

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 2069

4 By: Representatives Flanagin and J. Smith

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 9-28-402 AND 9-28-403 AND
9 TO REPEAL ARKANSAS CODE 9-28-406 IN ORDER TO CLARIFY THE
10 RESPONSIBILITIES OF THE DEPARTMENT OF HUMAN SERVICES IN
11 REGARD TO CHILD PLACEMENT AGENCY LICENSES; AND FOR OTHER
12 PURPOSES."

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Subtitle

14 "IN ORDER TO CLARIFY THE
15 RESPONSIBILITIES OF THE DEPARTMENT OF
16 HUMAN SERVICES IN REGARD TO CHILD
17 PLACEMENT AGENCY LICENSES."
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. Arkansas Code 9-28-402 is amended to read as follows:
23 "9-28-402. Definitions.

24 As used in this subchapter, unless the context otherwise requires:

25 (1) Child placement agency means any group, association,
26 partnership, corporation, or person, other than the natural parents or
27 guardian of a child, who plans for the placement of, or places, a child in an
28 institution, foster home, or adoptive home;

29 (2) Child means any person under the age of eighteen (18) years;

30 (3) Director means the Director of the Department of Human Services;

31 and

32 (4) Physicians means persons licensed under the Medical Practices
33 Act, § 17-93-201 et seq."

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35 SECTION 2. Arkansas Code 9-28-403 is amended to read as follows:

1 "9-28-403. State agencies and certain professionals exempted.

2 (a) The provisions of this subchapter shall not be applicable to any
3 state agency.

4 (b) Furthermore, the provisions of this subchapter shall not be
5 applicable to lawyers or physicians, provided that such persons are actively
6 engaged in their professions within the State of Arkansas."

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8 SECTION 3. Arkansas Code 9-28-406, pertaining to the Advisory
9 Committee on Child Placement, is repealed.

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11 SECTION 4. All provisions of this act of a general and permanent
12 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
13 Code Revision Commission shall incorporate the same in the Code.

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15 SECTION 5. If any provision of this act or the application thereof to
16 any person or circumstance is held invalid, such invalidity shall not affect
17 other provisions or applications of the act which can be given effect without
18 the invalid provision or application, and to this end the provisions of this
19 act are declared to be severable.

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21 SECTION 6. All laws and parts of laws in conflict with this act are
22 hereby repealed.

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