

1 State of Arkansas As Engrossed: H3/11/19 H3/20/19  
2 92nd General Assembly **A Bill**  
3 Regular Session, 2019

HOUSE BILL 1634

4  
5 By: Representatives Petty, *Scott*  
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7 **For An Act To Be Entitled**

8 AN ACT TO INCLUDE ACTS COMMITTED BY A VICTIM OF HUMAN  
9 TRAFFICKING UNDER THE STATE'S RAPE SHIELD LAW; AND  
10 FOR OTHER PURPOSES.

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13 **Subtitle**

14 TO INCLUDE ACTS COMMITTED BY A VICTIM OF  
15 HUMAN TRAFFICKING UNDER THE STATE'S RAPE  
16 SHIELD LAW.

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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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21 SECTION 1. Arkansas Code § 16-42-101(b), concerning the rape shield  
22 statute, is amended to read as follows:

23 (b) In ~~any~~ a criminal prosecution under § 5-14-101 et seq., the Human  
24 Trafficking Act of 2013, § 5-18-101 et seq., or § 5-26-202, or for criminal  
25 attempt to commit, criminal solicitation to commit, or criminal conspiracy to  
26 commit an offense defined in any of those sections, opinion evidence,  
27 reputation evidence, or evidence of specific instances of the victim's prior  
28 sexual conduct with the defendant or any other person, evidence of a victim's  
29 prior allegations of sexual conduct with the defendant or any other person,  
30 evidence of a person's prior sexual conduct when the person was a victim of  
31 human trafficking, which allegations the victim asserts to be true, or  
32 evidence offered by the defendant concerning prior allegations of sexual  
33 conduct by the victim with the defendant or any other person if the victim  
34 denies making the allegations is not admissible by the defendant, either  
35 through direct examination of any defense witness or through cross-  
36 examination of the victim or other prosecution witness, to attack the



1 credibility of the victim, to prove consent or any other defense, or for any  
2 other purpose.

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*/s/Petty*

**APPROVED: 4/10/19**