

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 83rd General Assembly  
3 Regular Session, 2001  
4

# A Bill

Act 753 of 2001  
HOUSE BILL 1959

5 By: Representative Trammell  
6  
7

## For An Act To Be Entitled

9 AN ACT CONCERNING LIABILITY FOR THE COST OF CLEANING  
10 UP SITES WHERE A PERSON UNLAWFULLY MANUFACTURED A  
11 CONTROLLED SUBSTANCE OR POSSESSED DRUG PARAPHERNALIA  
12 OR CHEMICALS FOR THE PURPOSE OF MANUFACTURING A  
13 CONTROLLED SUBSTANCE; AND FOR OTHER PURPOSES.  
14

## Subtitle

15 CONCERNING LIABILITY FOR CLEANING UP  
16 SITES WHERE A PERSON UNLAWFULLY  
17 MANUFACTURED A CONTROLLED SUBSTANCE OR  
18 POSSESSED DRUG PARAPHERNALIA OR  
19 CHEMICALS FOR THE PURPOSE OF  
20 MANUFACTURING A CONTROLLED SUBSTANCE.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code 5-64-401, concerning criminal penalties under  
27 the Uniform Controlled Substances Act, is amended to add the following  
28 additional subsection:

29 (h)(1) A person who violates this section shall be liable for the cost  
30 of the cleanup of the site or sites where the person:

31 (A) Manufactured a controlled substance; or

32 (B) Possessed drug paraphernalia or chemicals for the  
33 purpose of manufacturing a controlled substance.

34 (2) The person shall be liable to the state or local agency that  
35 was responsible for the site cleanup.

36 APPROVED: 3/13/2001