TO AMEND ARKANSAS LAW CONCERNING FEES FOR THE

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SALE OF PROPERTY UNDER JUDICIAL DECREE; AND FOR OTHER

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PURPOSES.

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Subtitle

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TO AMEND ARKANSAS LAW CONCERNING FEES FOR

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THE SALE OF PROPERTY UNDER JUDICIAL

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DECREE.

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

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22 SECTION 1. Arkansas Code § 21-6-412 is amended to read as follows:

23 21-6-412. ~~Commissioners to sell property~~ Sale by circuit clerk of real
24 or personal property under judicial decree.

25 (a) A circuit clerk may be appointed to make a sale of real or
26 personal property under judicial decree.

27 ~~(a)(b)(1)(A) Commissioners~~ If a circuit clerk is appointed to make
28 sales a sale of real property under judicial decrees decree, shall be allowed
29 the following fees a fee of one-tenth of one percent (0.1%) of the sale
30 amount of the real property shall be paid to the general fund of the county
31 that the circuit clerk was elected to represent as compensation for such
32 services:

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34 ~~On sales for \$ 1.00 to \$ 500 \$10.00~~

35 ~~On sales for 500 to 2,500 15.00~~

36 ~~On sales for 2,500 to 5,000 20.00~~



1 ~~On sales for 5,000 to 10,000 25.00~~
 2 ~~On sales for 10,000 to 20,000 30.00~~
 3 ~~On sales for 20,000 to 35,000 35.00~~
 4 ~~On sales for 35,000 or more, one tenth of one percent (0.1%).~~

5 (B)(i) A portion of the fee paid to the general fund of
 6 the county under subdivision (b)(1)(A) of this section shall be used to
 7 reimburse the circuit clerk for the expenses of conducting the sale of real
 8 property.

9 (ii) The reimbursement under subdivision
 10 (b)(1)(B)(i) of this section shall not exceed one hundred fifty dollars
 11 (\$150).

12 (2) Commissioners If a circuit clerk is appointed to make sales
 13 a sale of personal property under judicial decrees decree, shall be allowed
 14 as compensation for such services the fee a fee as prescribed by the judge of
 15 the court that issued the decree shall be paid to the general fund of the
 16 county that the circuit clerk was elected to represent.

17 ~~(b) In lieu of the fees provided for in this section, the court may~~
 18 ~~set reasonable fees for commissioners based upon services rendered on sales~~
 19 ~~under thirty five thousand dollars (\$35,000).~~

21 /s/B. Sample

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