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 2	State of Arkansas 87th General Assembly	A Bill	
2	Regular Session, 2009		HOUSE BILL 2044
4	Regular Session, 2007		HOUSE DILL 2044
4 5	By: Representative Glidewe	.11	
6	Dy: Representative Onderve		
7			
8		For An Act To Be Entitled	
9	AN ACT TO AMEND ARKANSAS CODE § 15-32-603 TO		
10	INCREASE THE PENALTY FOR THE OFFENSE OF TIMBER		
11	THEFT BY A TRUSTEE; AND FOR OTHER PURPOSES.		
12			
13		Subtitle	
14	AN A	ACT TO AMEND ARKANSAS CODE § 15-32-	
15	603 TO INCREASE THE PENALTY FOR THE		
16	OFFE	ENSE OF TIMBER THEFT BY A TRUSTEE.	
17			
18			
19	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF THE STATE OF ARK	CANSAS:
20			
21	SECTION 1. Ark	ansas Code § 15-32-603 is amended to	) read as follows:
22	15-32-603. Off	enses.	
23	(a) A trustee	commits the offense of timber theft	if the trustee,
24	knowingly or with intent to defraud, directly or indirectly retains, uses,		
25	disperses, or otherwi	se diverts trust money without first	: fully paying all of
26	the beneficiaries the	purchase price for the timber.	
27	(b) A trustee	acts with intent to defraud if the t	rustee retains,
28	uses, disperses, or d	iverts trust money with the intent t	co deprive a
29	beneficiary of trust	money.	
30	(c) A trustee	is presumed to have acted with inter	it to defraud if the
31	trustee does not pay all of the beneficiaries the purchase price for the		
32	timber not later than the forty-fifth calendar day after the date the trustee		
33	collects money for th	e timber.	
34		ense of timber theft is a <u>Class B</u> <del>Cl</del>	-
35	amount of trust money retained, used, dispersed, or diverted before paying		
36	the beneficiaries is	five hundred dollars (\$500) or more	<del>and a Class A</del>



1	misdemeanor if under five hundred dollars (\$500) two thousand five hundred
2	dollars (\$2500) or more.
3	(2) The offense of timber theft is a Class C felony if the
4	amount of trust money retained, used, dispersed, or diverted before paying
5	the beneficiaries is less than two thousand five hundred dollars (\$2500), but
6	more than five hundred dollars (\$500).
7	(3) The offense of timber theft is a Class C felony if the
8	amount of trust money retained, used, dispersed, or diverted before paying
9	the beneficiaries is five hundred dollars (\$500) or less.
10	
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	