

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 2389

4
5 By: Representative D. Creekmore
6 By: Senator Broadway

For An Act To Be Entitled

7
8
9 AN ACT TO AMEND ARKANSAS CODE § 5-37-303
10 CONCERNING NOTICE THAT PAYMENT WAS REFUSED BY A
11 DRAWEE FOR LACK OF FUNDS; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 TO AMEND ARKANSAS CODE § 5-37-303
15 CONCERNING NOTICE THAT PAYMENT WAS
16 REFUSED BY A DRAWEE FOR LACK OF FUNDS.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code § 5-37-303(a), concerning the notice sent
23 regarding worthless checks, is amended to read as follows:

24 (a) For purposes of this section and § 5-37-304, notice that payment
25 was refused by the drawee for lack of funds shall be sent by ~~certified mail,~~
26 ~~registered mail evidenced by return receipt, or by~~ regular mail supported by
27 an affidavit of mailing, to the address printed on the instrument or given at
28 the time of issuance or to the current residence.
29

30 SECTION 2. Arkansas Code § 5-37-303(b)(2), concerning the contents of
31 an affidavit of mailing of notice of insufficient funds, is amended to read
32 as follows:

33 (2) ~~If notice is sent by an affidavit of mailing, the~~ The
34 affidavit of mailing shall contain a copy of the notice and shall
35 substantially state:
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"Affidavit of Mailing

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I am over the age of eighteen (18) years and on _____
(date), I mailed notice of insufficient funds under Arkansas Code § 5-37-303
to the addressee set forth below in an official depository under the
exclusive care and custody of the United States Postal Service in
_____ (city, county, state),
addressed as follows:

(name and address of addressee).

_____ (Signature)

_____ (Date)

(Notary)

_____ ".
