

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

1 State of Arkansas *As Engrossed: S3/7/17 H3/17/17*

2 91st General Assembly

A Bill

3 Regular Session, 2017

SENATE BILL 550

4

5 By: Senator T. Garner

6 *By: Representatives Ballinger, Hammer*

7

8

For An Act To Be Entitled

9 *AN ACT TO PROTECT ACCESS TO PLACES OF EMPLOYMENT,*
10 *RIGHTS OF WAY, PRIVATE REAL PROPERTY, AND PUBLIC*
11 *INFRASTRUCTURE; AND FOR OTHER PURPOSES.*

12

13

14

Subtitle

15

TO PROTECT ACCESS TO PLACES OF
16 *EMPLOYMENT, RIGHTS OF WAY, PRIVATE REAL*
17 *PROPERTY, AND PUBLIC INFRASTRUCTURE.*

18

19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21

22 *SECTION 1. Arkansas Code Title 5, Chapter 71, Subchapter 2, is amended*
23 *to add an additional section to read as follows:*

24 *5-71-218. Unlawful mass picketing.*

25 *(a) As used in this section, "mass picketing" means the assembly of*
26 *persons in the use of pickets or demonstrations at or near a business,*
27 *school, or private facility.*

28 *(b) A person commits the offense of unlawful mass picketing if the*
29 *person knowingly:*

30 *(1) Engages in mass picketing that:*

31 *(A) Obstructs access by the mass picketing to the pursuit*
32 *of lawful work or employment; or*

33 *(B) Obstructs:*

34 *(i) The entrance to or egress from a place of*
35 *employment; or*

36 *(ii) Free use of public roads, streets, highways,*



1 railways, airports, or other rights-of-way of travel or conveyance; or

2 (2) Engages in mass picketing at a private residence that:

3 (A) Obstructs the entrance to or exit from the private
4 residence; or

5 (B) Includes a threat of violence or intimidation
6 communicated near or contiguous to the private residence.

7 (c) This section does not apply to a person who is validly exercising
8 his or her rights as guaranteed by the United States Constitution or the
9 Arkansas Constitution.

10 (d) Unlawful mass picketing is a Class A misdemeanor.

11 (e)(1) A person or entity who is harmed by unlawful mass picketing
12 under this section may seek injunctive relief in the circuit court having
13 jurisdiction to enjoin a person engaged in unlawful mass picketing from
14 participating in unlawful mass picketing.

15 (2) A court hearing a petition for injunctive relief under this
16 subsection may award court costs and reasonable attorney's fees to a
17 prevailing party as well as order a civil fine of up to one thousand dollars
18 (\$1,000) per day for a person who violates an order enjoining him or her from
19 engaging in unlawful mass picketing.

20
21 /s/T. Garner
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36