

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A BILL ACT 627 OF 1991
HOUSE BILL 1657

4 **By: Representatives Goodwin, Pollan and Flanagin**

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For An Act To Be Entitled

8 "AN ACT TO AMEND TITLE 20, CHAPTER 78, SUBCHAPTER 2 OF THE
9 ARKANSAS CODE OF 1987, THE CHILD CARE FACILITY LICENSING
10 ACT, TO PERMIT THE ISSUANCE OF LICENSES FOR TWO YEARS; AND
11 FOR OTHER PURPOSES."

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

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15 SECTION 1. Subsection (b) of Arkansas Code §20-78-209 is hereby amended
16 to read as follows:

17 "(b) (1) In order to maintain an exempt status, the child care facility
18 shall state every two (2) years, in written form signed by the persons in
19 charge, that their facility has met the fire, safety, and health inspections
20 and is in substantial compliance with published standards that similar
21 nonexempt child care facilities are required to meet.

22 (2) Visits to review and advise exempt facilities shall be made
23 as deemed necessary by the board to verify and maintain substantial compliance
24 with all published standards for nonexempt facilities.

25 (3) Standards for substantial compliance shall not include those
26 of a religious or curriculum nature so long as the health, safety, and welfare
27 of the child is not endangered.

28 (4) Standards for corporal punishment shall be as established by
29 present regulations unless alternative compliance is granted by the board."

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31 SECTION 2. Arkansas Code §20-78-210 is hereby amended to read as
32 follows:

33 "20-78-210. License - Application and issuance.

34 (a) Any person, partnership, group, corporation, organization, or
35 association desiring to operate a child care facility shall first make
36 application for a license for such a facility to the board on the application

1 forms furnished for this purpose by the board.

2 (b) The board shall act on any application within sixty (60) days after
3 it has been received by the board.

4 (c) If an applicant meets the requirements of this subchapter and the
5 published rules and regulations of the board regarding minimum standards for a
6 child care facility, then the applicant shall be granted a license by the
7 board as a child care facility. This license shall continue in effect for two
8 (2) years or until revoked or suspended as provided in this subchapter.

9 (d) In issuing a license for a child care facility, the board may limit
10 the number of children who may be served by that facility."

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12 SECTION 3. All provisions of this act of a general and permanent nature
13 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
14 Revision Commission shall incorporate the same in the Code.

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16 SECTION 4. If any provision of this act or the application thereof to
17 any person or circumstance is held invalid, such invalidity shall not affect
18 other provisions or applications of the act which can be given effect without
19 the invalid provision or application, and to this end the provisions of this
20 act are declared to be severable.

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22 SECTION 5. All laws and parts of laws in conflict with this act are
23 hereby repealed.

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26 APPROVED: 3-19-91

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