

**ARKANSAS SENATE**  
83rd General Assembly - Regular Session, 2001  
**Amendment Form**

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**Subtitle of Senate Bill No. 380**

"TO PERMIT THE ATTORNEY GENERAL TO INSTITUTE CIVIL ACTION FOR THE  
ENFORCEMENT OF THE PATIENT'S BILL OF RIGHTS AND TO INCREASE THE  
PENALTY TO FIFTY THOUSAND DOLLARS (\$50,000)."

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**Amendment No. 3 to Senate Bill No. 380.**

Amend Senate Bill No. 380 as originally introduced:

Page 1, delete lines 10 through 12 and substitute:

"A CIVIL ACTION AGAINST A LONG-TERM CARE FACILITY WITH A PENALTY OF UP TO FIFTY THOUSAND DOLLARS (\$50,000) FOR A SINGLE ADULT ABUSE VIOLATION RESULTING IN A DEATH; AND FOR OTHER PURPOSES. "

AND

Page 1, delete lines 16 through 19 and substitute:

"INSTITUTE A CIVIL ACTION AGAINST A LONG-TERM CARE FACILITY WITH A PENALTY OF UP TO \$50,000 FOR A SINGLE ADULT ABUSE VIOLATION RESULTING IN A DEATH. "

AND

Page 1, lines 27 and 28, delete "or any provision of Arkansas Code Title 20, Chapter 10, Subchapter 12"

AND

Page 1, delete lines 35 and 36 and Page 2, delete line 1 and substitute the following:

~~"required subject to pay a civil penalty of not less than one thousand dollars (\$1,000) nor more than ten thousand dollars (\$10,000) for each violation judicially found to have occurred.:~~

(A) Not to exceed ten thousand dollars (\$10,000) for each violation judicially found to have occurred; or

(B) Not to exceed fifty thousand dollars (\$50,000) for the death of an adult in a long-term care facility which results from a single violation.

(3)(A) The State of Arkansas and the Attorney General shall not be precluded from recovering civil penalties under subdivision (a)(2)(A) of

this section for the death of an adult which results from multiple violations.

(B) However, the State of Arkansas and the Attorney General shall be prohibited from recovering civil penalties under both subdivisions (a)(2)(A) and (a)(2)(B) of this section."

**The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_**

**By: Senator Critcher  
EN/VJF - 032220011744  
VVF313**

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**Secretary**