

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 By: Representative Malone

As Engrossed: H2/20/97

A Bill

ACT 942 OF 1997
HOUSE BILL 1291

For An Act To Be Entitled

8 "AN ACT TO AMEND A.C.A. 17-92-201 TO EXTEND THE TERMS OF
9 THE MEMBERS OF THE STATE BOARD OF PHARMACY FROM FIVE (5)
10 TO SIX (6) YEARS; AND FOR OTHER PURPOSES."

Subtitle

13 "TO EXTEND THE TERMS OF THE MEMBERS OF
14 THE STATE BOARD OF PHARMACY FROM FIVE
15 (5) TO SIX (6) YEARS"

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

19 SECTION 1. Arkansas Code Annotated 17-92-201 is amended to read as
20 follows:

21 "17-92-201. Members - Qualifications.

22 (a) The Arkansas State Board of Pharmacy shall consist of ~~seven (7)~~
23 eight (8) members, appointed by the Governor for terms of ~~five (5)~~ six (6)
24 years.

25 (1) Five (5) members shall be experienced pharmacists who shall
26 have been actively engaged in the drug business for the last five (5) years
27 immediately preceding their appointments.

28 (2) One (1) member shall be a minority licensed practicing
29 pharmacist in this state, to be appointed by the Governor upon the advice and
30 recommendation of the Pharmaceutical Section of the Arkansas Medical, Dental,
31 and Pharmaceutical Association. In the event a vacancy exists in the minority
32 position due to death, resignation, or other cause, a successor member to the
33 position shall be appointed by the Governor for the remainder of the unexpired
34 portion of the term in the same manner as provided for the initial
35 appointment.

36 ~~(2)(3)~~ Two (2) members of the board shall not be actively engaged

1 in or retired from the practice of pharmacy. One (1) member shall represent
2 consumers, and one (1) member shall be sixty (60) years of age or older and
3 shall represent the elderly. Both shall be appointed from the state at large,
4 subject to confirmation by the Senate. The two (2) positions may not be held
5 by the same person. Both shall be full voting members but shall not
6 participate in the grading of examinations.

7 (b) A member shall hold his office until his successor shall have been
8 appointed and qualified.

9 (c) In case of a vacancy from death or other cause, the Governor shall
10 appoint a successor, with qualifications as set forth above.

11 ~~———— (d)(1)(A) In addition to the members of the Arkansas State Board of
12 Pharmacy provided for in subsections (a)-(c) of this section, there shall be
13 appointed one (1) additional member of the Arkansas State Board of Pharmacy
14 who shall be a minority licensed practicing pharmacist in this state, to be
15 appointed by the Governor upon the advice and recommendation of the
16 Pharmaceutical Section of the Arkansas Medical, Dental, and Pharmaceutical
17 Association.~~

18 ~~———— (B) Said member shall be appointed for a term of five (5)
19 years.~~

20 ~~———— (2) The additional member of the Arkansas State Board of
21 Pharmacy, as provided for in this subsection, shall qualify in the same
22 manner, and shall be entitled to all rights and privileges, as a member of the
23 board as authorized by law.~~

24 ~~———— (3) In the event a vacancy exists in said position due to death,
25 resignation, or other cause, a successor member to said position shall be
26 appointed by the Governor for the remainder of the unexpired portion of the
27 term thereof in the same manner as herein provided for the initial
28 appointment."~~

29

30 SECTION 2. (a) The terms of the members of the State Board of Pharmacy
31 serving on the effective date of this act shall be extended to six (6) years
32 except as provided in this section.

33 (b) In order to appropriately stagger the new terms of the pharmacist
34 members, the term of the minority pharmacist member that is in effect on the
35 effective date of this act shall be extended to seven (7) years. Thereafter,
36 the term of the minority pharmacist member shall be six (6) years.

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

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

SECTION 5. All laws and parts of laws in conflict with this act are hereby repealed.

/s/Rep. Malone

APPROVED:3-31-97