

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

As Engrossed: S3/13/01

A Bill

SENATE BILL 433

5 By: Senator Webb
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For An Act To Be Entitled

9 AN ACT TO AMEND ARKANSAS CODE 28-65-302 TO
10 PROVIDE THAT BEFORE AN INCAPACITATED PERSON MAY
11 VOTE, A GUARDIAN SHALL RECEIVE COURT APPROVAL;
12 AND FOR OTHER PURPOSES.
13

Subtitle

14 TO PROVIDE THAT BEFORE AN INCAPACITATED
15 PERSON MAY VOTE, A GUARDIAN SHALL
16 RECEIVE COURT APPROVAL.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 *SECTION 1. Arkansas Code 28-65-302(a) is amended to read as follows:*

23 *(a) ~~(1)~~ No guardian appointed prior to October 1, 2001 shall make any of*
24 *the following decisions without filing a petition and receiving express court*
25 *approval:*

26 *~~(1)~~ (A) Consent on behalf of the incapacitated person to*
27 *abortion, sterilization, psychosurgery, or removal of bodily organs except*
28 *when necessary in a situation threatening the life of the incapacitated;*

29 *~~(2)~~ (B) Consent to withholding life-saving treatment;*

30 *~~(3)~~ (C) Authorize experimental medical procedures;*

31 *~~(4)~~ (D) Authorize termination of parental rights;*

32 *~~(5)~~ (E) Prohibit the incapacitated person from voting;*

33 *~~(6)~~ (F) Prohibit the incapacitated person from obtaining a*
34 *driver's license; or*

35 *~~(7)~~ (G) Consent to a settlement or compromise of any claim*
36 *by or against the incapacitated person or his estate.*

