

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

# A Bill

SENATE BILL 486

5 By: Senator S. Flowers  
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## For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING AN ADJUDICATION  
9 HEARING OF A JUVENILE; AND FOR OTHER PURPOSES.  
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## Subtitle

11 TO AMEND THE LAW CONCERNING AN  
12 ADJUDICATION HEARING OF A JUVENILE.  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code § 9-27-327(a), concerning an adjudication  
20 hearing of a juvenile, is amended to add an additional subdivision to read as  
21 follows:

22 (4)(A) As used in this section a “disability” is a physical or  
23 mental illness recognized under the Individuals with Disabilities Education  
24 Act, 20 U.S.C. § 1400 et seq.

25 (B) When a juvenile has a disability and the court  
26 determines that the behavior of the juvenile was a result of the disability,  
27 the court shall:

28 (i) Dismiss the petition when the case is a family  
29 in need of services petition; or

30 (ii) Consider it as a mitigating factor when issuing  
31 its disposition order when the case is a delinquency petition.  
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