

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

SENATE BILL 609

5 By: Senators Irvin, G. Leding
6

For An Act To Be Entitled

8 AN ACT TO CREATE THE OFFENSE OF CHILD LABOR
9 TRAFFICKING; AND FOR OTHER PURPOSES.
10

Subtitle

11 TO CREATE THE OFFENSE OF CHILD LABOR
12 TRAFFICKING.
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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 Title 5, Chapter 27, Subchapter 2, is amended
20 to add an additional section to read as follows:

21 5-27-212. Child labor trafficking.

22 (a) As used in this section, "serious harm" means any harm, whether
23 physical or nonphysical, including without limitation psychological,
24 financial, or reputational harm, that is sufficiently serious under the
25 circumstances to compel a reasonable person of the same background and in the
26 same circumstances as the victim to provide or to continue to provide labor
27 or services to avoid incurring that harm.

28 (b) A person commits child labor trafficking if he or she has physical
29 custody of a minor, allows a minor to reside in his or her residence, is in a
30 position of authority over a minor, or provides care for any length of time
31 to a minor, and knowingly obtains labor or services from the minor, benefits
32 financially from the labor or services of the minor, or receives anything of
33 value from the labor or services of the minor, by causing or threatening to
34 cause serious harm to the minor or by engaging in a pattern of conduct that
35 results in:

36 (1) Physical injury to the minor;



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(2) Sexual abuse of the minor; or

(3) Sexual assault of the minor.

(c) Child labor trafficking is a Class Y felony.

(d) It is not a defense to prosecution that the minor consented to the performance of any labor or services.

(e) It is not an offense under this section for a parent or guardian of a child to require his or her child to perform common household chores under the threat of the reasonable exercise of discipline by the parent or guardian of the child.