

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003
4

As Engrossed: H1/23/03

A Bill

HOUSE BILL 1104

5 By: Representative Hickinbotham
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE § 19-8-107
10 REGARDING COUNTY DEPOSITORY AGREEMENTS; AND FOR
11 OTHER PURPOSES.
12

Subtitle

13 REGARDING COUNTY DEPOSITORY AGREEMENTS.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code § 19-8-107(a), regarding county depository
20 agreements, is amended to add an additional subdivision to read as follows:

21 (3) (A) All county depository agreements shall be entered into using
22 standardized forms provided by the State Board of Finance.

23 (B) The forms shall include language necessary to achieve a
24 perfected security interest in all collateral for deposits.
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26 SECTION 2. Arkansas Code § 19-8-107(d), regarding the deposit of
27 public funds, is amended to read as follows:

28 (d)(1) County officials may shall require the collateralization
29 security for the deposit or investment of public funds for amounts not fully
30 insured directly by the United States. ~~Public officials may use their sense~~
31 ~~of awareness of the financial condition of depository institutions being~~
32 ~~considered for deposits.~~

33 (2) All security required under this subsection (d) shall meet
34 the requirements of an eligible security under §§ 19-8-203 and 23-47-203(c).

35 (3) They Public officials may require as a condition for placing
36 deposits or keeping funds on deposit such financial data as they need so as



1 to make an informed decision, including, but not limited to, quarterly
2 financial statements, quarterly profit and loss statements, and tangible net
3 worth or capital-to-assets ratios.

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/s/ Hickinbotham