

1 State of Arkansas
2 92nd General Assembly
3 Regular Session, 2019
4

A Bill

HOUSE BILL 1288

5 By: Representatives Boyd, M. Davis
6 By: Senator M. Pitsch
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For An Act To Be Entitled

9 AN ACT TO REMOVE DUPLICATIVE LANGUAGE REGARDING THE
10 PRESCRIPTIVE ABILITIES OF PHYSICIAN ASSISTANTS,
11 OPTOMETRISTS, AND ADVANCED PRACTICE REGISTERED
12 NURSES; TO PROVIDE THAT PHARMACISTS MAY FILL
13 PRESCRIPTIONS FOR ALL HEALTHCARE PROFESSIONALS WITH
14 PRESCRIPTIVE AUTHORITY TO THE EXTENT OF THE SCOPE OF
15 PRACTICE FOR THAT HEALTHCARE PROFESSION; AND FOR
16 OTHER PURPOSES.

Subtitle

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19 TO REMOVE DUPLICATIVE LANGUAGE REGARDING
20 PRESCRIPTIVE ABILITIES; AND TO ENSURE A
21 PHARMACIST MAY FILL PRESCRIPTIONS FOR ALL
22 HEALTHCARE PROFESSIONALS WITH
23 PRESCRIPTIVE AUTHORITY.
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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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29 SECTION 1. Arkansas Code §§ 17-92-109 and 17-92-110 are repealed.

30 ~~17-92-109. Prescriptions for optometrists.~~

31 ~~Pharmacists duly licensed in the State of Arkansas are authorized to~~
32 ~~fill prescriptions in the State of Arkansas for duly licensed optometrists~~
33 ~~thereof for pharmaceutical agents to be possessed, administered, or~~
34 ~~prescribed by the optometrists pursuant to the provisions of § 17-90-101 et~~
35 ~~seq.~~
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~~17-92-110. Prescriptive authority of advanced practice nurses.
Pharmacists licensed in the State of Arkansas are authorized to fill
prescriptions in the State of Arkansas for advanced practice registered
nurses holding certificates of prescriptive authority.~~

SECTION 2. Arkansas Code § 17-92-112 is repealed.

~~17-92-112. Prescriptions for physician assistants.~~

~~(a) Pharmacists licensed in the State of Arkansas are hereby
authorized to fill prescriptions in the State of Arkansas for licensed
physician assistants for Schedule III-V controlled substances as described in
the Uniform Controlled Substances Act, §§ 5-64-101-5-64-510, and 21 C.F.R.
Part 1300.~~

~~(b) Physician assistant-generated prescriptions for controlled
substances must have the physician assistant's name and United States Drug
Enforcement Administration number and the supervising physician's name
communicated either verbally, in writing, or by electronic means. Controlled
substances, prescription medications, and products dispensed by a licensed
pharmacist to a patient per a physician assistant-generated prescription
shall state on the labeling prepared by the pharmacist the physician
assistant's name and "PA" behind the physician assistant's name. Pharmacists
shall carry out the physician assistant's prescriptive request or order in
the same manner as they would for the physician assistant's supervising
physician. All prescriptions and orders issued by a physician assistant shall
also identify his or her supervising physician.~~

SECTION 3. Arkansas Code Title 17, Chapter 92, Subchapter 1, is amended to add an additional section to read as follows:

17-92-117. Prescriptions for all healthcare professionals.

(a) As used in this section, "healthcare professional" means a person who is licensed, certified, or otherwise authorized by the laws of this state to administer health care in the ordinary course of the practice of his or her profession.

(b) A pharmacist licensed in the State of Arkansas may fill prescriptions in the State of Arkansas for any healthcare professional who has prescriptive authority to the extent of that healthcare professional's scope of practice.

APPROVED: 3/5/19