1	State of Arkansas	As Engrossed: H2/6/19	
2	92nd General Assembly	A Bill	
3	Regular Session, 2019		SENATE BILL 10
4			
5	By: Senator T. Garner		
6	By: Representative Petty		
7			
8	For An Act To Be Entitled		
9	AN ACT PROHIBITING A REGISTERED SEX OFFENDER FROM		
10	PARTICIPATING IN CERTAIN HALLOWEEN-RELATED		
11	ACTIVITIES	S; AND FOR OTHER PURPOSES.	
12			
13			
14		Subtitle	
15	PROH	IBITING A REGISTERED SEX OFFENDER	
16	FROM	PARTICIPATING IN CERTAIN HALLOWEEN	-
17	RELA	TED ACTIVITIES.	
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19			
20	BE IT ENACTED BY THE (GENERAL ASSEMBLY OF THE STATE OF ARK	KANSAS:
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22		ansas Code Title 5, Chapter 14, Subc	chapter l, is amended
23	to add an additional section to read as follows:		
24	_	stered offender prohibited from part	ticipating in certain
25	<u>Halloween-related acti</u>		
26	(a) As used in		
27		tume" means an outfit worn to create	
28		articular period, person, place, or	
29	·	loween-related event" means an event	-
30		concerning the celebration of Hallov	-
31	-	2) weeks before or after October 31	of each year,
32	including without limitation:		
33		Trick-or-treating;	
34		A costume party; and	
35		An event involving the wearing of	a costume or the
36	handing out of candy t	to children.	

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1	(b) It is unlawful for a person who is required to register under the		
2	Sex Offender Registration Act of 1997, § 12-12-901 et seq., and who has been		
3	assessed as a Level 3 or Level 4 offender to knowingly:		
4	(1) Distribute candy or any item to a minor as part of a		
5	<u>Halloween-related event; or</u>		
6	(2) Wear a mask or other costume as part of a Halloween-related		
7	event if a minor is present at the Halloween-related event.		
8	(c) It is not an offense under:		
9	(1) Subdivision (b)(1) of this section if the person is a parent		
10	or guardian of a minor to whom the candy or item is distributed; or		
11	(2) Subdivision (b)(2) of this section if the person is a parent		
12	or guardian of all minors present at the Halloween-related event.		
13	(d) A violation of this section is a Class D felony.		
14	(e) It is a defense to prosecution under this section that the person		
15	was:		
16	(1) Wearing a costume for a legitimate work-related event or		
17	purpose during normal business hours; or		
18	(2) Engaged in the commercial or retail sale of candy or other		
19	<u>Halloween-related merchandise.</u>		
20	/s/T. Garner		
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