

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

# A Bill

HOUSE BILL 1673

5 By: Representative Broadway  
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## For An Act To Be Entitled

8 AN ACT CONCERNING THE DEFINITION OF "DEPENDENT  
9 JUVENILE" IN THE ARKANSAS JUVENILE CODE; AND FOR  
10 OTHER PURPOSES.  
11

## Subtitle

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13 CONCERNING THE DEFINITION OF "DEPENDENT  
14 JUVENILE" IN THE ARKANSAS JUVENILE CODE.  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. Arkansas Code § 9-27-303(17), concerning the definition of  
21 "dependent juvenile" in the Arkansas Juvenile Code, is amended to read as  
22 follows:  
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(17) "Dependent juvenile" means:

24 ~~(A) A child of a parent who is in the custody of the~~  
25 ~~department;~~

26 ~~(B)(i)(A)(i)~~ (A)(i) A child whose parent or guardian is  
27 incarcerated and the parent or guardian has no appropriate relative or friend  
28 willing or able to provide care for the child.

29 (ii) If the reason for the incarceration is related  
30 to the health, safety, or welfare of the child, the child is not a dependent  
31 juvenile but may be dependent-neglected;

32 ~~(C)(B)~~ (B) A child whose parent or guardian is incapacitated,  
33 whether temporarily or permanently, so that the parent or guardian cannot  
34 provide care for the juvenile and the parent or guardian has no appropriate  
35 relative or friend willing or able to provide care for the child;

36 ~~(D)(C)~~ (C) A child whose custodial parent dies and no



1 appropriate relative or friend is willing or able to provide care for the  
2 child;

3 ~~(E)~~(D) A child who is an infant relinquished to the  
4 custody of the department for the sole purpose of adoption;

5 ~~(F)~~(E) A safe haven baby, § 9-34-201 et seq.;

6 ~~(G)~~(F) A child who has disrupted his or her adoption, and  
7 the adoptive parents have exhausted resources available to them; or

8 ~~(H)~~~~(i)~~(G)(i) A child who has been a victim of human  
9 trafficking as a result of threats, coercion, or fraud.

10 (ii) If the parent knew or should have known the  
11 child was a victim of human trafficking as a result of threats, coercion, or  
12 fraud, the child is not a dependent juvenile but may be dependent-neglected;

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