

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 2267 of the Regular Session

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

As Engrossed: H3/10/05 H3/30/05

A Bill

HOUSE BILL 2979

5 By: Representative Elliott
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8 **For An Act To Be Entitled**

9 AN ACT RELATING TO TRAFFICKING OF PERSONS.
10

11 **Subtitle**

12 AN ACT RELATING TO TRAFFICKING OF
13 PERSONS.
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 *SECTION 1. Arkansas Code Title 5, Chapter 11, Subchapter 1 is amended*
19 *to add an additional section to read as follows:*

20 5-11-108. Trafficking of persons.

21 (a) As used in this section:

22 (1) "Debt bondage" means the status or condition of a debtor
23 arising from a pledge by the debtor of his or her personal services or of
24 those of a person under his or her control as a security for debt, if the
25 value of those services as reasonably assessed is not applied toward the
26 liquidation of the debt or the length and nature of those services are not
27 respectively limited and defined;

28 (2) "Involuntary servitude" means a condition of servitude
29 induced by means of:

30 (A) Any scheme, plan, or pattern of behavior intended to
31 cause a person to believe that, if the person does not enter into or continue
32 the servitude, the person or another person will suffer serious physical
33 injury or physical restraint; or

34 (B) The abuse or threatened abuse of the legal process;

35 (3) "Peonage" means holding someone against his or her will to pay off a



1 debt; and

2 (4) "Sexual conduct" has the meaning given in § 5-27-401.

3 (b) A person commits the crime of trafficking of persons if the
4 person:

5 (1) Recruits, harbors, transports, or obtains a person for labor
6 or services, through the use of force, fraud, or coercion for the purpose of
7 subjecting the person to involuntary servitude, peonage, debt bondage,
8 slavery, marriage, adoption, or sexual conduct; or

9 (2) Benefits financially or by receiving anything of value from
10 participation in a venture under subdivision (b)(1) of this section.

11 (c) Trafficking of persons is a Class A felony.

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13 /s/ Elliott

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APPROVED: 4/13/2005

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