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State of Arkansas
91st General Assembly
Regular Session, 2017

As Engrossed: H3/20/17

A Bill

HOUSE BILL 1913

By: Representatives Gates, G. Hodges, M. Gray, Ballinger

By: Senators A. Clark, J. Cooper

For An Act To Be Entitled

*AN ACT TO REQUIRE CHILD MALTREATMENT INVESTIGATORS TO
PROVIDE CERTAIN NOTICES TO ALLEGED OFFENDERS; AND FOR
OTHER PURPOSES.*

Subtitle

*TO REQUIRE CHILD MALTREATMENT
INVESTIGATORS TO PROVIDE CERTAIN NOTICES
TO ALLEGED OFFENDERS.*

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 12-18-602(c), concerning the initial contact between the alleged offender and the person conducting the investigation of reported child maltreatment, is amended to read as follows:

(c)(1) At the initial time of contact with the alleged offender, the person conducting the investigation shall advise the alleged offender of the allegations made against the alleged offender in a manner that is consistent with the laws protecting the rights of the person who made the report.

(2) At the time of the initial contact with an alleged offender, the person conducting the investigation shall provide the alleged offender with the following written notice:

"Notice to the Alleged Offender

1. As required by Ark. Code Ann. § 12-18-602, we are notifying you that you have been identified as an alleged offender in a report of



1 suspected child maltreatment made to the Child Abuse Hotline."

2
3 AND

4
5 Page 2, delete lines 1 through 36, and substitute the following

6 "2. The reported offense(s) alleged against you
7 include(s):

8 _____
9 _____

10
11 3. The alleged victim(s) is/are:

12 _____
13 _____

14 4. An investigation will be conducted on this hotline report. No
15 determination has been made as to the accuracy or inaccuracy of the hotline
16 report. Once the investigation is complete, an investigative determination
17 will be made.

18
19 5. If the hotline report is determined to be true, you have the
20 right to an administrative hearing and the right to have an attorney
21 represent you at the administrative hearing. If you cannot afford an
22 attorney, you can contact the Center for Arkansas Legal Services.

23
24 6. If the hotline report is determined to be true and you do not
25 prevail at an administrative hearing, your name may be placed on the Child
26 Maltreatment Central Registry.

27
28 7. You have the right to seek the advice of an attorney and to
29 have an attorney present during any questioning by the assigned
30 investigator."

31
32
33 /s/Gates