

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: S3/10/11

A Bill

SENATE BILL 318

5 By: Senators P. Malone, J. Dismang, Irvin, Laverty, G. Jeffress, J. Jeffress, Madison, Salmon, Fletcher,
6 Elliott, Teague, J. Taylor, L. Chesterfield, Crumbly, D. Wyatt, J. Key
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For An Act To Be Entitled

9 AN ACT TO CREATE CRIMINAL PENALTIES FOR DISCLOSURE OF
10 RECORDS OF A CHILDREN'S ADVOCACY CENTER; AND FOR
11 OTHER PURPOSES.
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Subtitle

15 AN ACT TO CREATE CRIMINAL PENALTIES FOR
16 DISCLOSURE OF RECORDS OF A CHILDREN'S
17 ADVOCACY CENTER.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code § 20-78-106 is amended to add two (2)
23 additional sections to read as follows:

24 (d)(1) A person commits the offense of unlawful disclosure of data or
25 information in the first degree if the person knowingly discloses records,
26 correspondence, memorandum, case histories, medical records, or other
27 materials compiled or gathered by a children's advocacy center to a person to
28 whom disclosure is not permitted under this section.

29 (2) Unlawful disclosure of data or information in the first
30 degree under this section is a Class A misdemeanor.

31 (e)(1) A person commits the offense of unlawful disclosure of data or
32 information in the second degree if:

33 (A) The person knowingly discloses an audio or video
34 recording from a children's advocacy center to a person to whom disclosure is
35 not permitted by this section; or

36 (B) The person knowingly discloses records,



1 correspondence, memorandum, case histories, medical records, other materials,
2 or audio or video recordings compiled or gathered by a children's advocacy
3 center to the general public, including the Internet or the news media, in
4 violation of this section.

5 (2) Unlawful disclosure of data or information in the second
6 degree under this section is a Class C misdemeanor.

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/s/P. Malone