

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

HOUSE BILL 2211

5 By: Representative J. Burris
6

For An Act To Be Entitled

8 AN ACT CONCERNING THE NAMING OF PUBLIC BUILDINGS,
9 STRUCTURES, OR FACILITIES; AND FOR OTHER PURPOSES.
10

Subtitle

11 AN ACT CONCERNING THE NAMING OF PUBLIC
12 BUILDINGS, STRUCTURES, OR FACILITIES.
13

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
15

16 SECTION 1. NOT TO BE CODIFIED. Legislative intent.
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18 (a) The General Assembly finds:
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20 (1) The integrity of elections in this state is of the utmost
21 importance; and
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23 (2) The General Assembly should pursue legislative measures that
24 prevent incumbent candidates from having special or unfair advantages in
25 subsequent political contests.
26

27 (b) The intent of this section is to regulate the naming of public
28 buildings, structures, or facilities after certain individuals to prevent
29 unfair advantages for incumbent candidates in future political contests.
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31 SECTION 2. Arkansas Code Title 25, Chapter 1, Subchapter 1 is amended
32 to add an additional section to read as follows:

33 25-1-121. Naming of public buildings, structures, or facilities.

34 (a) As used in this section, "public funds" means any funds, moneys,
35 receivables, grants, investments, instruments, real or personal property, or
36 other assets, liabilities, equities, revenues, receipts, or disbursements
belonging to, held by, or passed through an entity of the state or a



1 political subdivision of the state.

2 (b) A building, structure, or facility paid for in whole or in part
 3 with public funds shall not be named for an individual living at the time of
 4 completion of the building, structure, or facility who, in the ten (10) years
 5 preceding the construction of the public building, structure, or facility:

6 (1) Was elected by qualified electors to a federal, state,
 7 county, or municipal office or held a federal, state, county, or municipal
 8 office; and

9 (2) Received a salary for his or her service in the federal,
 10 state, county, or municipal office.

11 (c) This section shall not apply to:

12 (1) A building, structure, or facility that concerns an
 13 individual living at the time of completion of the building, structure, or
 14 facility and has historical significance, including without limitation that
 15 individual's birthplace;

16 (2) The naming of a building, structure, or facility after an
 17 individual:

18 (A) Who is or has been a prisoner of war; or

19 (B) Is:

20 (i) At least seventy-five (75) years of age; and

21 (ii) Retired; or

22 (3) A building, structure, or facility for which at least fifty
 23 percent (50%) of the funds used to pay for the building, structure, or
 24 facility are private funds.

25 (d) This section shall not be construed to prevent an entity receiving
 26 public funds from placing an individual's name upon a commemorative object,
 27 including without limitation a brick, used in a building, structure, or
 28 facility, in exchange for a donation to the entity.

31 **APPROVED: 04/12/2013**