

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 92

5 By: Senators Hickey, Caldwell, A. Clark, J. Dismang, J. English, Hester, Irvin, Maloch, Rapert, G.
6 Stubblefield, Teague, E. Williams, J. Woods
7 By: Representatives Hickerson, Hawthorne
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For An Act To Be Entitled

9 AN ACT TO AMEND THE LIMITATIONS PERIOD FOR CERTAIN
10 SEX CRIMES INVOLVING MINORS; AND FOR OTHER PURPOSES.
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Subtitle

14 TO AMEND THE LIMITATIONS PERIOD FOR
15 CERTAIN SEX CRIMES INVOLVING MINORS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 5-1-109(a), regarding the limitations
22 period for certain criminal offenses, is amended to read as follows:

23 (a)(1) A prosecution for ~~murder~~ the following offenses may be
24 commenced at any time~~;~~:

25 (A) Capital murder, § 5-10-101;

26 (B) Murder in the first degree, § 5-10-102;

27 (C) Murder in the second degree, § 5-10-103;

28 (D) Rape, § 5-14-103, if the victim was a minor at the
29 time of the offense;

30 (E) Sexual indecency with a child, § 5-14-110;

31 (F) Sexual assault in the first degree, § 5-14-124;

32 (G) Sexual assault in the second degree, § 5-14-125, if
33 the victim was a minor at the time of the offense;

34 (H) Incest, § 5-26-202, if the victim was a minor at the
35 time of the offense;

36 (I) Engaging children in sexually explicit conduct for use



1 in visual or print medium, § 5-27-303;

2 (J) Transportation of minors for prohibited sexual
3 conduct, § 5-27-305;

4 (K) Employing or consenting to the use of a child in a
5 sexual performance, § 5-27-402;

6 (L) Producing, directing, or promoting a sexual
7 performance by a child, § 5-27-403; and

8 (M) Computer exploitation of a child in the first degree,
9 § 5-27-605.

10 (2) A prosecution may be commenced for a violation of the
11 following offenses, if, when the alleged violation occurred, the offense was
12 committed against a minor, the violation has not been previously reported to
13 a law enforcement agency or prosecuting attorney, and the victim has not
14 reached the age of twenty-eight (28) years of age:

15 ~~(A) Rape, § 5-14-103;~~

16 ~~(B) Sexual assault in the first degree, § 5-14-124;~~

17 ~~(C) Sexual assault in the second degree, § 5-14-125;~~

18 ~~(D)~~(A) Sexual assault in the third degree, § 5-14-126;

19 ~~(E)~~(B) Sexual assault in the fourth degree, § 5-14-127;

20 ~~(F) Incest, § 5-26-202;~~

21 ~~(G)~~(C) Endangering the welfare of a minor in the first
22 degree, § 5-27-205;

23 ~~(H)~~(D) Permitting abuse of a minor, § 5-27-221; and

24 ~~(I) Engaging children in sexually explicit conduct for use~~
25 ~~in visual or print medium, § 5-27-303;~~

26 ~~(J) Transportation of minors for prohibited sexual~~
27 ~~conduct, § 5-27-305;~~

28 ~~(K) Employing or consenting to the use of a child in a~~
29 ~~sexual performance, § 5-27-402;~~

30 ~~(L) Producing, directing, or promoting a sexual~~
31 ~~performance by a child, § 5-27-403;~~

32 ~~(M)~~(E) Computer child pornography, § 5-27-603; and

33 ~~(N) Computer exploitation of a child in the first degree,~~
34 ~~§ 5-27-605.~~

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36 **APPROVED: 02/21/2013**