

Hall of the House of Representatives

88th General Assembly - Regular Session, 2011

Amendment Form

Subtitle of House Bill No. 1207

TO AMEND THE DISTANCE FROM WHICH A PERSON CAN PROTEST A FUNERAL.

Amendment No. 5 to House Bill No. 1207

Amend House Bill No. 1207 as engrossed, H2/14/11 (version: 02/14/2011 09:09:50 AM)

Page 1 and page 2, delete Sections 1, 2, and 3 and substitute:

"SECTION 1. Arkansas Code § 5-71-230 is amended to read as follows:

5-71-230. Violation of the protection of peace for mourning at a funeral.

(a) As used in this section:

(1)(A) "Funeral" means a ceremony or memorial service held in connection with the burial or cremation of a person who has died in which the family of the deceased has a personal stake in memorializing and honoring the deceased and the desire to be able to mourn in peace during the ceremony or memorial service.



The Amendment was read _____

By: Representative Stewart

BPG/LNS - 02/15/11 08:23

BPG205

Chief Clerk

(B) "Funeral" does not include a procession related to the funeral; and

(2) "Picket" means to engage in the activity of protesting or demonstrating to target a funeral without authorization from the family of the deceased.

(b) A person commits the offense of violation of the protection of peace for mourning at a funeral if the person:

(1) Knowingly pickets a funeral;

(2) Intends to interfere with the funeral; and

(3) Pickets:

(A) Within ~~one hundred fifty feet (150')~~ three hundred feet (300') of any ingress or egress of the funeral; and

(B) Either:

(i) During the funeral;

(ii) Within thirty (30) minutes immediately before the scheduled commencement of the funeral; or

(iii) Within thirty (30) minutes immediately following the completion of the funeral.

(c)(1) Violation of the protection of the peace for mourning at a funeral is a Class C misdemeanor.

(2) A person commits a separate offense for each funeral that the person pickets in violation of this section."