

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

As Engrossed: S2/27/19  
**A Bill**

SENATE BILL 282

By: Senator T. Garner  
By: Representative Bragg

### For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE SALE OF  
TIMBER; AND FOR OTHER PURPOSES.

### Subtitle

TO AMEND THE LAW CONCERNING THE SALE OF  
TIMBER.

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

SECTION 1. Arkansas Code § 15-32-501(b)(1), concerning the sale of timber by a co-owner or coheir, is amended to read as follows:

(b)(1) A buyer may purchase the timber from unknown or unlocatable co-owners or coheirs of land and may remove the timber without the consent of the unknown or unlocatable co-owners or coheirs when:

(A) At least ~~eighty percent (80%)~~ sixty percent (60%) of the ownership interest in the land has consented;

(B) He or she has made a diligent search and inquiry for any unknown or unlocatable co-owners or coheirs, including publishing a notice in a newspaper of general circulation in the county in which the property is located in accordance with subdivision (b)(2) of this section, and after diligent search and inquiry, he or she is unable to ascertain and locate any other co-owners or coheirs; and

(C)(i) He or she has filed with the circuit clerk of the county in which the property is located a record of his or her diligent search and inquiry, together with a certificate of affirmation under the penalties of perjury that the facts stated therein are within his or her



personal knowledge and are true, for which the circuit clerk may charge the same fees as are allowed by law for similar services.

(ii) The circuit clerk shall maintain these records for a period of five (5) years.

*/s/T. Garner*

**APPROVED: 3/13/19**