

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

SENATE BILL 751

5 By: Senator R. Thompson
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For An Act To Be Entitled

8 AN ACT TO PROVIDE FOR ADULT ABUSE AND DOMESTIC
9 VIOLENCE REPORTING; AND FOR OTHER PURPOSES.
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Subtitle

12 TO PROVIDE FOR ADULT ABUSE AND DOMESTIC
13 VIOLENCE REPORTING.
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 SECTION 1. Arkansas Code Title 12, Chapter 12, Subchapter 1 is amended
20 to create new section to read as follows:

21 12-12-107. Adult abuse and domestic violence reporting.

22 (a) As used in this section:

23 (1) "Adult" means an individual eighteen (18) years of age or
24 older who is not a maltreated adult under the Adult and Long-Term Care
25 Facility Resident Maltreatment Act, § 12-12-1701 et seq.; and

26 (2) "Health care provider" means a person, corporation,
27 facility, or institution licensed, certified, or otherwise authorized by the
28 law of this state to administer health care in the ordinary course of
29 business or practice of a profession.

30 (b) A health care provider may report to a law enforcement agency an
31 injury to an adult that the health care provider has reason to believe is the
32 result of a battery or other physically abusive conduct, including physical
33 injuries resulting from domestic violence, if the:

34 (1) Injured adult agrees; or

35 (2) Health care provider determines that the report is necessary
36 to prevent serious harm to the injured adult.



1 (c) A health care provider that makes a report under subdivision
2 (b)(2) of this section shall promptly inform the injured adult that the
3 report has been or will be made.

4 (d) A report under this section shall state the name of the injured
5 adult and the character and extent of the adult's injuries.

6 (e) A report under this section shall be made to one (1) or more of
7 the following law enforcement agencies:

8 (1) The county sheriff;

9 (2) Within a city of the first class, the municipal law
10 enforcement agency; or

11 (3) The Department of Arkansas State Police.

12 (f) A health care provider making or deciding not to make a report in
13 good faith under this section is immune from criminal or civil liability for
14 making or deciding not to make the report.

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