

State of Arkansas
92nd General Assembly
Regular Session, 2019

As Engrossed: H2/27/19

A Bill

HOUSE BILL 1506

By: Representative Beck

For An Act To Be Entitled

AN ACT TO IMPOSE A CRIMINAL PENALTY FOR THEFT OF
DECORATIVE OR MEMORIAL ITEMS FROM A CEMETERY OR GRAVE
SITE; AND FOR OTHER PURPOSES.

Subtitle

TO IMPOSE A CRIMINAL PENALTY FOR THEFT OF
DECORATIVE OR MEMORIAL ITEMS FROM A
CEMETERY OR GRAVE SITE.

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

SECTION 1. Arkansas Code § 5-36-103(b)(3) and (4), concerning the offense of theft of property, are amended to read as follows:

(3) Class D felony if:

(A) The value of the property is five thousand dollars (\$5,000) or less but more than one thousand dollars (\$1,000);

(B) The property is a firearm valued at less than two thousand five hundred dollars (\$2,500);

(C) The property is a:

(i) Credit card or credit card account number; or

(ii) Debit card or debit card account number;

(D) The value of the property is at least one hundred dollars (\$100) or more but less than five hundred dollars (\$500) and the theft occurred in an area declared to be under a state of emergency pursuant to proclamation by the President of the United States, the Governor, or the executive officer of a city or county;

(E) The property is livestock and the value of the



livestock is in excess of two hundred dollars (\$200); or

(F) The property is an electric power line, gas line, water line, wire or fiber insulator, electric motor, or other similar apparatus connected to a farm shop, on-farm grain drying and storage complex, heating and cooling system, environmental control system, animal production facility, irrigation system, or dwelling; or

(G) The property is a decorative or memorial item from a cemetery, graveyard, or a person's grave site and the offense is the actor's second or subsequent offense of theft of a decorative or memorial item from a cemetery, graveyard, or a person's grave site under this section;

(4) Class A misdemeanor if:

(A) The value of the property is one thousand dollars (\$1,000) or less; ~~or~~

(B) The property has inherent, subjective, or idiosyncratic value to its owner or possessor even if the property has no market value or replacement cost; or

(C) The property is a decorative or memorial item from a cemetery, graveyard, or a person's grave site.

/s/Beck

APPROVED: 3/18/19