

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

DRAFT SAG/KFW  
SENATE BILL

5 By: Senator P. Malone  
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## For An Act To Be Entitled

8 AN ACT TO PROHIBIT MANDATED REPORTERS FROM FIRST  
9 REPORTING TO HIS OR HER EMPLOYER OR SUPERVISOR BEFORE  
10 MAKING A CHILD MALTREATMENT REPORT TO THE CHILD ABUSE  
11 HOTLINE; AND FOR OTHER PURPOSES.  
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## Subtitle

14 TO PROHIBIT MANDATED REPORTERS FROM FIRST  
15 REPORTING TO HIS OR HER EMPLOYER OR  
16 SUPERVISOR BEFORE MAKING A CHILD  
17 MALTREATMENT REPORT TO THE CHILD ABUSE  
18 HOTLINE.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. Arkansas Code § 12-18-204 is amended to read as follows:  
25 12-18-204. Unlawful restriction of child abuse reporting.

26 (a)(1) ~~A person employed at a school, Head Start program, or day care~~  
27 ~~facility~~ An employer or supervisor of an employee identified as a mandated  
28 reporter commits the offense of unlawful restriction of child abuse reporting  
29 if he or she:

30 (A) Prohibits a mandated reporter under this chapter from  
31 making a report of child maltreatment or suspected child maltreatment to the  
32 Child Abuse Hotline;

33 (B) Requires that a mandated reporter under this chapter  
34 receive permission ~~from the person~~ before the mandated reporter makes a  
35 report of child maltreatment or suspected child maltreatment to the Child  
36 Abuse Hotline; or

1                   (C) Knowingly retaliates against a mandated reporter under  
2 this chapter for reporting child maltreatment or suspected child maltreatment  
3 to the Child Abuse Hotline.

4                   (2) Nothing in this section shall prohibit any person or  
5 institution from requiring a mandatory reporter employed or serving as a  
6 volunteer for a person or institution to inform a representative of that  
7 person or institution that the reporter has made a report to the Child Abuse  
8 Hotline.

9                   (b) Unlawful restriction of child abuse reporting is a Class A  
10 misdemeanor.

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