

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of House Bill No. 1826

TO CREATE THE CHOCOLATE-COVERED CHERRY FREEDOM ACT OF 2017.

Amendment No. 1 to House Bill No. 1826

Amend House Bill No. 1826 as originally introduced:

Page 2, delete line 11, and substitute the following:

"by volume of alcohol, if the alcohol is in a nonliquid form as a result of being mixed with other substances."

SECTION 2. Arkansas Code Title 3, Chapter 2, Subchapter 4, is amended to add an additional section to read as follows:

3-2-413. Labels for confectionaries containing nonliquid alcohol.

A confectionary containing between five-tenths of one percent (0.5%) and five percent (5%) by volume of alcohol shall bear a label stating: "This product contains up to 5% alcohol by volume".

SECTION 3. Arkansas Code § 3-3-201(a), concerning unknowingly furnishing or selling to a minor, is amended to read as follows:

(a) Any person who ~~shall unknowingly sell, give away, or otherwise dispose~~ unknowingly sells, gives away, or otherwise disposes of intoxicating liquor or a confectionary containing between five-tenths of one percent (0.5%) and five percent (5%) by volume of alcohol to a minor ~~shall be is~~ guilty of a violation and shall be punished by a fine of not less than two hundred dollars (\$200) nor more than five hundred dollars (\$500) for the first offense.

SECTION 4. Arkansas Code § 3-3-202(a)(1), concerning knowingly furnishing or selling to a minor, is amended to read as follows:

(a)(1)(A) It shall be unlawful for any person knowingly to give, procure, or otherwise furnish any alcoholic beverage or a confectionary containing between five-tenths of one percent (0.5%) and five percent (5%) alcohol by volume to any person under twenty-one (21) years of age.

(B) However, this subsection ~~shall~~ does not apply to the serving of an alcoholic beverage to the person's family or to the use of wine or beer in any religious ceremony or rite in any established church or religion.



SECTION 5. Arkansas Code § 3-3-203(b), concerning purchase or possession of alcohol by a minor, is amended to read as follows:

(b) It ~~shall also be~~ is unlawful for an adult to purchase on behalf of a person under twenty-one (21) years of age any intoxicating liquor, wine, ~~or~~ beer, or a confectionary containing between five-tenths of one percent (0.5%) and five percent (5%) alcohol by volume."

AND

Page 2, line 13, delete "SECTION 2" and substitute "SECTION 6"

AND

Page 2, delete line 18, and substitute the following:

"derived solely from the use of flavoring extracts, if the alcohol is in a nonliquid form as a result of being mixed with other substances; or"

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Elliott

MGF/TDW - 03-16-2017 14:55:14

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Secretary