

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 1896

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5 By: Representative Elliott
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For An Act To Be Entitled

9 AN ACT TO UPDATE SEX OFFENSES CONCERNING OFFENSES
10 WHICH MAY NOT BE WAIVED ON BACKGROUND CHECKS OF
11 CERTAIN STATE EMPLOYEES IN DESIGNATED POSITIONS;
12 AND FOR OTHER PURPOSES.

Subtitle

13
14 AN ACT TO UPDATE SEX OFFENSES CONCERNING
15 OFFENSES WHICH MAY NOT BE WAIVED ON
16 BACKGROUND CHECKS OF CERTAIN STATE
17 EMPLOYEES IN DESIGNATED POSITIONS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 21-15-104(c), concerning offenses which may
24 not be waived on background checks of certain state employees in designated
25 positions, is amended to read as follows:

26 (c) Because of the serious nature of the offenses and the close
27 relationship to the type of work that is to be performed, the following
28 offenses may not be waived by the state agency:

29 (1) Capital murder, as prohibited in § 5-10-101;

30 (2) Murder in the first degree and second degree, as prohibited
31 in §§ 5-10-102 and 5-10-103;

32 (3) Kidnapping, as prohibited in § 5-11-102;

33 (4) Rape ~~and carnal abuse in the first degree, second degree,~~
34 ~~and third degree,~~ as prohibited in §§ 5-14-103 ~~—5-14-106;~~

35 ~~(5) Sexual abuse in the first degree and second degree, as~~
36 ~~prohibited in §§ 5-14-108 and 5-14-109;~~



1 (5) Sexual assault in the first degree and second degree, as
2 prohibited in §§ 5-14-124 - 5-14-125;

3 (6) Sexual ~~solicitation of a~~ indecentcy with a child, as
4 prohibited in § 5-14-110;

5 (7) Endangering the welfare of an incompetent person in the
6 first degree, as prohibited in § 5-27-201;

7 (8) Endangering the welfare of a minor in the first degree, as
8 prohibited in § 5-27-203;

9 (9) Engaging children in sexually explicit conduct for use in
10 visual or print media, transportation of minors for prohibited sexual
11 conduct, pandering or possessing visual or print medium depicting sexually
12 explicit conduct involving a child, or use of a child or consent to the use
13 of a child in a sexual performance by producing, directing, or promoting a
14 sexual performance by a child, as prohibited in §§ 5-27-303, 5-27-304, 5-27-
15 305, 5-27-402, and 5-27-403;

16 (10) Felony adult abuse, as prohibited in § 5-28-103; and

17 (11) Arson, as prohibited in § 5-38-301.

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