

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

As Engrossed: S3/22/11
A Bill

HOUSE BILL 1888

5 By: Representatives Slinkard, Jean, Barnett, Carter, Clemmer, Gillam, Kerr, Summers
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7 **For An Act To Be Entitled**

8 AN ACT TO REQUIRE NOTICE AND THE RECORDING OF A DEED
9 FOR A DISTRIBUTEE TO COLLECT A SMALL ESTATE; AND FOR
10 OTHER PURPOSES.
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13 **Subtitle**

14 TO REQUIRE NOTICE AND THE RECORDING OF A
15 DEED FOR A DISTRIBUTEE TO COLLECT A SMALL
16 ESTATE.
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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 § 28-41-101(b)(2)(A), concerning the
22 collection of small estates by a distributee, is amended to read as follows:

23 (2)(A) If an estate collected under this section contains ~~any~~
24 real property, ~~the distributee,~~ in order to allow for claims against the
25 estate to be presented, ~~may cause, promptly after the affidavit has been~~
26 filed, the distributee shall cause a notice of the decedent's death and the
27 filing of an affidavit for collecting of his or her estate to be published
28 within thirty (30) days after the affidavit has been filed.
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30 SECTION 2. Arkansas Code § 28-41-102(d), concerning the transfer of
31 real property to the distributee of a small estate, is amended to read as
32 follows:

33 (d) ~~Under and pursuant to the affidavit described in~~ After filing the
34 affidavit and publishing the notice required by § 28-41-101 ~~and after the~~
35 ~~notice to creditors of the decedent's death and the collection of his or her~~
36 ~~estate is published as provided by § 28-41-101,~~ the distributee entitled to



1 ~~whom~~ the transfer or delivery of ~~any~~ real property ~~is made~~ shall:
2 (1) be Be authorized to issue to himself or herself a deed of
3 distribution for the real property of the decedent as if made by a personal
4 representative of the decedent; and
5 (2) Deliver notice of the transfer of ownership to the county
6 assessor of each county where the real property is located.

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/s/Slinkard