

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: S2/4/03*  
**A Bill**

SENATE BILL 116

5 By: Senator J. Jeffress  
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8 **For An Act To Be Entitled**

9 AN ACT TO PROVIDE FOR GRANDFATHERING OF  
10 ACUPUNCTURISTS RESIDING AND PRACTICING IN THIS  
11 STATE BEFORE THE EFFECTIVE DATE OF THE ARKANSAS  
12 ACUPUNCTURE PRACTICES ACT; AND FOR OTHER  
13 PURPOSES.  
14

15 **Subtitle**

16 AN ACT TO PROVIDE FOR GRANDFATHERING OF  
17 ACUPUNCTURISTS RESIDING AND PRACTICING  
18 IN THIS STATE BEFORE THE EFFECTIVE DATE  
19 OF THE ARKANSAS ACUPUNCTURE PRACTICES  
20 ACT.  
21

22  
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 17-102-302 is amended to read as follows:  
26 17-102-302. Effect on existing license.

27 ~~(a)~~ Notwithstanding the requirements set forth in § 17-102-304, any  
28 acupuncturist ~~validly certified by the National Commission for the~~  
29 ~~Certification of Acupuncturists as of August 1, 1997, and~~ residing and  
30 practicing acupuncture in this state as of December 31, 1996, shall upon  
31 application to the Arkansas State Board of Acupuncture and Related Techniques  
32 be issued a license without an examination.

33 ~~(b)(1)(A)~~ ~~Notwithstanding the requirements set forth in § 17-102-304,~~  
34 ~~any acupuncturist not validly certified by the National Commission for the~~  
35 ~~Certification of Acupuncturists as of August 1, 1997, but residing and~~  
36 ~~practicing acupuncture in this state as of December 31, 1996, shall upon~~



1 application to the board be issued a provisional license conditioned upon the  
 2 acupuncturist's becoming certified by the commission within two (2) years of  
 3 August 1, 1997.

4 ~~(B) While the license is provisional, the acupuncturist~~  
 5 ~~may practice acupuncture and related techniques in this state pursuant to a~~  
 6 ~~scope of practice set forth in writing by the board after review of the~~  
 7 ~~qualifications, training, and practice experience of the acupuncturist.~~

8 ~~(2) Upon obtaining certification and presenting it to the board,~~  
 9 ~~the acupuncturist shall be issued a nonprovisional license by the board.~~

10 ~~(3) Should certification not be obtained within the two year~~  
 11 ~~period, the board shall immediately revoke the provisional license.~~

12 (b) Notwithstanding the requirements set forth in § 17-102-304, any  
 13 acupuncturist who holds a valid license to practice acupuncture issued by  
 14 another state as of the effective date of this section, shall upon  
 15 application to the Arkansas State Board of Acupuncture and Related Techniques  
 16 be issued a license without an examination.

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 18 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
 19 General Assembly of the State of Arkansas that practitioners who have been  
 20 servicing patients for many years may be forced to close their practices and  
 21 many citizens of Arkansas may find themselves without access to the treatment  
 22 they need to relieve illness and suffering. Therefore, an emergency is  
 23 declared to exist and this act being immediately necessary for the  
 24 preservation of the public peace, health and safety shall become effective  
 25 on:

26 (1) The date of its approval by the Governor;

27 (2) If the bill is neither approved nor vetoed by the Governor, it  
 28 shall become effective on the expiration of the period of time during which  
 29 the Governor may veto the bill; or

30 (3) If the bill is vetoed by the Governor and the veto is overridden,  
 31 it shall become effective on the date the last house overrides the veto.

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 33 /s/ J. Jeffress  
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