

1 State of Arkansas *As Engrossed: S3/21/13 S3/25/13 H4/3/13*

2 89th General Assembly

A Bill

3 Regular Session, 2013

SENATE BILL 1162

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5 By: Senator J. Dismang

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For An Act To Be Entitled

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AN ACT TO SUBSUME VARIOUS CAUSES OF ACTION FOR HEALTH
9 CARE INJURIES AGAINST A MEDICAL CARE PROVIDER UNDER A
10 SINGLE REMEDY; AND FOR OTHER PURPOSES.

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Subtitle

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TO SUBSUME VARIOUS CAUSES OF ACTION FOR
15 HEALTH CARE INJURIES UNDER A SINGLE
16 REMEDY.

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

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21 SECTION 1. DO NOT CODIFY. Intent – Limitation.

22 (a) This act is intended to ensure that:

23 (1) A person who suffers a medical injury has the opportunity to
24 seek compensation to return to the state of health that he or she enjoyed
25 before the medical injury; and

26 (2) For any one (1) medical injury, a person is not compensated
27 more than once.

28 (b) This act is not intended to affect punitive damages.

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30 SECTION 2. *Arkansas Code § 16-114-201(1), concerning definitions for*
31 *actions for medical injury, is amended to read as follows:*

32 (1) "Action for medical injury" means ~~any action~~ all actions
33 against a medical care provider, whether based in tort, contract, or
34 otherwise, to recover damages on account of medical injury as defined in §
35 16-114-201;

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APPROVED: 04/12/2013