

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

SENATE BILL 691

4
5 By: Senator Critcher
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For An Act To Be Entitled

8
9 AN ACT TO EXPAND THE ARKANSAS SCHOOL CHILDREN
10 PROTECTION ACT TO INCLUDE SEXUAL CONTACT WITH A
11 STUDENT THAT DOES NOT VIOLATE THE ARKANSAS
12 CRIMINAL CODE; AND FOR OTHER PURPOSES.
13

Subtitle

14
15 AN ACT TO EXPAND THE ARKANSAS SCHOOL
16 CHILDREN PROTECTION ACT TO INCLUDE
17 SEXUAL CONTACT WITH A STUDENT THAT DOES
18 NOT VIOLATE THE ARKANSAS CRIMINAL CODE.
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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 § 6-17-116 is amended to read as follows:
24 6-17-116. Protection from sex offenders.

25 (a) This section shall be known and may be cited as "The Arkansas
26 School Children Protection Act."

27 (b) For purposes of this section:

28 (1) A sexual offense is one described in § 5-14-101 et seq.; ~~and~~

29 (2) "Conviction" means having pled guilty or nolo contendere to
30 or having been found guilty of committing a sexual offense against a minor or
31 a student;

32 (3) "Sexual contact" means any act of sexual gratification
33 involving the touching, directly or through clothing, of the sex organs,
34 buttocks, or anus of a person or the breast of a female; and

35 (4) "Student" means a person enrolled in a public school in
36 grades kindergarten through twelve (K-12) who is under the age of twenty-one



1 (21) years.

2 (c) Any public school district employee who commits a sexual offense
3 against a minor shall upon conviction be dismissed from employment and shall
4 not thereafter be eligible for employment by any school in this state.

5 (d)(1) Any public school teacher teaching grades kindergarten through
6 twelve (K-12) who commits a sexual offense against a student enrolled in the
7 same school district in which the teacher is employed as a teacher, shall
8 upon conviction be dismissed from employment and shall not thereafter be
9 eligible for employment by any school in this state.

10 (2) Any public school teacher teaching grades kindergarten
11 through twelve (K-12) who has any sexual contact with a student enrolled in
12 the same school district in which the teacher is employed as a teacher, even
13 if the sexual contact does not violate the Arkansas Criminal Code, § 5-1-101
14 et seq., shall not thereafter be eligible for employment by any school in
15 this state.

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