

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 CLARIFY COVERED SCHOOLS; TO ADD MENTAL
9 HEALTH PARAPROFESSIONALS AND ALL CLASSIFIED SCHOOL
10 EMPLOYEES TO THE LIST OF MANDATED REPORTERS; AND FOR
11 OTHER PURPOSES.
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Subtitle

14 TO CLARIFY COVERED SCHOOLS AND TO ADD
15 MENTAL HEALTH PARAPROFESSIONALS AND ALL
16 CLASSIFIED SCHOOL EMPLOYEES TO THE LIST
17 OF MANDATED REPORTERS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 6-64-418 is amended to read as follows:
24 6-64-418. College of Public Health collaboration.

25 It is recommended that the Health Behavior/Health Education Department
26 of the Fay W. Boozman College of Public Health of the University of Arkansas
27 for Medical Sciences collaborate with each education service cooperative,
28 community health agencies, school nurses, school counselors, and educators
29 employed in public and private schools to introduce age-appropriate,
30 research-supported, child abuse prevention curriculum to the children of
31 Arkansas in the public and private schools.
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33 SECTION 2. Arkansas Code § 12-18-402(b), concerning mandated
34 reporters, is amended to read as follows:

35 (b) The following individuals are mandated reporters under this
36 chapter:

- 1 (1) A child care worker or foster care worker;
- 2 (2) A coroner;
- 3 (3) A day care center worker;
- 4 (4) A dentist;
- 5 (5) A dental hygienist;
- 6 (6) A domestic abuse advocate;
- 7 (7) A domestic violence shelter employee;
- 8 (8) A domestic violence shelter volunteer;
- 9 (9) An employee of the Department of Human Services;
- 10 (10) An employee working under contract for the Division of
- 11 Youth Services of the Department of Human Services;
- 12 (11) A foster parent;
- 13 (12) A judge;
- 14 (13) A law enforcement official;
- 15 (14) A licensed nurse;
- 16 (15) Medical personnel who may be engaged in the admission,
- 17 examination, care, or treatment of persons;
- 18 (16) A mental health professional or paraprofessional;
- 19 (17) An osteopath;
- 20 (18) A peace officer;
- 21 (19) A physician;
- 22 (20) A prosecuting attorney;
- 23 (21) A resident intern;
- 24 (22) A public or private school counselor;
- 25 (23) ~~A school official~~ An employee of a public or private
- 26 school, including without limitation institutions of higher education;
- 27 (24) A social worker;
- 28 (25) A surgeon;
- 29 (26) A teacher;
- 30 (27) A court-appointed special advocate program staff member or
- 31 volunteer;
- 32 (28) A juvenile intake or probation officer;
- 33 (29) A clergy member, which includes a minister, priest, rabbi,
- 34 accredited Christian Science practitioner, or other similar functionary of a
- 35 religious organization, or an individual reasonably believed to be so by the
- 36 person consulting him or her, except to the extent the clergy member:

1 (A) Has acquired knowledge of suspected child maltreatment
2 through communications required to be kept confidential pursuant to the
3 religious discipline of the relevant denomination or faith; or

4 (B) Received the knowledge of the suspected child
5 maltreatment from the alleged offender in the context of a statement of
6 admission;

7 (30) An employee of a child advocacy center or a child safety
8 center;

9 (31) An attorney ad litem in the course of his or her duties as
10 an attorney ad litem;

11 (32)(A) A sexual abuse advocate or sexual abuse volunteer who
12 works with a victim of sexual abuse as an employee of a community-based
13 victim service or mental health agency such as Safe Places, United Family
14 Services, or Centers for Youth and Families.

15 (B) A sexual abuse advocate or sexual abuse volunteer
16 includes a paid or volunteer sexual abuse advocate who is based with a local
17 law enforcement agency;

18 (33) A rape crisis advocate or rape crisis volunteer;

19 (34)(A) A child abuse advocate or child abuse volunteer who
20 works with a child victim of abuse or maltreatment as an employee of a
21 community-based victim service or a mental health agency such as Safe Places,
22 United Family Services, or Centers for Youth and Families.

23 (B) A child abuse advocate or child abuse volunteer
24 includes a paid or volunteer sexual abuse advocate who is based with a local
25 law enforcement agency;

26 (35) A victim/witness coordinator;

27 (36) A victim assistance professional or victim assistance
28 volunteer; ~~or~~ and

29 (37) An employee of the Crimes Against Children Division of the
30 Department of Arkansas State Police.

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