ARKANSAS SENATE

91st General Assembly - Regular Session, 2017 Amendment Form

Subtitle of Senate Bill No. 343

TO AMEND THE AUTHORITY OF THE ARKANSAS TOBACCO CONTROL BOARD TO ASSESS CIVIL PENALTIES; AND TO MODIFY CIVIL PENALTIES FOR UNLAWFUL SALES OF TOBACCO PRODUCTS.

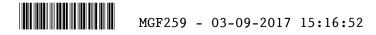
Amendment No. 1 to Senate Bill No. 343

Amend Senate Bill No. 343 as originally introduced:

Page 1, delete lines 30 through 33, and substitute the following:
"(1) May be fined not more than three (3) times the value of the
tax that would have been owed on the cigarettes, tobacco products, vapor
products, alternative nicotine products, or e-liquid products involved in the
transaction; and
(2)(A) For a second or subsequent offense, if the offense
involves unlawful conduct such as cigarette, tobacco product, vapor product,
alternative nicotine product, or e-liquid product smuggling a person:
(i) For an offense committed negligently, as defined
<u>in § 5-2-202,</u> is guilty of a Class A misdemeanor <u>;</u>
(ii) For an offense committed knowingly, as defined
in § 5-2-202, is guilty of a Class D felony; and
(iii) For an offense committed purposely, as defined
in § 5-2-202, is guilty of a Class C felony."

AND

Page 2, delete lines 7 though 10, and substitute the following:
"(1) May be fined not more than three (3) times the value of the
tax that would have been owed on the cigarettes, tobacco products, vapor
products, alternative nicotine products, or e-liquid products involved in the
transaction; and
(2)(A) For a second or subsequent offense, if the offense
involves unlawful conduct such as cigarette, tobacco product, vapor product,
alternative nicotine product, or e-liquid product smuggling a person:
(i) For an offense committed negligently, as defined
<u>in § 5-2-202,</u> is guilty of a Class A misdemeanor <u>;</u>
(ii) For an offense committed knowingly, as defined
in § 5-2-202, is guilty of a Class D felony; and
(iii) For an offense committed purposely, as defined
in § 5-2-202, is guilty of a Class C felony."



AND

Page 2, delete line 17, and substitute the following: "three (3) times the value of the tax that would have been owed on the cigarettes, tobacco products, vapor products, alternative nicotine products, or e-liquid products involved in the transaction against any a person"

The Amendment was read the first time, rules suspended and read the second time and By: Senator B. King MGF/TDW - 03-09-2017 15:16:52 **MGF259**

Secretary