

**ARKANSAS SENATE**  
89th General Assembly - Regular Session, 2013  
**Amendment Form**

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**Subtitle of Senate Bill No. 902**

CONCERNING THE OFFENSE OF CRIMINAL TRESPASS; AND TO CREATE THE OFFENSE OF  
REMOVAL OF AN ANIMAL'S TRANSMITTAL DEVICE.

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**Amendment No. 1 to Senate Bill No. 902**

Amend Senate Bill No. 902 as originally introduced:

Page 1, delete lines 32 through 36 and substitute:

"(c)(1) It is a defense to prosecution under this section if a person enters or remains on the premises of another person other than a commercial occupiable structure or residential occupiable structure and the actor:

(A) Was lawfully hunting with a dog or lawfully engaged in falconry before entering the premises;

(B) Is retrieving his or her dog used for hunting and the dog is equipped with a transmittal device or retrieving his or her raptor used in falconry and the raptor is equipped with a transmittal device;

(C) Identifies himself or herself to the owner of the premises if requested by the owner;

(D) Is not carrying a deadly weapon;

(E) Is not entering the premises in a vehicle if the owner of the premises has not consented to the use of a vehicle; and

(F) Is in possession of a receiver that is able to verify the location of the dog used for hunting or raptor used in falconry.

(2) The defense under subdivision (c)(1) of this section is not applicable if:

(A) There is evidence of a past physical or verbal altercation between the owner of the premises and the person entering or remaining on the premises; or

(B) The person was previously prohibited by the owner of the premises from entering on or remaining on the premises by a verbal or written communication."

AND

Page 2, delete lines 1 through 8



The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator A. Clark

BPG/LNS - 03-13-2013 14:19:28

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Secretary