

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

*As Engrossed: S3/5/07*  
**A Bill**

HOUSE BILL 1620

5 By: Representative Burris  
6 By: *Senator Whitaker*  
7

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9 **For An Act To Be Entitled**

10 AN ACT TO INCREASE THE PENALTY CLASSIFICATION FOR  
11 DEFACING OBJECTS OF PUBLIC RESPECT UNDER CERTAIN  
12 CIRCUMSTANCES; AND FOR OTHER PURPOSES.  
13

14 **Subtitle**

15 TO INCREASE THE PENALTY CLASSIFICATION  
16 FOR DEFACING OBJECTS OF PUBLIC RESPECT  
17 UNDER CERTAIN CIRCUMSTANCES.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 5-71-215 is amended to read as follows:  
23 5-71-215. Defacing objects of public respect.

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

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

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

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

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

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



1 hundred dollars (\$500).

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

6 (2)(A) Defacing Except as provided in subdivision (b)(2)(B) of  
7 this section, defacing objects of public respect is a Class D felony if the  
8 value of repairing or replacing the damaged object exceeds five hundred  
9 dollars (\$500), but does not exceed two thousand five hundred dollars  
10 (\$2,500).

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

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

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

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25 /s/ Burris  
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