

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

HOUSE BILL 2211

By: Representative J. Burris

For An Act To Be Entitled

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

Subtitle

AN ACT CONCERNING THE NAMING OF PUBLIC
BUILDINGS, STRUCTURES, OR FACILITIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. NOT TO BE CODIFIED. Legislative intent.

(a) The General Assembly finds:

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

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

(b) The intent of this section is to regulate the naming of public buildings, structures, or facilities after certain individuals to prevent unfair advantages for incumbent candidates in future political contests.

SECTION 2. Arkansas Code Title 25, Chapter 1, Subchapter 1 is amended to add an additional section to read as follows:

25-1-121. Naming of public buildings, structures, or facilities.

(a) As used in this section, "public funds" means any funds, moneys, receivables, grants, investments, instruments, real or personal property, or other assets, liabilities, equities, revenues, receipts, or disbursements belonging to, held by, or passed through an entity of the state or a



political subdivision of the state.

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

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

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

(c) This section shall not apply to:

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

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

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

(B) Is:

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

(ii) Retired; or

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

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

APPROVED: 04/12/2013