

State of Arkansas

76th General Assembly

Regular Session, 1987

HOUSE BILL 1225

By: Representative Arrington

"AN ACT TO AMEND ARKANSAS STATUTE 59-501 TO REDEFINE THE TERM INCOMPETENT AS THE SAME IS USED IN THE LAW PROVIDING FOR THE STERILIZATION OF INCOMPETENT PERSONS; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Subsection (3) of subsection A of Section 1 of Chapter 5 of Act 433 of 1971, the same being Arkansas Statute 59-501(A) (3) is hereby amended to read as follows:

"(3) 'Incompetent' shall mean a person as to whom it is proved: (i) he is incapable of caring for himself by reason of mental retardation, mental illness, imbecility, idiocy, or other mental incapacity; and (ii) there is a probability that he will procreate children unless he be rendered incapable of procreation; and (iii) there is no probability that his condition will improve so that he will become capable of caring for himself."

SECTION 2. All laws and parts of laws in conflict with this Act are hereby repealed.

