

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

As Engrossed: H2/3/21

A Bill

HOUSE BILL 1278

5 By: Representative C. Fite
6 By: Senator J. Hendren
7

For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING THE CLOSURE OF
10 INVESTIGATIONS AND INVESTIGATIVE DETERMINATIONS UNDER
11 THE CHILD MALTREATMENT ACT; AND FOR OTHER PURPOSES.
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Subtitle

15 TO AMEND THE LAW CONCERNING THE CLOSURE
16 OF INVESTIGATIONS AND INVESTIGATIVE
17 DETERMINATIONS UNDER THE CHILD
18 MALTREATMENT ACT.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 12-18-619(c), concerning the closure of
24 investigations under the Child Maltreatment Act, is amended to read as
25 follows:

26 (c) If at any time before or during the investigation the Department
27 of Human Services and the ~~Department~~ Division of Arkansas State Police are
28 unable to locate or identify the alleged offender or alleged victim ~~because~~
29 ~~the alleged child maltreatment occurred more than five (5) years ago or in~~
30 ~~another state~~, the Department of Human Services and the ~~Department~~ Division
31 of Arkansas State Police ~~shall~~ may consider the report unable to be completed
32 and ~~place~~ determine the report ~~in~~ to be inactive ~~status~~ if a true or
33 unsubstantiated determination cannot be established without interviewing the
34 alleged offender or alleged victim.
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36 SECTION 2. Arkansas Code § 12-18-702(a)(4)(B), concerning



1 investigative determinations under the Child Maltreatment Act, is amended to
2 read as follows:

3 (B) If the investigation cannot be completed because the
4 Department of Human Services and the Division of Arkansas State Police are
5 unable to locate or identify the alleged offender or alleged victim, the
6 investigation ~~shall~~ may be determined ~~incomplete and placed in~~ inactive
7 ~~status~~ if a true or unsubstantiated determination cannot be established
8 without interviewing the alleged offender or alleged victim.

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/s/C. Fite

APPROVED: 3/4/21