

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.

Act 1993 of the Regular Session

1 State of Arkansas
2 85th General Assembly
3 Regular Session, 2005
4

As Engrossed: H4/1/05

A Bill

SENATE BILL 958

5 By: Senator Malone
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For An Act To Be Entitled

9 AN ACT TO REDUCE THE AGE THRESHOLD OF VICTIMS OF
10 THE OFFENSE OF SEXUAL INDECENCY WITH A CHILD; TO
11 EXPAND THE OFFENSE OF SEXUAL INDECENCY WITH A
12 CHILD TO INCLUDE CAUSING A CHILD TO EXPOSE SEX
13 ORGANS; AND FOR OTHER PURPOSES.
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Subtitle

15 AN ACT TO REDUCE THE AGE THRESHOLD OF
16 VICTIMS OF THE OFFENSE OF SEXUAL
17 INDECENCY WITH A CHILD AND TO EXPAND THE
18 OFFENSE OF SEXUAL INDECENCY WITH A CHILD
19 TO INCLUDE CAUSING A CHILD TO EXPOSE SEX
20 ORGANS.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code § 5-14-110 is amended to read as follows:

27 5-14-110. Sexual indecency with a child.

28 (a) A person commits sexual indecency with a child if:

29 (1) Being eighteen (18) years ~~old~~ of age or older, the person
30 solicits another person who is less than *fifteen (15)* years of age or who is
31 represented to be less than *fifteen (15)* years of age to engage in sexual
32 intercourse, deviate sexual activity, or sexual contact; ~~or~~

33 (2)(A) With the purpose to arouse or gratify the sexual desires
34 of himself or herself or those of any other person, the person purposefully
35 exposes his or her sex organs to another person who is less than *fifteen (15)*



1 years of age.

2 (B) It is an affirmative defense to prosecution under
3 subdivision (a)(2)(A) of this section if the person is within three (3) years
4 of age of the victim; or

5 (3) Being eighteen (18) years of age or older, the person causes
6 or coerces another person who is less than fourteen (14) years of age to
7 expose his or her sex organs or the breasts of a female with the purpose to
8 arouse or gratify the sexual desires of himself, herself, or another person.

9 (b) Sexual indecency with a child is a Class D felony.

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/s/ Malone

APPROVED: 04/11/2005

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