

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

State of Arkansas  
91st General Assembly  
Regular Session, 2017

As Engrossed: S2/13/17  
**A Bill**

SENATE BILL 271

By: Senators Irvin, *Elliott, Rapert*

By: Representatives D. Meeks, *Leding, C. Fite, C. Douglas*

### **For An Act To Be Entitled**

AN ACT TO ADD HUMAN TRAFFICKING TO THE DEFINITIONS OF ABUSE AND SEXUAL ABUSE WITHIN THE ARKANSAS JUVENILE CODE OF 1989 AND CHILD MALTREATMENT ACT; AND FOR OTHER PURPOSES.

### **Subtitle**

TO ADD HUMAN TRAFFICKING TO THE DEFINITIONS OF ABUSE AND SEXUAL ABUSE WITHIN THE ARKANSAS JUVENILE CODE OF 1989 AND CHILD MALTREATMENT ACT.

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

SECTION 1. Arkansas Code § 9-27-303(3)(A), concerning the definition of "abuse" in the Arkansas Juvenile Code of 1989, is amended to add an additional subdivision to read as follows:

(viii) Recruiting, harboring, transporting, or obtaining a child for labor or services, through force, fraud, or coercion for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

SECTION 2. Arkansas Code § 9-27-303(17)(G), concerning the definition of "dependent juvenile" in the Arkansas Juvenile Code of 1989, is amended to read as follows:

(G)(i) A child who has been a victim of human trafficking ~~as a result of threats, coercion, or fraud.~~



(ii) If the parent knew or should have known the child was a victim of human trafficking ~~as a result of threats, coercion, or fraud~~, the child is not a dependent juvenile but may be dependent-neglected;

SECTION 3. Arkansas Code § 9-27-303(52), concerning the definition of "sexual abuse" in the Arkansas Juvenile Code of 1989, is amended to add an additional subdivision to read as follows:

(F) By a person eighteen (18) years of age or older to a person who is younger than eighteen (18) years of age, the recruiting, harboring, transporting, obtaining, patronizing, or soliciting of a child for the purpose of a commercial sex act.

SECTION 4. Arkansas Code § 9-27-303, concerning definitions of the Arkansas Juvenile Code of 1989, is amended to add an additional subdivision to read as follows:

(65) "Victim of human trafficking" means a child who has been subjected to trafficking of persons as defined in § 5-18-103.

*SECTION 5. Arkansas Code § 9-28-409(e)(2), concerning the prohibition on a person with certain offenses having direct and unsupervised contact with a child in a child welfare agency, is amended to add an additional subdivision to read as follows:*

(K) Trafficking of persons, § 5-18-103.

SECTION 6. Arkansas Code § 12-18-103(3)(A), concerning the definition of "abuse" in the Child Maltreatment Act, is amended to add an additional subdivision to read as follows:

(viii) Recruiting, harboring, transporting, or obtaining a child for labor or services, through force, fraud, or coercion, for the purpose of subjection to involuntary servitude, peonage, debt bondage, or slavery.

SECTION 7. Arkansas Code § 12-18-103(20), concerning the definition of "sexual abuse" in the Child Maltreatment Act, is amended to add an additional subdivision to read as follows:

(F) By a person eighteen (18) years of age or older to a

person who is younger than eighteen (18) years of age, the recruiting, harboring, transporting, obtaining, patronizing, or soliciting of a child for the purpose of a commercial sex act.

*/s/Irvin*