

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

State of Arkansas  
92nd General Assembly  
Regular Session, 2019

# A Bill

SENATE BILL 609

By: Senators Irvin, G. Leding

## For An Act To Be Entitled

AN ACT TO CREATE THE OFFENSE OF CHILD LABOR  
TRAFFICKING; AND FOR OTHER PURPOSES.

### Subtitle

TO CREATE THE OFFENSE OF CHILD LABOR  
TRAFFICKING.

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

SECTION 1. Arkansas Code Title 5, Chapter 27, Subchapter 2, is amended to add an additional section to read as follows:

5-27-212. Child labor trafficking.

(a) As used in this section, "serious harm" means any harm, whether physical or nonphysical, including without limitation psychological, financial, or reputational harm, that is sufficiently serious under the circumstances to compel a reasonable person of the same background and in the same circumstances as the victim to provide or to continue to provide labor or services to avoid incurring that harm.

(b) A person commits child labor trafficking if he or she has physical custody of a minor, allows a minor to reside in his or her residence, is in a position of authority over a minor, or provides care for any length of time to a minor, and knowingly obtains labor or services from the minor, benefits financially from the labor or services of the minor, or receives anything of value from the labor or services of the minor, by causing or threatening to cause serious harm to the minor or by engaging in a pattern of conduct that results in:

(1) Physical injury to the minor;



(2) Sexual abuse of the minor; or

(3) Sexual assault of the minor.

(c) Child labor trafficking is a Class Y felony.

(d) It is not a defense to prosecution that the minor consented to the performance of any labor or services.

(e) It is not an offense under this section for a parent or guardian of a child to require his or her child to perform common household chores under the threat of the reasonable exercise of discipline by the parent or guardian of the child.