

Hall of the House of Representatives
84th General Assembly - Regular Session, 2003
Amendment Form

Subtitle of House Bill No. 2296

"AN ACT TO AMEND VARIOUS SECTIONS OF THE ARKANSAS CODE CONCERNING
THE SEX OFFENDER REGISTRATION ACT OF 1997."

Amendment No. 2 to House Bill No. 2296.

Amend House Bill No. 2296 as engrossed, 03/18/03:

Delete Section 12 and substitute:

“SECTION 12. Arkansas Code § 12-12-919 is amended to read as follows:

(a) Lifetime registration is required for a sex offender found to have committed an aggravated sex offense, determined by the court to be a sexually violent predator, or ~~found to have been~~ adjudicated guilty of a second or subsequent sex offense under a separate case number, not multiple counts on the same charge.

(b)(1)(A)(i) Any other sex offender required to register under this subchapter may make application for an order terminating the obligation to register to the sentencing court after fifteen (15) years.

(ii) A sex offender sentenced in another state but permanently residing in Arkansas may make an application for an order terminating the obligation to register to the court of the county in which the offender resides.

(B)(i) The court shall hold a hearing on the application at which the applicant and any interested persons may present witnesses and other evidence.

(ii) No fewer than twenty (20) days prior to the date of the hearing on the application, a copy of the application for termination of the obligation to register shall be served on the prosecutor of the county in which the adjudication of guilt triggering registration was obtained.

(2) The court shall grant an order terminating the obligation to register upon proof by a preponderance of the evidence that:

(A) The applicant, within for a period of fifteen (15) years after the person was released from prison or other institution, placed on parole, supervised release, or probation has not been adjudicated guilty of a sex offense; and

(B) The applicant is not likely to pose a threat to the



The Amendment was read _____
By: Representative Lamoureux
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Chief Clerk

safety of others.”