

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

As Engrossed: H1/23/23

# A Bill

HOUSE BILL 1141

5 By: Representatives Lundstrum, Barker, Bentley, K. Brown, Burkes, Crawford, Duke, C. Fite, D. Garner,  
6 Haak, D. Hodges, McAlindon, McGrew, Unger, Vaught  
7 By: Senators C. Penzo, J. Dotson, Irvin, G. Leding, G. Stubblefield, *M. McKee*  
8

## For An Act To Be Entitled

9  
10 AN ACT TO DEFINE THE TERM "CONSENT" REGARDING SEXUAL  
11 OFFENSES WITHIN THE ARKANSAS CRIMINAL CODE; AND FOR  
12 OTHER PURPOSES.  
13

### Subtitle

14  
15 TO DEFINE THE TERM "CONSENT" REGARDING  
16 SEXUAL OFFENSES WITHIN THE ARKANSAS  
17 CRIMINAL CODE.  
18  
19

20  
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code § 5-14-101, concerning definitions regarding  
24 sexual offenses under the Arkansas Criminal Code, is amended to add an  
25 additional subdivision to read as follows:

26 (16) "Consent" means a freely given, knowledgeable, and informed  
27 agreement without malicious actions or influences, including without  
28 limitation:

29 (A) Physical force;

30 (B) Coercion;

31 (C) Fear;

32 (D) Fraud;

33 (E) False identity; or

34 (F) Exploitation of a person's incapacity.  
35

36 /s/Lundstrum

