

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 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: H2/23/07

A Bill

HOUSE BILL 1308

5 By: Representatives Bond, S. Prater
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For An Act To Be Entitled

8 THE ELDERLY HOUSING CONSUMER PROTECTION ACT.
9

Subtitle

10 THE ELDERLY HOUSING CONSUMER PROTECTION
11 ACT.
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. Arkansas Code § 20-10-1707(b), concerning advertising by
19 residential care facilities, is amended to read as follows:

20 (b) (1) Any person establishing, conducting, managing, or operating an
21 assisted living facility within the meaning of this subchapter or using the
22 term "assisted living" to promote the facility's services without first
23 having obtained an assisted living license shall be guilty of a Class A
24 misdemeanor and upon conviction shall be subject to the penalties prescribed
25 for a Class A misdemeanor.

26 (2)(A) However, residential care facilities licensed or holding
27 a permit of approval as of April 2, 2001, may use the term "assisted living"
28 to promote their services until January 1, 2009.

29 (B) After January 1, 2009, a residential care facility
30 that takes advantage of the grandfather clause under subdivision (b)(2)(A) of
31 this section shall state in any advertising material in at least twelve-point
32 type the following: "This facility is not licensed as an Assisted Living
33 Facility by the State of Arkansas."
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35 /s/ Bond, et al
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