

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1548

5 By: Representative Gonzales
6 By: Senator B. Ballinger
7

For An Act To Be Entitled

9 AN ACT CONCERNING THE COST OF A MENTAL HEALTH
10 EXAMINATION OF A CRIMINAL DEFENDANT; AND FOR OTHER
11 PURPOSES.
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Subtitle

14 CONCERNING THE COST OF A MENTAL HEALTH
15 EXAMINATION OF A CRIMINAL DEFENDANT.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 5, Chapter 2, Subchapter 3, is amended to add
22 an additional section to read as follows:

23 5-2-331. Cost of examination of defendant.

24 (a) A person or entity that provides treatment or other mental health
25 services under this subchapter may impose a charge for the cost of the
26 treatment or other mental health services rendered.

27 (b) A charge for the cost of treatment or other mental health services
28 under this section may not exceed the actual cost of the treatment or other
29 mental health services provided.

30 (c)(1) The Division of Aging, Adult, and Behavioral Health Services of
31 the Department of Human Services may promulgate rules establishing reasonable
32 charges for the cost of treatment or other mental health services under this
33 section.

34 (2) Rules establishing reasonable charges for the cost of
35 treatment or other mental health services under this section may provide for
36 waiving or postponing the collection of the charges based on clinical



1 considerations or the defendant's inability to pay, or both.

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