

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 2004

4
5 By: Representative Vess
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For An Act To Be Entitled

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9 "AN ACT TO AMEND ARKANSAS CODE 23-12-804 PERTAINING TO
10 THE DISCHARGE OF FIREARMS OR THROWING OF OBJECTS AT
11 RAILROAD OR STREET CARS; AND FOR OTHER PURPOSES."

Subtitle

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14 "AN ACT TO AMEND ARKANSAS CODE 23-12-804
15 PERTAINING TO THE DISCHARGE OF FIREARMS
16 OR THROWING OF OBJECTS AT RAILROAD OR
17 STREET CARS."

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code 23-12-804 is amended to read as follows:

23 "23-12-804. Discharge of firearms or throwing objects at railroad or
24 street car.

25 (a) If any person wantonly, maliciously, or mischievously discharges
26 firearms or throws stones, sticks, clubs, or other missiles at, into, or
27 against any locomotive, railroad car, or street car on any railroad, he shall
28 be guilty of a misdemeanor.

29 (b) Any person who enters, without permission, upon real or personal
30 property owned, operated, leased, or transported by railroads in this state,
31 shall be guilty of a misdemeanor. Provided, however, this section shall not
32 apply to:

33 (1) Railroad employees;

34 (2) Collective bargaining representatives of a railroad employee;

35 (3) Representatives of a fraternal benefit society of a railroad

36 union; and

1 (4) State or federal employees while engaged in the performance
2 of their official duties.

3 (c) On conviction the person shall be punished by a fine of not less
4 than twenty-five dollars (\$25.00) nor more than two hundred fifty dollars
5 (\$250) or by imprisonment in the county jail for not more than three (3)
6 months, or by both a fine and imprisonment.”

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8 SECTION 2. All provisions of this act of a general and permanent nature
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
10 Revision Commission shall incorporate the same in the Code.

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12 SECTION 3. If any provision of this act or the application thereof to
13 any person or circumstance is held invalid, such invalidity shall not affect
14 other provisions or applications of the act which can be given effect without
15 the invalid provision or application, and to this end the provisions of this
16 act are declared to be severable.

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18 SECTION 4. All laws and parts of laws in conflict with this act are
19 hereby repealed.

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