

Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

Amendment Form

Subtitle of House Bill No. 2681

"AN ACT TO CLARIFY THE CRITERIA FOR ONE HUNDRED EIGHTY-DAY
INVOLUNTARY ADMISSION ORDERS FOR PERSONS IN NEED OF MENTAL HEALTH
SERVICES."

Amendment No. 1 to House Bill No. 2681.

Amend House Bill No. 2681 as originally introduced:

Page 1, delete lines 9 through 13, and substitute the following:

"AN ACT TO CLARIFY THE CRITERIA FOR INVOLUNTARY ADMISSION ORDERS FOR PERSONS
IN NEED OF MENTAL HEALTH SERVICES; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 16 through 19, and substitute the following:

"AN ACT TO CLARIFY THE CRITERIA FOR INVOLUNTARY ADMISSION ORDERS FOR PERSONS
IN NEED OF MENTAL HEALTH SERVICES."

AND

Delete everything after the ENACTING clause and substitute the following:

"SECTION 1. Arkansas Code § 20-47-207(c), concerning criteria for
involuntary admission to a mental health treatment facility, is amended to
read as follows:

(c) Involuntary Admission Criteria. A person shall be eligible for
involuntary admission if he or she is in such a mental condition as a result
of mental illness, disease, or disorder that he or she poses a clear and
present danger to himself or herself or others:

(1) As used in this subsection, "a clear and present danger to
himself or herself" is established by demonstrating that:

(A) The person has inflicted serious bodily injury on
himself or herself or has attempted suicide or serious self-injury, and there
is a reasonable probability that the conduct will be repeated if admission is
not ordered;

(B) The person has threatened to inflict serious bodily
injury on himself or herself, and there is a reasonable probability that the
conduct will occur if admission is not ordered; ~~or~~

(C) The person's recent behavior or behavior history



demonstrates that he or she so lacks the capacity to care for his or her own welfare that there is a reasonable probability of death, serious bodily injury, or serious physical or mental debilitation if admission is not ordered; ~~and~~ or

(D)(i) The person's understanding of the need for treatment is impaired to the point that he or she is unlikely to participate in treatment voluntarily;

(ii) The person needs mental health treatment on a continuing basis to prevent a relapse or harmful deterioration of his or her condition; and

(iii) The person's noncompliance with treatment has been a factor in the individual's placement in a psychiatric hospital, prison, or jail at least two (2) times within the last forty-eight (48) months or has been a factor in the individual's committing one (1) or more acts, attempts, or threats of serious violent behavior within the last forty-eight (48) months.

(2) As used in this subsection, "a clear and present danger to others" is established by demonstrating that the person has inflicted, attempted to inflict, or threatened to inflict serious bodily harm on another, and there is a reasonable probability that the conduct will occur if admission is not ordered."

The Amendment was read _____
By: Representative D. Johnson
MGF/CDS - 03-21-2007 17:28
MGF604 _____
Chief Clerk