

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1545

5 By: Representative Sullivan
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For An Act To Be Entitled

8 AN ACT TO ALLOW THE DIVISION OF CHILD CARE AND EARLY
9 CHILDHOOD EDUCATION OF THE DEPARTMENT OF HUMAN
10 SERVICES TO INDEPENDENTLY PROMULGATE RULES CONCERNING
11 CHILD CARE FACILITIES; AND FOR OTHER PURPOSES.
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Subtitle

14 TO ALLOW THE DIVISION OF CHILD CARE AND
15 EARLY CHILDHOOD EDUCATION OF THE
16 DEPARTMENT OF HUMAN SERVICES TO
17 INDEPENDENTLY PROMULGATE RULES CONCERNING
18 CHILD CARE FACILITIES.
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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24 SECTION 1. Arkansas Code § 20-78-205(b)(4), concerning the Division of
25 Child Care and Early Childhood Education, is amended to read as follows:

26 (4) Establishment and promulgation of rules ~~to be approved by~~
27 ~~the Arkansas Early Childhood Commission~~ setting standards governing the
28 granting, revocation, refusal, and suspension of licenses for a child care
29 facility and the operation of child care facilities in this state, as defined
30 by § 20-78-202;
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32 SECTION 2. Arkansas Code § 20-78-206(a)(1), concerning rules and
33 regulations, is amended to read as follows:

34 (a)(1)(A) The Division of Child Care and Early Childhood Education ~~of~~
35 within the Department of Human Services, ~~with the approval of the Arkansas~~
36 ~~Early Childhood Commission,~~ shall promulgate and publish rules ~~and~~



1 ~~regulations~~ setting minimum standards governing the granting, revocation,
 2 refusal, and suspension of licenses for a child care facility and the
 3 operation of a child care facility.

4 (B) In developing proposed rules ~~and regulations~~, the
 5 division shall consult with the Director of the Department of Health or his
 6 or her designated representative in regard to rules ~~and regulations~~ relating
 7 to health.

8 ~~(C) The commission shall review and approve proposed rules~~
 9 ~~and regulations promulgated by the division.~~

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 11 SECTION 3. Arkansas Code § 20-78-206(a)(5), concerning rules and
 12 regulations, is amended to read as follows:

13 (5) Rules ~~and regulations~~ promulgated by the division pursuant
 14 to this section may be amended by the division from time to time, provided
 15 that any amendment to the rules ~~and regulations~~ shall be published and
 16 furnished to all licensed child care facilities and to all applicants for a
 17 license ~~approved by the commission~~ at least sixty (60) days prior to the
 18 effective date of the amendment.

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 20 SECTION 4. Arkansas Code § 20-78-502(a)(10), concerning duties of the
 21 Arkansas Early Childhood Commission, is repealed.

22 ~~(10) Approving all rules and regulations promulgated by the~~
 23 ~~division.~~

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 26 **APPROVED: 03/22/2017**
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