

INTERIM STUDY PROPOSAL 2009-229

1 State of Arkansas
2 87th General Assembly
3 First Extraordinary Session, 2010

A Bill

Call Item ##
MAG/CDS
SENATE BILL

5
6 By: Senator Altes

7
8 Filed with: Arkansas Legislative Council
9 pursuant to A.C.A. §10-3-217.

10
11 **For An Act To Be Entitled**

12 AN ACT TO INCREASE THE THRESHOLD AGE OF CHILDREN
13 PROTECTED UNDER THE OFFENSE OF SEXUAL ASSAULT IN
14 THE FOURTH DEGREE; AND FOR OTHER PURPOSES.

15
16 **Subtitle**

17 AN ACT TO INCREASE THE THRESHOLD AGE OF
18 CHILDREN PROTECTED UNDER THE OFFENSE OF
19 SEXUAL ASSAULT IN THE FOURTH DEGREE.

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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 § 5-14-127 is amended to read as follows:

25 5-14-127. Sexual assault in the fourth degree.

26 (a) A person commits sexual assault in the fourth degree if the
27 person:

28 (1) Being twenty (20) years of age or older, engages in sexual
29 intercourse or deviate sexual activity with another person who is:

30 (A) Less than ~~sixteen (16)~~ seventeen (17) years of age;

31 and

32 (B) Not the person's spouse; or

33 (2) Engages in sexual contact with another person who is:

34 (A) Less than ~~sixteen (16)~~ seventeen (17) years of age;

35 and

36 (B) Not the person's spouse.

1 (b)(1) Sexual assault in the fourth degree under subdivision (a)(1) of
2 this section is a Class D felony.

3 (2) Sexual assault in the fourth degree under subdivision (a)(2)
4 of this section is a Class A misdemeanor if the person engages only in sexual
5 contact with another person as described in subdivision (a)(2) of this
6 section.

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36 Filed Date: 02/05/2010 By: MAG\CDS