

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003  
4

As Engrossed: H2/12/03 S2/26/03

# A Bill

HOUSE BILL 1358

5 By: Representative Biggs  
6 By: Senator Bisbee  
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## For An Act To Be Entitled

9 AN ACT TO PROVIDE A METHOD OF ARBITRATION BETWEEN  
10 BOARDS OF THE HEALING ARTS CONCERNING SCOPE OF  
11 PRACTICE; AND FOR OTHER PURPOSES.  
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### Subtitle

14 AN ACT TO PROVIDE A METHOD OF  
15 ARBITRATION BETWEEN BOARDS OF THE  
16 HEALING ARTS CONCERNING SCOPE OF  
17 PRACTICE.  
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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23 SECTION 1. Arkansas Code Title 17, Chapter 80, Subchapter 1 is amended  
24 to add an additional section to read as follows:

25 17-80-114. Scope of practice - Complaints.

26 (a) As used in this section, "healing arts" means the practice of any  
27 type of profession requiring special education and skill that promotes  
28 healing of the human body or that relates to the prevention of illness or  
29 disease.

30 (b) No board of the healing arts may take disciplinary action at the  
31 board level against a licensee of another board of the healing arts, except  
32 as provided in this section.

33 (c)(1) If a licensee or a member of a board of the healing arts  
34 believes that a licensee of another board of the healing arts is practicing  
35 outside that licensee's proper scope of practice, the licensee or member may  
36 file a complaint with his or her own board, but may not file the complaint



1 with any other board of the healing arts.

2 (2) A board of the healing arts that receives a complaint  
3 regarding a licensee of another board may file the complaint with that other  
4 board.

5 (3) A board of the healing arts receiving a complaint from  
6 another board shall:

7 (A) Investigate the complaint;

8 (B) Take whatever action that board considers appropriate  
9 pursuant to its practice act and the Administrative Procedure Act, § 25-15-  
10 201 et seq.; and

11 (C) Communicate the final disposition of the complaint to:

12 (i) The licensee who is the subject of the  
13 complaint; and

14 (ii) The board that filed the complaint.

15 (4) If the disposition of the complaint under subdivision (c)(3)  
16 of this section does not satisfy the board that filed the complaint under  
17 subdivision (c)(2) of this section, the board that filed the complaint may,  
18 and is encouraged to, file an action, declaratory judgment or injunctive  
19 relief, against the licensee regarding the complaint in the circuit of the  
20 county in which the alleged violation occurred or in the Circuit Court of  
21 Pulaski County.

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23 /s/ Biggs  
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