

State of Arkansas
92nd General Assembly
Regular Session

As Engrossed: H2/20/19

A Bill

HOUSE BILL 1436

By: Representatives Maddox, Tosh

By: Senator Caldwell

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING PROPERTY EXCHANGE
OR TRANSFER BY COUNTIES; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING PROPERTY
EXCHANGE OR TRANSFER BY COUNTIES.

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

SECTION 1. Arkansas Code § 14-16-116 is amended to read as follows:

14-16-116. Property exchange or transfer by counties.

(a) ~~Counties are authorized to exchange~~ A county may:

(1) Exchange or transfer properties, real or personal, with other counties, municipalities, community colleges, or institutions of higher education; and

(2) Exchange real property with individuals or nonprofit corporations when in the best interest of the county.

(b)(1) An exchange or transfer under this section shall be:

(A) Authorized, approved, or confirmed by ordinance ~~ordinances ordinance~~ of the quorum court; and

(B) accomplished ~~accomplished~~ in accordance with procedures prescribed or confirmed by the quorum court.

(2) An ordinance adopted by the quorum court under this section shall be:

(A) Confirmed by a two-thirds (2/3) vote of the quorum court; and



(B) Filed with the county clerk and include a copy of the bill of sale setting forth the terms and conditions of the sale, transfer, deed, or conveyance.

(c) An agreement for service, legal tender, or other consideration may be accepted in exchange for real or personal property under this section.

(d) A transfer made under this section is exempt from §§ 14-16-105 and 14-16-106, § 14-22-101 et seq., and the Arkansas Procurement Law, § 19-11-201 et seq.

/s/Maddox

APPROVED: 3/18/19