

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

SENATE BILL 283

By: Senators B. Johnson, Flipppo

By: Representative Speaks

For An Act To Be Entitled

AN ACT TO AMEND PROVISIONS OF THE UNIFORM FACSIMILE SIGNATURE OF PUBLIC OFFICIALS ACT; TO AUTHORIZE THE USE OF A DIGITIZED SIGNATURE OF A COUNTY TREASURER; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND PROVISIONS OF THE UNIFORM FACSIMILE SIGNATURE OF PUBLIC OFFICIALS ACT; AND TO AUTHORIZE THE USE OF A DIGITIZED SIGNATURE OF A COUNTY TREASURER.

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

SECTION 1. Arkansas Code § 14-24-204(b), concerning payment generally, is amended to read as follows:

(b)(1) In lieu of the provisions of this section pertaining to the issuance of a check in duplicate form, if a county so chooses, the following provisions may apply:

~~(1)~~(A) Once the aforementioned claim procedures have been completed, the treasurer may cause a check to be prepared in payment of claims filed with the county court;

~~(2)~~(B) Each claim properly recorded and approved for payment by the county court shall be proper certification from the clerk to the treasurer that a valid claim exists; and

~~(3)~~(A)(C)(i) The checks shall be prenumbered and so



designed that the particular fund affected out of which the check is to be paid shall be noted thereon.

~~(B)(ii)~~ A county may use computer equipment for check preparation if the use of an automated software program that accomplishes the same purpose as prenumbered checks and other required denotations is in compliance with the Information Systems Best Practices Checklist provided by the Legislative Joint Auditing Committee.

(2) The check drawn in connection with the disbursement of county funds for which the county treasurer is responsible shall:

(A) Bear the manual signature of the county treasurer or his or her authorized deputy; or

(B)(i) Contain or bear a mechanically produced facsimile signature of the county treasurer under § 21-10-101.

(ii) The county treasurer may use his or her computer-generated digitized signature when the county treasurer has established adequate internal administrative procedures and controls approved by the Legislative Joint Auditing Committee.

SECTION 2. Arkansas Code § 21-10-101(d), concerning the definition of a facsimile signature, is amended to read as follows:

(d) "Facsimile signature" means the reproduction of the manual signature of an authorized officer by saving electronically or by engraving, imprinting, stamping, or other means ~~of the manual signature of an authorized officer.~~

SECTION 3. Arkansas Code § 21-10-102 is amended to read as follows:

21-10-102. Use of facsimile signature authorized – Filing required.

Any authorized officer may, after filing with the Secretary of State his or her manual signature certified by him or her under oath, execute or cause to be executed with a facsimile signature in lieu of his manual signature:

- (a) Any public security; and
- (b) Any instrument of payment.

Upon compliance with this chapter by the authorized officer, his or her facsimile signature has the same legal effect as his or her manual signature and shall be deemed to comply with any statute requiring a manual signature.

APPROVED: 03/03/2017