

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1687

5 By: Representative Tucker
6

For An Act To Be Entitled

8 AN ACT CONCERNING A REGISTERED SEX OFFENDER ON THE
9 CAMPUS OF A PRIVATE SCHOOL; AND FOR OTHER PURPOSES.
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Subtitle

11 CONCERNING A REGISTERED SEX OFFENDER ON
12 THE CAMPUS OF A PRIVATE SCHOOL.
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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 § 5-14-132 is amended to read as follows:
20 5-14-132. Registered offender prohibited from entering upon school
21 campus – Exception.

22 (a) As used in this section:

23 (1) “Campus” means the real property, a building, or any other
24 improvement in this state owned, leased, rented, or controlled by or for the
25 operation of a public school; ~~and~~

26 (2) “Public school” means any school in this state that is:

27 (A) A public school operated by a public school district;
28 (B) A charter school established under the Public School
29 Funding Act of 2003, § 6-20-2301 et seq.;

30 (C) A state-funded prekindergarten program operated by a
31 public school or an education service cooperative;

32 (D) The Arkansas School for the Blind;

33 (E) The Arkansas School for the Deaf;

34 (F) The Arkansas School for Mathematics, Sciences, and the
35 Arts;

36 (G) An educational facility of the Division of Youth



1 Services of the Department of Human Services or contracting with the Division
2 of Youth Services; or

3 (H) An educational facility of the Division of
4 Developmental Disabilities Services of the Department of Human Services-; and

5 (3) "Private school" means a school offering instruction for a
6 grade in kindergarten through grade twelve (K-12) in this state that is not a
7 public school.

8 (b) It is unlawful for a sex offender who is required to register
9 under the Sex Offender Registration Act of 1997, § 12-12-901 et seq., and who
10 has been assessed as a Level 3 or Level 4 offender to knowingly enter upon
11 the campus of a public school or private school.

12 (c) It is not a violation of this section if the sex offender:

13 (1) Is less than twenty-two (22) years of age and is a student
14 enrolled in a ~~grade~~ kindergarten through grade twelve (K-12) program;

15 (2) Enters upon the campus for the purpose of attending a
16 school-sponsored event for which an admission fee is charged or tickets are
17 sold or distributed, a graduation ceremony, or a baccalaureate ceremony;

18 (3) Enters upon the campus on a day that is not designated a
19 student contact day by the public school's or private school's calendar or on
20 a day in which no school-sponsored event is taking place upon the campus; or

21 (4) Is the parent or guardian of a student enrolled in a public
22 school or private school and enters upon the campus where the student is
23 enrolled for the purpose of:

24 (A) Delivering to the student medicine, food, or personal
25 items if the medicine, food, or personal items are delivered directly to the
26 public school's or private school's office; or

27 (B) Attending a scheduled parent-teacher conference if the
28 sex offender is escorted to and from the scheduled parent-teacher conference
29 by a designated public school or private school official or employee.

30 (d)(1) A sex offender who is the parent or guardian of a student
31 enrolled in a public school or private school and wishes to enter upon the
32 campus where the student is enrolled for any other purpose shall give
33 reasonable notice to the public school or private school principal or his or
34 her designee.

35 (2)(A) The public school or private school principal or his or
36 her designee may allow the parent or guardian sex offender to enter upon the

1 campus so long as there is a designated public school or private school
2 official or employee available to escort and supervise the parent or guardian
3 sex offender while he or she remains on campus.

4 (B) If a designated public school or private school
5 official or employee is not available at the time the parent or guardian sex
6 offender wishes to enter upon the campus, the parent or guardian sex offender
7 shall not enter upon the campus until he or she is notified that a designated
8 public school or private school official or employee is available.

9 (e) Upon conviction, any sex offender who violates this section is
10 guilty of a Class D felony.

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