

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

As Engrossed: S1/25/11 S2/24/11

A Bill

SENATE BILL 27

5 By: Senator J. Key
6

For An Act To Be Entitled

8 AN ACT TO MANDATE THAT LAW ENFORCEMENT BE NOTIFIED IN
9 THE EVENT THAT A HEALTH CARE PROVIDER TREATS A BURN
10 THAT REASONABLY COULD BE CONNECTED TO CRIMINAL
11 ACTIVITY; AND FOR OTHER PURPOSES.
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Subtitle

14 TO MANDATE THAT LAW ENFORCEMENT BE
15 NOTIFIED IN THE EVENT THAT A HEALTH CARE
16 PROVIDER TREATS A BURN THAT REASONABLY
17 COULD BE CONNECTED TO CRIMINAL ACTIVITY.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code 12-12-602 is amended to read as follows:
24 12-12-602. Report of treatment required.

25 (a) All physicians, surgeons, hospitals, druggists, or other persons
26 or entities that render first aid treatment to a person shall report ~~to the~~
27 ~~office of the county sheriff of the county all cases of~~ as provided in
28 subsection (b) of this section if they treat or receive in the hospital a
29 case of a:

30 (1) knife Knife or gunshot wounds wound treated by them or
31 ~~received in the hospital when the wounds appear~~ knife or gunshot wound
32 appears to have been intentionally inflicted; or

33 (2) Burn wound that could reasonably be connected to criminal
34 activity that is:

35 (A) A second or third degree burn to five percent (5%) or more
36 of a person's body; or



1 (B) A burn to a person's upper respiratory tract or laryngeal
2 edema due to the inhalation of super-heated air.

3 ~~(b) If within a city of the first class, a report to the chief of~~
4 ~~police or a regular member of the police force shall be equivalent to a~~
5 ~~report to the office of the county sheriff, and a proper report to the chief~~
6 ~~of police, regular member of the police force, or office of the county~~
7 ~~sheriff shall be compliance with the requirements of this subchapter. The~~
8 reporting requirements of this subchapter are satisfied if:

9 (1) The report is made to the county sheriff;

10 (2) Within a city of the first class, the report is made to the
11 municipal law enforcement agency; or

12 (3) The report is made under subdivision (a)(2) of this section
13 to the local fire marshal, fire chief, assistant fire chief, or an officer of
14 the fire department having jurisdiction.

15 (c) A physician, surgeon, hospital, druggist, or other person or
16 entity required to report under this section that, in good faith, makes a
17 report under this section has immunity from any civil or criminal liability
18 that might otherwise be incurred or imposed with respect to the making of a
19 report under this section.

20 /s/J. Key

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23 **APPROVED: 03/15/2011**