

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 85th General Assembly
3 Regular Session, 2005
4

A Bill

HOUSE BILL 1970

5 By: Representative Goss
6
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For An Act To Be Entitled

9 AN ACT TO REQUIRE ALL HEALTH SPAS TO PURCHASE
10 AUTOMATIC EXTERNAL DEFIBRILLATORS; TO REQUIRE
11 THAT HEALTH SPA EMPLOYEES BE TRAINED TO OPERATE
12 AUTOMATIC EXTERNAL DEFIBRILLATORS; TO LIMIT
13 LAWSUITS REGARDING AUTOMATIC EXTERNAL
14 DEFIBRILLATORS; TO MAKE CONTRACTS VOIDABLE IF A
15 HEALTH SPA DOES NOT PROVIDE AUTOMATIC EXTERNAL
16 DEFIBRILLATORS; AND FOR OTHER PURPOSES.

Subtitle

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18 AN ACT TO REQUIRE ALL HEALTH SPAS TO
19 PURCHASE AUTOMATIC EXTERNAL
20 DEFIBRILLATORS.
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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26 SECTION 1. Arkansas Code Title 17, Chapter 95, Subchapter 6 is amended
27 to add an additional section to read as follows:

28 17-95-606. Health spas.

29 (a)(1) Each health spa as defined in § 4-94-102 shall have at least
30 one (1) automated external defibrillator on the premises.

31 (2) The defibrillator shall at all times be placed in the
32 location that best provides accessibility to staff, members, and guests.

33 (3) At all times that a spa is open for business, at least one
34 (1) employee on duty shall have completed a knowledge and skills course as
35 required under § 17-95-604.

36 (b) No cause of action against a health spa or its employees may arise



1 in connection with the use or nonuse of an automated external defibrillator
2 unless the health spa has:

3 (1) Failed to purchase an automated external defibrillator as
4 required under this section; or

5 (2) Acted with gross negligence in the use of an automated
6 external defibrillator.

7 (c) If a health spa does not comply with this section, any contract
8 for health spa services shall be voidable at the option of the buyer.

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