

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

SENATE BILL 778

By: Senator Hester

For An Act To Be Entitled

AN ACT CONCERNING THE CRIMINAL OFFENSE OF DELIVERY OF
A SCHEDULE VI CONTROLLED SUBSTANCE; AND FOR OTHER
PURPOSES.

Subtitle

CONCERNING THE CRIMINAL OFFENSE OF
DELIVERY OF A SCHEDULE VI CONTROLLED
SUBSTANCE.

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

SECTION 1. Arkansas Code § 5-64-438(b)(1), concerning delivery of a Schedule VI controlled substance, is amended to read as follows:

(b)(1) A person who delivers fourteen grams (14g) or less by aggregate weight, including an adulterant or diluent, of a Schedule VI controlled substance upon conviction is guilty of a ~~Class A misdemeanor~~:

(A) Class A misdemeanor; or

(B) Class D felony if he or she has four (4) or more prior convictions for delivery of a controlled substance in any amount under this subchapter or under the former § 5-64-401.

APPROVED: 03/28/2013

