

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Representative Pollan

A Bill

HOUSE BILL 1511

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 5-14-104 TO UPGRADE CARNAL
9 ABUSE IN THE FIRST DEGREE FROM A CLASS B FELONY TO A CLASS
10 A FELONY."

Subtitle

13 "TO AMEND ARKANSAS CODE 5-14-104 TO
14 UPGRADE CARNAL ABUSE IN THE FIRST DEGREE
15 FROM A CLASS B FELONY TO A CLASS A
16 FELONY."

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

20 SECTION 1. Arkansas Code 5-14-104 is amended to read as follows:

21 "§ 5-14-104. Carnal abuse in the first degree.

22 (a) A person commits carnal abuse in the first degree if, being under
23 the age of eighteen (18) years, he engages in sexual intercourse or deviate
24 sexual activity with another person not his spouse who is less than fourteen
25 (14) years old. It is an affirmative defense to prosecution under this
26 subsection that the actor was not more than two (2) years older than the
27 victim.

28 (b) Carnal abuse in the first degree is a Class A felony."

30 SECTION 2. All provisions of this act of a general and permanent
31 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
32 Code Revision Commission shall incorporate the same in the Code.

34 SECTION 3. If any provision of this act or the application thereof to
35 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without
2 the invalid provision or application, and to this end the provisions of this
3 act are declared to be severable.

4

5 SECTION 4. All laws and parts of laws in conflict with this act are
6 hereby repealed.

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35

