

State of Arkansas

76th General Assembly

Regular Session, 1987

SENATE BILL 645

By: Senators Gordon and Hardin

"AN ACT TO AMEND ARKANSAS STATUTES §41-2103, §41-2201 AND §41-2203 TO MAKE TECHNICAL CORRECTIONS IN THE ROBBERY AND THEFT STATUTES; AND FOR OTHER PURPOSES."

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

SECTION 1. Subsection (1) of Section 2103 of Act 280 of 1975, the same being Arkansas Statute 41-2103, is hereby amended to read as follows:

"(1) A person commits robbery if with the purpose of committing felony or misdemeanor theft or resisting apprehension immediately thereafter, he employs or threatens to immediately employ physical force upon another."

SECTION 2. Subsection (11) of Section 2201 of Act 280 of 1975, as amended, the same being Arkansas Statute 41-2201(11), is hereby amended to read as follows:

"(11) 'Value' means:

(a) the market value of the property or services at the time and place of the offense; or

(b) if the market value of the property cannot be ascertained, the cost of replacing the property within a reasonable time after the offense; or

(c) in the case of written instruments, other than those having a readily ascertainable market value:

(i) the amount due and collectible at maturity less any part that has been satisfied, if the written instrument constitutes evidence of a debt; or

(ii) the greatest amount of economic loss that the owner might reasonably suffer by virtue of the loss of the written instrument, if the written instrument is other than evidence of a debt; or

(d) any inherent, subjective or idiosyncratic worth the owner or possessor of property attaches to the property even if the property has no market value or replacement cost.

If the actor gave consideration for or had a legal interest in the property or service, the amount of the consideration or the value of the interest shall be deducted from the value of the property or service to determine value."

SECTION 3. Subsection (d) of Section 2203 of Act 280 of 1975, as amended, the same being Arkansas Statute 41-2203(d), is hereby amended to read as follows:

"(d) Theft of property is a class A misdemeanor if:
(i) the value of the property is \$200 or less; or
(ii) the property has inherent, subjective or idiosyncratic value to its owner or possessor even if the property has no market value or replacement cost."

SECTION 4. All laws and parts of laws in conflict with this Act are hereby repealed.

