

As Engrossed: 1/24/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Calhoun, Representative O. Miller**

A BILL ACT 186 OF 1991
HOUSE BILL 1116

For An Act To Be Entitled

8 "AN ACT TO MAKE IT UNLAWFUL TO ALTER THE HOUR METER ON
9 FARM MACHINERY; AND FOR OTHER PURPOSES."

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

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13 SECTION 1. (a) No person shall knowingly tamper with, adjust, alter,
14 change, set back, disconnect, or, with intent to defraud, fail to connect the
15 hour meter of any farm machinery, or cause any of the foregoing to occur to an
16 hour meter of any farm machinery, so as to reflect fewer hours than the farm
17 machinery has actually been operated.

18 (b) No person with the intent to defraud shall operate any farm
19 machinery knowing that the hour meter is disconnected or nonfunctional.

20 (c) No person shall advertise for sale, sell, use, or install on any
21 part of any farm machinery or on any hour meter on any farm machinery any
22 device which causes the hour meter to register any hours other than the true
23 hours of operation.

24 (d) No person shall sell or offer for sale any farm machinery with
25 knowledge that the hours registered on the hour meter have been altered so as
26 to reflect fewer hours than the farm machinery has actually been operated
27 without disclosing such fact to prospective purchasers.

28 (e) No person shall conspire with any other person to violate this
29 subchapter.

30 (f) Any person who is found to have violated the provisions of this act
31 shall be guilty of a Class A misdemeanor and shall be imprisoned not more than
32 one (1) year and subject to a fine of not more than one thousand dollars
33 (\$1000).

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35 SECTION 2. All provisions of this act of a general and permanent nature
36 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to
4 any person or circumstance is held invalid, such invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provision or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 */s/V. Calhoun and O. Miller*

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14 APPROVED: 2-19-91

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