1 State of Arkansas

A Bill

2 88th General Assembly

3 Regular Session, 2011   SENATE BILL 705

4

5 By: Senator B. Pritchard

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7   **For An Act To Be Entitled**

8   AN ACT TO AMEND THE REPORTING REQUIREMENT UNDER

9   GARRETT'S LAW; TO REQUIRE PHYSICIANS TO REPORT

10   ALCOHOL USE BY A PREGNANT WOMAN WHO IS UNDER TWENTY-

11   ONE (21) YEARS OF AGE; AND FOR OTHER PURPOSES.

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14   **Subtitle**

15   AN ACT TO AMEND THE REPORTING REQUIREMENT

16   UNDER GARRETT'S LAW AND TO REQUIRE

17   PHYSICIANS TO REPORT ALCOHOL USE BY A

18   PREGNANT WOMAN WHO IS UNDER TWENTY-ONE

19   (21) YEARS OF AGE.

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

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24   SECTION 1. Arkansas Code § 12-18-305 is amended to read as follows:

25   12-18-305. Garrett's Law reports.

26   (a) The Child Abuse Hotline shall accept a report of neglect as

27 defined under § 12-18-103(13)(B) only if the reporter is one (1) of the

28 following mandated reporters and the mandated reporter has reasonable cause

29 to suspect that a child has been subjected to neglect as defined under § 12-

30 18-103(13)(B):

31   (1) A licensed nurse;

32   (2) Any medical personnel who may be engaged in the admission,

33 examination, care, or treatment of persons;

34   (3) An osteopath;

35   (4) A physician;

36   (5) A resident intern;

1   (6) A surgeon; or

2   (7) A social worker in a hospital.

3   (b) The Child Abuse Hotline shall accept a report from a physician who

4   reports alcohol use by a pregnant woman who is under twenty-one (21) years of

5   age.

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7   SECTION 2. Arkansas Code § 12-18-402(19), concerning physicians as

8   mandated reporters under the Child Maltreatment Act, is amended to read as

9   follows:

10   (19)(A) A physician.

11   (B) A physician shall also report alcohol use by a

12   pregnant woman who is under twenty-one (21) years of age;

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