

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

As Engrossed: S2/13/17

A Bill

SENATE BILL 271

5 By: Senators Irvin, *Elliott, Rapert*
6 By: Representatives D. Meeks, *Leding, C. Fite, C. Douglas*
7

For An Act To Be Entitled

9 AN ACT TO ADD HUMAN TRAFFICKING TO THE DEFINITIONS OF
10 ABUSE AND SEXUAL ABUSE WITHIN THE ARKANSAS JUVENILE
11 CODE OF 1989 AND CHILD MALTREATMENT ACT; AND FOR
12 OTHER PURPOSES.
13
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Subtitle

15 TO ADD HUMAN TRAFFICKING TO THE
16 DEFINITIONS OF ABUSE AND SEXUAL ABUSE
17 WITHIN THE ARKANSAS JUVENILE CODE OF 1989
18 AND CHILD MALTREATMENT ACT.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 9-27-303(3)(A), concerning the definition
25 of "abuse" in the Arkansas Juvenile Code of 1989, is amended to add an
26 additional subdivision to read as follows:

27 (viii) Recruiting, harboring, transporting, or
28 obtaining a child for labor or services, through force, fraud, or coercion
29 for the purpose of subjection to involuntary servitude, peonage, debt
30 bondage, or slavery.
31

32 SECTION 2. Arkansas Code § 9-27-303(17)(G), concerning the definition
33 of "dependent juvenile" in the Arkansas Juvenile Code of 1989, is amended to
34 read as follows:

35 (G)(i) A child who has been a victim of human trafficking
36 ~~as a result of threats, coercion, or fraud.~~



1 (ii) If the parent knew or should have known the
2 child was a victim of human trafficking ~~as a result of threats, coercion, or~~
3 ~~fraud~~, the child is not a dependent juvenile but may be dependent-neglected;

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5 SECTION 3. Arkansas Code § 9-27-303(52), concerning the definition of
6 "sexual abuse" in the Arkansas Juvenile Code of 1989, is amended to add an
7 additional subdivision to read as follows:

8 (F) By a person eighteen (18) years of age or older to a
9 person who is younger than eighteen (18) years of age, the recruiting,
10 harboring, transporting, obtaining, patronizing, or soliciting of a child for
11 the purpose of a commercial sex act.

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13 SECTION 4. Arkansas Code § 9-27-303, concerning definitions of the
14 Arkansas Juvenile Code of 1989, is amended to add an additional subdivision
15 to read as follows:

16 (65) "Victim of human trafficking" means a child who has been
17 subjected to trafficking of persons as defined in § 5-18-103.

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19 SECTION 5. Arkansas Code § 9-28-409(e)(2), concerning the prohibition
20 on a person with certain offenses having direct and unsupervised contact with
21 a child in a child welfare agency, is amended to add an additional
22 subdivision to read as follows:

23 (K) Trafficking of persons, § 5-18-103.

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25 SECTION 6. Arkansas Code § 12-18-103(3)(A), concerning the definition
26 of "abuse" in the Child Maltreatment Act, is amended to add an additional
27 subdivision to read as follows:

28 (viii) Recruiting, harboring, transporting, or
29 obtaining a child for labor or services, through force, fraud, or coercion,
30 for the purpose of subjection to involuntary servitude, peonage, debt
31 bondage, or slavery.

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33 SECTION 7. Arkansas Code § 12-18-103(20), concerning the definition of
34 "sexual abuse" in the Child Maltreatment Act, is amended to add an additional
35 subdivision to read as follows:

36 (F) By a person eighteen (18) years of age or older to a

1 person who is younger than eighteen (18) years of age, the recruiting,
2 harboring, transporting, obtaining, patronizing, or soliciting of a child for
3 the purpose of a commercial sex act.

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/s/Irvin