

ARKANSAS SENATE
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of Senate Bill No. 931

"AN ACT TO CLARIFY THE LAW REGARDING MALTREATMENT AND NEGLECT OF
ENDANGERED AND IMPAIRED PERSONS."

Amendment No. 2 to Senate Bill No. 931.

Amend Senate Bill No. 931 as engrossed, S3/15/05 (version: 03-15-2005 08:59):

Page 1, delete line 27 and substitute the following:

“(A) Any ~~intentional~~ purposeful and unnecessary physical
act which”

AND

Page 1, delete line 30 and substitute the following:

“(B) Any ~~intentional~~ purposeful or demeaning act ~~which~~
that a”

AND

Page 1, delete lines 34 and 35 and substitute the following:

“(C) Any purposeful threat that a reasonable person would
find credible and non-frivolous to inflict pain on or cause injury to an
endangered or impaired person except in the course of medical treatment or
for justifiable cause; or”

AND

Page 2, delete line 1 and substitute the following:

“care facility by a caregiver, any ~~willful~~ purposeful infliction of injury,
unreasonable”

AND

Page 3, delete line 32 and substitute the following:

“(B) ~~Intentional acts~~ Purposeful acts or omissions by a”

AND

Page 4, delete line 7 and substitute the following:



“~~(D)(iv) Failing Negligently failing~~ to provide goods and services”

AND

Page 4, delete lines 12 through 16 and substitute the following:

“(11)(A)(12) "Physical injury" means the impairment of a physical condition or the infliction of substantial pain.

~~(B) Where the person is an endangered or impaired adult, there shall be a presumption that any physical abuse resulted in the infliction of substantial pain;~~”

AND

Page 6, delete line 20 and substitute the following:

“five hundred dollars (\$2,500), but more than ~~two hundred dollars (\$200)~~ five hundred dollars (\$500) shall”

AND

Page 6, delete lines 25 and 26 and substitute the following:

“where the value of the property, assets, or resources is ~~two hundred dollars (\$200)~~ five hundred dollars (\$500) or less shall be guilty of a Class A misdemeanor.”

AND

Page 6, delete lines 34 through 36 and substitute the following:

“at any proceedings regarding adult ~~abuse, sexual abuse, or neglect maltreatment~~ of an endangered or impaired adult person, or the cause thereof of the adult maltreatment.”

AND

Page 11, delete lines 1 and 2 and substitute the following:

“make a report immediately to the appropriate coroner is guilty of a Class C misdemeanor.”

AND

Page 11, delete lines 4 through 6 and substitute the following:

“facility resident maltreatment who knowingly fails to make a report within twenty-four (24) hours or on the next business day, whichever is earlier, is guilty of a Class C misdemeanor.”

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

By: Senator Salmon

MGF/JGH - 03-16-2005 09:18

MGF457

Secretary