

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Bradford**

A Bill

SENATE BILL 561

For An Act To Be Entitled

8 "AN ACT TO AMEND TITLE 22, CHAPTER 9, SUBCHAPTER 4 OF THE
9 ARKANSAS CODE OF 1987 TO REMOVE THE RESTRICTION THAT
10 SURETY BONDS BE ISSUED ONLY BY RESIDENT LOCAL AGENTS; AND
11 FOR OTHER PURPOSES."

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

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15 SECTION 1. Arkansas Code §22-9-402 is hereby amended to read as
16 follows:

17 "22-9-402. Authorized bonding companies.

18 (a) All bonds enumerated in 22-9-401 shall be made by surety companies
19 which have qualified and are authorized to do business in the State of
20 Arkansas.

21 (b) (1) *The bonds shall be executed by a resident local agent who shall*
22 *be entitled to the full commission paid local agents and who shall be licensed*
23 *by the Insurance Commissioner to represent the surety company executing the*
24 *bond and filing with the bond the agent's power of attorney as his authority.*

25 (2) *The mere countersigning of a bond will not be sufficient.*"

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27 SECTION 2. All provisions of this act of a general and permanent nature
28 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
29 Revision Commission shall incorporate the same in the Code.

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31 SECTION 3. If any provision of this act or the application thereof to
32 any person or circumstance is held invalid, such invalidity shall not affect
33 other provisions or applications of the act which can be given effect without
34 the invalid provision or application, and to this end the provisions of this
35 act are declared to be severable.

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SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Bradford