

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

A Bill

HOUSE BILL 2885

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5 By: Representative Bradford
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For An Act To Be Entitled

9 AN ACT TO REMOVE FROM PUNISHMENT AS A CLASS A
10 MISDEMEANOR, AN INSURANCE PRODUCER'S FAILURE TO
11 CURE A DEFAULT OF PREMIUM; TO PROVIDE THAT § 23-
12 64-232 DOES NOT PROVIDE AN AFFIRMATIVE DEFENSE
13 FOR THE VIOLATION OF A LICENSEE'S FIDUCIARY DUTY;
14 AND FOR OTHER PURPOSES.

Subtitle

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16 TO AMEND ARKANSAS CODE § 23-64-232,
17 CONCERNING PREMIUM DELINQUENCIES.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. (a) Arkansas Code § 23-64-232 does not provide an
24 affirmative defense to, or a limitation on, prosecutions for violations of a
25 licensee's fiduciary duties.

26 (b) An insurance producer's failure to cure a default of premium shall
27 hereafter not be a misdemeanor under Arkansas Code § 23-64-233.
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