

State of Arkansas

76th General Assembly

Regular Session, 1987

SENATE BILL 421

By: Senator Kinard As engrossed 3-30-87

"AN ACT TO ESTABLISH THE LONG TERM CARE TRAINING PROGRAM IN
THE DEPARTMENT OF HUMAN SERVICES; AND FOR OTHER PURPOSES."

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

SECTION 1. THE ACT. This Act shall be known and may be cited as the
"Long Term Care Aide Training Act".

SECTION 2. AUTHORITY. No later than January 1, 1988 the Office of Long
Term Care of the Division of Economic and Medical Services of the Department
of Human Services shall establish a training program to be completed by all
aides in long term care facilities who provide personal care to residents.

SECTION 3. IMPLEMENTATION. The Office of Long Term Care shall pro-
mulgate regulations necessary to implement an aide training program for all
long term care facilities in this State, to prescribe in-service training
programs and to enforce compliance with such programs.

SECTION 4. Students who have satisfactorily completed a nursing
assistant/aide training program in either a public or private proprietary
school licensed by the State of Arkansas are excluded from the provisions of
this Act since they will already have attained the skills needed to serve as
aides in long term care facilities.

SECTION 5. DEFINITION. "Long Term Care Facility" means a nursing home,
residential care facility, an adult day care facility, or any other facility
which provides long term medical or personal care.

SECTION 6. All laws and parts of laws in conflict with this Act are

hereby repealed.

SECTION 7. SEVERABILITY. The various provisions and parts of this Act are hereby declared severable and if any section or part of a section, provision or part of a provision, herein is declared unconstitutional, inappropriate or invalid by any court of competent jurisdiction, such holding shall not invalidate or affect the remainder of this Act.

SECTION 8. EMERGENCY. It is hereby found and determined by the General Assembly that the adequacy of personal care for Arkansas residents in long term care facilities could be assured through a formalized training program; that the training program should be implemented as soon as possible to preserve the public peace, health and safety. Therefore, an emergency is declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

/s/ Kinard

