

INTERIM STUDY PROPOSAL 2009-229

State of Arkansas
87th General Assembly
First Extraordinary Session, 2010

A Bill

Call Item ##
MAG/CDS
SENATE BILL

By: Senator Altes

Filed with: Arkansas Legislative Council
pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

AN ACT TO INCREASE THE THRESHOLD AGE OF CHILDREN
PROTECTED UNDER THE OFFENSE OF SEXUAL ASSAULT IN
THE FOURTH DEGREE; AND FOR OTHER PURPOSES.

Subtitle

AN ACT TO INCREASE THE THRESHOLD AGE OF
CHILDREN PROTECTED UNDER THE OFFENSE OF
SEXUAL ASSAULT IN THE FOURTH DEGREE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 5-14-127 is amended to read as follows:

5-14-127. Sexual assault in the fourth degree.

(a) A person commits sexual assault in the fourth degree if the
person:

(1) Being twenty (20) years of age or older, engages in sexual
intercourse or deviate sexual activity with another person who is:

(A) Less than ~~sixteen (16)~~ seventeen (17) years of age;

and

(B) Not the person's spouse; or

(2) Engages in sexual contact with another person who is:

(A) Less than ~~sixteen (16)~~ seventeen (17) years of age;

and

(B) Not the person's spouse.

1 (b)(1) Sexual assault in the fourth degree under subdivision (a)(1) of
2 this section is a Class D felony.

3 (2) Sexual assault in the fourth degree under subdivision (a)(2)
4 of this section is a Class A misdemeanor if the person engages only in sexual
5 contact with another person as described in subdivision (a)(2) of this
6 section.

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36 Filed Date: 02/05/2010 By: MAG\CDS