

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Representative Purdom**  
5 ***Representative Watts***

# A Bill

**HOUSE BILL 1191**

## **For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §5-36-103 TO MAKE  
9 THE THEFT OF ANY DOMESTIC ANIMALS A CLASS D FELONY; AND  
10 FOR OTHER PURPOSES."

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

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14 SECTION 1. Arkansas Code §5-36-103 is hereby amended to read as  
15 follows:

16 "5-36-103. Theft of property.

17 (a) A person commits theft of property if he:

18 (1) Knowingly takes or exercises unauthorized control over, or  
19 makes an unauthorized transfer of an interest in, the property of another  
20 person, with the purpose of depriving the owner thereof; or

21 (2) Knowingly obtains the property of another person, by  
22 deception or by threat, with the purpose of depriving the owner thereof.

23 (b) (1) Theft of property is a Class B felony if:

24 (A) The value of the property is two thousand five hundred  
25 dollars (\$2,500) or more; or

26 (B) The property is obtained by the threat of serious  
27 physical injury to any person or destruction of the occupiable structure of  
28 another; or

29 (C) The property is obtained by threat, and the actor  
30 stands in a confidential or fiduciary relationship to the person threatened.

31 (2) Theft of property is a Class C felony if:

32 (A) The value of the property is less than two thousand  
33 five hundred dollars (\$2,500) but more than two hundred dollars (\$200); or

34 (B) The property is obtained by threat; or

35 (C) The property is a firearm valued at less than two

1 thousand five hundred dollars (\$2,500); or

2 (D) The property is a credit card.

3 (3) Theft of property is a Class D felony if the property is  
4 livestock or any other domestic animal valued at less than two thousand five  
5 hundred dollars (\$2,500).

6 (4) Theft of property is a Class A misdemeanor if:

7 (A) The value of the property is two hundred dollars (\$200)  
8 or less; or

9 (B) The property has inherent, subjective, or idiosyncratic  
10 value to its owner or possessor even if the property has no market value or  
11 replacement cost."

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13 SECTION 2. All provisions of this act of a general and permanent nature  
14 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
15 Revision Commission shall incorporate the same in the Code.

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17 SECTION 3. If any provision of this act or the application thereof to  
18 any person or circumstance is held invalid, such invalidity shall not affect  
19 other provisions or applications of the act which can be given effect without  
20 the invalid provision or application, and to this end the provisions of this  
21 act are declared to be severable.

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23 SECTION 4. All laws and parts of laws in conflict with this act are  
24 hereby repealed.

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*/s/B. J. Purdom and B. Watts*

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