

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**

A BILL ACT 255 OF 1991
HOUSE BILL 1652

4 **By: Representatives J. Miller, Collier and Calhoun**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED 17-93-301 TO ADD
9 TWO MEMBERS TO THE ARKANSAS STATE MEDICAL BOARD; AND FOR
10 OTHER PURPOSES."

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

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14 SECTION 1. Arkansas Code Annotated 17-93-301(b) is amended to read as
15 follows:

16 "(b) The board shall consist of fourteen (14) members appointed by the
17 Governor for terms of eight (8) years.

18 (1) Ten (10) members shall be duly qualified, licensed, and active
19 medical practitioners and appointed upon the advice and recommendation of the
20 Arkansas Medical Society. One (1) member shall be appointed from each of the
21 six (6) congressional districts established by Acts 1951, No. 297 repealed.
22 Two (2) members shall be appointed at large. One (1) member shall be
23 appointed upon the advice and recommendation of the Arkansas State Medical
24 Board as the Secretary of the Arkansas State Medical Board.

25 (2) One (1) member shall be a licensed practicing physician in this
26 state and shall be appointed upon the advice and recommendation of the
27 Physicians' Section of the Arkansas Medical, Dental, and Pharmaceutical
28 Association.

29 (3) Two (2) members of the board shall not be actively engaged in or
30 retired from the practice of medicine. One (1) member shall represent
31 consumers, and one (1) member shall be sixty (60) years of age or older and
32 shall represent the elderly. Both shall be appointed from the state at large
33 subject to confirmation by the Senate. The two (2) positions may not be held
34 by the same person. Both shall be full voting members but shall not
35 participate in the grading of examinations.

36 (4) One member shall be a duly qualified, licensed and active

1 practitioner of osteopathy and appointed upon the recommendation of the
2 Arkansas Osteopathic Medical Association."

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4 SECTION 2. Arkansas Code Annotated 17-93-301(d) is amended to add the
5 following:

6 "(3) In the event a vacancy exists in the member positions of the
7 licensed osteopath appointed upon the advice and recommendation of the
8 Arkansas Osteopathic Medical Association due to death, resignation, or other
9 cause, a successor member to the position shall be appointed by the Governor
10 for the remainder of the unexpired portion of the term thereof in the same
11 manner as provided in this subchapter for the initial appointment."

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13 SECTION 3. All provisions of this Act of a general and permanent nature
14 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
15 Revision Commission shall incorporate the same in the Code.

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17 SECTION 4. If any provision of this Act or the application thereof to
18 any person or circumstance is held invalid, such invalidity shall not affect
19 other provisions or applications of the Act which can be given effect without
20 the invalid provision or application, and to this end the provisions of this
21 Act are declared to be severable.

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23 SECTION 5. All laws and parts of laws in conflict with this Act are
24 hereby repealed.

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26 SECTION 6. EMERGENCY CLAUSE. It has been found and determined by the
27 General Assembly that it is necessary to include additional representation on
28 the Arkansas State Medical Board to encompass an additional licensed physician
29 and a licensed osteopath at the earliest opportunity to provide the desirable
30 level of balanced views of approach to medical practice in order to provide
31 the citizens of Arkansas with the highest quality medical care available.
32 Therefore, immediate effect should be given this measure and an emergency is
33 hereby declared to exist and this Act being immediately necessary for the
34 preservation of the public peace, health and safety shall be in full force and
35 effect from and after its passage and approval.

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APPROVED: 2-27-91