

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

# A Bill

HOUSE BILL 1136

5 By: Representative Magie  
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## For An Act To Be Entitled

8 AN ACT TO AMEND THE PRESCRIPTIVE AUTHORITY OF  
9 ADVANCED PRACTICE REGISTERED NURSES AND PHYSICIAN  
10 ASSISTANTS; TO EXTEND PRESCRIPTIVE AUTHORITY TO  
11 HYDROCODONE COMBINATION PRODUCTS IF EXPRESSLY  
12 AUTHORIZED BY A PHYSICIAN; AND FOR OTHER PURPOSES.  
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## Subtitle

15 TO AMEND THE PRESCRIPTIVE AUTHORITY OF  
16 ADVANCED PRACTICE REGISTERED NURSES AND  
17 PHYSICIAN ASSISTANTS; TO EXTEND  
18 PRESCRIPTIVE AUTHORITY TO HYDROCODONE  
19 COMBINATION PRODUCTS IF EXPRESSLY  
20 AUTHORIZED BY A PHYSICIAN.  
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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 § 17-87-310(b)(2), concerning prescriptive  
27 authority for an advanced practice registered nurse, is amended to read as  
28 follows:

29 (2) An advanced practice registered nurse's prescriptive  
30 authority ~~shall only extend~~ shall extend only to drugs listed in Schedules  
31 III - V and, if expressly authorized by the collaborative practice agreement  
32 also to those hydrocodone combination products reclassified from Schedule III  
33 to Schedule II as of October 6, 2014.

34 (3)(A) The Arkansas State Board of Nursing shall promptly adopt  
35 rules applicable to an advance practice registered nurse that are consistent  
36 with the Arkansas State Medical Board's rules governing the prescription of



1 dangerous drugs and controlled substances.

2 (B) Prior to approval of the Arkansas State Board of  
 3 Nursing's rules, the Arkansas State Medical Board shall review the proposed  
 4 rules and verify that the proposed rules are consistent with the Arkansas  
 5 State Medical Board rules concerning the prescription of dangerous drugs and  
 6 controlled substances.

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 8 SECTION 2. Arkansas Code § 17-105-108, concerning prescriptive  
 9 authority for a physician assistant, is amended to read as follows:

10 17-105-108. Prescriptive authority.

11 (a) Physicians supervising physician assistants may delegate  
 12 prescriptive authority to physician assistants to include prescribing,  
 13 ordering, and administering Schedule III-V controlled substances as described  
 14 in the Uniform Controlled Substances Act, §§ 5-64-101 – 5-64-510, and 21  
 15 C.F.R. Part 1300, all legend drugs, and all nonschedule prescription  
 16 medications and medical devices. All prescriptions and orders issued by a  
 17 physician assistant shall ~~also~~ identify his or her supervising physician.

18 (b) A physician assistant may prescribe hydrocodone combination  
 19 products reclassified from Schedule III to Schedule II as of October 6, 2014,  
 20 if authorized by the physician assistant's supervising physician and in  
 21 accordance with other requirements of this section.

22 ~~(b)(c)~~ At no time shall a physician assistant's level of prescriptive  
 23 authority exceed that of the supervising physician.

24 ~~(e)(d)~~ Physician assistants who prescribe controlled substances ~~must~~  
 25 shall register with the Drug Enforcement Administration as part of the Drug  
 26 Enforcement Administration's Mid-Level Practitioner Registry, 21 C.F.R. Part  
 27 1300, 58 FR 31171-31175, and the Controlled Substances Act.

28 (e) The Arkansas State Medical Board shall promptly adopt rules  
 29 concerning physician assistants that are consistent with the Arkansas State  
 30 Medical Board's rules governing the prescription of dangerous drugs and  
 31 controlled substances by physicians.

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 34 **APPROVED: 03/18/2015**