

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 1235

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5 By: Representatives Pollan and Flanagin
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For An Act To Be Entitled

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9 "AN ACT TO ADD COMMERCIAL FILM AND PHOTOGRAPHIC PRINT
10 PROCESSORS TO THE LIST OF PERSONS REQUIRED TO REPORT
11 SUSPECTED CHILD ABUSE OR NEGLECT; AND FOR OTHER PURPOSES."
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Subtitle

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14 "TO ADD COMMERCIAL FILM AND PHOTOGRAPHIC
15 PRINT PROCESSORS TO THE LIST OF PERSONS
16 REQUIRED TO REPORT SUSPECTED CHILD ABUSE
17 OR NEGLECT."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Annotated § 12-12-503 is amended by adding the
22 following definition at the end of the section:

23 "(14) _Commercial film and photographic film processor_ means a person
24 or employee of a person who develops exposed photographic film into negatives,
25 slides, or prints, or who makes prints from negative or slides for
26 compensation. This term does not include a person who develops film or makes
27 prints for a public agency."
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29 SECTION 2. Arkansas Code Annotated § 12-12-507 is amended to read as
30 follows:

31 "12-12-507. Reports of suspected abuse or neglect.

32 (a) Any person with reasonable cause to suspect child maltreatment or
33 that a child has died as a result of child maltreatment, or who observes a
34 child being subjected to conditions or circumstances which would reasonably
35 result in child maltreatment, may immediately notify central intake or law
36 enforcement.

37 (b) When any physician, surgeon, coroner, dentist, osteopath, resident

1 intern, licensed nurse, medical personnel who may be engaged in admission,
 2 examination, care, or treatment of persons, teacher, school official, school
 3 counselor, social worker, family service worker, day care center worker, or
 4 any other child or foster care worker, mental health professional, peace
 5 officer, law enforcement official, commercial film and photographic print
 6 processor, prosecuting attorney, or judge has reasonable cause to suspect that
 7 a child has been subjected to child maltreatment, or that a child has died as
 8 a result of child maltreatment, or who observes the child being subjected to
 9 conditions or circumstances which would reasonably result in child
 10 maltreatment, he shall immediately notify central intake or law enforcement.

11 (c) No privilege or contract shall relieve anyone required by this
 12 subchapter to make notification of the requirement of making notification.

13 (d) In the event that central intake receives notification that a
 14 client or a resident of any facility licensed or registered by the State of
 15 Arkansas has been subjected to child maltreatment while at such facility,
 16 central intake shall immediately notify that facility's licensing or
 17 registering authority of its receipt of initial notification of suspected
 18 maltreatment.

19 (e) When a person, agency, corporation, or partnership then providing
 20 substitute care for any child in the custody of the department or a department
 21 employee or employee's spouse or other person residing in the home is reported
 22 as being suspected of child maltreatment, the investigation shall be conducted
 23 pursuant to procedures established by the department. Such procedures shall
 24 include referral of allegations to the Department of Arkansas State Police or
 25 appropriate law enforcement agency should the allegation involve severe
 26 maltreatment."

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

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32 SECTION 4. If any provision of this act or the application thereof to
 33 any person or circumstance is held invalid, such invalidity shall not affect
 34 other provisions or applications of the act which can be given effect without
 35 the invalid provision or application, and to this end the provisions of this
 36 act are declared to be severable.

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