

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 2328

4
5 By: Representative Rosenbaum
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For An Act To Be Entitled

8
9 AN ACT TO PROHIBIT REGISTERED SEX OFFENDERS FROM
10 LIVING NEAR A LONG-TERM CARE FACILITY; AND FOR
11 OTHER PURPOSES.
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Subtitle

13
14 AN ACT TO PROHIBIT REGISTERED SEX
15 OFFENDERS FROM LIVING NEAR A LONG-TERM
16 CARE FACILITY.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 20, Chapter 10, Subchapter 1 is amended
22 to add an additional section to read as follows:

23 20-10-112. Registered offender living near long-term care facility
24 prohibited.

25 (a) It is unlawful for a sex offender who is required to register
26 under the Sex Offender Registration Act of 1997, § 12-12-901 et seq., and who
27 has been assessed as a Level 3 or Level 4 offender under the Sex Offender
28 Registration Act of 1997, § 12-12-901 et seq., to reside within two thousand
29 feet (2,000') of the property where any long-term care facility is located.

30 (b)(1) It is not a violation of this section if the property on which
31 the sex offender resides is owned and occupied by the sex offender and was
32 purchased before the date on which the long-term care facility was
33 established.

34 (2) The exclusion in subdivision (b)(1) of this section does not
35 apply to a sex offender who pleads guilty or nolo contendere to or is found
36 guilty of another sex offense after the long-term care facility is



1 established.

2 (c)(1) It is not a violation of this section if the sex offender
3 resides on property he or she owns before the effective date of this section.

4 (2) The exclusion in under the Sex Offender Registration Act of
5 1997, § 12-12-901 et seq. (c)(1) of this section does not apply to a sex
6 offender who pleads guilty or nolo contendere to or is found guilty of
7 another sex offense after the effective date of this section.

8 (d) A sex offender who is required to register under the Sex Offender
9 Registration Act of 1997, § 12-12-901 et seq., and who knowingly violates
10 this section is guilty of a Class D felony.

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