

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1769

By: Representatives Tucker, Sabin

For An Act To Be Entitled

AN ACT TO CREATE THE ARKANSAS ANIMAL ABUSE REGISTRY;
AND FOR OTHER PURPOSES.

Subtitle

TO CREATE THE ARKANSAS ANIMAL ABUSE
REGISTRY.

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

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

Subchapter 20 – Arkansas Animal Abuse Registry

12-12-2001. Definition.

As used in this subchapter, "animal abuse offense" means:

(1) Cruelty to animals, § 5-62-103, if the offense is a felony and the animal is a dog, cat, or horse;

(2) Aggravated cruelty to a dog, cat, or horse, § 5-62-104;

(3) Unlawful animal fighting, § 5-62-120, if the offense is a felony and the animal is a dog, cat, or horse; or

(4) A felony offense concerning animal cruelty or abuse enacted, renamed, or amended at a later date by the General Assembly unless the General Assembly expresses its intent not to consider the offense to be an animal abuse offense under this subchapter.

12-12-2002. Arkansas Animal Abuse Registry.

(a)(1) The Arkansas Crime Information Center shall post a publicly



accessible list on its website of any person convicted of an animal abuse offense.

(2)(A) The list under subdivision (a)(1) of this section shall include a photograph taken of the person, the person's full legal name, and other identifying data as the center determines is necessary to properly identify the person and to exclude innocent persons.

(B) The list under subdivision (a)(1) of this section shall not include the person's Social Security number, driver's license number, or any other state or federal identification number.

(b) A circuit court clerk shall forward a copy of the sentencing order and date of birth of a person convicted of an animal abuse offense to the center within sixty (60) calendar days of the date of the sentencing order.

(c)(1) Upon a person's first conviction for an animal abuse offense, the center shall maintain the person's name and other identifying information, described in subdivision (a)(2)(A) of this section on the list under subdivision (a)(1) of this section published for two (2) years following the date of conviction, after which time the center shall remove the person's name and identifying information from the list if the person is not convicted of another animal abuse offense during that two-year period.

(2) Upon a person's subsequent conviction for an animal abuse offense, the center shall maintain the person's name and other identifying information, described in subdivision (a)(2)(A) of this section on the list under subdivision (a)(1) of this section for five (5) years following the date of the most recent conviction, after which time the center shall remove the person's name and identifying information from the list if the person is not convicted of another animal abuse offense during that five-year period.

(d) The center shall remove the person's name and identifying information from the list under subdivision (a)(1) of this section if the sole offense for which the person is required to be subject to the mandates of the registry is sealed under the Comprehensive Criminal Record Sealing Act of 2013, § 16-90-1401 et seq., or pardoned.

12-12-2003. Rulemaking.

The Arkansas Crime Information Center may promulgate rules to implement of this subchapter.

SECTION 2. DO NOT CODIFY. Effective date.

This act is effective on and after January 1, 2018.