1	State of Arkansas	As Engrossed: H3/29/19	
2	92nd General Assembly	A Bill	
3	Regular Session, 2019		HOUSE BILL 1851
4			
5	By: Representative Bentley		
6	By: Senator G. Stubblefield		
7			
8		For An Act To Be Entitled	l
9	AN ACT CONCER	RNING THE ISSUANCE OF AN ORD	ER OF
10	PROTECTION; A	AND FOR OTHER PURPOSES.	
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12			
13		Subtitle	
14	CONCERN	ING THE ISSUANCE OF AN ORDER	R OF
15	PROTECT	ION.	
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18	BE IT ENACTED BY THE GENE	ERAL ASSEMBLY OF THE STATE O	F ARKANSAS:
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20	SECTION 1. Arkansa	as Code § 9-15-207(b), conce	erning an order of
21	protection, is amended to	o read as follows:	
22	(b) An order of pr	rotection shall include a no	otice to the respondent or
23	party restrained that:		
24	(1) A violat	tion of the order of protect	cion is a Class A
25	misdemeanor carrying a ma	aximum penalty of one (1) ye	ear <u>year's</u> imprisonment in
26	the county jail or a fine	e of up to one thousand doll	lars (\$1,000), or both;
27	(2) A violat	tion of an order of protecti	on under this section
28	within five (5) years of	a previous conviction for v	violation of an order of
29	protection is a Class D i	felony;	
30	(3) It is un	nlawful for an individual wh	no is subject to an order
31	of protection or convicte	ed of a misdemeanor of domes	stic violence to ship,
32	transport, or possess a i	firearm or ammunition pursua	ent to under 18 U.S.C. §
33	922(g)(8) and (9) as it e	existed on January 1, 2007 <u>2</u>	2019; and
34	(4) A convic	ction of violation of an ord	ler of protection under
35	this section within five	(5) years of a previous con	nviction for violation of
36	an order of protection is	s a Class D felony . ;	

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1	(5) A pargon the is a respondent or an enjoined party is	
	(5) A person who is a respondent or an enjoined party is	
2	restrained from harassing, stalking, or threatening a person named in an	
3	order of protection as a family or household member, a child of the family or	
4	household member, or a child of the respondent or enjoined party; and	
5	(6) A person who is a respondent or an enjoined party is	
6	restrained from engaging in other conduct that would place a person named in	
7	an order of protection as a family or household member, a child of the family	
8	or household member, or a child of the respondent or enjoined party in	
9	reasonable fear of bodily injury.	
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11	SECTION 2. Arkansas Code § 9-15-207, concerning an order of	
12	protection, is amended to add an additional subsection to read as follows:	
13	(h) An order of protection shall include either:	
14	(1) A finding that the respondent presents a credible threat to	
15	the physical safety of a person named in an order of protection as a family	
16	or household member, a child of the family or household member, or a child of	
17	the respondent or enjoined party; or	
18	(2) An explicit prohibition against the use, attempted use, or	
19	threatened use of physical force against the person named in the order of	
20	protection as a family or household member, a child of the family or	
21	household member, or a child of the respondent or enjoined party which would	
22	reasonably be expected to cause bodily injury.	
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25	/s/Bentley	
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