

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: S2/2/99

A Bill

Act 328 of 1999
SENATE BILL 213

5 By: Senator Webb
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For An Act To Be Entitled

9 "AN ACT TO AMEND THE ARKANSAS CHILD WELFARE AGENCY
10 LICENSING ACT TO COMPLY WITH PUBLIC LAW 105-89, 'THE
11 ADOPTION AND SAFE FAMILIES ACT OF 1997'; AND FOR OTHER
12 PURPOSES."

Subtitle

14 "AN ACT TO AMEND THE ARKANSAS CHILD
15 WELFARE AGENCY LICENSING ACT."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code 9-28-409, pertaining to criminal records and
22 child maltreatment checks, shall be amended to add the following new language:

23 "(f) No foster child in the custody of the Department of Human Services
24 shall be placed in the home of any foster or adoptive parent if the record
25 check reveals a felony conviction for child abuse or neglect, for spousal
26 abuse, for a crime against children (including child pornography), or for a
27 crime involving violence, including rape, sexual assault, or homicide, but not
28 including other physical assault or battery.

29 "(g) No foster child in the custody of the Department of Human Services
30 shall be placed in the home of any foster or adoptive parent if the record
31 check reveals a felony conviction for physical assault, battery, or a drug-
32 related offense, if the offense was committed within the past five years."
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34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
36 Revision Commission shall incorporate the same in the Code.

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

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 All laws and parts of laws in conflict with this act are hereby repealed.

/s/Web

APPROVED: 2/26/1999b