

1 State of Arkansas
2 95th General Assembly
3 Regular Session, 2025
4

A Bill

HOUSE BILL 1664

5 By: Representative K. Brown
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For An Act To Be Entitled

8 AN ACT TO AMEND "QUINCY'S LAW" CONCERNING PHYSICAL
9 EXAMS AND OTHER TESTING IN AN INVESTIGATION INVOLVING
10 ALLEGED ABUSE UNDER THE CHILD MALTREATMENT ACT; AND
11 FOR OTHER PURPOSES.
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Subtitle

15 TO AMEND "QUINCY'S LAW" CONCERNING
16 PHYSICAL EXAMS AND OTHER TESTING IN AN
17 INVESTIGATION INVOLVING ALLEGED ABUSE
18 UNDER THE CHILD MALTREATMENT ACT.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 12-18-614 is amended to read as follows:
24 12-18-614. Submission to a physical exam or other testing.

25 (a) An investigation under this chapter may include a physical
26 examination, a drug test, radiology procedures, photographs, and a
27 psychological or psychiatric examination of all children subject to the care,
28 custody, or control of the alleged offender.

29 (b)(1) If the report of child maltreatment or suspected child
30 maltreatment alleges abuse as defined in § 12-18-103, the alleged offender
31 may:

32 (A)(i) For the purpose of obtaining a second opinion,
33 request that the alleged victim be examined by a licensed healthcare provider
34 of the alleged offender's choosing who:

35 (a) Did not perform the initial examination,
36 test, or procedure described under subsection (a) of this section; and



1 (b) Routinely provides medical care to
 2 pediatric patients.

3 (ii) An examination performed under subdivision
 4 (b)(1)(A)(i) of this section ~~shall:~~

5 (a) Shall be paid for by the alleged offender
 6 or as otherwise covered by insurance or Medicaid; and

7 (b) May be requested by the alleged offender
 8 regardless of whether the alleged victim has been taken into or placed in the
 9 custody of the Department of Human Services; and

10 (B)(i) For the purpose of ruling out a possible
 11 differential diagnosis, request that a licensed healthcare provider who
 12 routinely provides medical care to pediatric patients examine the alleged
 13 victim to determine whether or not the alleged victim has ~~one (1) or more of~~
 14 ~~the following medical conditions~~ a congenital cutaneous variant, bone
 15 fragility, a coagulation disorder, or another medical condition or genetic
 16 condition that may appear to be caused by suspected abuse or increase the
 17 risk of misdiagnosis of abuse as defined in § 12-18-103, including without
 18 limitation:

- 19 (a) Rickets;
- 20 (b) Ehlers-Danlos syndrome;
- 21 (c) Osteogenesis imperfecta;
- 22 (d) Vitamin D deficiency; or
- 23 (e) ~~Another medical condition that may:~~

24 Vitamin K deficiency

25 ~~(1) Appear to be caused by suspected~~
 26 ~~abuse as defined in § 12-18-103; or~~

27 ~~(2) Increase the risk of a misdiagnosis~~
 28 ~~of abuse as defined in § 12-18-103.~~

29 (ii) An examination performed under subdivision
 30 (b)(1)(B)(i) of this section shall be paid for by the alleged offender or as
 31 otherwise covered by insurance or Medicaid.

32 (iii) If the alleged victim undergoes genetic
 33 testing under subdivision (b)(1)(B)(i) of this section, the genetic testing
 34 shall include a complete family medical history even if the alleged victim's
 35 family members have not been diagnosed with a genetic condition.

36 (2) A licensed healthcare provider examination under subdivision

1 (b)(1) of this section shall not be requested for the purpose of obtaining a
2 second opinion on whether or not an alleged victim has been a victim of
3 sexual abuse.

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