

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Representative Hill

A Bill

HOUSE BILL 2002

For An Act To Be Entitled

"AN ACT TO AMEND THE WEIGHTS AND MEASURES ACT OF 1963 TO
INCREASE THE PENALTIES FOR VIOLATIONS OF THIS ACT; AND FOR
OTHER PURPOSES."

Subtitle

"AN ACT TO INCREASE THE PENALTIES FOR
VIOLATIONS OF THE WEIGHTS AND MEASURES
ACT OF 1963."

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

SECTION 1. Ark. Code Ann. § 4-18-203(a) is amended to read as follows:

"(a) Any person who, by himself or by his servant or agent or as the
servant or agent of another person, performs any one (1) of the acts
enumerated in subdivisions (b)(1)-(b)(9) shall be guilty of a misdemeanor
and, upon a first conviction, shall be punished by a fine of not less than
fifty dollars (\$50.00) nor more than five hundred dollars (\$500) or by
imprisonment for not more than three (3) months, or by both fine and
imprisonment; and upon a second or subsequent conviction, he shall be
punished by a fine of not less than one hundred dollars (\$100.00) nor more
than one thousand dollars (\$1,000) or by imprisonment for not more than one
(1) year, or by both fine and imprisonment."

SECTION 2. Ark. Code Ann. § 4-18-210 is amended to read as follows:

"4-18-210. Hindering or obstructing bureau personnel - Penalty.

Any person who hinders or obstructs in any way the director, the deputy
director, any one of the inspectors, or a sealer or deputy sealer in the
performance of his official duties is guilty of a misdemeanor and upon

1 conviction shall be punished by a fine of not less than one hundred dollars
2 (\$100.00) nor more than one thousand dollars (\$1,000), or by imprisonment
3 for not more than three (3) months, or by both fine and imprisonment."
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5 SECTION 3. Ark.Code Ann. § 4-18-211 is amended to read as follows:

6 "§ 4-18-211. Impersonation of bureau personnel - Penalty.

7 Any person who impersonates in any way the director, the deputy
8 director, any one of the inspectors, or a sealer or deputy sealer by the use
9 of his seal or a counterfeit of his seal, or in any other manner, is guilty
10 of a misdemeanor and upon conviction shall be punished by a fine of not less
11 than one hundred dollars (\$100) nor more than one thousand dollars (\$1,000)
12 or by imprisonment for not more than one (1) year, or by both fine and
13 imprisonment."
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15 SECTION 4. All fees, fines, penalties, monies, and funds arising from
16 all sources resulting from the enforcement, operation, investigation,
17 application and administration of the laws and regulations under the
18 jurisdiction of the Bureau of Standards and the sale of property resulting
19 from said purposes, and all monies, grants and other sources of funding
20 procured for the Bureau, shall be deposited in the Plant Board Fund, or any
21 successor fund, to be used solely for the maintenance, operation and
22 improvement of the Bureau of Standards.
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24 SECTION 5. All provisions of this act of a general and permanent
25 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
26 Code Revision Commission shall incorporate the same in the Code.
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28 SECTION 6. If any provision of this act or the application thereof to
29 any person or circumstance is held invalid, such invalidity shall not affect
30 other provisions or applications of the act which can be given effect without
31 the invalid provision or application, and to this end the provisions of this
32 act are declared to be severable.
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34 SECTION 7. All laws and parts of laws in conflict with this act are
35 hereby repealed.

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SECTION 8. EMERGENCY. It is hereby found and determined by the General Assembly that the provisions of this act are of critical importance to the state_s ability to continue the duties, responsibilities, and functions of the Arkansas Bureau of Standards. Therefor, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

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