

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

State of Arkansas
93rd General Assembly
Regular Session, 2021

As Engrossed: H2/3/21
A Bill

HOUSE BILL 1278

By: Representative C. Fite
By: Senator J. Hendren

For An Act To Be Entitled

AN ACT TO AMEND THE LAW CONCERNING THE CLOSURE OF INVESTIGATIONS AND INVESTIGATIVE DETERMINATIONS UNDER THE CHILD MALTREATMENT ACT; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE LAW CONCERNING THE CLOSURE OF INVESTIGATIONS AND INVESTIGATIVE DETERMINATIONS UNDER THE CHILD MALTREATMENT ACT.

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

SECTION 1. Arkansas Code § 12-18-619(c), concerning the closure of investigations under the Child Maltreatment Act, is amended to read as follows:

(c) If at any time before or during the investigation the Department of Human Services and the ~~Department~~ Division of Arkansas State Police are unable to locate or identify the alleged offender or alleged victim ~~because the alleged child maltreatment occurred more than five (5) years ago or in another state~~, the Department of Human Services and the ~~Department~~ Division of Arkansas State Police ~~shall~~ may consider the report unable to be completed and ~~place~~ determine the report ~~in~~ to be inactive ~~status~~ if a true or unsubstantiated determination cannot be established without interviewing the alleged offender or alleged victim.

SECTION 2. Arkansas Code § 12-18-702(a)(4)(B), concerning



investigative determinations under the Child Maltreatment Act, is amended to read as follows:

(B) If the investigation cannot be completed because the Department of Human Services and the Division of Arkansas State Police are unable to locate or identify the alleged offender or alleged victim, the investigation ~~shall~~ may be determined ~~incomplete and placed in~~ inactive ~~status~~ if a true or unsubstantiated determination cannot be established without interviewing the alleged offender or alleged victim.

/s/C. Fite