

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

SENATE BILL 320

4
5 By: Senators Wooldridge, Miller, Critcher
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For An Act To Be Entitled

8
9 AN ACT TO AMEND THE CHILD WELFARE AGENCY ACT; AND
10 FOR OTHER PURPOSES.
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12
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Subtitle

14
15 AN ACT TO AMEND THE CHILD WELFARE AGENCY
16 ACT.
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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 § 9-28-407(a), concerning licenses required
22 and issued by the Child Welfare Agency Review Board, is amended to read as
23 follows:

24 (a)(1) It shall be unlawful for any person, partnership, group,
25 corporation, association, or other entity or identifiable group of entities
26 having a coordinated ownership of controlling interest, to operate or assist
27 in the operation of a child welfare agency which has not been licensed by the
28 Child Welfare Agency Review Board from licensing pursuant to this subchapter.

29 (2) This license shall be required in addition to any other
30 license required by law for all entities that fit the definition of a child
31 welfare agency and are not specifically exempted, except that no
32 nonpsychiatric residential treatment facility or agency licensed or exempted
33 pursuant to this subchapter shall be deemed to fall within the meaning of §
34 20-10-101 (8) for any purpose.

35 (3) Any child welfare agency licensed or permitted by the board
36 as of July 1, 1999 is exempted from ~~the~~ all requirements of law:



1 (A) To obtain a any license or permit from the Office of
2 Long-Term Care of the Division of Medical Services of the Department of Human
3 Services; and

4 (B) To obtain a any permit from the Health Services Permit
5 Agency and Health Services Permit Commission to operate at its existing
6 capacity, or future expanded capacity.

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8 SECTION 2. Arkansas Code § 20-8-107, concerning approval of expansion
9 or services at health care facilities by the Health Services Permit
10 Commission, is amended to add an additional subsection to read as follows:

11 (c) In no event shall the requirements of this subchapter apply to any
12 facility licensed or approved as of July 31, 1999, by the Child Welfare
13 Agency Review Board, pursuant to § 9-28-401.

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