

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: S3/16/15

A Bill

SENATE BILL 939

5 By: Senators Rapert, *Bledsoe, Caldwell, A. Clark, Collins-Smith, J. Cooper, J. English, Flippo, J.*
6 *Hendren, Hester, B. Johnson, U. Lindsey, Rice, D. Sanders, G. Stubblefield, E. Williams*
7 *By: Representatives Hammer, Beck, Brown, Copeland, Cozart, Davis, Della Rosa, L. Fite, Gates, M.*
8 *Gray, House, Ladyman, Lemons, McNair, D. Meeks, Miller, Ratliff, Petty, Richmond, Rushing, Sorvillo,*
9 *Speaks, Sullivan, Tosh, Vaught, Wardlaw*

For An Act To Be Entitled

10
11 AN ACT CONCERNING THE PLACEMENT OF A TEN COMMANDMENTS
12 MONUMENT DISPLAY ON THE STATE CAPITOL GROUNDS; AND
13 FOR OTHER PURPOSES.
14

Subtitle

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16
17 THE TEN COMMANDMENTS MONUMENT DISPLAY
18 ACT.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code Title 22, Chapter 3, Subchapter 2 is amended
25 to add an additional section to read as follows:

26 22-3-221. Ten Commandments Monument Display Act.

27 (a) This section shall be known and may be cited as the "Ten
28 Commandments Monument Display Act".

29 (b)(1) The Secretary of State shall permit and arrange for the
30 placement on the State Capitol grounds of a suitable monument commemorating
31 the Ten Commandments and containing the following text, which was displayed
32 on the monument declared constitutional in Van Orden v. Perry, 545 U.S. 677
33 (2005):

34 "The Ten Commandments

35 I AM the LORD thy God.

36 Thou shalt have no other gods before me.



1 Thou shalt not make to thyself any graven images.

2 Thou shalt not take the Name of the Lord thy God in vain.

3 Remember the Sabbath day, to keep it holy.

4 Honor thy father and thy mother, that thy days may be long upon the land
5 which the Lord thy God giveth thee.

6 Thou shalt not kill.

7 Thou shalt not commit adultery.

8 Thou shalt not steal.

9 Thou shalt not bear false witness against thy neighbor.

10 Thou shalt not covet thy neighbor's house.

11 Thou shalt not covet thy neighbor's wife, nor his manservant, nor his
12 maidservant, nor his cattle, nor anything that is thy neighbor's."

13 (2)(A) The Secretary of State shall arrange for the monument to
14 be designed, constructed, and placed on the State Capitol grounds by private
15 entities at no expense to the State of Arkansas.

16 (B) The monument shall be placed on the State Capitol
17 grounds where there are other monuments.

18 (3) The Secretary of State shall:

19 (A) Approve the design and site selection for the monument
20 under this subsection; and

21 (B) Arrange a suitable time for its placement.

22 (4)(A) Before approving the design and site selection for the
23 monument under this subsection, the Secretary of State shall consult the
24 Capitol Arts and Grounds Commission and obtain the commission's views on
25 design and site selection.

26 (B) The monument under this subsection shall be exempt
27 from §§ 22-3-301 et seq. and 22-3-501 et seq.

28 (c) In the event that the legality or constitutionality of the
29 monument under subsection (b) of this section is challenged in a court of
30 law, the Attorney General may:

31 (1) Prepare and present a legal defense of the monument; or

32 (2)(A) Request that Liberty Legal Institute prepare and present
33 a legal defense of the monument.

34 (B) A request that Liberty Legal Institute prepare and
35 present a legal defense of the monument shall not be subject to § 25-16-702.

36 (d) The placement of the monument under this section shall not be

1 construed to mean that the State of Arkansas favors any particular religion
2 or denomination over others.

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/s/Rapert