

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1569

4
5 By: Representatives Walters, Breedlove, D. Creekmore, Lamoureux, Medley, Overbey, Pennartz
6 By: Senators Wilkinson, Altes, Trusty

For An Act To Be Entitled

10 AN ACT TO ENHANCE THE PENALTIES FOR OBSCENITY
11 OFFENSES UNDER CERTAIN CIRCUMSTANCES; AND FOR
12 OTHER PURPOSES.

Subtitle

15 TO ENHANCE THE PENALTIES FOR OBSCENITY
16 OFFENSES UNDER CERTAIN CIRCUMSTANCES.

18
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20
21 SECTION 1. Arkansas Code § 5-4-201, concerning the fines authorized
22 for conviction of criminal offenses and limitations on the amount of fines,
23 is amended to add an additional subsection to read as follows:

24 (f)(1) Notwithstanding a limit imposed by this section or the section
25 defining the felony offense, if a defendant has derived pecuniary gain from
26 the commission of a felony offense under § 5-68-201 et seq., § 5-68-301 et
27 seq., the Arkansas Law on Obscenity, § 5-68-401 et seq., or § 5-68-501 et
28 seq., then upon conviction of the felony offense the defendant may be
29 sentenced to pay a fine not exceeding two hundred fifty thousand dollars
30 (\$250,000).

31 (2) As used in this subsection, "derived pecuniary gain" means
32 that a defendant received income, benefit, property, money, or anything of
33 value from the commission of a felony offense under § 5-68-201 et seq., § 5-
34 68-301 et seq., the Arkansas Law on Obscenity, § 5-68-401 et seq., or § 5-68-
35 501 et seq.



