

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

HOUSE BILL 1905

5 By: Representative Gonzales  
6 By: Senator B. Ballinger  
7

## For An Act To Be Entitled

9 AN ACT CONCERNING THE OFFENSE OF INDECENT EXPOSURE;  
10 AND FOR OTHER PURPOSES.  
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## Subtitle

12 CONCERNING THE OFFENSE OF INDECENT  
13 EXPOSURE.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. Arkansas Code § 5-14-112 is amended to read as follows:  
21 5-14-112. Indecent exposure.

22 (a) A person commits indecent exposure if ~~+~~:

23 ~~(1) with~~ With the purpose to arouse or gratify a sexual desire  
24 of himself or herself or of any other person, the person exposes his or her  
25 sex organs:

26 ~~(1)(A)~~ In a public place or in public view; or

27 ~~(2)(B)~~ Under circumstances in which the person ~~knows~~ could  
28 reasonably believe the conduct is likely to cause affront or alarm~~+~~; or

29 (2) The person knowingly exposes his or her sex organs to a  
30 person of the opposite biological sex:

31 (A) In a public place or in public view; or

32 (B) Under circumstances in which the person could  
33 reasonably believe the conduct is likely to cause affront or alarm.

34 (b)(1) Except as provided in subdivisions (b)(2) and ~~(b)(3)~~ of this  
35 section, indecent exposure is a Class A misdemeanor.

36 (2) For a fourth or fifth conviction within ten (10) years of a



1 previous conviction, indecent exposure is a Class D felony.

2 (3) For a sixth conviction and each successive conviction within  
3 ten (10) years of a previous conviction, indecent exposure is a Class C  
4 felony.

5 (c) A woman is not in violation of this section for breastfeeding a  
6 child in a public place or any place where other individuals are present.

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