

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

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO REQUIRE ALL LICENSED HUNTING AND FISHING GUIDES
9 TO POST A FAITHFUL PERFORMANCE BOND WITH THE ARKANSAS
10 STATE GAME AND FISH COMMISSION IN THE AMOUNT OF TEN
11 THOUSAND DOLLARS (\$10,000); AND FOR OTHER PURPOSES."

Subtitle

14 "TO REQUIRE ALL LICENSED HUNTING AND FISHING GUIDES TO
15 POST FAITHFUL PERFORMANCE BOND."

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

19 SECTION 1. (a) All hunting and fishing guides licensed pursuant to
20 Arkansas Code 15-42-113 are required to post a faithful performance bond with
21 the Arkansas State Game and Fish Commission in the amount of ten thousand
22 (10,000) dollars.

23 (b) The proceeds of the bond shall be paid upon receipt by the State of
24 Arkansas of a final judgment from an Arkansas court of competent jurisdiction
25 against the licensee and in favor of the Arkansas State Game and Fish
26 Commission.

27 (c) The liability of the surety for all claimants, regardless of the
28 number of years the bond is in force, or has been in effect, shall not exceed
29 the amount of the bond.

30 (d) The surety shall have the right to cancel the bond by filing with
31 the Arkansas State Game and Fish Commission thirty (30) days written notice of
32 such cancellation.

34 SECTION 2. Such bond shall be payable to the Arkansas State Game and
35 Fish Commission. The Commission shall use the bond to pay the claim of any

1 person who may have a cause of action against the obligor of the bond for any
2 losses caused by the failure of the obligor to faithfully perform the duties
3 of a hunting or fishing guide.

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5 SECTION 3. The Commission shall have the power and authority to
6 promulgate rules and regulations necessary to implement this act.

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8 SECTION 4. All provisions of this act of a general and permanent nature
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
10 Revision Commission shall incorporate the same in the Code.

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12 SECTION 5. If any provision of this act or the application thereof to
13 any person or circumstance is held invalid, such invalidity shall not affect
14 other provisions or applications of the act which can be given effect without
15 the invalid provision or application, and to this end the provisions of this
16 act are declared to be severable.

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18 SECTION 6. All laws and parts of laws in conflict with this act are
19 hereby repealed.

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