

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 1656

4
5 By: Representatives Fuqua, Magnus, DeLay, Bryant, Dawson, Mullenix, Wood, Hausam, Rodgers, and Thomas

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE TITLE 5, CHAPTER 14 TO
10 DEFINE AGGRAVATED RAPE AND TO PRESCRIBE THE PENALTY
11 THEREFOR; AND FOR OTHER PURPOSES."

Subtitle

14 "DEFINING AGGRAVATED RAPE AND
15 PRESCRIBING THE PENALTY THEREFOR."

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

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19 SECTION 1. Arkansas Code Title 5, Chapter 14 is amended by adding a new
20 section at the end thereof to read as follows:

21 "5-14-123. Aggravated rape.

22 (a) A person who has previously been convicted of a sex offense
23 punishable as a felony commits aggravated rape if, being eighteen (18) years
24 of age or older, he or she by forcible compulsion engages in sexual
25 intercourse or deviate sexual activity with another person who is under
26 fourteen (14) years of age.

27 (b) Aggravated rape is punishable by death or imprisonment for at least
28 twenty (20) years without parole to life without parole."

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

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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
36 other provisions or applications of the act which can be given effect without

1 the invalid provision or application, and to this end the provisions of this
2 act are declared to be severable.

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5 hereby repealed.

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