

.As Engrossed: 3/6/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Pollan**

A BILL ACT 727 OF 1991
HOUSE BILL 2008

For An Act To Be Entitled

8 *"AN ACT TO CREATE THE ARKANSAS CHILD ABUSE/RAPE/DOMESTIC*
9 *VIOLENCE COMMISSION; TO ABOLISH THE ARKANSAS CHILD SEXUAL*
10 *ABUSE EDUCATION COMMISSION; TO ABOLISH THE GOVERNOR'S TASK*
11 *FORCE ON RAPE; AND FOR OTHER PURPOSES."*

12
13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 *SECTION 1. There is hereby created the Arkansas Child*
16 *Abuse/Rape/Domestic Violence Commission to be composed of twenty-three (23)*
17 *people appointed by the Governor for two (2) year terms. The membership of*
18 *the Commission shall consist of the following:*

- 19 (1) a representative of domestic violence programs in Arkansas;
20 (2) a representative of the Arkansas State Police;
21 (3) a physician specializing in the treatment of child abuse;
22 (4) a representative of the Arkansas Prosecuting Attorney's
23 Association;
24 (5) the Prosecutor Coordinator;
25 (6) a representative of Victim/Witness Support Units;
26 (7) a representative of the Arkansas Law Enforcement Training Academy;
27 (8) a representative of the Arkansas School Counselor's Association;
28 (9) a representative of the Division of Children and Family Services of
29 the Department of Human Services;
30 (10) a representative of Suspected Child Abuse and Neglect (SCAN);
31 (11) a mental health professional, specializing in the treatment of
32 child abuse/domestic violence/rape;
33 (12) a representative of the Arkansas Department of Corrections Sex
34 Offender Treatment Program;
35 (13) a member of the Arkansas House of Representatives;
36 (14) a member of the Arkansas Senate;

- 1 (15) a county sheriff;
- 2 (16) a city police chief;
- 3 (17) a municipal judge or circuit judge;
- 4 (18) a chancery judge;
- 5 (19) a representative of the State Crime Laboratory;
- 6 (20) a representative of the Arkansas Department of Health;
- 7 (21) a representative of rape crisis centers;
- 8 (22) a representative of the Arkansas Hospital Association; and
- 9 (23) one (1) member at-large.

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11 SECTION 2. The Commission shall have the following powers and duties:

- 12 (1) Disbursement of funds received through the Family Violence
- 13 Prevention and Services Act and the Children's Justice Act and Rape Funds
- 14 received through the Preventive Health Services Block Grant;
- 15 (2) Receive and expend grants, donations and funds from public and
- 16 private sources to carry out its responsibilities;
- 17 (3) Educate the public, law enforcement officers, prosecuting
- 18 attorneys, trial and appellate judges, municipal judges, Department of Human
- 19 Services employees and other victim service providers regarding issues,
- 20 interventions and other matters associated with child abuse, domestic violence
- 21 and rape;
- 22 (4) Develop and disseminate resource materials as needed;
- 23 (5) Facilitate the development of, on a local level throughout the
- 24 State, and provide support, coordination and technical assistance to multi-
- 25 disciplinary teams, the purpose of which is to provide coordinated
- 26 investigation and service delivery to victims of child abuse and child sexual
- 27 abuse;
- 28 (6) Develop long-range training and technical assistance services on
- 29 issues of child abuse, domestic violence and rape for law enforcement
- 30 officers, prosecuting attorneys, trial and appellate judges, municipal judges,
- 31 Department of Human Services employees and other victim service providers;
- 32 (7) Develop a data base for use in Arkansas which addresses information
- 33 about the effectiveness of treatment programs and other intervention efforts
- 34 in the area of domestic abuse, child abuse, child sexual abuse and rape and
- 35 which focuses on interventions with victims, families and perpetrators;

- 1 (8) Advise the Governor as to the immediate needs and priorities
- 2 surrounding the issues of child abuse, domestic violence and rape;
- 3 (9) Periodically compile its findings into reports for dissemination to
- 4 the Governor, General Assembly, appropriate agencies and interested parties;
- 5 (10) Contract for the services of consultants, trainers and other
- 6 personnel whose services are considered necessary for the Commission to
- 7 perform its functions.

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9 SECTION 3. Members of the Commission shall be entitled to per diem at

10 the rate of fifty dollars (\$50.00) for each meeting attended and mileage

11 reimbursement in accordance with that provided by state law for state

12 employees.

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14 SECTION 4. *Effective July 1, 1992* the Office of the Prosecutor

15 Coordinator shall not disburse any funds received through the Victims of Crime

16 Act without the prior approval of the Commission.

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18 SECTION 5. The following are hereby repealed: Subchapter 3 of Chapter

19 78 of Title 20 of the Arkansas Code and Subchapter 2 of Chapter 6 of Title 12

20 of the Arkansas Code.

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22 SECTION 6. All provisions of this Act of a general and permanent nature

23 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

24 Revision Commission shall incorporate the same in the Code.

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26 SECTION 7. If any provision of this Act or the application thereof to

27 any person or circumstance is held invalid, such invalidity shall not affect

28 other provisions or applications of the Act which can be given effect without

29 the invalid provision or application, and to this end the provisions of this

30 Act are declared to be severable.

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32 SECTION 8. All laws and parts of laws in conflict with this Act are

33 hereby repealed.

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35 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the

1 General Assembly that the *Child Abuse/Rape/Domestic Violence Commission*
2 created by this Act should go into effect on July 1, 1991; and that unless
3 this emergency clause is adopted this Act may not go into effect until after
4 July 1. Therefore, an emergency is hereby declared to exist and this Act
5 being immediately necessary for the preservation of the public peace, health
6 and safety shall be in full force and effect from and after July 1, 1991.

7 /s/ Carolyn Pollan

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9 APPROVED: 3-25-91

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