

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Chaffin**

A Bill

SENATE BILL 73

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 5-14-120,
9 VIOLATION OF A MINOR IN THE FIRST DEGREE AND TO AMEND
10 ARKANSAS CODE ANNOTATED 5-14-121, VIOLATION OF A MINOR IN
11 THE SECOND DEGREE; AND FOR OTHER PURPOSES."

Subtitle

14 "TO AMEND THE OFFENSES OF VIOLATION OF A MINOR IN FIRST
15 AND SECOND DEGREE."

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

20 SECTION 1. Arkansas Code 5-14-120 is hereby amended to read as follows:

21 "5-14-120. Violation of a minor in the first degree.

22 (a) A person commits the offense of violation of a minor in the first
23 degree if he engages in sexual intercourse or deviate sexual activity with
24 another person not his spouse, who is more than thirteen (13) years of age and
25 less than eighteen (18) years of age, and the actor is the minor's guardian,
26 employee in the minor's school or school district, temporary caretaker or
27 person in a position of trust or authority of the minor.

28 (b) Violation of a minor in the first degree is a Class C felony."
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30 SECTION 2. Arkansas Code 5-14-121 is hereby amended to read as follows:

31 "5-14-121. Violation of a minor in the second degree.

32 (a) (1) A person commits the offense of violation of a minor in the
33 second degree if he engages in sexual contact with another person not his
34 spouse, who is more than thirteen (13) years of age and less than eighteen
35 (18) years of age, and the actor is the minor's guardian, employee in the

1 minor's school or school district, temporary caretaker or person in a
2 position of trust or authority of the minor.

3 (2) Violation of a minor in the second degree is a Class D felony."
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5 SECTION 3. All provisions of this act of a general and permanent nature
6 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
7 Revision Commission shall incorporate the same in the Code.

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9 SECTION 4. If any provision of this act or the application thereof to
10 any person or circumstance is held invalid, such invalidity shall not affect
11 other provisions or applications of the act which can be given effect without
12 the invalid provision or application, and to this end the provisions of this
13 act are declared to be severable.

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15 SECTION 5. All laws and parts of laws in conflict with this act are
16 hereby repealed.

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19 /s/ Senator Chaffin
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