

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

SENATE BILL 377

4
5 By: Senator Gullett
6 By: Representative Dees

For An Act To Be Entitled

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10 AN ACT TO AMEND ARKANSAS CODE 5-14-111 TO FURTHER
11 DEFINE THE CRIMINAL OFFENSE OF PUBLIC SEXUAL
12 INDECENCY; AND FOR OTHER PURPOSES.

Subtitle

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16 AN ACT TO AMEND ARKANSAS CODE 5-14-111
17 TO FURTHER DEFINE THE CRIMINAL OFFENSE
18 OF PUBLIC SEXUAL INDECENCY.

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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 5-14-111 is amended to read as follows:
24 5-14-111. Public sexual indecency.

25 (a) A person commits public sexual indecency if he or she engages in
26 any of the following acts in a public place or in public view:

- 27 (1) An act of sexual intercourse; or
28 (2) An act of deviate sexual activity; or
29 (3) An act of sexual contact~~;~~ or
30 (4) An act of nudity.

31 (b) For purposes of this section:

32 (1) "Nudity" means the showing of the human male or female
33 genitalia, pubic hair or buttocks with less than a fully opaque covering; the
34 showing of the female breast with less than a fully opaque covering of any
35 part of the nipple; the exposure of any device, costume, or covering which
36 gives the appearance of or simulates the genitals, pubic hair, natal cleft,

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1 perineum anal region or pubic hair region; or the exposure of any device worn
2 as a cover over the nipples or areola of the female breast, which device
3 simulates and gives the realistic appearance of nipples or areola; and

4 (2) "Public place" means all outdoor places owned by or open to
5 the general public, and all buildings and enclosed places owned by or open to
6 the general public, including such places of entertainment, taverns,
7 restaurants, clubs, theaters, dance halls, banquet halls, party rooms or halls
8 limited to specific members, restricted to adults or to patrons invited to
9 attend, whether or not an admission charge is levied.

10 ~~(b)(c)~~ Public sexual indecency is a Class A misdemeanor.

11 (d) Subdivision (a)(4) shall not apply to any individual exposing a
12 breast in the process of breastfeeding an infant under two (2) years of age.

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