

**ARKANSAS SENATE**  
86th General Assembly - Regular Session, 2007  
**Amendment Form**

\*\*\*\*\*

**Subtitle of House Bill No. 1037**

"TO ENSURE THAT PREGNANT INMATES ARE NOT SHACKLED EXCEPT UNDER  
LIMITED CIRCUMSTANCES AND ONLY USING SOFT RESTRAINTS."

\*\*\*\*\*

**Amendment No. 3 to House Bill No. 1037.**

Amend House Bill No. 1037 as engrossed, S1/22/07 (version: 01-22-2007 14:08):

Page 1, delete lines 31 through 33 entirely

AND

Page 3, line 5, delete "attending physician" and substitute "licensed medical professional"

AND

Page 3, delete lines 7 through 11 and substitute:

"(b) A pregnant inmate may be shackled by only one (1) wrist or only one (1) ankle if the shackles are reasonably necessary for the safety and security of any one (1) or more of the following:

- (1) The pregnant inmate;
- (2) The medical staff;
- (3) The newborn; or
- (4) The public."

AND

Page 3, delete lines 14 through 17 and substitute:

"(a)(1) Except as provided under subsection (c) of this section, following childbirth and before discharge, an inmate who is in the hospital or birthing center shall be given a reasonable opportunity to hold her child and follow the orders of the attending physician in regard to mobility.

(2) As used in this section, "reasonable opportunity" means no less than twenty-four (24) hours post-delivery."

AND

Page 3, delete lines 21 through 26 and substitute:



"(c) Following childbirth and before discharge, a pregnant inmate may be shackled by only one (1) wrist or only one (1) ankle if the shackles are reasonably necessary for the safety and security of any one (1) or more of the following:

- (1) The pregnant inmate;
- (2) The medical staff;
- (3) The newborn; or
- (4) The public."

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

By: Senator Madison  
JSE/JSE - 01-30-2007 12:24  
JSE130

\_\_\_\_\_  
Secretary