

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995  
4 By: Senator Brown

# A Bill

SENATE BILL 284

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §9-27-337 TO  
9 REQUIRE THE DEPARTMENT OF HUMAN SERVICES TO PROVIDE COURT  
10 REVIEW REPORTS NO LESS THAN SEVEN DAYS PRIOR TO THE REVIEW  
11 HEARING IN CERTAIN DEPENDENCY-NEGLECT OR FAMILIES IN NEED  
12 OF SERVICES CASES; AND FOR OTHER PURPOSES."

## Subtitle

15 "TO REQUIRE DHS TO PROVIDE COURT REVIEW  
16 REPORTS NO LESS THAN 7 DAYS PRIOR TO THE  
17 REVIEW IN CERTAIN CASES"

18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 SECTION 1. Arkansas Code Annotated §9-27-337 is amended to read as  
22 follows:

23 "9-27-337. Periodic review required.

24 (a) The court shall periodically review every case of  
25 dependency-neglect or families in need of services where out-of-home  
26 placement has occurred until there is a permanent order of custody or the  
27 juvenile is returned to the parent, guardian, or custodian and the court has  
28 discontinued orders for family services.

29 (b) In each case requiring review, a review hearing shall be commenced  
30 prior to the expiration of six (6) months from the entry of the order to be  
31 reviewed. Said hearing shall be completed and a ruling announced within an  
32 additional thirty (30) days. Otherwise, the order to be reviewed shall be  
33 deemed vacated pending further proceedings. The limitations imposed by this  
34 subsection are not subject to waiver or extension by any party, or by the  
35 court.

1 (c) (1) The court may require any case of dependency-neglect or  
2 family in need of services to be reviewed prior to the sixth month. In such  
3 case, it shall be the responsibility of the court to announce the date, time,  
4 and place of hearing.

5 (2) In all other cases, it shall be the duty of the petitioner  
6 at least sixty (60) days prior to the date the existing order would be  
7 vacated, to request the court to set a review hearing as required by this  
8 subchapter.

9 (d) Any party may, at any time during the pendency of any case of  
10 dependency-neglect or family in need of services, request the court to review  
11 such case.

12 (e) It shall be the duty of the petitioner to provide all parties with  
13 reasonable notice and serve such notice on all parties in accordance with the  
14 Arkansas Rules of Civil Procedure.

15 (f) The Department of Human Services shall provide a court report to  
16 the court and the opposing parties no less than seven (7) days prior to the  
17 review hearing."

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19 SECTION 2. All provisions of this act of a general and permanent  
20 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
21 Code Revision Commission shall incorporate the same in the Code.

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

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

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