

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997  
4  
5 By: Senator Bradford

# A Bill

ACT 373 OF 1997  
SENATE BILL 308

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 17-95-105 PERTAINING TO THE  
10 CONFIDENTIALITY OF CREDENTIALING INFORMATION FURNISHED BY  
11 THE STATE MEDICAL BOARD; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO AMEND ARKANSAS CODE 17-95-105  
15 PERTAINING TO THE CONFIDENTIALITY OF  
16 CREDENTIALING INFORMATION FURNISHED BY  
17 THE STATE MEDICAL BOARD."

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

21 SECTION 1. Arkansas Code 17-95-105(c)(4) is amended to read as follows:

22 "(4) Credentialing information received and collected by the board and  
23 furnished by the board to a credentialing organization shall be confidential  
24 in nature and shall be used solely for credentialing and the renewal of  
25 credentials. The board may disclose such credentialing information as  
26 provided in this act and;

27 (A) In disciplinary hearing before the board or in any subsequent  
28 trial or appeal of a board action or order, or

29 (B) To any physician licensing or disciplinary authorities of  
30 other jurisdictions, or

31 (C) Pursuant to an order of a court of competent jurisdiction."

33 SECTION 2. All provisions of this act of a general and permanent nature  
34 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
35 Revision Commission shall incorporate the same in the Code.

1 SECTION 3. If any provision of this act or the application thereof to  
 2 any person or circumstance is held invalid, such invalidity shall not affect  
 3 other provisions or applications of the act which can be given effect without  
 4 the invalid provision or application, and to this end the provisions of this  
 5 act are declared to be severable.

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 7 SECTION 4. All laws and parts of laws in conflict with this act are  
 8 hereby repealed.

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 10 SECTION . EMERGENCY. It is found and determined by the General  
 11 Assembly of the State of Arkansas that hospitals, credentialing organizations  
 12 and insurance companies are in need of physician credentialing information  
 13 collected by the Arkansas State Medical Board; that said information should be  
 14 privileged and the sharing of said information should be protected so as to  
 15 enhance the credentialing process of the medical providers; that said  
 16 confidentiality of credentialing information does not now exist. Therefore an  
 17 emergency is declared to exist and this act being immediately necessary for  
 18 the preservation of the public peace, health and safety shall become effective  
 19 on the date of its approval by the Governor. If the bill is neither approved  
 20 nor vetoed by the Governor, it shall become effective on the expiration of the  
 21 period of time during which the Governor may veto the bill. If the bill is  
 22 vetoed by the Governor and the veto is overridden, it shall become effective  
 23 on the date the last house overrides the veto.

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 27 APPROVED:3-06-97  
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