

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4

As Engrossed: H3/29/23

# A Bill

HOUSE BILL 1564

5 By: Representatives Unger, McCollum  
6 By: Senator Gilmore  
7

## For An Act To Be Entitled

9 AN ACT TO AMEND THE LAW CONCERNING SEXUAL  
10 SOLICITATION; TO CHANGE THE CLASSIFICATION OF THE  
11 OFFENSE OF SEXUAL SOLICITATION; AND FOR OTHER  
12 PURPOSES.  
13  
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## Subtitle

16 TO AMEND THE LAW CONCERNING SEXUAL  
17 SOLICITATION; AND TO CHANGE THE  
18 CLASSIFICATION OF THE OFFENSE OF SEXUAL  
19 SOLICITATION.  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. Arkansas Code § 5-70-103(b), concerning sexual  
25 solicitation, is amended to read as follows:

26 (b) *Sexual solicitation is:*

27 ~~(1) an An unclassified misdemeanor with the following sentences:~~

28 ~~(1) For for a first offense with the following sentences:~~

29 (A) *No more than ninety (90) days' imprisonment;*

30 (B) *A fine of no more than two thousand dollars (\$2,000);*

31 or

32 (C) *Both imprisonment and a fine; and*

33 ~~(2) For A Class D felony for a second or subsequent offense.~~

34 ~~(A) No more than one (1) year of imprisonment;~~

35 ~~(B) A fine of no more than three thousand five hundred~~

36 ~~dollars (\$3,500); or~~



1 ~~(C) Both imprisonment and a fine.~~

2  
3 SECTION 2. Arkansas Code § 5-70-103(d), concerning sexual  
4 solicitation, is amended to read as follows:

5 (d) In addition to any other sentence authorized by this section, a  
6 person who violates this section by offering to pay, agreeing to pay, or  
7 paying a fee to engage in sexual activity upon conviction shall be ordered to  
8 pay:

9 (1) a fine of two hundred fifty dollars (\$250) to be deposited  
10 into the Safe Harbor Fund for Sexually Exploited Children; and

11 (2) An additional fine of:

12 (A) One thousand dollars (\$1,000) to be deposited into the  
13 Human Trafficking Victim Support Fund, if the offense is a misdemeanor; or

14 (B) Two thousand five hundred dollars (\$2,500) to be  
15 deposited into the Human Trafficking Victim Support Fund, if the offense is a  
16 felony.

17  
18 /s/Unger