

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 87th General Assembly
3 Regular Session, 2009
4

A Bill

HOUSE BILL 2096

5 By: Representative Greenberg
6
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For An Act To Be Entitled

9 AN ACT CONCERNING THE NAMING OF PUBLIC BUILDINGS,
10 STRUCTURES, OR FACILITIES; AND FOR OTHER
11 PURPOSES.
12

Subtitle

14 AN ACT CONCERNING THE NAMING OF PUBLIC
15 BUILDINGS, STRUCTURES, OR FACILITIES.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. NOT TO BE CODIFIED. Legislative intent.

21 (a) The General Assembly finds:

22 (1) The integrity of elections in this state is of the utmost
23 importance; and

24 (2) The General Assembly should pursue legislative measures that
25 prevent incumbent candidates from having special or unfair advantages in
26 subsequent political contests.

27 (b) The intent of this section is to regulate the naming of public
28 buildings, structures, or facilities after certain individuals to prevent
29 unfair advantages for incumbent candidates in future political contests.
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31 SECTION 2. Arkansas Code Title 25, Chapter 1, Subchapter 1 is amended
32 to add an additional section to read as follows:

33 25-1-117. Naming of public buildings, structures, or facilities.

34 (a) As used in this section, "public funds" means any funds, moneys,
35 receivables, grants, investments, instruments, real or personal property, or
36 other assets, liabilities, equities, revenues, receipts, or disbursements



1 belonging to, held by, or passed through an entity of the state or a
2 political subdivision of the state.

3 (b) A building, structure, or facility paid for in whole or in part
4 with public funds shall not be named for an individual living at the time of
5 completion of the building, structure, or facility who, in the ten (10) years
6 preceding the construction of the public building, structure, or facility:

7 (1) Was elected by qualified electors to a federal, state,
8 county, or municipal office or held a federal, state, county, or municipal
9 office; and

10 (2) Received a salary for his or her service in the federal,
11 state, county, or municipal office.

12 (c) This section shall not apply to:

13 (1) A building, structure, or facility that concerns an
14 individual living at the time of completion of the building, structure, or
15 facility and has historical significance, including without limitation that
16 individual's birthplace;

17 (2) The naming of a building, structure, or facility after an
18 individual:

19 (A) Who is or has been a prisoner of war; or

20 (B) Is:

21 (i) At least seventy-five (75) years of age; and

22 (ii) Retired; or

23 (3) A building, structure, or facility for which at least fifty
24 percent (50%) of the funds used to pay for the building, structure, or
25 facility are private funds.

26 (d) This section shall not be construed to prevent an entity receiving
27 public funds from placing an individual's name upon a commemorative object,
28 including without limitation a brick, used in a building, structure, or
29 facility, in exchange for a donation to the entity.

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