

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999

# A Bill

HOUSE BILL 1667

4  
5 By: Representatives Lancaster, House  
6 By: Senator K. Smith

## For An Act To Be Entitled

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10 "AN ACT TO ALLOW PURCHASERS OF PREPAID FUNERAL  
11 CONTRACTS TO PAY THE GROSS RECEIPTS OR COMPENSATING  
12 USE TAXES AT THE TIME THE CONTRACT IS PURCHASED; AND  
13 FOR OTHER PURPOSES. "

## Subtitle

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16 "TO ALLOW PURCHASERS OF PREPAID FUNERAL  
17 CONTRACTS TO PAY SALES OR USE TAXES AT  
18 THE TIME THE CONTRACT IS PURCHASED. "

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

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23 SECTION 1. (a) A person who purchases a prepaid funeral contract may  
24 pay gross receipts taxes on the tangible personal property purchased in the  
25 contract on the date the contract is purchased in lieu of paying such taxes at  
26 the time of the person's death.

27 (b) The rate of the tax shall be the gross receipts tax rate in effect  
28 pursuant to the Arkansas Gross Receipts Tax Act, beginning at Arkansas Code §  
29 26-52-101, at the time the contract is purchased.

30 (c) Each prepaid funeral contract shall state the following: "ALL  
31 SALES TAXES DUE PURSUANT TO THE ARKANSAS GROSS RECEIPTS TAX ACT WHICH ARE NOT  
32 PAID IN FULL AS OF THE DATE OF THIS CONTRACT ARE DUE UPON THE DEATH OF THE  
33 INDIVIDUAL FOR WHOM THIS CONTRACT IS PURCHASED."

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35 SECTION 2. The provisions of this act are effective as of January 1,  
36 2000.

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SECTION 3. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 4. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.