

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

SENATE BILL

66

By: Senator Walters

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE §25-16-519 TO ELIMINATE THE REQUIREMENT OF EXECUTING A BOND IN ORDER TO OBTAIN A REPLACEMENT WARRANT; AND FOR OTHER PURPOSES."

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

SECTION 1. Arkansas Code §25-16-519 is hereby amended to read as follows:

"25-16-519. Warrants - Issuance of duplicates. (a) (1) Whenever Auditor of State's warrants of the State of Arkansas issued to any person are lost or destroyed, the owner or person entitled to receive the contents of the lost or destroyed warrants shall be entitled to have them duplicated by the Auditor of State upon satisfactory proof or evidence to the Auditor of State that:

- (A) The warrants alleged to have been so lost or destroyed were actually issued to the person as alleged in the application to him;
- (B) The warrants have not been paid by the Treasurer of State;
- (C) The person making the application is legally authorized or entitled to receive the contents of the warrants; and
- (D) The warrants have been lost or destroyed.

(2) The evidence must show how and in what manner the loss or destruction occurred, the date and number of the lost or destroyed warrants, and whether they bore interest or not.

(b) The evidence required by subsection (a) of this section shall be duly sworn to and subscribed by the person entitled to receive the contents of the warrants, or some person for him.

(c) Upon compliance with the requirements of subsections (a) and (b) of this section, it shall be the duty of the Auditor of State to issue and deliver to the applicant, or his agent or attorney, a duplicate for the warrant so adjudged to have been lost or destroyed. If the Auditor of State

employing unit which makes provision for its employees or for its employees and their dependents, including any amount paid by an employing unit for insurance or annuities, or into a fund, to provide for any payment, on account of:

- (A) Retirement;
- (B) (i) Sickness or accident disability, except payments made directly to the employee or his dependents;
 - (ii) However, payments made directly to an employee or his dependents under a workers' compensation law shall not be considered to be wages;
- (C) Medical and hospitalization expenses in connection with sickness or accident disability; or
- (D) Death, provided the individual in its employ does not have the:
 - (i) Option to receive, instead of provision for the death benefit, any part of the payment, or if the death benefit is insured, any part of the premiums or contributions to premiums paid by his employing unit; and
 - (ii) Right, under the provisions of the plan or system or policy of insurance providing for the death benefit, to assign the benefit, or to receive cash consideration in lieu of the benefit either upon his withdrawal from the plan or system providing for the benefit or upon termination of the plan or system or policy of insurance or of his services with the employing unit;
- (3) The payment by an employing unit, without deduction from the remuneration of the individual in its employ, of the tax imposed by the Federal Insurance Contributions Act upon an individual in its employ with respect to services performed;
- (4) Dismissal payments which the employing unit is not legally required to make; or
- (5) Fees paid to corporate directors when attending official meetings of directors."

SECTION 2. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

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