

*As Engrossed: 3/19/91*

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

# **A Bill**

**HOUSE BILL 1658**

4 **By: Representatives Flanagin and Goodwin**

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## **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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1           SECTION 4. Arkansas Code 9-28-408 and all laws and parts of laws in  
2 conflict with this act are hereby repealed.

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*/s/Flanagin and Goodwin*