

State of Arkansas
76th General Assembly
Regular Session, 1987
By: Representative Hays

HOUSE BILL 1644

"AN ACT TO AMEND SECTION 51 OF ACT 148 OF 1959, AS AMENDED,
THE SAME BEING ARKANSAS STATUTES ANNOTATED SECTION 66-2209;
AND FOR OTHER PURPOSES."

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

SECTION 1. Subsection (1) of Section 51 of Act 148 of 1959, as amended, the same being Arkansas Statute 66-2209(1), is hereby amended to read as follows:

"(1) Subject to the provisions of this Act, an insurer applying for its original certificate of authority in Arkansas after the effective date of this Act and an insurer holding a valid certificate of authority to transact insurance in this State on the effective date of this Act who thereafter shall apply for authority to transact any other or additional kind of insurance, shall make and maintain a deposit of securities as follows:

(a) All insurers authorized to transact only life or disability insurance, or both, shall deposit through the Commissioner and subject to the conditions specified in Section 140 [66-2709] of this code, securities eligible for deposit under Section 134 [66-2703] of this code and having at all times a market value of not less than one hundred thousand dollars (\$100,000.00) conditioned for the payment of policyholders and creditors of the insurer in this State and the prompt payment of all claims arising and accruing to any person in this State.

(b) All insurers authorized to transact any kinds of insurance other than life, disability or surety shall deposit through the Commissioner and subject to the conditions specified in Section 140 [66-2709] of this code, securities eligible for deposit under Section 134 [66-2703] of this code and having at all times a market value of not less than one hundred thousand dollars (\$100,000.00) conditioned for the payment of policyholders

and creditors of the insurer in this State and the prompt payment of all claims arising and accruing to any person in this State.

(c) An insurer authorized to transact surety insurance, in addition to any deposit required as to any other kind of insurance it is authorized to transact in this State, shall deposit through the Commissioner and subject to the conditions provided in Section 140 [§66-2709] of this code, securities eligible for deposit under Section 134 [§66-2703] of this code and having at all times a market value of not less than one hundred thousand dollars (\$100,000.00) conditioned for the payment of policyholders and creditors of the insurer in this State and prompt payment of all claims arising and accruing to any obligee in this State.

(d) An insurer applying for its original certificate of authority in Arkansas to transact surety insurance and an insurer authorized in Arkansas to transact surety insurance under a valid certificate of authority on the effective date of this Act, and desiring to engage in or engaging in the writing of bail bonds or appearance bonds in this State as referenced in Act 400 of 1971, as amended (§43-734--74-747), on and after the effective date of this Act, in addition to and cumulative of any other deposit required under the provisions of this code, shall deposit through the Commissioner and subject to the conditions provided in Section 140 [§66-2709] of this code, securities eligible for deposit under Section 134 [§66-2703] of this code and having at all times a market value of not less than one hundred thousand dollars (\$100,000.00) conditioned for the payment of bail bond or appearance bond creditors of the insurer in this State and prompt payment of all bail bond or appearance bond claims arising and accruing to any bail bond or appearance bond obligee in this State."

SECTION 2. Subsection (3) of Section 51 of Act 148 of 1959, as amended, the same being Arkansas Statute 66-2209(3), is hereby repealed.

SECTION 3. All laws and parts of laws in conflict with this Act are hereby repealed.

