

- 28 (ii) prohibit physicians or health care providers from constituting a majority of arbitrators;
29 (iii) be given to the patient no less than 24 hours before any surgical procedure; and
30 (iv) give the patient no less than 30 days following the receipt of health care to rescind the
31 agreement.
- 32 (2) Notwithstanding Subsection (1), a health care provider may not:
33 (a) request the parent or legal guardian of a minor or incapacitated person to agree to
34 binding arbitration on behalf of the minor or incapacitated person; or
35 (b) require a patient to agree to binding arbitration as a condition of receiving health care
36 of any kind.
- 37 (3) This section does not apply to any arbitration agreement that is subject to the Federal
38 Arbitration Act, 9 U.S.C. Sec. 1 et seq.

Legislative Review Note
as of 2-15-99 10:58 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel