

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011

A Bill

HOUSE BILL 1492

4
5 By: Representative Steel

For An Act To Be Entitled

8 AN ACT TO CLARIFY WHICH TYPES OF PROPERTY ARE
9 CONSIDERED DRUG FREE ZONES; AND FOR OTHER PURPOSES.

Subtitle

12 TO CLARIFY WHICH TYPES OF PROPERTY ARE
14 CONSIDERED DRUG FREE ZONES.

16
17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18
19 SECTION 1. Arkansas Code § 5-64-402(c), regarding which types of
20 property are considered drug free zones, is amended to read as follows:

21 (c) The following are certified drug free zones:

22 (1) A city or state park;

23 (2) A public or private elementary or secondary school, public
24 vocational school, or public or private college or university;

25 (3) ~~A community or recreation center~~ A designated school bus
26 stop as identified on the route list published by a public school district
27 annually;

28 (4) ~~A Boys Club, Girls Club, YMCA, or YWCA~~ A publically funded
29 and administered multifamily housing development; or

30 (5) A skating rink, Boys Club, Girls Club, YMCA, YWCA, community
31 center, recreation center, or video arcade;

32 (6) A drug or alcohol treatment facility;

33 (7) A day care center;

34 (8) A church; or

35 (9) A shelter as defined in § 9-4-102.

36 (d) As used in this section, "recreation center" means a public place



1 consisting of various types of entertainment including without limitation:

- 2 (1) Billiards or pool;
- 3 (2) Ping pong or table tennis;
- 4 (3) Bowling;
- 5 (4) Video games;
- 6 (5) Pinball machines; or
- 7 (6) Any other similar type of entertainment.

8
 9 SECTION 2. Arkansas Code § 5-64-411(a), regarding controlled
 10 substances near certain facilities, is amended to read as follows:

11 (a) Any person who commits an offense under § 5-64-401(a) by selling,
 12 delivering, possessing with intent to deliver, dispensing, manufacturing,
 13 transporting, administering, or distributing a controlled substance may be
 14 subject to an enhanced sentence of an additional term of imprisonment of ten
 15 (10) years if the offense is committed on or within one thousand feet
 16 (1,000') of the real property of:

- 17 (1) A city or state park;
- 18 (2) A public or private elementary or secondary school, public
 19 vocational school, or ~~private or public~~ public or private college or
 20 university;
- 21 (3) A designated school bus stop as identified on the route list
 22 published by a public school district ~~each year~~ annually;
- 23 (4) A skating rink, Boys Club, Girls Club, YMCA, YWCA, ~~or~~
 24 community center, or video arcade;
- 25 (5) A publicly funded and administered multifamily housing
 26 development;
- 27 (6) A drug or alcohol treatment facility;
- 28 (7) A day care center;
- 29 (8) A church; or
- 30 (9) A shelter as defined in § 9-4-102.