

As Engrossed: 3/19/91

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representatives Flanagin and Goodwin**

A BILL ACT 761 OF 1991
HOUSE BILL 1658

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 9-28-404 TO LIMIT
9 ADVERTISING IN CONNECTION WITH ADOPTIONS; AND FOR OTHER
10 PURPOSES."

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

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14 *SECTION 1. Arkansas Code Annotated 9-28-404 is hereby amended to read*
15 *as follows:*

16 *"(a) Any person who plans for the placement of, or places or assists*
17 *any group, association, partnership, corporation, or other person in placing a*
18 *child in an institution, foster home, or adoptive home, without first*
19 *obtaining a license from the Director of the Arkansas Department of Human*
20 *Services, shall be deemed guilty of a Class 'D' felony. The license shall be*
21 *in addition to any other license required by law.*

22 *(b) Any person who places or causes to be placed any public*
23 *notification in order to promote or accomplish any act violating this Section*
24 *shall be deemed guilty of a Class 'D' felony."*

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26 *SECTION 2. All provisions of this act of a general and permanent nature*
27 *are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code*
28 *Revision Commission shall incorporate the same in the Code.*

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30 *SECTION 3. If any provision of this act or the application thereof to*
31 *any person or circumstance is held invalid, such invalidity shall not affect*
32 *other provisions or applications of the act which can be given effect without*
33 *the invalid provision or application, and to this end the provisions of this*
34 *act are declared to be severable.*

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36 *SECTION 4. Arkansas Code 9-28-408 and all laws and parts of laws in*

3/26/91

1 *conflict with this act are hereby repealed.*

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/s/Flanagin and Goodwin

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APPROVED: 3/26/91

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