

"AN ACT TO PROVIDE FOR PROTECTION OF JUVENILES WHO MAY BE NEGLECTED OR ABUSED BY PERSONS TO WHOM THEIR PARENTS OR GUARDIANS HAVE ENTRUSTED THE JUVENILE'S CARE; AND FOR OTHER PURPOSES."

WHEREAS, many persons provide routine care for unrelated children as babysitters or "family daycare" which are exempt from State licensure because they care for children of not more than four (4) families and less than six (6) children; and

WHEREAS, the Arkansas Juvenile Code addresses remedies as to parents of a particular dependent-neglected child, but does not extend protection to children not the subject of an individual abuse or neglect complaint; and

WHEREAS, it is the intent of the General Assembly to protect such children;

NOW THEREFORE,

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

SECTION 1. If a juvenile is found to be abused/neglected due to the acts or omissions of a person other than the parent or guardian of the juvenile, the court may enter an order restraining or enjoining the person and/or facility employing such person from providing care, training, education, custody or supervision of juveniles of whom the person or facility is not the parent or guardian. If the person and/or facility restrained or enjoined was not subject to the Child Care Facility Licensing Act (Act 434 of 1969, as amended) the court may order the person and/or facility to obtain a license from the Child Care Facility Review Board as a condition precedent to the person and/or facility providing care, training, education, custody, or supervision of any juveniles of which the person or facility is not the parent or guardian. If the court so orders, the Child Care Facility Licensing Act Act 434 of 1969, as amended) shall thereafter apply to the persons and facility subject to the court order.

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

APPROVED: April 7, 1987

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