

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**

# A Bill

**HOUSE BILL**

4 **By: Representatives Beatty and Wagner**

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## **For An Act To Be Entitled**

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 9-9-408 TO ADD  
9 AUTHORIZATION FOR RETROACTIVE ADOPTION SUBSIDIES FOR PRE-  
10 EXISTING UNKNOWN MEDICAL AND PSYCHIATRIC CONDITIONS  
11 RESULTING IN SEVERE CONDITIONS WHICH REQUIRE EXTENSIVE  
12 TREATMENT; AND FOR OTHER PURPOSES."

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## **Subtitle**

15 "AUTHORIZATION FOR RETROACTIVE ADOPTION SUBSIDIES FOR PRE-  
16 EXISTING UNKNOWN MEDICAL AND PSYCHIATRIC CONDITIONS."

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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code Annotated 9-9-408 is amended to add the  
21 following subsection:

22 "(c) When a child is determined to have a causative pre-existing  
23 condition which was not identified or known prior to the final decree of  
24 adoption and which has resulted in a severe medical or psychiatric condition  
25 that required extensive treatment, hospitalization or institutionalization, an  
26 adoption subsidy may be approved. Upon the approval of the subsidy, the  
27 adoptive parents shall also be entitled to receive retroactive subsidy  
28 payments for the two (2) months prior to the date such subsidy was approved.  
29 This will only apply to adoptive placements made on or after April 28, 1979."

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31 SECTION 2. All provisions of this act of a general and permanent nature  
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
33 Revision Commission shall incorporate the same in the Code.

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35 SECTION 3. If any provision of this act or the application thereof to

1 any person or circumstance is held invalid, such invalidity shall not affect  
2 other provisions or applications of the act which can be given effect without  
3 the invalid provision or application, and to this end the provisions of this  
4 act are declared to be severable.

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6 SECTION 4. All laws and parts of laws in conflict with this act are  
7 hereby repealed.

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