

State of Arkansas
89th General Assembly
Regular Session, 2013

A Bill

SENATE BILL 92

By: Senators Hickey, Caldwell, A. Clark, J. Dismang, J. English, Hester, Irvin, Maloch, Rapert, G.
Stubblefield, Teague, E. Williams, J. Woods
By: Representatives Hickerson, Hawthorne

For An Act To Be Entitled

AN ACT TO AMEND THE LIMITATIONS PERIOD FOR CERTAIN
SEX CRIMES INVOLVING MINORS; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LIMITATIONS PERIOD FOR
CERTAIN SEX CRIMES INVOLVING MINORS.

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

SECTION 1. Arkansas Code § 5-1-109(a), regarding the limitations period for certain criminal offenses, is amended to read as follows:

(a)(1) A prosecution for ~~murder~~ the following offenses may be commenced at any time~~;~~:

(A) Capital murder, § 5-10-101;

(B) Murder in the first degree, § 5-10-102;

(C) Murder in the second degree, § 5-10-103;

(D) Rape, § 5-14-103, if the victim was a minor at the time of the offense;

(E) Sexual indecency with a child, § 5-14-110;

(F) Sexual assault in the first degree, § 5-14-124;

(G) Sexual assault in the second degree, § 5-14-125, if the victim was a minor at the time of the offense;

(H) Incest, § 5-26-202, if the victim was a minor at the time of the offense;

(I) Engaging children in sexually explicit conduct for use



in visual or print medium, § 5-27-303;

(J) Transportation of minors for prohibited sexual conduct, § 5-27-305;

(K) Employing or consenting to the use of a child in a sexual performance, § 5-27-402;

(L) Producing, directing, or promoting a sexual performance by a child, § 5-27-403; and

(M) Computer exploitation of a child in the first degree, § 5-27-605.

(2) A prosecution may be commenced for a violation of the following offenses, if, when the alleged violation occurred, the offense was committed against a minor, the violation has not been previously reported to a law enforcement agency or prosecuting attorney, and the victim has not reached the age of twenty-eight (28) years of age:

~~(A) Rape, § 5-14-103;~~

~~(B) Sexual assault in the first degree, § 5-14-124;~~

~~(C) Sexual assault in the second degree, § 5-14-125;~~

~~(D)~~(A) Sexual assault in the third degree, § 5-14-126;

~~(E)~~(B) Sexual assault in the fourth degree, § 5-14-127;

~~(F) Incest, § 5-26-202;~~

~~(G)~~(C) Endangering the welfare of a minor in the first degree, § 5-27-205;

~~(H)~~(D) Permitting abuse of a minor, § 5-27-221; and

~~(I) Engaging children in sexually explicit conduct for use in visual or print medium, § 5-27-303;~~

~~(J) Transportation of minors for prohibited sexual conduct, § 5-27-305;~~

~~(K) Employing or consenting to the use of a child in a sexual performance, § 5-27-402;~~

~~(L) Producing, directing, or promoting a sexual performance by a child, § 5-27-403;~~

~~(M)~~(E) Computer child pornography, § 5-27-603; and

~~(N) Computer exploitation of a child in the first degree, § 5-27-605.~~