

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

# A Bill

HOUSE BILL 1837

5 By: Representative Pilkington  
6 By: Senator B. Davis  
7

## For An Act To Be Entitled

9 AN ACT CONCERNING LIMITATIONS ON THE ISSUANCE OF A  
10 TEACHING LICENSE; TO EXPAND THE REASONS FOR WHICH THE  
11 STATE BOARD OF EDUCATION SHALL NOT ISSUE A FIRST-TIME  
12 TEACHING LICENSE OR RENEW AN EXISTING TEACHING  
13 LICENSE OR SHALL REVOKE AN EXISTING TEACHING LICENSE;  
14 TO PROHIBIT THE ISSUANCE OR RENEWAL OF A TEACHING  
15 LICENSE TO A PERSON WHO HAS PLED GUILTY OR NOLO  
16 CONTENDERE OR HAS BEEN FOUND GUILTY OF SEXUALLY  
17 GROOMING A CHILD; AND FOR OTHER PURPOSES.  
18

## Subtitle

19  
20  
21 TO PROHIBIT THE ISSUANCE OR RENEWAL OF A  
22 TEACHING LICENSE TO A PERSON WHO HAS PLED  
23 GUILTY OR NOLO CONTENDERE OR HAS BEEN  
24 FOUND GUILTY OF SEXUALLY GROOMING A  
25 CHILD.  
26

27  
28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
29

30 SECTION 1. Arkansas Code § 6-17-410(c), concerning actions affecting  
31 the issuance of a first-time teaching license or the renewal or revocation of  
32 an existing teaching license, is amended to read as follows:

33 (c) The state board shall not issue a first-time license or renew an  
34 existing license and shall revoke an existing license that is not up for  
35 renewal of a person who has ~~a~~:

36 (1) A true report in the Child Maltreatment Central Registry ~~or~~



1 ~~who has pled;~~

2           (2) Pled guilty or nolo contendere to or has been found guilty  
3 of any of the following offenses by a court in the State of Arkansas or of  
4 any similar offense by a court in another state or by a federal court:

5           ~~(1)~~(A) Capital murder as prohibited in § 5-10-101;

6           ~~(2)~~(B) Murder in the first degree as prohibited in § 5-10-  
7 102 ~~and~~ or murder in the second degree as prohibited in § 5-10-103;

8           ~~(3)~~(C) Manslaughter as prohibited in § 5-10-104;

9           ~~(4)~~(D) Battery in the first degree as prohibited in § 5-  
10 13-201 ~~and~~ or battery in the second degree as prohibited in § 5-13-202;

11           ~~(5)~~(E) Aggravated assault as prohibited in § 5-13-204, ~~and~~  
12 or assault in the first degree as prohibited by § 5-13-205;

13           ~~(6)~~(F) Terroristic threatening in the first degree as  
14 prohibited in § 5-13-301;

15           ~~(7)~~(G) Kidnapping as prohibited in § 5-11-102;

16           ~~(8)~~(H) Rape as prohibited in § 5-14-103;

17           ~~(9)~~(I) Sexual assault in the first degree, second degree,  
18 third degree, ~~and~~ or fourth degree as prohibited in §§ 5-14-124 – 5-14-127;

19           ~~(10)~~(J) Incest as prohibited in § 5-26-202;

20           ~~(11)~~(K) A violation of the Arkansas Protection of Children  
21 Against Exploitation Act of 1979, § 5-27-301 et seq., or the use of a child  
22 in a sexual performance as prohibited by §§ 5-27-402 and 5-27-403;

23           ~~(12)~~(L) Distribution to minors as prohibited in § 5-64-  
24 406;

25           ~~(13)~~(M) Any felony in violation of the Uniform Controlled  
26 Substances Act, § 5-64-101 et seq.;

27           ~~(14)~~(N) Sexual indecency with a child as prohibited in §  
28 5-14-110;

29           ~~(15)~~(O) Endangering the welfare of a minor in the first  
30 degree as prohibited in § 5-27-205, ~~or~~ endangering the welfare of a minor in  
31 the second degree as prohibited by § 5-27-206;

32           ~~(16)~~(P) False imprisonment in the first degree as  
33 prohibited in § 5-11-103;

34           ~~(17)~~(Q) Permanent detention or restraint as prohibited in  
35 § 5-11-106;

36           ~~(18)~~(R) Permitting abuse of a child as prohibited in § 5-

1 27-221(a);

2 ~~(19)~~(S) Negligent homicide as prohibited by § 5-10-105(a);

3 ~~(20)~~(T) Coercion as prohibited by § 5-13-208;

4 ~~(21)~~(U) Public sexual indecency as prohibited by § 5-14-

5 111;

6 ~~(22)~~(V) Indecent exposure as prohibited by § 5-14-112;

7 ~~(23)~~(W) Criminal attempt, criminal solicitation, or

8 criminal conspiracy as prohibited in §§ 5-3-201, 5-3-202, 5-3-301, and 5-3-

9 401, to commit any of the offenses listed in this ~~subsection~~ subdivision

10 (c)(2);

11 ~~(24)~~(X) Computer child pornography as prohibited in § 5-

12 27-603;

13 ~~(25)~~(Y) Computer exploitation of a child in the first

14 degree as prohibited in § 5-27-605;

15 ~~(26)~~(Z) Felony theft as prohibited in §§ 5-36-103 – 5-36-

16 106 and 5-36-202;

17 ~~(27)~~(AA) Robbery as prohibited by §§ 5-12-102 and 5-12-

18 103;

19 ~~(28)~~(BB) Breaking or entering as prohibited by § 5-39-202;

20 ~~(29)~~(CC) Burglary as prohibited by § 5-39-201 ~~and or~~

21 aggravated residential burglary as prohibited by § 5-39-204;

22 ~~(30)~~(DD) Forgery as prohibited by § 5-37-201;

23 ~~(31)~~(EE) Video voyeurism as prohibited by § 5-16-101, ~~and~~

24 or voyeurism as prohibited under § 5-16-102;

25 ~~(32)~~(FF) Domestic battering in the first degree as

26 prohibited by § 5-26-303;

27 ~~(33)~~(GG) Domestic battering in the second degree as

28 prohibited by § 5-26-304;

29 ~~(34)~~(HH) Felony violation of an order of protection as

30 prohibited by § 5-53-134;

31 ~~(35)~~(II) Prostitution as prohibited by § 5-70-102;

32 ~~(36)~~(JJ) Sexual solicitation as prohibited by § 5-70-103;

33 ~~(37)~~(KK) Promoting prostitution in the first degree as

34 prohibited by § 5-70-104;

35 ~~(38)~~(LL) Promoting prostitution in the second degree as

36 prohibited by § 5-70-105;

- 1                   ~~(39)~~(MM) Stalking as prohibited by § 5-71-229;
- 2                   ~~(40)~~(NN) Failure to notify by a mandated reporter in the
- 3 first degree as prohibited by § 12-18-201;
- 4                   ~~(41)~~(OO) Any felony not listed in this subsection and
- 5 involving physical or sexual injury, mistreatment, or abuse against another
- 6 person;
- 7                   ~~(42)~~(PP) Aggravated assault upon a law enforcement officer
- 8 or an employee of a correctional facility, as prohibited in § 5-13-211, if a
- 9 Class Y felony;
- 10                   ~~(43)~~(QQ) Sexual extortion, as prohibited in § 5-14-113;
- 11                   ~~(44)~~(RR) Failure to comply with the registration and
- 12 reporting requirements of § 12-12-904;
- 13                   ~~(45)~~(SS) Trafficking of a person as prohibited by § 5-18-
- 14 103;
- 15                   ~~(46)~~(TT) Patronizing a victim of human trafficking as
- 16 prohibited by § 5-18-104;
- 17                   ~~(47)~~(UU) Aggravated assault on a family member or
- 18 household member as prohibited ~~member as prohibited~~ by § 5-26-306; ~~and~~
- 19                   ~~(48)~~(VV) Computer crimes against a minor as prohibited by
- 20 § 5-27-601 et seq.; or
- 21                   ~~(WW)~~ Sexually grooming a child as prohibited by § 5-27-
- 22 307;

23                   (3) Neglected to maintain a professional relationship with all

24 students at all times, both in and out of the classroom;

25                   (4) Solicited, encouraged, engaged in, or consummated an

26 inappropriate relationship with a student, minor, or other individual; or

27                   (5) Engaged in any inappropriate or illegal behavior with a

28 student under subdivisions (c)(1)-(4) of this section, which engagement then

29 escalated into a relationship with the student within twelve (12) months of

30 the student's graduation.

31

32

33

34

35

36