

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/26/99

A Bill

Act 1484 of 1999
HOUSE BILL 1978

5 By: Representative Womack
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For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 5-26-401 (b) CONCERNING
10 THE PENALTIES FOR NONSUPPORT; AND FOR OTHER PURPOSES."
11

Subtitle

12 "AN ACT CONCERNING THE PENALTIES FOR
13 NONSUPPORT."
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code 5-26-401 (b) is amended to read as follows:

20 "(b)(1) Nonsupport is a Class A misdemeanor, except that it is a Class
21 D felony if:

22 (A) The person leaves or remains without the State of
23 Arkansas for more than thirty (30) days while a current duty of support is
24 unpaid; provided, it is an affirmative defense to a charge under this section
25 that the defendant did not leave or remain outside the state with the purpose
26 of avoiding the payment of support;

27 (B) The person has previously been convicted of nonsupport;
28 or

29 (C) The person owes more than ~~five thousand dollars~~
30 ~~(\$5,000)~~ two thousand five hundred dollars (\$2,500) in past-due child support,
31 pursuant to a court order or by operation of law, and the amount represents at
32 least four (4) months of past-due child support.

33 (2) Nonsupport is a Class C felony if the person owes more than
34 ten thousand dollars (\$10,000) but less than twenty-five thousand dollars
35 (\$25,000) in past-due child support, pursuant to a court order or by operation
36 of law.

