

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Senator Todd**

A Bill

SENATE BILL 160

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE TITLE 20, CHAPTER 10,
9 SUBCHAPTER 6 TO ADD A NEW SECTION TO REQUIRE THE REGIONAL
10 LONG-TERM CARE OMBUDSMAN TO BE NOTIFIED PRIOR TO A
11 RESIDENT *AT LEAST SIXTY (60) YEARS OF AGE* SIGNING A
12 DOCUMENT WHICH MUST BE NOTARIZED; AND FOR OTHER PURPOSES."

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

16 SECTION 1. Arkansas Code Title 20, Chapter 10, Subchapter 6 is amended
17 to add the following new section:

18 "20-10-604. (a) The regional long-term care ombudsman shall be
19 notified, in writing, at least five (5) days *before* a resident of a long-term
20 care facility , *who is at least sixty (60) years of age, signs* a document
21 which must be notarized under law. The ombudsman may waive the five (5) day
22 waiting period if the ombudsman determines an emergency exists.

23 (b) Any document executed in violation of this section shall be
24 *voidable*.

25 (c) As used in this section 'long-term care facility' means a nursing
26 home, residential care facility, an adult day-care facility, or any other
27 facility which provides long-term medical or personal care.

28 (d) *The person requesting the resident to sign the document to be*
29 *notarized shall be responsible for notifying the regional long-term care*
30 *ombudsman."*

32 SECTION 2. All provisions of this act of a general and permanent nature
33 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
34 Revision Commission shall incorporate the same in the Code.

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1 SECTION 3. If any provision of this act or the application thereof to
2 any person or circumstance is held invalid, such invalidity shall not affect
3 other provisions or applications of the act which can be given effect without
4 the invalid provision or application, and to this end the provisions of this
5 act are declared to be severable.

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7 SECTION 4. All laws or parts of laws in conflict with this act are
8 hereby repealed.

9 /s/Todd

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