

"AN ACT TO ENHANCE THE PENALTIES FOR THE TRANSPORTING AND SALE OF UNTAXED ALCOHOLIC BEVERAGES; AND FOR OTHER PURPOSES."

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

SECTION 1. Section 4 of Act 357 of 1941, as amended, the same being Arkansas Statute 48-934, is hereby amended to read as follows:

"Section 4. POSSESSION OR SALE OF UNTAXED LIQUOR UNLAWFUL - PENALTY. It shall be unlawful for any person to buy, bargain, sell, loan, own, have in possession or knowingly transport in this State any intoxicating liquor of any kind upon which the Arkansas excise tax prescribed by law has not been paid.

Any person who shall violate the provisions of this Section shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00) or imprisoned for not more than six (6) months or both so fined and imprisoned. Provided, however, it shall constitute a Class A misdemeanor for any person to transport intoxicating liquor from another state without Arkansas Excise Tax having been paid thereon if the court determines that the defendant was transporting the intoxicating liquor for the purpose of resale."

SECTION 2. All laws and parts of laws in conflict with this Act shall hereby be repealed.

APPROVED: April 14, 1987
