

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 1193

5 By: Representatives Hammer, Neal
6

For An Act To Be Entitled

8 AN ACT TO AMEND ARKANSAS LAW CONCERNING SALES OF REAL
9 OR PERSONAL PROPERTY UNDER JUDICIAL DECREES; AND FOR
10 OTHER PURPOSES.
11

Subtitle

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13 TO AMEND ARKANSAS LAW CONCERNING SALES OF
14 REAL OR PERSONAL PROPERTY UNDER JUDICIAL
15 DECREES.
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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 § 21-6-412 is amended to read as follows:

22 21-6-412. Commissioners to sell property.

23 (a)(1) Commissioners appointed to make sales of real property under
24 judicial decrees shall be allowed the following fees as compensation for such
25 services:

26	On sales for	\$ 1.00	to	\$ 500.....	\$10.00
27	On sales for	500	to	2,500.....	15.00
28	On sales for	2,500	to	5,000.....	20.00
29	On sales for	5,000	to	10,000.....	25.00
30	On sales for	10,000	to	20,000.....	30.00
31	On sales for	20,000	to	35,000.....	35.00
32	On sales for	35,000 or more, one-tenth of one percent (0.1%).			

33 (2) Commissioners appointed to make sales of personal property
34 under judicial decrees shall be allowed as compensation for such services the
35 fee prescribed by the judge of the court that issued the decree.

36 (b) In lieu of the fees provided for in this section, the court may



1 set reasonable fees for commissioners based upon services rendered on sales
2 under thirty-five thousand dollars (\$35,000).

3 (c)(1) If the circuit clerk's office is appointed as commissioner for
4 a sale of real or personal property under judicial decree, the fee awarded to
5 the circuit clerk's office under this section shall be paid to the county
6 recorder's cost fund of the county that the circuit clerk was elected to
7 represent.

8 (2) If a circuit clerk or an employee of a circuit clerk is
9 appointed as commissioner for a sale of real or personal property under
10 judicial decree, the duties shall be performed as a duty of the office of
11 circuit clerk.

12 (d) If a county official other than the circuit clerk is appointed as
13 commissioner for a sale of real or personal property under judicial decree,
14 the fee awarded to the official under this section shall be paid to the
15 general fund of the county that the official was elected to represent for the
16 quorum court to appropriate.

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