

Hall of the House of Representatives
94th General Assembly - Regular Session, 2023
Amendment Form

Subtitle of House Bill No. 1509

TO AMEND THE NO PATIENT LEFT ALONE ACT; TO REQUIRE OUTPATIENT FACILITIES TO COMPLY WITH VISITATION AND SUPPORT PERSON REQUIREMENTS; AND TO ADD PENALTIES FOR A VIOLATION OF THE NO PATIENT LEFT ALONE ACT.

Amendment No. 2 to House Bill 1509

Amend House Bill No. 1509 as engrossed H3/6/23 (version: 3/6/2023 9:47:14 AM):

Page 5, line 27, delete "of Health" and substitute "of Health or the Department of Human Services"

AND

Page 5, delete lines 30 through 35, and substitute the following:

"(d)(1)(A) If the healthcare facility under subsection (c) of this section does not grant visitation or comply with the relevant law within twenty-four (24) hours, a hearing as required under the Arkansas Administrative Procedure Act, § 25-15-201 et seq., shall be conducted by:

(i) The Department of Health if the warning under subsection (c) of this section was issued by the Department of Health; or

(ii) The Department of Human Services if the warning under subsection (c) of this section was issued by the Department of Human Services.

(B) A civil penalty of at least five hundred dollars (\$500) for each administratively adjudicated violation per day on the healthcare facility may be imposed."

AND

Page 6, delete lines 4 and 5, and substitute the following:

"(B) Deposited into:

(i) The Health Facility Services Revolving Fund if the Department of Health issued the warning under subsection (c) of this section; or

(ii) The Long-Term Care Trust Fund if the Department of Human Services issued the warning under subsection (c) of this section."

AND



Page 6, delete line 8, and substitute the following:
"healthcare facility.

SECTION 7. Arkansas Code § 20-6-413(a), concerning construction of the No Patient Left Alone Act, is amended to add an additional subdivision to read as follows:

(5) Outpatient behavioral health services that are subject to confidentiality requirements under federal laws or regulations or confidentiality standards on relevant professions by state laws or rules."

The Amendment was read _____

By: Representative J. Mayberry
JMB/JMB - 03-07-2023 14:22:38
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Chief Clerk