

1 State of Arkansas
2 93rd General Assembly
3 Regular Session, 2021
4

A Bill

HOUSE BILL 1024

5 By: Representative Watson
6

For An Act To Be Entitled

8 AN ACT CONCERNING THREATS OR STATEMENTS THAT A PERSON
9 INTENDS TO USE A CONTROLLED SUBSTANCE WHILE PREGNANT
10 OR INTRODUCE A CONTROLLED SUBSTANCE INTO THE BODY OF
11 A PREGNANT WOMAN; AND FOR OTHER PURPOSES.
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Subtitle

15 CONCERNING THREATS OR STATEMENTS THAT A
16 PERSON INTENDS TO USE A CONTROLLED
17 SUBSTANCE WHILE PREGNANT OR INTRODUCE A
18 CONTROLLED SUBSTANCE INTO THE BODY OF A
19 PREGNANT WOMAN.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code Title 5, Chapter 13, Subchapter 2, is amended
25 to add an additional section to read as follows:

26 5-13-212. Threatening to introduce controlled substance into body of
27 pregnant woman.

28 (a) A person commits the offense of threatening to introduce a
29 controlled substance into body of pregnant woman if the person knowingly:

30 (1) Is pregnant and makes a statement to another person that a
31 reasonable person would have cause to believe is true that she has a purpose
32 to introduce a controlled substance as defined by the Uniform Controlled
33 Substances Act, § 5-64-101 et seq., into her own body; or

34 (2) Makes a statement to another person that a reasonable person
35 would have cause to believe is true that he or she has a purpose to introduce
36 a controlled substance as defined by the Uniform Controlled Substances Act, §



1 5-64-101 et seq., into the body of another person whom the person knows is
 2 pregnant.

3 (b) Threatening to introduce a controlled substance into the body of a
 4 pregnant woman is a Class A misdemeanor.

5 (c) A law enforcement officer who has probable cause to believe that a
 6 person has committed an offense under subdivision (a)(1) of this section may
 7 take the person into custody and shall not release the person before his or
 8 her first court appearance unless the law enforcement officer believes that
 9 the person is no longer able to introduce a controlled substance as defined
 10 by the Uniform Controlled Substances Act, § 5-64-101 et seq., into her own
 11 body.

12 (d) It is an exception to this offense that the controlled substance
 13 was ordered for the person receiving the controlled substance by a
 14 practitioner licensed by the state to prescribe controlled substances in the
 15 schedule involved for a legitimate medical purpose.

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