

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 1210 of the Regular Session

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009

A Bill

SENATE BILL 778

4
5 By: Senator J. Key
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For An Act To Be Entitled

8
9 AN ACT TO AMEND THE STATUTE OF IMPAIRING THE
10 OPERATION OF A VITAL PUBLIC FACILITY; AND FOR
11 OTHER PURPOSES.
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Subtitle

13
14 TO AMEND THE STATUTE OF IMPAIRING THE
15 OPERATION OF A VITAL PUBLIC FACILITY.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. Arkansas Code § 5-38-205 is amended to read as follows:

21 5-38-205. Impairing the operation of a vital public facility.

22 (a) A person commits the offense of impairing the operation of a vital
23 public facility if, having no reasonable ground to believe he or she has a
24 right to do so, the person knowingly causes a substantial interruption or
25 impairment of an operation of a vital public facility by:

26 (1) Damaging the property of another person; ~~or~~

27 (2) Incapacitating an operator of a vital public facility; or

28 (3) Engaging in:

29 (A) A fight or violent and tumultuous behavior; or

30 (B) Any other conduct that causes a substantial

31 disruption, obstruction, or impediment to the operation of a vital facility.

32 (b) (1) Except as provided in subdivision (b)(2) of this section,
33 impairing ~~Impairing~~ the operation of a vital public facility is a Class C
34 felony.

35 (2) Impairing the operation of a vital public facility under



1 subdivision (a)(3) of this section is a Class A misdemeanor.

2 (c) For the purpose of this section, "vital public facility" includes
3 a county jail, city jail, public detention facility, or temporary holding
4 facility for detained persons.

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APPROVED: 4/7/2009