

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

# A Bill

Act 525 of 1999  
SENATE BILL 504

5 By: Senator Ross  
6 By: Representative Madison  
7  
8

## For An Act To Be Entitled

9  
10 "AN ACT TO REQUIRE THE DEPARTMENT OF HUMAN SERVICES TO  
11 REPORT TO THE SENATE INTERIM COMMITTEE ON CHILDREN AND  
12 YOUTH AND THE HOUSE INTERIM COMMITTEE ON AGING,  
13 CHILDREN AND YOUTH, LEGISLATIVE AND MILITARY AFFAIRS  
14 WHEN THE AGENCY PRIVATIZES A FUNCTION PREVIOUSLY  
15 PERFORMED BY STATE EMPLOYEES OF THE DIVISION OF YOUTH  
16 SERVICES; AND FOR OTHER PURPOSES. "  
17

## Subtitle

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19 "TO REQUIRE DHS TO REPORT TO THE SENATE  
20 COMMITTEE ON CHILDREN AND YOUTH AND THE  
21 HOUSE COMMITTEE ON AGING, CHILDREN AND  
22 YOUTH, LEGISLATIVE AND MILITARY AFFAIRS  
23 WHEN DHS PRIVATIZES A FUNCTION OF THE  
24 DIVISION OF YOUTH SERVICES. "  
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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29 SECTION 1. (a) The Department of Human Services shall notify the  
30 Senate Interim Committee on Children and Youth and the House Interim Committee  
31 on Aging, Children and Youth, Legislative and Military Affairs prior to  
32 privatizing any functions or responsibilities of the Division of Youth  
33 Services of the Department of Human Services.

34 (b) The report shall be in writing and shall be submitted to the Senate  
35 Interim Committee on Children and Youth and the House Interim Committee on  
36 Aging, Children and Youth, Legislative and Military Affairs at least sixty

1 (60) days prior to entering into a contract with a private business entity.

2 (c) In the event the General Assembly is in session, the Director shall  
3 provide the report to the House Aging, Children and Youth, Legislative and  
4 Military Affairs Committee and the chairperson of the Senate Interim Committee  
5 on Children and Youth.

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7 SECTION 2. (a) All new contracts which privatize services and  
8 functions which had been performed by employees of the Division of Youth  
9 Services of the Department of Human Services shall include a performance  
10 evaluation provision that outlines a method for evaluating the service  
11 provided under the contract. The provision shall identify the goals and  
12 performance indicators of the contract and how the state agency intends to  
13 evaluate the service provided.

14 (b) The Department of Human Services shall report to the Senate Interim  
15 Committee on Children and Youth and the House Interim Committee on Aging,  
16 Children and Youth, Legislative and Military Affairs or appropriate  
17 subcommittees thereof at least annually regarding the performance evaluation  
18 of each contract.

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

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24 SECTION 4. If any provision of this act or the application thereof to  
25 any person or circumstance is held invalid, such invalidity shall not affect  
26 other provisions or applications of the act which can be given effect without  
27 the invalid provision or application, and to this end the provisions of this  
28 act are declared to be severable.

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

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34 APPROVED: 3/10/1999