

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of Senate Bill No. 176

TO PROHIBIT DECEPTIVE CANVASSING PRACTICES; AND TO PROHIBIT AN ADMINISTRATOR,
DIRECTOR, OR EMPLOYEE OF A NURSING HOME FACILITY FROM GATHERING PETITION
SIGNATURES FROM VULNERABLE RESIDENTS.

Amendment No. 1 to Senate Bill No. 176

Amend Senate Bill No. 176 as originally introduced:

Delete the title in its entirety and substitute:

"AN ACT TO PROTECT THE ELDERLY FROM DECEPTIVE CANVASSING PRACTICES; TO PROHIBIT AN ADMINISTRATOR OR EMPLOYEE OF A NURSING HOME FACILITY FROM GATHERING PETITION SIGNATURES FROM VULNERABLE RESIDENTS; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO PROHIBIT DECEPTIVE CANVASSING PRACTICES; AND TO PROHIBIT AN ADMINISTRATOR OR EMPLOYEE OF A NURSING HOME FACILITY FROM GATHERING PETITION SIGNATURES FROM VULNERABLE RESIDENTS."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 7-9-103(d), concerning signing of petition, penalty for falsification, and notice of suspected forgery, is amended to read as follows:

(d)(1) It is unlawful for an administrator or employee of a nursing home facility or long-term care facility to knowingly:

(A) Act as a paid or unpaid canvasser, sponsor, or agent of a sponsor of a petition; and

(B) Obtain or attempt to obtain signatures from the residents of the nursing home facility or long-term care facility that he or she oversees or where he or she is employed.

(2) A person who is an administrator of a nursing home or long-term care facility who violates subdivision (d)(1) of this section is upon



conviction guilty of a Class D felony.

(3) A person who is an employee of a nursing home or long-term care facility who violated subdivision (d)(1) of this section is upon conviction guilty of a Class A misdemeanor.

~~(d)~~(e) When the official charged with verifying the signatures has reasonable grounds to believe that one (1) or more signatures on a petition is forged, excluding signatures apparently signed by one (1) spouse for another, the official shall report the suspected forgery and basis for suspecting forgery to:

(1) The Department of Arkansas State Police, in the case of a statewide petition; or

(2) The prosecuting attorney of the county, in the case of a local petition."

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator B. King

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Secretary