

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
93rd General Assembly
Regular Session, 2021

A Bill

HOUSE BILL 1919

By: Representatives Christiansen, Hudson, McClure

For An Act To Be Entitled

AN ACT TO REQUIRE NURSING HOMES TO DISCLOSE LIABILITY
INSURANCE STATUS WHEN POTENTIAL RESIDENTS SIGN
CONTRACTS FOR CARE; AND FOR OTHER PURPOSES.

Subtitle

TO REQUIRE NURSING HOMES TO DISCLOSE
LIABILITY INSURANCE STATUS WHEN POTENTIAL
RESIDENTS SIGN CONTRACTS FOR CARE.

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

SECTION 1. Arkansas Code Title 20, Chapter 10, Subchapter 1, is amended to add an additional section to read as follows:

20-10-113. Disclosure of liability insurance status.

(a) The intent of this section is to ensure transparency and accountability before a resident or a resident's authorized representative signs a nursing home contract for care or admission agreement.

(b) When a resident or a resident's authorized representative signs a nursing home contract for care or admission agreement, the nursing home or an ownership group of a nursing home shall disclose the nursing home's liability insurance status regarding whether the nursing home is insured, self-insured, or not insured.

(c) A nursing home's liability insurance status or declaration shall be prominently displayed within the nursing home's admission agreement along with all other information that is relevant and pertinent to the admission of a new resident.

(d) Failure of a nursing home or an ownership group of a nursing home



to include liability insurance status or declaration information in the admission agreement or contract for care shall result in a fine of fifteen thousand dollars (\$15,000) for each reported offense.

(e) A nursing home or an ownership group of a nursing home with three (3) or more documented offenses shall be subject to a review by the Office of Long-Term Care or suspension or revocation of licensure.