

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1240

By: Representative Maddox

For An Act To Be Entitled

"AN ACT TO ESTABLISH THE CRIMINAL OFFENSE OF PUBLICLY  
DISPLAYING AN OBSCENITY; AND FOR OTHER PURPOSES."

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

SECTION 1. (a) As used in this act, "obscene" means that to the average person, applying contemporary community standards, the dominant theme of the material taken as a whole appeals to prurient interest.

(b) As used in this act, "obscenity" means an obscene sticker, painting, decal, emblem or other device which is or contains an obscene writing, description, photograph, or depiction.

(c) A person commits the offense of publicly displaying an obscenity when the person knowingly causes an obscenity to be displayed in a manner which is readily visible to the public and its content or character is distinguishable by normal vision.

(d) Publicly displaying an obscenity is a Class B misdemeanor.

SECTION 2. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.