

*As Engrossed: 3/30/93*

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Representative Dawson**

# A Bill

**HOUSE BILL 1897**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 2-16-203 TO AUTHORIZE THE  
9 STATE PLANT BOARD TO ASSESS CIVIL PENALTIES; AND FOR OTHER  
10 PURPOSES."

## Subtitle

13 "AUTHORIZE THE STATE PLANT BOARD TO ASSESS CIVIL  
14 PENALTIES."

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

18 SECTION 1. Arkansas Code 2-16-203 is amended to read as follows:  
19 "2-16-203. Penalty.

20 (a) Fines. Any person who shall violate any provisions or requirements  
21 of this subchapter, of the rules and regulations made, or of any notice given  
22 pursuant thereto, or who shall forge, counterfeit, deface, destroy, or  
23 wrongfully use any certificate provided for in this subchapter, or in the  
24 rules and regulations made pursuant thereto, shall be deemed guilty of a  
25 misdemeanor, and upon conviction he shall be punished by a fine of not more  
26 than one hundred dollars (\$100).

27 (b) Civil penalties.

28 (1) The Plant Board may, in a lawful proceeding respecting  
29 licensing, as defined in the Arkansas Administrative Procedures Act A.C.A. 25-  
30 15-201 et seq., in addition to or in lieu of any other lawful disciplinary  
31 action, assess a civil penalty *against a licensed commercial provider of*  
32 *products or services covered by this act. The civil penalty shall not be more*  
33 *than one thousand dollars (\$1,000) for each violation (one occurrence shall*  
34 *not be a multiple violation) of any statute, rule or order enforceable by the*  
35 *Plant Board.*

**jmb280**



