

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 86th General Assembly
3 Regular Session, 2007
4

A Bill

HOUSE BILL 1620

5 By: Representative Burris
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For An Act To Be Entitled

9 AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR
10 DEFACING OBJECTS OF PUBLIC RESPECT UNDER CERTAIN
11 CIRCUMSTANCES; AND FOR OTHER PURPOSES.
12

Subtitle

13 TO INCREASE THE PENALTY CLASSIFICATION
14 FOR DEFACING OBJECTS OF PUBLIC RESPECT
15 UNDER CERTAIN CIRCUMSTANCES.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 5-71-215 is amended to read as follows:

22 5-71-215. Defacing objects of public respect.

23 (a) A person commits the offense of defacing objects of public respect
24 if he or she purposely:

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

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

28 (3) Defaces, mars, desecrates, or otherwise damages any place of
29 worship, cemetery, or burial monument; or

30 (4) Removes a broken or unbroken, commercial or rock grave
31 marker for any reason except for cleaning or repair by a family member,
32 caretaker, or preservation organization.

33 (b)(1)(A) ~~Defacing~~ Except as provided in subdivision (b)(1)(B) of this
34 section, defacing objects of public respect is a Class A misdemeanor if the
35 value of repairing or replacing the damaged object does not exceed five
36 hundred dollars (\$500).



1 (B) Defacing objects of public respect is a Class D felony
2 if the value of repairing or replacing the damaged object does not exceed
3 five hundred dollars (\$500) and if the object that is defaced, marred,
4 desecrated, or otherwise damaged is a cemetery or burial monument.

5 (2)(A) ~~Defacing~~ Except as provided in subdivision (b)(2)(B) of
6 this section, defacing objects of public respect is a Class D felony if the
7 value of repairing or replacing the damaged object exceeds five hundred
8 dollars (\$500), but does not exceed two thousand five hundred dollars
9 (\$2,500).

10 (B) Defacing objects of public respect is a Class C felony
11 if the value of repairing or replacing the damaged object exceeds five
12 hundred dollars (\$500) but does not exceed two thousand five hundred dollars
13 (\$2,500) and if the object that is defaced, marred, desecrated, or otherwise
14 damaged is a cemetery or burial monument.

15 (3)(A) ~~Defacing~~ Except as provided in subdivision (b)(3)(B) of
16 this section, defacing objects of public respect is a Class C felony if the
17 value of repairing or replacing the damaged object exceeds two thousand five
18 hundred dollars (\$2,500).

19 (B) Defacing objects of public respect is a Class B felony
20 if the value of repairing or replacing the damaged object exceeds two
21 thousand five hundred dollars (\$2,500) and if the object that is defaced,
22 marred, desecrated, or otherwise damaged is a cemetery or burial monument.

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