

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Purdom**

A Bill ACT 1804 OF 1991

HOUSE BILL 1804

For An Act To Be Entitled

8 "AN ACT TO PROVIDE THAT A WINERY MAY SHIP WINES WITHIN THE
9 STATE BY COMMON CARRIER OR OTHER APPROPRIATE PARCEL
10 DELIVERY SERVICE; AND FOR OTHER PURPOSES."

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

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14 SECTION 1. Arkansas Code 3-5-411(c) is hereby amended to read as
15 follows:

16 "(c) (1) It is lawful for any winery in the State of Arkansas to ship
17 wines out of the state by common carrier or other appropriate parcel delivery
18 service and for common carriers and other appropriate parcel delivery services
19 to accept wine from Arkansas wineries for delivery outside the State of
20 Arkansas.

21 (2) It is lawful for any winery in the State of Arkansas to ship
22 wines within the state by common carrier or other appropriate parcel delivery
23 service and for common carriers and other appropriate parcel delivery services
24 to accept wine from Arkansas wineries for delivery within the State of
25 Arkansas, provided, however, that the wine may only be shipped to persons
26 holding a retail permit to sell and dispense vinous or spirituous liquors."

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28 SECTION 2. All provisions of this act of a general and permanent nature
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
30 Revision Commission shall incorporate the same in the Code.

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

APPROVED: 4/8/91