

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

As Engrossed: H3/7/17

A Bill

HOUSE BILL 1687

5 By: Representative *Dalby*
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.

Subtitle

12 CONCERNING A REGISTERED SEX OFFENDER ON
13 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, as amended by Act 2017, No. 267,*
20 *is amended to read as follows:*

21 *5-14-132. Registered offender prohibited from entering upon school*
22 *campus – Exception.*

23 *(a) As used in this section:*

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

27 *(2) "Private school" means a school offering instruction for a*
28 *grade in kindergarten through grade twelve (K-12) in this state that is not a*
29 *public school; and*

30 *~~(2)(3)~~ "Public school" means any school in this state that is:*

31 *(A) A public school operated by a public school district;*

32 *(B) A charter school established under the Public School*
33 *Funding Act of 2003, § 6-20-2301 et seq.;*

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

36 *(D) The Arkansas School for the Blind;*



- 1 (E) *The Arkansas School for the Deaf;*
2 (F) *The Arkansas School for Mathematics, Sciences, and the*
3 *Arts;*
4 (G) *An educational facility of the Division of Youth*
5 *Services of the Department of Human Services or that is contracting with the*
6 *Division of Youth Services; or*
7 (H) *An educational facility of the Division of*
8 *Developmental Disabilities Services of the Department of Human Services.*
9 (b) *It is unlawful for a sex offender who is required to register*
10 *under the Sex Offender Registration Act of 1997, § 12-12-901 et seq., and who*
11 *has been assessed as a Level 3 or Level 4 offender to knowingly enter upon*
12 *the campus of a public school or private school.*
13 (c) *It is not a violation of this section if the sex offender:*
14 (1) *Is less than twenty-two (22) years of age and is a student*
15 *enrolled in a ~~grade~~ kindergarten through grade twelve (K-12) program;*
16 (2) *Enters upon the campus for the purpose of attending a*
17 *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;*
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; or*
30 (5) *Has been assessed as a Level 3 sex offender and enters upon*
31 *the campus for the purpose of attending a school-sponsored event for which an*
32 *admission fee is charged or tickets are sold or distributed if the sex*
33 *offender:*
34 (A)(i) *Is the parent or guardian of or is related by blood*
35 *or marriage within the fourth degree of consanguinity to a student enrolled*
36 *in the public school or private school.*

