## Stricken language would be deleted from and underlined language would be added to present law. Act 190 of the Regular Session

1	State of Arkansas	A D 11	
2	88th General Assembly	A Bill	
3	Regular Session, 2011		HOUSE BILL 1398
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5	By: Representative B. Wilkin	18	
6			
7		For An Act To Be Entitled	
8	AN ACT TO AMEND REQUIREMENTS FOR NOTICE OF CERTAIN		
9	INCIDENTS AT LONG-TERM CARE FACILITIES; TO REMOVE		
10	FINES FOR VIOLATIONS BY INDIVIDUALS; AND FOR OTHER		
11	PURPOSES.		
12			
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14		Subtitle	
15		CT TO AMEND REQUIREMENTS FOR NOTICE	
16		CERTAIN INCIDENTS AT LONG-TERM CARE	
17		LITIES; TO REMOVE FINES FOR	
18	VIOL	ATIONS BY INDIVIDUALS.	
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20	DE IT ENACTED DY THE	GENERAL ASSEMBLY OF THE STATE OF ARKAN	CAC.
<ul><li>21</li><li>22</li></ul>	DE II ENACIED DI INE	GENERAL ASSERBLI OF THE STATE OF ARRANG	SAS:
23	SECTION 1 Ark	ansas Code § 20-10-107 is amended to re	ead as follows:
24		g-term care facility — Notice of certa	
25		this section, "long-term care facility	
26		s defined by § 20-10-213.	,
27	•	twenty-four (24) hours after the incide	ent requiring
28		a long-term care facility shall notify	-
29		representative or guardian of a reside	
30		t's guardian or other responsible part	
31	(A)	The resident suffers an injury;	
32	(B)	The resident is taken outside the fac	cility for medical
33	care;		
34	(C)	The resident is moved to a different	room; or
35	(D)	There is any significant change in t	he physical or
36	mental condition of t	he resident.	



1	(2)(A) Any person who does not comply with this subsection shall
2	be guilty of a violation and upon conviction shall be punished by a fine of
3	one thousand dollars (\$1,000).
4	(B) The fine shall be deposited into the State Treasury
5	and credited to the Economic and Medical Services Fund Account, there to be
6	used exclusively for the support of the Office of Long-Term Care.
7	(2) A long-term care facility that does not comply with this
8	subsection is subject to a fine under § 20-10-206.
9	(c)(l) It $\frac{1}{2}$ is the responsibility of the long-term care
10	facility to obtain an address and telephone number where the legal
11	representative or guardian at which the resident's guardian or other
12	responsible party is available for notification.
13	(2) It $\frac{\text{shall be}}{\text{is}}$ the responsibility of the $\frac{\text{legal}}{\text{legal}}$
14	representative or resident's guardian or other responsible party to notify
15	the long-term care facility of any change in address or telephone number.
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18	APPROVED: 03/04/2011
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