

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 763

5 By: Senator D. Johnson
6 By: Representative Pennartz
7

For An Act To Be Entitled

9 AN ACT CONCERNING THE MEMBERSHIP OF THE STATE BOARD
10 OF COLLECTION AGENCIES; AND FOR OTHER PURPOSES.
11

Subtitle

14 CONCERNING THE MEMBERSHIP OF THE STATE
15 BOARD OF COLLECTION AGENCIES.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code § 17-24-201(b), concerning the membership of
21 the State Board of Collection Agencies, is amended to read as follows:

22 (b)(1)(A)(i) One (1) member shall be selected by the Governor from a
23 list of three (3) names furnished to him or her by the Associated Credit
24 Bureaus of Arkansas and another shall be selected from a list of three (3)
25 names submitted by the Arkansas members of the American Collectors
26 Association.

27 (ii) The persons whose names are submitted to the
28 Governor by the Associated Credit Bureaus of Arkansas and the Arkansas
29 members of the American Collectors Association shall all be actively engaged
30 as the owners or managers of a collection agency or someone employed by
31 collection agencies in an executive capacity.

32 (B) All nominees on the list submitted to the Governor
33 shall be individuals who have been actively engaged in connection with the
34 operation of a collection agency for five (5) years next preceding their
35 appointment.

36 (2) One (1) member, who shall not be a member of either such



1 association, shall be selected from the public at large.

2 (3)(A) One (1) member shall represent the elderly and shall be
3 sixty (60) years of age or older.

4 (B) This member shall not be actively engaged in or
5 retired from the operation of a collection agency.

6 (C) He or she shall be selected from the state at large
7 subject to confirmation by the Senate and shall be a full voting member but
8 shall not participate in the grading of examinations.

9 (4)~~(A)~~ One (1) member shall be ~~selected to represent the check-~~
10 ~~cashing industry~~ an employee of a credit counseling agency that is exempt
11 from taxation under § 501(c)(3) of the Internal Revenue Code, as existing on
12 January 1, 2011.

13 ~~(B) He or she shall be an Arkansas resident who is~~
14 ~~actively engaged as the owner or manager of a check-cashing operation~~
15 ~~licensed to do business in the State of Arkansas.~~

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17 SECTION 2. TEMPORARY LANGUAGE -- DO NOT CODIFY. (a) This act shall
18 be construed to shorten the term of the member of the State Board of
19 Collection Agencies selected to represent the check-cashing industry.

20 (b) As of the effective date of this act, the member of the board
21 selected to represent the check-cashing industry shall cease to be a member
22 of the board.