

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 1782

4
5 By: Representatives Faris and Rodgers
6 By: Senator Hopkins

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 5-71-215 TO PROVIDE A
10 PERSON WHO DEFACES, MARS, DESECRATES OR OTHERWISE DAMAGES
11 OR REMOVES ANY BURIAL MONUMENT SHALL BE GUILTY OF A CLASS
12 D FELONY; AND FOR OTHER PURPOSES."

Subtitle

15 "AN ACT TO PROVIDE A PERSON WHO DEFACES,
16 MARS, DESECRATES OR OTHERWISE DAMAGES OR
17 REMOVES ANY BURIAL MONUMENT SHALL BE
18 GUILTY OF A CLASS D FELONY."

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

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23 SECTION 1. Arkansas Code 5-71-215 is amended to read as follows:

24 ~~§~~5-71-215. Defacing objects of public respect.

25 (a) A person commits the offense of defacing objects of public respect
26 if he purposely:

27 (1) Defaces, mars, or otherwise damages any public monument;

28 (2) Defaces, mars, or otherwise damages a work of art on display
29 in any public place; or

30 (3) Defaces, mars, desecrates, or otherwise damages any place of
31 worship, or cemetery, ~~or burial monument.~~

32 (4) Defaces, mars, desecrates, or otherwise damages or removes
33 any burial monument, without a legal right.

34 (b)(1) Defacing objects of public respect is a Class A misdemeanor if
35 the value of repairing or replacing the damaged objects does not exceed five
36 hundred dollars (\$500).

1 (2) Defacing objects of public respect is a Class D felony if the
2 value of repairing or replacing the damaged objects exceeds five hundred
3 dollars (\$500), but does not exceed two thousand five hundred dollars
4 (\$2,500).

5 (3) Defacing objects of public respect is a Class D felony if the
6 object is a burial monument.

7 ~~_____ (3)(4)~~ Defacing objects of public respect is a Class C felony if
8 the value of repairing or replacing the damaged objects exceeds two thousand
9 five hundred dollars (\$2,500).~~2~~

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

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15 SECTION 3. If any provision of this act or the application thereof to
16 any person or circumstance is held invalid, such invalidity shall not affect
17 other provisions or applications of the act which can be given effect without
18 the invalid provision or application, and to this end the provisions of this
19 act are declared to be severable.

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21 SECTION 4. All laws and parts of laws in conflict with this act are
22 hereby repealed.

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