

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

SENATE BILL 382

4  
5 By: Senator Luker  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO AMEND § 26-57-1305 CONCERNING THE  
10 REPORTING OF INFORMATION AND ESCROW INSTALLMENTS  
11 UNDER THE TOBACCO MASTER SETTLEMENT AGREEMENT;  
12 AND FOR OTHER PURPOSES.  
13

## Subtitle

14  
15 TO AMEND § 26-57-1305 CONCERNING THE  
16 REPORTING OF INFORMATION AND ESCROW  
17 INSTALLMENTS UNDER THE TOBACCO MASTER  
18 SETTLEMENT AGREEMENT.  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. Arkansas Code § 26-57-1305(e), concerning the reporting of  
24 information and escrow installments under the tobacco Master Settlement  
25 Agreement, is amended to read as follows:

26 (e) Quarterly Escrow Installments for ~~New~~ Tobacco Product  
27 Manufacturers.

28 (1)(A) To promote compliance with this subchapter, the Attorney  
29 General may require any manufacturer ~~added to the directory after the first~~  
30 ~~publication of the directory on the Attorney General's website~~ to make escrow  
31 deposits required by §§ 26-57-260 and 26-57-261 in quarterly installments  
32 ~~through the first two (2) years in which the sales covered by the deposits~~  
33 ~~are made.~~

34 (B) Quarterly installments of escrow deposits required  
35 under subdivision (e)(1)(A) of this section shall be deposited into a  
36 qualified escrow account established to receive escrow deposits required by



1 §§ 26-57-260 and 26-57-261 not later than twenty (20) calendar days after the  
2 end of the quarter in which the sales were made.

3 (2) The Attorney General may require production of information  
4 sufficient to enable the Attorney General to determine the adequacy of the  
5 amount of each installment deposit.

6 (3) The failure of any tobacco product manufacturer to make a  
7 quarterly installment of an escrow deposit required by the Attorney General  
8 under subdivision (e)(1) of this section shall subject the tobacco product  
9 manufacturer to any penalty and other remedy provided under §§ 26-57-261 and  
10 26-57-1303 for failure to place funds in escrow.

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36