1	State of Arkansas	۸ D;11	
2	91st General Assembly	A Bill	
3	Regular Session, 2017		HOUSE BILL 1177
4			
5	By: Representative Tucker		
6	By: Senator J. Hutchinson		
7			
8	For An	Act To Be Entitled	
9		AVAILABLE SENTENCES F	
10		MITTED AGAINST A FAMIL	LY OR
11	HOUSEHOLD MEMBER; AND	FOR OTHER PURPOSES.	
12			
13			
14		Subtitle	
15		AVAILABLE SENTENCES FOR	R
16		INSES WHEN COMMITTED	
17	AGAINST A FAMILY	OR HOUSEHOLD MEMBER.	
18			
19		on myn om.m. on .	PW 1 W 2 1 G
20	BE IT ENACTED BY THE GENERAL ASSE	MBLY OF THE STATE OF A	ARKANSAS:
21	GROWTON 1 A 1 G 1 C	5 1/ 101	1 6
22	SECTION 1. Arkansas Code §		
23	to sexual offenses, is amended to		
24		enoid member" means th	ne same as defined in §
25 26	<u>5-26-302.</u>		
20 27	SECTION 2. Arkansas Code §	5-1/-103(c) concerni	ng the centence for
28	rape, is amended to read as follow		ing the sentence for
29	(c)(l) Rape is a Class Y for		
30		pleads guilty or nolo	o contendere to or is
31	found guilty of rape involving co		
32	subdivision (c)(2) is subject to	_	
33	of imprisonment:		
34		ictim who is less than	n fourteen (14) years
35	of age, shall the person shall be		
36	of twenty-five (25) years; or		

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1	(B) If the victim is a family or household member, the		
2	person shall be sentenced to a minimum term of imprisonment of twenty (20)		
3	years.		
4			
5	SECTION 3. Arkansas Code § 5-14-110(b), concerning the sentence for		
6	sexual indecency with a child, is amended to read as follows:		
7	(b) $\underline{(1)}$ Sexual indecency with a child is a Class C felony if the victim		
8	is a family or household member.		
9	(2) Otherwise, sexual indecency with a child is a Class D		
10	felony.		
11			
12	SECTION 4. Arkansas Code § 5-14-123(d), concerning the sentence for		
13	exposing another person to the human immunodeficiency virus, is amended to		
14	read as follows:		
15	(d)(1) Exposing another person to human immunodeficiency virus is a		
16	Class Y felony if the victim is a family or household member.		
17	(2) Otherwise, exposing another person to human immunodeficiency		
18	<u>virus is a Class</u> A felony.		
19			
20	SECTION 5. Arkansas Code § 5-14-124(d), concerning the sentence for		
21	sexual assault in the first degree, is amended to read as follows:		
22	(d)(1) Sexual assault in the first degree is a Class \underline{Y} felony if the		
23	victim is a family or household member.		
24	(2) Otherwise, sexual assault in the first degree is a Class A		
25	felony.		
26			
27	SECTION 6. Arkansas Code § 5-14-125(b), concerning the sentence for		
28	sexual assault in the second degree, is amended to read as follows:		
29	(b) (l) Sexual assault in the second degree is a: Class B felony.		
30	(2) Sexual assault in the second degree is a Class D felony if		
31	committed by a minor with another person who is:		
32	(A) Less than fourteen (14) years of age; and		
33	(B) Not the person's spouse.		
34	(1) Class A felony if the victim is a family or household		
35	member;		
36	(2) Class C felony if committed by a minor and the victim is:		

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1	(A) Less than fourteen (14) years of age;		
2	(B) Not the minor's spouse; and		
3	(C) A family or household member;		
4	(3) Class D felony if committed by a minor and the victim is:		
5	(A) Less than fourteen (14) years of age; and		
6	(B) Not the minor's spouse; or		
7	(4) Class B felony if otherwise committed.		
8			
9	SECTION 7. Arkansas Code § 5-14-126(c), concerning the sentence for		
10	sexual assault in the third degree, is amended to read as follows:		
11	(c) $\underline{(1)}$ Sexual assault in the third degree <u>under subdivision</u> (a) $\underline{(2)}$ o		
12	this section is a <u>Class B felony if the victim is a family or household</u>		
13	member.		
14	(2) Otherwise, sexual assault in the third degree is a Class C		
15	felony.		
16			
17	SECTION 8. Arkansas Code § 5-14-127(b), concerning the sentence for		
18	sexual assault in the fourth degree, is amended to read as follows:		
19	(b)(1) Sexual assault in the fourth degree under subdivisions		
20	(a)(l)(A) and (a)(2) of this section is a Class D felony:		
21	(A) Class C felony if the victim is a family or household		
22	member; or		
23	(B) Class D felony if otherwise committed.		
24	(2) Sexual assault in the fourth degree under subdivision		
25	(a)(1)(B) of this section is a Glass A misdemeanor if <u>If</u> the person engages		
26	only in sexual contact with another person as described in subdivision		
27	(a)(l)(B) of this section, sexual assault in the fourth degree under		
28	subdivision (a)(1)(B) of this section is a:		
29	(A) Class D felony if the victim is a family or household		
30	member; or		
31	(B) Class A misdemeanor if otherwise committed.		
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