

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

A Bill

ACT 908 OF 1993
SENATE BILL 729

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE § 4-96-202 TO PROVIDE THAT
9 ALTERING OR TAMPERING WITH THE HOUR METER ON FARM
10 MACHINERY WITH THE INTENT TO DEFRAUD SHALL ALSO CONSTITUTE
11 A DECEPTIVE TRADE PRACTICE UNDER ARKANSAS CODE §§ 4-88-101
12 ET SEQ.; AND FOR OTHER PURPOSES."

Subtitle

14 "TO PROVIDE THAT TAMPERING WITH THE HOUR METER ON FARM
15 MACHINERY WITH THE INTENT TO DEFRAUD SHALL CONSTITUTE A
16 DECEPTIVE TRADE PRACTICE."

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

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21 SECTION 1. Arkansas Code § 4-96-202 is hereby amended to read as
22 follows:

23 "4-96-202. Conspiracy to violate subchapter - Penalties.

24 (a) No person shall conspire with any other person to violate this
25 subchapter.

26 (b) Any person who is found to have violated the provisions of this
27 subchapter shall be guilty of a Class A misdemeanor and shall be imprisoned
28 not more than one (1) year and subject to a fine of not more than one thousand
29 dollars (\$1000).

30 (c) A violation of this chapter shall constitute an unfair or deceptive
31 act or practice as defined by the Deceptive Trade Practices Act, Arkansas Code
32 §§ 4-88-101, et seq. All remedies, penalties, and authority granted to the
33 Attorney General under the Deceptive Trade Practices Act shall be available to
34 the Attorney General for the enforcement of this chapter."

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36 SECTION 2. All provisions of this act of general and permanent nature

1 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
2 Revision Commission shall incorporate the same in the Code.

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

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11 hereby repealed.

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APPROVED: 4/6/93

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