

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 266 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: S3/5/07

A Bill

HOUSE BILL 1620

5 By: Representative Burris
6 By: Senator Whitaker
7

For An Act To Be Entitled

10 AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR
11 DEFACING OBJECTS OF PUBLIC RESPECT UNDER CERTAIN
12 CIRCUMSTANCES; AND FOR OTHER PURPOSES.
13

Subtitle

14 TO INCREASE THE PENALTY CLASSIFICATION
15 FOR DEFACING OBJECTS OF PUBLIC RESPECT
16 UNDER CERTAIN CIRCUMSTANCES.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 5-71-215 is amended to read as follows:
23 5-71-215. Defacing objects of public respect.

24 (a) A person commits the offense of defacing objects of public respect
25 if he or she purposely:

26 (1) Defaces, mars, or otherwise damages any public monument;

27 (2) Defaces, mars, or otherwise damages a work of art on display
28 in any public place;

29 (3) Defaces, mars, desecrates, or otherwise damages any place of
30 worship, cemetery, or burial monument; or

31 (4) Removes a broken or unbroken, commercial or rock grave
32 marker for any reason except for cleaning or repair by a family member,
33 caretaker, or preservation organization.

34 (b)(1)(A) ~~Defacing~~ Except as provided in subdivision (b)(1)(B) of this
35 section, defacing objects of public respect is a Class A misdemeanor if the



1 value of repairing or replacing the damaged object does not exceed five
2 hundred dollars (\$500).

3 (B) Defacing objects of public respect is a Class D felony
4 if the value of repairing or replacing the damaged object does not exceed
5 five hundred dollars (\$500) and if the object that is defaced, marred,
6 desecrated, or otherwise damaged is a cemetery or burial monument.

7 (2)(A) ~~Defacing~~ Except as provided in subdivision (b)(2)(B) of
8 this section, defacing objects of public respect is a Class D felony if the
9 value of repairing or replacing the damaged object exceeds five hundred
10 dollars (\$500), but does not exceed two thousand five hundred dollars
11 (\$2,500).

12 (B) Defacing objects of public respect is a Class C felony
13 if the value of repairing or replacing the damaged object exceeds five
14 hundred dollars (\$500) but does not exceed two thousand five hundred dollars
15 (\$2,500) and if the object that is defaced, marred, desecrated, or otherwise
16 damaged is a cemetery or burial monument.

17 (3)(A) ~~Defacing~~ Except as provided in subdivision (b)(3)(B) of
18 this section, defacing objects of public respect is a Class C felony if the
19 value of repairing or replacing the damaged object exceeds two thousand five
20 hundred dollars (\$2,500).

21 (B) Defacing objects of public respect is a Class B felony
22 if the value of repairing or replacing the damaged object exceeds two
23 thousand five hundred dollars (\$2,500) and if the object that is defaced,
24 marred, desecrated, or otherwise damaged is a cemetery or burial monument.

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26 /s/ Burris

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28 APPROVED: 3/9/2007
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