

Stricken language would be deleted from and underlined language would be added to present law.
Act 828 of the Regular Session

State of Arkansas As Engrossed: H1/25/21 H2/3/21 H2/22/21 H3/4/21 S4/8/21
93rd General Assembly
Regular Session, 2021

A Bill

HOUSE BILL 1098

By: Representatives Wooten, Evans

By: Senator K. Hammer

For An Act To Be Entitled

AN ACT TO REQUIRE NOTICE TO CERTAIN PERSONS WHEN A
SEX OFFENDER IS ON THE PREMISES OF A CHILDCARE
FACILITY; CONCERNING THE PRESENCE OF A SEX OFFENDER
ON THE PREMISES OF A CHILDCARE FACILITY; AND FOR
OTHER PURPOSES.

Subtitle

TO REQUIRE NOTICE TO CERTAIN PERSONS WHEN
A SEX OFFENDER IS ON THE PREMISES OF A
CHILDCARE FACILITY; AND CONCERNING THE
PRESENCE OF A SEX OFFENDER ON THE
PREMISES OF A CHILDCARE FACILITY.

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

SECTION 1. Arkansas Code Title 12, Chapter 12, Subchapter 9, is amended to add an additional section to read as follows:

12-12-930. Notice requirement when owner, operator, lessee, or administrator of childcare facility is married to sex offender.

(a) As used in this section, "sex offender" means a:

(1) Level 2 sex offender whose information is made public under § 12-12-913(j)(1)(B);

(2) Level 3 sex offender; or

(3) Level 4 sex offender.

(b) If an owner, operator, lessee, or administrator of a childcare facility is married to a sex offender, the owner, operator, lessee, or



administrator shall provide notification in writing or by email to the parent, legal guardian, person having lawful control, or person standing in loco parentis of a child who attends the childcare facility that:

(1) The owner, operator, lessee, or administrator is married to a sex offender; and

(2) The sex offender will not be present on the premises of the childcare facility while children are present.

/s/Wooten

APPROVED: 4/21/21