

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
4

A Bill

Act 1789 of 2003
HOUSE BILL 2830

5 By: Representative Hathorn
6
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For An Act To Be Entitled

9 AN ACT TO REVISE THE PROVISIONS CONCERNING
10 INVOLUNTARY ADMISSION CRITERIA; AND FOR OTHER
11 PURPOSES.
12

Subtitle

14 AN ACT TO REVISE THE PROVISIONS
15 CONCERNING INVOLUNTARY ADMISSION
16 CRITERIA.
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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 § 20-47-202, concerning definitions, is
22 amended to add an additional subdivision to read as follows:

23 (17) "Behavior history" means a person's statements or actions
24 on specific occasions as established by the person's declarations,
25 observations of others, or records.
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27 SECTION 2. Arkansas Code § 20-47-207(c), concerning involuntary
28 admission criteria, is amended to read as follows:

29 (c) Involuntary Admission Criteria. A person shall be eligible for
30 involuntary admission if he or she is in such a mental condition as a result
31 of mental illness, disease, or disorder that he or she poses a clear and
32 present danger to himself or herself or others:

33 (1) As used in this subsection, "a clear and present danger to
34 himself or herself" is established by demonstrating that:

35 (A) The person has inflicted serious bodily injury on
36 himself or herself has attempted suicide or serious self-injury and there is



1 a reasonable probability that the conduct will be repeated if admission is
2 not ordered;

3 (B) The person has threatened to inflict serious bodily
4 injury on himself or herself and there is a reasonable probability that the
5 conduct will occur if admission is not ordered; or

6 (C) The person's recent behavior or behavior history
7 demonstrates that he or she so lacks the capacity to care for his or her own
8 welfare that there is a reasonable probability of death, serious bodily
9 injury, or serious physical or mental debilitation if admission is not
10 ordered; and

11 (2) As used in this subsection, "a clear and present danger to
12 others" is established by demonstrating that the person has inflicted,
13 attempted to inflict, or threatened to inflict serious bodily harm on
14 another, and there is a reasonable probability that the conduct will occur if
15 admission is not ordered.

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APPROVED: 4/22/2003