

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative Davis**

# A Bill

**HOUSE BILL**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §§14-15-805 AND  
9 14-15-806 TO PROVIDE THAT THE COUNTY TREASURER SHALL  
10 REFUSE TO PAY REVENUES FROM A FUND WITH A DEFICIT BALANCE,  
11 MAINTAIN A POSITIVE GENERAL FUND BALANCE AND PAY ANY  
12 WARRANT/CHECK DRAWN ON A FUND IN WHICH CASH IS AVAILABLE;  
13 AND FOR OTHER PURPOSES."

## Subtitle

16 "PERTAINING TO DUTIES OF COUNTY TREASURER."

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

20 SECTION 1. Arkansas Code Annotated §14-15-805 is hereby amended to read  
21 as follows:

22 "§14-15-805. Duties generally.

23 (a) It shall be the duty of each county treasurer to receive and give  
24 receipt for all moneys payable into the county treasury and pay and disburse  
25 the moneys on warrants/checks drawn by order of the county court.

26 (b) It shall be the duty of each county treasurer to refuse payment of  
27 any warrant/check that would cause a deficit balance in any "special revenue"  
28 account without an appropriated transfer of general funds to cover the  
29 deficit.

30 (c) It shall be the duty of each county treasurer to maintain a  
31 positive "general fund" balance. The general fund shall include county  
32 general and any other ledger account on the treasurers books accruable to  
33 county general. The treasurer shall refuse payment of any warrant/check that  
34 would cause a deficit balance of the general fund in aggregate."

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1 SECTION 2. Arkansas Code Annotated §14-15-806 is hereby amended to read  
2 as follows:

3 "14-15-806. Neglect or refusal to pay warrant.

4 (a) If any county treasurer shall neglect or refuse to pay any  
5 warrant/check drawn on him by order of the county court of his county, having  
6 cash available in the fund on which the warrant/check is drawn, he shall  
7 forfeit and pay to the holder of the warrant four (4) times the amount  
8 thereof.

9 (b) The forfeiture may be recovered by a civil action in the name of  
10 the party aggrieved against the treasurer and his securities, and the  
11 treasurer shall be deemed guilty of a misdemeanor in office and upon  
12 conviction shall be removed from office."

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14 SECTION 3. All provisions of this act of a general and permanent nature  
15 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
16 Revision Commission shall incorporate the same in the Code.

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18 SECTION 4. If any provision of this act or the application thereof to  
19 any person or circumstance is held invalid, such invalidity shall not affect  
20 other provisions or applications of the act which can be given effect without  
21 the invalid provision or application, and to this end the provisions of this  
22 act are declared to be severable.

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24 SECTION 5. All laws and parts of laws in conflict with this act are  
25 hereby repealed.

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