

1 State of Arkansas  
2 91st General Assembly  
3 Regular Session, 2017  
4

*As Engrossed: S2/21/17*

# A Bill

SENATE BILL 302

5 By: Senator Irvin  
6 By: Representative Boyd  
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## For An Act To Be Entitled

9 AN ACT TO AMEND THE PRESCRIPTION DRUG MONITORING  
10 PROGRAM; TO REQUIRE PROFESSIONAL LICENSING BOARDS TO  
11 PROMULGATE RULES REQUIRING PRACTITIONERS TO ACCESS  
12 THE PRESCRIPTION DRUG MONITORING PROGRAM; AND FOR  
13 OTHER PURPOSES.  
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## Subtitle

16 TO AMEND THE PRESCRIPTION DRUG MONITORING  
17 PROGRAM; AND TO REQUIRE PROFESSIONAL  
18 LICENSING BOARDS TO PROMULGATE RULES  
19 REQUIRING PRACTITIONERS TO ACCESS THE  
20 PRESCRIPTION DRUG MONITORING PROGRAM.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. Arkansas Code § 20-7-604(d) and (e), concerning the  
27 requirements for the Prescription Drug Monitoring Program, is amended to read  
28 as follows:

29 (d)(1) ~~Practitioners are encouraged to access or check the information~~  
30 ~~in the controlled substance database created under this subchapter before~~  
31 ~~prescribing, dispensing, or administering medications.~~ A licensing board that  
32 licenses practitioners who have the authority to prescribe Schedule II  
33 controlled substances shall adopt rules requiring the practitioners to check  
34 the information in the Prescription Drug Monitoring Program at appropriate  
35 intervals as determined by the appropriate licensing board when a  
36 practitioner prescribes a Schedule II controlled substance.



1           (2) A licensing board shall not adopt a rule as described in  
2 subdivision (d)(1) of this section that is less restrictive than a rule of  
3 the Arkansas State Medical Board.

4           (3) A licensing board that licenses practitioners who have the  
5 authority to prescribe may adopt rules:

6                   (A) Requiring practitioners to check the information in  
7 the Prescription Monitoring Program when prescribing a Schedule III drug or a  
8 benzodiazepine; and

9                   (B) Placing quantity limits on a prescription for any  
10 controlled substance.

11           (e) This subchapter does not prohibit licensing boards from requiring  
12 practitioners to access or check the information in the controlled substance  
13 database more often than required in subsection (d) of this section as a part  
14 of a review of the practitioner's professional practice.

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16           SECTION 2. Arkansas Code § 20-7-611, concerning unlawful acts and  
17 penalties regarding the Prescription Drug Monitoring Program, is amended to  
18 add an additional subsection to read as follows:

19           (i) A practitioner who purposely fails to access the Prescription Drug  
20 Monitoring Program as required by the licensing board of the practitioner may  
21 be subject to disciplinary action by the licensing board of the practitioner.

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23   /s/Irvin  
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