

1 State of Arkansas As Engrossed: S3/21/13 S3/25/13 H4/3/13

2 89th General Assembly

# A Bill

3 Regular Session, 2013

SENATE BILL 1162

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5 By: Senator J. Dismang

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## For An Act To Be Entitled

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AN ACT TO SUBSUME VARIOUS CAUSES OF ACTION FOR HEALTH

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CARE INJURIES AGAINST A MEDICAL CARE PROVIDER UNDER A

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SINGLE REMEDY; AND FOR OTHER PURPOSES.

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## Subtitle

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TO SUBSUME VARIOUS CAUSES OF ACTION FOR

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HEALTH CARE INJURIES UNDER A SINGLE

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REMEDY.

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

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21 SECTION 1. DO NOT CODIFY. Intent – Limitation.

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(a) This act is intended to ensure that:

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(1) A person who suffers a medical injury has the opportunity to seek compensation to return to the state of health that he or she enjoyed before the medical injury; and

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(2) For any one (1) medical injury, a person is not compensated more than once.

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(b) This act is not intended to affect punitive damages.

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*SECTION 2. Arkansas Code § 16-114-201(1), concerning definitions for actions for medical injury, is amended to read as follows:*

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*(1) “Action for medical injury” means ~~any action~~ all actions against a medical care provider, whether based in tort, contract, or otherwise, to recover damages on account of medical injury as defined in § 16-114-201;*

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