

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1844

5 By: Representatives Gates, Petty, Penzo, Bentley, Breaux, Brown, Christiansen, Evans, Kelly, J.
6 Mayberry, Rushing, Rye, B. Smith
7 By: Senators K. Hammer, A. Clark, Flippo
8

For An Act To Be Entitled

10 AN ACT CONCERNING WHAT CONSTITUTES CRIMINALLY
11 INJURIOUS CONDUCT UNDER THE ARKANSAS CRIME VICTIMS
12 REPARATIONS ACT; AND FOR OTHER PURPOSES.
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Subtitle

15 CONCERNING WHAT CONSTITUTES CRIMINALLY
16 INJURIOUS CONDUCT UNDER THE ARKANSAS
17 CRIME VICTIMS REPARATIONS 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 § 16-90-703(5), concerning the definition of
24 "criminally injurious conduct", is amended to read as follows:

25 (5)(A)(i) "Criminally injurious conduct" means an act which
26 occurs or is attempted in this state that results in personal injury or death
27 to a victim, and which act is punishable by fine, imprisonment, or death.

28 (ii) "Criminally injurious conduct" shall include
29 acts of international terrorism committed outside of the United States as
30 defined in 18 U.S.C. § 2331 as it existed on January 1, 2019, against any
31 Arkansas resident.

32 ~~(iii) "Criminally injurious conduct" does not~~
33 ~~include acts arising out of the operation of motor vehicles, boats, or~~
34 ~~aircraft unless the acts were committed with the intent to inflict injury or~~
35 ~~death or unless the acts involve any of the following:~~

36 ~~(a) Injury or death intentionally inflicted~~



1 ~~through the use of a motor vehicle, boat, or aircraft;~~

2 ~~(b) A violation of the Omnibus DWI or BWI Act,~~
3 ~~§ 5-65-101 et seq.; or~~

4 ~~(c) A violation of § 27-53-101.~~

5 (B) For the purposes of this subchapter, a person shall be
6 deemed to have committed criminally injurious conduct, notwithstanding that
7 by reason of age, insanity, drunkenness, or other reason he or she was
8 legally incapable of committing a crime;

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