

1 **State of Arkansas**

2 **79th General Assembly**

3 **Regular Session, 1993**

4 **By: Representatives Hunton, Hinshaw, Steele, Hall, von Grep**

5

6

7

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

8

*"AN ACT CONCERNING UNLAWFUL ENTRY UPON LAND FOR  
RECREATIONAL PURPOSES; AND FOR OTHER PURPOSES."*

10

11

12

## **Subtitle**

13

*"AN ACT CONCERNING UNLAWFUL ENTRY UPON LAND FOR  
RECREATIONAL PURPOSES."*

15

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

17

18

*SECTION 1. Definition.*

19

*For the purposes of this act, the term "recreational purposes" includes,*

20

*but is not limited to, any of the following, or any combination thereof:*

21

*(1) Hunting;*

22

*(2) Fishing;*

23

*(3) Trapping;*

24

*(4) Swimming;*

25

*(5) Boating;*

26

*(6) Camping;*

27

*(7) Picnicking;*

28

*(8) Hiking;*

29

*(9) Pleasure driving;*

30

*(10) Nature study;*

31

*(11) Water skiing;*

32

*(12) Winter sports; and*

33

*(13) Viewing or enjoying historical, archeological, scenic, or*

34

*scientific sites.*

35

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

*SECTION 2. Unlawful entry upon land - Penalty.*

*(a) It shall be unlawful for any person to knowingly enter for recreational purposes upon real property without written permission of the owner or lessee of the real property. A violation of this subsection shall be a Class B misdemeanor.*

*(b) It shall be an affirmative defense to prosecution under this act that consent was given by a person holding himself out to be the owner, lessee, or agent of the owner or lessee, of the property.*

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 All laws and parts of laws in conflict with this act are hereby repealed.*

*/s/Rep. Hunton, et al*

