

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

# A Bill

SENATE BILL 431

5 By: Senators J. Bryant, Hester  
6 By: Representative R. Scott Richardson  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE HUMAN TRAFFICKING ACT OF 2013; TO  
10 ELIMINATE THE STATUTE OF LIMITATIONS FOR PROSECUTION  
11 OF CERTAIN HUMAN TRAFFICKING RELATED CRIMINAL  
12 OFFENSES; TO CREATE SAFE HARBORS FOR MINORS FROM SEX  
13 OFFENSES AND OTHER CRIMES THAT RESULT FROM HUMAN  
14 TRAFFICKING; TO PROHIBIT THE MANUFACTURE,  
15 DISTRIBUTION, SALE, AND POSSESSION OF CHILD SEX  
16 DOLLS; AND FOR OTHER PURPOSES.

## Subtitle

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20 TO AMEND THE HUMAN TRAFFICKING ACT OF  
21 2013; TO ELIMINATE THE STATUTE OF  
22 LIMITATIONS FOR CERTAIN OFFENSES; TO  
23 CREATE SAFE HARBORS FOR VICTIMS; AND TO  
24 PROHIBIT CERTAIN SEXUALLY EXPLICIT  
25 PRODUCTS THAT RESEMBLE A CHILD.  
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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29 SECTION 1. Arkansas Code § 5-1-109(a)(1), concerning offenses for  
30 which prosecution may be commenced at any time, is amended to add additional  
31 subdivisions to read as follows:

32 (O) Sexual extortion, § 5-14-113, if the victim was a  
33 minor at the time of the offense;

34 (P) Trafficking of persons, § 5-18-103;

35 (Q) Patronizing a victim of human trafficking, § 5-18-104;

36 (R) Grooming a minor for future sex trafficking, § 5-18-



1 106; and

2 (S) Traveling for the purpose of an unlawful sex act with  
3 a minor, § 5-18-107.

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5 SECTION 2. Arkansas Code § 5-2-210 is amended to read as follows:

6 5-2-210. Human trafficking – Affirmative defense.

7 (a) As used in this section, "victim of trafficking of persons" means  
8 a person who has been subjected to trafficking of persons, § 5-18-103.

9 (b) It is an affirmative defense to a prosecution for an offense  
10 listed under subsection (c) of this section if at the time a person engaged  
11 in the conduct charged to constitute the offense the person ~~was~~:

12 (1) Was eighteen (18) years of age or older;

13 ~~(1)(2)~~ A Was a victim of trafficking of persons, § 5-18-103; and

14 ~~(2)(3)~~ Engaged in the offense as a result of the trafficking of  
15 persons, § 5-18-103.

16 (c) The affirmative defense under ~~this section~~ subsection (b) of this  
17 section may be raised only in a prosecution for one (1) or more of the  
18 following offenses:

19 (1) Forgery, § 5-37-201;

20 (2) Defrauding a prospective adoptive parent, § 5-37-216;

21 (3) A prostitution offense under § 5-70-101 et seq.;

22 (4) Obscene performance at a live public show, § 5-68-305; or

23 (5) A controlled substance offense under § 5-64-401 et seq. that  
24 is not a Class Y felony.

25 (d) It is an affirmative defense to a prosecution for any offense if  
26 at the time a person engaged in the conduct charged to constitute the offense  
27 the person:

28 (1) Was seventeen (17) years of age or younger;

29 (2) Was a victim of trafficking of persons, § 5-18-103; and

30 (3) Engaged in the offense as a result of the trafficking of  
31 persons, § 5-18-103.

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33 SECTION 3. Arkansas Code Title 5, Chapter 18, is amended to add an  
34 additional section to read as follows:

35 5-18-108. Affirmative defense for a minor.

36 It is an affirmative defense under this chapter if at the time of the

1 person's commission of an act that meets the elements of an offense under  
2 this chapter the person:

- 3 (1) Was seventeen (17) years of age or younger; and  
4 (2) Was or at a time before commission of the act was a victim  
5 of trafficking of persons, § 5-18-103.  
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7 SECTION 4. Arkansas Code Title 5, Chapter 27, Subchapter 3, is amended  
8 to add an additional section to read as follows:

9 5-27-308. Possession, manufacture, transport, or distribution of child  
10 sex doll.

11 (a) As used in this section, "child sex doll" means an anatomically  
12 correct or anatomically precise doll, mannequin, or robot that may consist of  
13 an entire body, or may consist of only a pelvis or any other body part, with  
14 features of, or with features that resemble, those of a minor intended for  
15 use in sexual acts.

16 (b) It is unlawful for a person to knowingly:

- 17 (1) Possess a child sex doll;  
18 (2) Transport a child sex doll into the state;  
19 (3) Distribute a child sex doll; or  
20 (4) Manufacture a child sex doll.

21 (c) A violation of this section is:

- 22 (1) A Class D felony under subdivision (b)(1) of this section;  
23 (2) A Class C felony under subdivision (b)(2) or (b)(3) of this  
24 section; or  
25 (3) A Class B felony under subdivision (b)(4) of this section.  
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