

1 State of Arkansas

2 80th General Assembly

3 Regular Session, 1995

4 By: Representative Calhoun

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## For An Act To Be Entitled

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"AN ACT TO AMEND ARKANSAS CODE 17-17-205 PERTAINING TO

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PROFESSIONAL BAIL BOND COMPANIES; AND FOR OTHER PURPOSES."

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### Subtitle

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"AN ACT TO AMEND ARKANSAS CODE 17-17-205

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PERTAINING TO PROFESSIONAL BAIL BOND

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COMPANIES."

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

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18 SECTION 1. Arkansas Code § 17-17-205 is amended to read as follows:

19 "17-17-205. Letter of credit or certificate of deposit required.

20 (a)(1) An applicant for a professional bail bond company license shall  
21 file with the commissioner an irrevocable letter of credit from an Arkansas  
22 chartered bank or a federally chartered bank in Arkansas or a certificate of  
23 deposit.

24 (2)(A) The letter of credit or certificate of deposit shall be approved  
25 by the commissioner as to form and sufficiency and shall be conditioned upon  
26 faithful performance of the duties of the licensee.

27 (B) TA professional bail bond company may file a letter of credit or  
28 certificate of deposit in a minimum amount of fifty thousand dollars  
29 (\$50,000), provided they do not exceed the maximum amount of unsecured bond  
30 commitments as provided in § 17-17-304 .

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32 (D) Professional bail bond companies and professional bail bondsmen  
33 who were licensed under Act 400 of 1971 [repealed] prior to March 8, 1989,  
34 shall only be required to file or have on file with the Insurance  
35 Commissioner a letter of credit or certificate of deposit approved by the

1 commissioner as to form and sufficiency, in a minimum amount of five thousand  
2 dollars (\$5,000), conditioned upon the faithful performance of the duties of  
3 the licensee, provided they do not exceed the maximum amount of unsecured  
4 bond commitments as provided in § 17-17-304.

5 (b) No letter of credit or certificate of deposit shall be subject to  
6 termination or cancellation by either party in less than sixty (60) days  
7 after the giving of written notice thereof to the other parties and to the  
8 commissioner.

9 (c) No termination or cancellation shall affect the liability of the  
10 surety or sureties on a bond incurred prior to the effective date of  
11 termination or cancellation."  
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13 SECTION 2. All provisions of this act of a general and permanent  
14 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
15 Code Revision Commission shall incorporate the same in the Code.  
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17 SECTION 3. If any provision of this act or the application thereof to  
18 any person or circumstance is held invalid, such invalidity shall not affect  
19 other provisions or applications of the act which can be given effect without  
20 the invalid provision or application, and to this end the provisions of this  
21 act are declared to be severable.  
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23 SECTION 4. All laws and parts of laws in conflict with this act are  
24 hereby repealed.  
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