

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1389

By: Representative C. Fite

By: Senator J. Cooper

For An Act To Be Entitled

AN ACT TO AMEND STATUTES CONCERNING THEFT OF
PROPERTY; TO CLARIFY THAT A BACKUP DEEP CYCLE BATTERY
IS UTILITY PROPERTY; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND STATUTES CONCERNING THEFT OF
PROPERTY; AND TO CLARIFY THAT A BACKUP
DEEP CYCLE BATTERY IS UTILITY PROPERTY.

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

SECTION 1. Arkansas Code § 5-36-103(b)(1)(E)(ii)(b), concerning theft of utility property, is amended to read as follows:

(b) "Utility property" means any component that is reasonably necessary to provide utility services, including without limitation any wire, pole, facility, machinery, tool, equipment, cable, insulator, switch, signal, duct, fiber optic cable, conduit, plant, work, system, backup deep cycle battery or other power supply, substation, transmission or distribution structure, line, street lighting fixture, generating plant, equipment, pipe, main, transformer, underground line, gas compressor, meter, or any other building or structure or part of a building or structure that a utility uses in the production or use of its services;

SECTION 2. Arkansas Code § 5-38-206(a), concerning knowingly damaging wires and other fixtures of a telephone, cable, and electric company, is amended to read as follows:



(a) It is unlawful for a person to knowingly damage, destroy, or pull down:

(1) A telephone, cable communications, or electric power transmission pedestal or pole owned or operated by a telephone, cable, or electric power company;

(2) A telephone, cable communications, or electric power line, wire, fiber insulator, power supply transformer, transmission, or other apparatus, equipment, or fixture, including without limitation a backup deep cycle battery or other power supply, used in the transmission of telephone, cable communications, or electric power owned or operated by a telephone, cable, or electric power company; or

(3) Equipment related to wireless communications that are regulated by the Federal Communications Commission.

APPROVED: 3/5/19