

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1013

By: Representative Bell

For An Act To Be Entitled

AN ACT TO AMEND THE LAWS CONCERNING COMMISSIONERS
APPOINTED TO SELL PROPERTY UNDER JUDICIAL DECREES;
AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAWS CONCERNING
COMMISSIONERS APPOINTED TO SELL PROPERTY
UNDER JUDICIAL DECREES.

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

SECTION 1. Arkansas Code § 21-6-412(c), concerning commissioners appointed to sell property, is amended to read as follows:

(c)(1)(A) If the circuit clerk's office is appointed as commissioner for a sale of real or personal property under judicial decree, the fee awarded to the circuit clerk's office under this section shall be:

~~(A)~~(i) Collected by the circuit clerk and paid into the county treasury to the credit of a fund to be known as the "circuit clerk commissioner's fee fund"; and

~~(B)~~(ii) Used exclusively by the circuit clerk's office for the following purposes and in the following order:

~~(i)~~(a) To offset administrative costs associated with the performance of the commissioner's duties; and

~~(ii)~~(b) For general operational expenses of the office of circuit clerk.

~~(2)~~(B) Moneys deposited into the fund shall be appropriated and expended for the uses designated in this section by the



quorum court at the direction of the circuit clerk.

(2)(A) If the county clerk's office is appointed as commissioner for a sale of real or personal property under judicial decree, the fee awarded to the county clerk's office under this section shall be:

(i) Collected by the county clerk and paid into the county treasury to the credit of a fund to be known as the "county clerk commissioner's fee fund"; and

(ii) Used exclusively by the county clerk's office for the following purposes and in the following order:

(a) To offset administrative costs associated with the performance of the commissioner's duties; and

(b) For general operational expenses of the office of county clerk.

(B) Moneys deposited into the county clerk commissioner's fee fund shall be appropriated and expended for the uses designated in this section by the quorum court at the direction of the county clerk.