



STEVE CLARK
ATTORNEY GENERAL

STATE OF ARKANSAS
OFFICE OF THE ATTORNEY GENERAL

JUSTICE BUILDING, LITTLE ROCK 72201

January 23, 1985

(501) 371-2007

OPINION NO. 85-21

Ms. Julia Hughes Jones
Auditor of State
230 State Capitol
Little Rock, AR 72201

Dear Ms. Jones:

This is in response to your request for an opinion on the following question.

What is the impact, if any, of Ark. Stat. Ann. §13-1402 (Repl. 1979) on the administration of Ark. Stat. Ann. §62-1824 (Repl. 1971)?

Ark. Stat. Ann. §13-1402 relates to the jurisdictional powers of the Arkansas State Claims Commission. Ark. Stat. Ann. §§62-1823 and 1824 provide means by which a rightful heir may claim funds that escheated to the state after the intestate's death.

In the event that the rightful heirs to funds escheated to the State should file a petition in Circuit Court as outlined in Ark. Stat. Ann. §62-1823, the State Auditor would be able to pay as directed in Ark. Stat. Ann. §62-1824 on the basis of the Court Order. There is no conflicting language between Sections 13-1402 and 62-1823, therefore, they can stand separately.

The foregoing opinion, which I hereby approve, was prepared by Assistant Attorney General E. Jeffery Story.

Sincerely,

A handwritten signature in dark ink, appearing to read "Steve Clark", written over the typed name.

STEVE CLARK
Attorney General

SC/EJS/pw