

GENETIC COUNSELOR (Continued)

- (3) Issue, renew, suspend, revoke, or deny licensure as a genetic counselor;
- (4) Conduct hearings on investigative and disciplinary proceedings;
- (5)
- (A) Maintain a database of all licensees and all persons whose licenses have been suspended, revoked, or denied.
- (B) Access to a database under subdivision (5)(A) of this section shall be available upon written request and payment of an appropriate fee as determined by the board; and
- (6) Perform other functions and duties required to carry out this subchapter.

17-95-1105. Title protection.

A person shall not use or assume the title “licensed genetic counselor” or “genetic counselor” or use any words, letters, abbreviations, or insignia indicating or implying that the person holds a genetic counselor license unless the person is licensed by the Arkansas State Medical Board.

17-95-1106. Genetic counselor licensure.

- (a) The Arkansas State Medical Board shall license as a licensed genetic counselor an applicant who:
 - (1) Submits an application approved by the Arkansas State Medical Board;
 - (2) Pays an application fee approved by the Arkansas State Medical Board that is comparable to other fees for licensure of other midlevel healthcare professionals licensed by the Arkansas State Medical Board; and
 - (3) Provides evidence of:
 - (A) Having earned a master’s degree from a genetic counseling training program that is accredited by the American Board of Genetic Counseling or an equivalent as determined by the American Board of Genetic Counseling or the American Board of Medical Genetics; and
 - (B) Meets the examination requirements for certification and has current certification as a genetic counselor by the American Board of Genetic Counseling or the American Board of Medical Genetics.
- (b)
 - (1) The Arkansas State Medical Board may issue a license to an applicant who provides evidence that he or she is licensed to practice as a genetic counselor in another state or territory if the requirements for licensure in the other state or territory are equal to the requirements in this subchapter.
 - (2) The issuance of a license by reciprocity shall be at the sole discretion of the Arkansas State Medical Board.

17-95-1108. Temporary licensure.

- (a)
 - (1) The Arkansas State Medical Board may issue a temporary license to an applicant who does not meet the certification requirement in § 17-95-1106 if the applicant:
 - (A) Has been granted an active-candidate status by the American Board of Genetic Counseling;
 - (B) Applies for and takes the certification examination within twelve (12) months of the issuance of a temporary license; and
 - (C) Submits an application and appropriate application fees with the Arkansas State Medical Board.
 - (2) A temporary license is valid for one (1) year from the date of issuance.
 - (3)
 - (A) A temporary license may be renewed for one (1) year if the applicant fails on his or her first attempt to pass the certification examination of the American Board of Genetic Counseling or the American Board of Medical Genetics and Genomics.
 - (B) An application for renewal shall be signed by a supervisor of the applicant.
 - (4) A temporary license shall expire automatically upon the earliest of:
 - (A) The date of issuance of a license under § 17-95-1106;
 - (B) Ninety (90) days after the date that the applicant fails on his or her second attempt to pass the certification examination; or
 - (C) The date printed on the temporary license.
 - (b) As a condition of temporary licensure, an applicant shall work under the supervision of a licensed genetic counselor or a licensed physician with current American Board of Genetic Counseling certification in clinical genetics when the applicant provides genetic counseling services.
 - (c) A temporary license shall not be issued if the applicant has failed the American Board of Genetic Counseling certification examination more than two (2) times.

17-95-1109. Denial, suspension, revocation, or refusal to renew — Censure.

GENETIC COUNSELOR (Continued)

- (a) The Arkansas State Medical Board may deny, suspend, revoke, or refuse to renew a license, or may reprimand, censure, place on probation, or otherwise discipline a licensee, upon proof that the licensee has:
- (1) Obtained or attempted to obtain a license by fraud or deception;
 - (2) Been convicted of a felony under state or federal law;
 - (3) Been adjudicated mentally ill or incompetent by a court;
 - (4) Used illicit drugs or intoxicating liquors, narcotics, controlled substances, or other drugs or stimulants to an extent that adversely affects the practice of genetic counseling;
 - (5) Engaged in unethical or unprofessional conduct, including without limitation willful acts, negligence, or incompetence in the course of professional practice;
 - (6) Violated any provision of this subchapter or any rule of the board; or
 - (7) Been denied licensure or disciplined in another state or territory in connection with a license in another state or territory.
- (b) A licensee under subsection (a) of this section shall promptly deliver his or her license to the board if the licensee:
- (1) Has his or her license suspended or revoked; or
 - (2) Surrenders his or her license with or without prejudice if the surrender is approved by the board.
- (c) The board may restore a license or remove a probation on a license based on the decision of the board.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties			
Fee Type	Fee Description	Amount (\$)	Frequency
Fee	Licensure Application	\$90.00	Once
Fee	License Application - Temp Fee (Optional)	\$50.00	Once
Fee	Renewal	\$100.00	Biennially
Penalty	Late Renewal Penalty	\$50.00	Biennially

Administrative Rules Documents	
Document Type	Document
Rules	RULE 43 Genetic Counselor Licensure.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided

RADIOLOGIST ASSISTANT/RADIOLOGY PRACTITIONER ASSISTANT

Authorization Type: Licensure # of Individuals Regulated: 9

Entity Division Name: Department of Health, Division of Health Related Board and Commissions

Scope of Practice: Rule 29
GOVERNING RADIOLOGIST ASSISTANTS/RADIOLOGY PRACTITIONER ASSISTANTS

- I. DEFINITIONS
- A. Licensed Practitioner means a person licensed to practice medicine, dentistry, podiatry, chiropractic, osteopathic, or optometry in the State of Arkansas;
 - B. Radiation Practitioner means a licensed practitioner who has completed a residency in radiology, nuclear medicine, or radiation oncology, AND is certified by the American Board of Radiology, the American Osteopathic Board of Radiology, or the American Board of Nuclear Medicine

RADIOLOGIST ASSISTANT/RADIOLOGY PRACTITIONER ASSISTANT (Continued)

- or its equivalent;
- C. Radiologist Assistant (RA) or Radiology Practitioner Assistant (RPA) a person other than a licensed practitioner, who has specific qualifications, education, certification and responsibilities as recognized by the Arkansas State Medical Board and who has been issued a license to perform certain functions under the supervision of Licensed Radiation Practitioner;
- D. Supervising Radiation Practitioner means a radiation practitioner using the services of RA or RPA and is responsible for the professional activities and services of the RA or RPA under these Rules and Regulations;
- E. Alternate Supervising Radiologist means a radiation practitioner other than the supervising radiologist who is responsible for the supervision of RA or RPA for specific procedures in accordance with all Rules and Regulations applicable to the supervising radiation practitioner;
- F. Personal Supervision means the supervising and/or alternate supervising radiation practitioner must be in attendance in the room with the RA or RPA during the performance of the procedure or task;
- G. Direct Supervision means the supervising and/or alternate supervising radiation practitioner and/or radiologist must be present in the facility and immediately available to furnish assistance and direction to the RA or RPA during the performance of the procedure or task. The radiation practitioner is not required to be present in the room during the performance of the procedure or task;
- H. General Supervision means the procedure is furnished under the supervising and/or alternate supervising radiation practitioner’s overall direction and control, but the practitioner is not required to be in the same room or facility with the RA or RPA during the performance of the procedure or task.

Statutory Requirement(s): 17-106-201. Radiologist assistant and radiology practitioner assistant — License required.
 (a) The Arkansas State Medical Board shall grant a license to practice as a radiologist assistant and a radiology practitioner assistant to a qualified applicant who complies with the rules for licensure adopted under this subchapter.
 (b) An individual shall not practice as a radiologist assistant or a radiology practitioner assistant unless the person is licensed as a radiologist assistant or a radiology practitioner assistant by the board.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties			
Fee Type	Fee Description	Amount (\$)	Frequency
Fee	Radiologist Assistant/Radiology Practitioner Assistant License Application	\$75.00	Once
Fee	Radiologist Assistant/Radiology Practitioner Assistant Renwal	\$60.00	Annually

Administrative Rules Documents	
Document Type	Document
Rules	REGULATION 29_RA-RPA.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided

OCCUPATIONAL THERAPIST (OT)

Authorization Type: Licensure # of Individuals Regulated: 1862

Entity Division Name: Department of Health, Division of Health Related Boards and Commissions

Scope of Practice: 17-88-102. Definitions.
As used in this chapter:

OCCUPATIONAL THERAPIST (OT) (Continued)

- (1) "Occupational therapist" means a person licensed to practice occupational therapy, whose license is in good standing;
- (2)
 - (A) "Occupational therapy" means the evaluation and treatment of individuals whose ability to cope with the tasks of living is threatened or impaired by developmental deficits, the aging process, poverty or cultural differences, environmental or sensory deprivation, physical injury or illness, or psychological and social disability.
 - (B) The treatment utilizes task-oriented activities to prevent or correct physical or emotional deficits or to minimize the disabling effect of these deficits in the life of the individual so that he or she might perform tasks normally performed at his or her stage of development.
 - (C) Specific occupational therapy techniques include, but are not limited to:
 - (i) Instruction in activities of daily living, design, fabrication, application, recommendation, and instruction in the use of selected orthotic or prosthetic devices and other adaptive equipment;
 - (ii) Perceptual-motor and sensory integrative activities;
 - (iii) The use of specifically designed crafts;
 - (iv) Exercises to enhance functional performance; and
 - (v) Prevocational evaluation and treatment.
 - (D) The techniques are applied in the treatment of individual patients or clients, in groups, or through social systems;
- (3) "Occupational therapy aide" or "worker" means a person who aids a licensed occupational therapist in the practice of occupational therapy, whose activities require an understanding of occupational therapy but do not require professional or advanced training in the basic anatomical, biological, psychological, and social sciences involved in the practice of occupational therapy;
- (4) "Occupational therapy assistant" means a person licensed to assist in the practice of occupational therapy under the frequent and regular supervision by or with consultation with an occupational therapist, whose license is in good standing. The definition of "frequent" and "regular" will be established by the Arkansas State Occupational Therapy Examining Committee; and
- (5) "Person" means any individual, partnership, unincorporated organization, or corporate body, except that only an individual may be licensed under this chapter.

Statutory Requirement(s): 17-88-303. Issuance pursuant to examination.

- (a) The Arkansas State Medical Board shall register as an occupational therapist and shall issue a license to any person who satisfactorily passes the examination provided for in § 17-88-304 and who otherwise meets the requirements for qualifications contained in this subchapter and pays a fee as determined by the Arkansas State Occupational Therapy Examining Committee.
- (b) The board shall register as an occupational therapy assistant and shall issue a license to any person who satisfactorily passes the examination provided for in § 17-88-304 and who otherwise meets the qualifications contained herein and pays a fee as determined by the committee.

17-88-306. Temporary licenses.

- (a) The Executive Director of the Arkansas State Medical Board shall issue a temporary license without examination to practice occupational therapy in association with an occupational therapist licensed under this chapter to persons who have completed the education and experience requirements of this chapter and who are required to be licensed in order to obtain employment as an occupational therapist.
- (b) The temporary license shall be valid until the date on which the results of the next qualifying examination have been made public.
- (c) This temporary license shall only be renewed one (1) time if the applicant has not passed the examination or if the applicant has failed to take the qualifying examination, unless that failure is justified by good cause acceptable at the discretion of the executive director.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties

Arkansas State Medical Board (Continued)

OCCUPATIONAL THERAPIST (OT) (Continued)

Fee Type	Fee Description	Amount (\$)	Frequency
Fee	OT License Application	\$75.00	Once
Fee	OT Temporary License (Optional)	\$25.00	Once
Fee	OT Renewal	\$65.00	Annually
Fee	OT Renewal Late	\$25.00	Annually

Administrative Rules Documents

Document Type	Document
Rules	RULE_6_Occupational_Therapists.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided

OCCUPATIONAL THERAPIST ASSISTANT (OTA)

Authorization Type: Licensure # of Individuals Regulated:

Entity Division Name: Department of Health, Division of Health Related Boards and Commissions

Scope of Practice: 17-88-102. Definitions.

As used in this chapter:

(1) "Occupational therapist" means a person licensed to practice occupational therapy, whose license is in good standing;

(2)

(A) "Occupational therapy" means the evaluation and treatment of individuals whose ability to cope with the tasks of living is threatened or impaired by developmental deficits, the aging process, poverty or cultural differences, environmental or sensory deprivation, physical injury or illness, or psychological and social disability.

(B) The treatment utilizes task-oriented activities to prevent or correct physical or emotional deficits or to minimize the disabling effect of these deficits in the life of the individual so that he or she might perform tasks normally performed at his or her stage of development.

(C) Specific occupational therapy techniques include, but are not limited to:

(i) Instruction in activities of daily living, design, fabrication, application, recommendation, and instruction in the use of selected orthotic or prosthetic devices and other adaptive equipment;

(ii) Perceptual-motor and sensory integrative activities;

(iii) The use of specifically designed crafts;

(iv) Exercises to enhance functional performance; and

(v) Prevocational evaluation and treatment.

(D) The techniques are applied in the treatment of individual patients or clients, in groups, or through social systems;

(3) "Occupational therapy aide" or "worker" means a person who aids a licensed occupational therapist in the practice of occupational therapy, whose activities require an understanding of occupational therapy but do not require professional or advanced training in the basic anatomical, biological, psychological, and social sciences involved in the practice of occupational therapy;

(4) "Occupational therapy assistant" means a person licensed to assist in the practice of occupational therapy under the frequent and regular supervision by or with consultation with an occupational therapist, whose license is in good standing. The definition of "frequent" and "regular" will be established by the Arkansas State Occupational Therapy Examining Committee; and

(5) "Person" means any individual, partnership, unincorporated organization, or corporate body, except that only an individual may be licensed under this chapter.

Statutory Requirement(s): 17-88-303. Issuance pursuant to examination.

(a) The Arkansas State Medical Board shall register as an occupational therapist and shall issue a license to any person who satisfactorily passes the examination provided for in § 17-88-304 and who otherwise meets the requirements for qualifications contained in this subchapter and pays a fee as

OCCUPATIONAL THERAPIST ASSISTANT (OTA) (Continued)

determined by the Arkansas State Occupational Therapy Examining Committee.

(b) The board shall register as an occupational therapy assistant and shall issue a license to any person who satisfactorily passes the examination provided for in § 17-88-304 and who otherwise meets the qualifications contained herein and pays a fee as determined by the committee.

17-88-306. Temporary licenses.

(a) The Executive Director of the Arkansas State Medical Board shall issue a temporary license without examination to practice occupational therapy in association with an occupational therapist licensed under this chapter to persons who have completed the education and experience requirements of this chapter and who are required to be licensed in order to obtain employment as an occupational therapist.

(b) The temporary license shall be valid until the date on which the results of the next qualifying examination have been made public.

(c) This temporary license shall only be renewed one (1) time if the applicant has not passed the examination or if the applicant has failed to take the qualifying examination, unless that failure is justified by good cause acceptable at the discretion of the executive director.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties			
Fee Type	Fee Description	Amount (\$)	Frequency
Fee	OTA License Application	\$50.00	Once
Fee	OTA Temporary License (Optional)	\$25.00	Once
Fee	OTA Renewal	\$65.00	Annually
Fee	OTA Renewal Late Fee	\$25.00	Annually

Administrative Rules Documents	
Document Type	Document
Rules	RULE_6_Occupational_Therapists.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided

PHYSICIAN (MD/DO)

Authorization Type: Licensure # of Individuals Regulated:

Entity Division Name: Department of Health, Division of Health Related Boards and Commissions

Scope of Practice: 17-95-202. Definitions.
As used in the Arkansas Medical Practices Act, § 17-95-201 et seq., § 17-95-301 et seq., and § 17-95-401 et seq.:

(3) "Practice of medicine" means:

(A) Holding out oneself to the public within this state as being able to diagnose, treat, prescribe for, palliate, or prevent any human disease, ailment, injury, deformity, or physical or mental condition, whether by the use of drugs, surgery, manipulation, electricity, or any physical, mechanical, or other means whatsoever;

(B) Suggesting, recommending, prescribing, or administering any form of treatment, operation, or healing for the intended palliation, relief, or cure of any physical or mental disease, ailment, injury, condition, or defect of any person with the intention of receiving, either directly or indirectly, any fee, gift, or compensation whatsoever;

PHYSICIAN (MD/DO) (Continued)

- (C) Maintaining an office or other place to meet persons for the purpose of examining or treating persons afflicted with disease, injury, or defect of body or mind;
- (D) Using the title “M.D.,” “M.B.,” “D.O.,” “physician,” “surgeon”, or any other word or abbreviation to indicate or induce others to believe that one is engaged in the diagnosis or treatment of persons afflicted with disease, injury, or defect of body or mind, except as otherwise expressly permitted by the laws of this state relating to the practice of any limited field of the healing arts;
- (E) Performing any kind of surgical operation upon a human being; or
- (F) Delegating certain medical practices to other personnel under rules adopted by the board.

Statutory Requirement(s): 17-95-403. Application — Qualifications.

- (a)
 - (1) Every person desiring a license to practice medicine shall make application to the Arkansas State Medical Board. The application shall be verified by oath and shall be in such form as shall be prescribed by the Arkansas State Medical Board.
 - (2) The application shall be accompanied by the license fee and such documents, affidavits, and certificates as are necessary to establish that the applicant possesses the qualifications prescribed by this section, apart from any required examination by the Arkansas State Medical Board.
 - (3) The burden of proof shall be upon the applicant, but the Arkansas State Medical Board may make such independent investigation as it may deem advisable to determine whether the applicant possesses the qualifications and whether the applicant has at any time committed any of the acts or offenses herein defined as unprofessional conduct.
- (b) No person shall be granted a license to practice medicine in the State of Arkansas unless he or she:
 - (1) Is at least twenty-one (21) years of age;
 - (2) Has not been guilty of acts constituting unprofessional conduct as defined in § 17-95-409;
 - (3)
 - (A) Is a graduate of:
 - (i) A recognized United States or Canadian medical school whose entrance requirements and course of instruction have been approved by the Council on Medical Education of the American Medical Association;
 - (ii) A Canadian eclectic medical school which has been approved by the Council on Medical Education of the National Eclectic Medical Association; or
 - (iii)
 - (a) A foreign medical school whose entrance requirements and course of instruction have been approved by the Arkansas State Medical Board.
 - (b) He or she must also have:
 - (1) Served three (3) years as an intern, resident, or fellow, or a combination thereof, in an accredited postgraduate medical education program in the United States;
 - (2) Served three (3) years as an intern or resident in a postgraduate medical education program outside the United States, completed all steps of the United States Medical Licensing Examination, obtained Educational Commission for Foreign Medical Graduates certification, and either completed one (1) year or more of fellowship training accredited by the Accreditation Council for Graduate Medical Education in the United States or received American Board of Medical Specialties certification by the American Board of Medical Specialties; or
 - (3) Completed one (1) year as an intern or resident in an accredited postgraduate medical education program in the United States and be currently enrolled in an accredited postgraduate medical program in Arkansas.
 - (B) However, the Arkansas State Medical Board at such time as it deems expedient may require of every applicant for licensure:
 - (i) A properly verified certificate that he or she has served one (1) year of internship in a general accredited hospital; or
 - (ii) A certificate of his or her service in an accredited postgraduate medical education program as described in subdivision (b)(3)(A)(iii)(b) of this section; and
 - (4) Has successfully passed an examination approved by the Arkansas State Medical Board as set forth in its rules.

17-95-406. Temporary permits.

- (a) In cases of emergency and to prevent hardship, the Director of the Arkansas State Medical Board may issue a temporary permit to practice medicine upon payment of the fee required for applicants after

PHYSICIAN (MD/DO) (Continued)

satisfying himself or herself that the applicant has all the qualifications and meets all the requirements of the Arkansas Medical Practices Act, § 17-95-201 et seq., § 17-95-301 et seq., and § 17-95-401 et seq. A temporary permit shall be valid only until the next meeting of the Arkansas State Medical Board and shall expire at that time.

(b)

(1) The board shall issue a temporary permit to practice medicine to any medical doctor licensed and qualified to practice medicine in the Philippines, a former possession of the United States, provided that the temporary permit issued shall authorize the person to practice medicine in this state only under the supervision of a duly licensed and qualified physician in this state.

(2) The temporary permit shall be for a period of not more than two (2) years. If at the end of the two (2) years the person to whom a temporary permit has been issued has not met the qualifications and has not passed the prescribed examinations for licensure to practice medicine in this state as provided in the Arkansas Medical Practices Act, § 17-95-201 et seq., § 17-95-301 et seq., and § 17-95-401 et seq., it shall be unlawful for the board to grant an extension of or to issue a new temporary permit to that person.

(3) Nothing in this subsection shall prohibit the board from suspending or revoking the temporary permit of any person to whom a temporary permit is issued under the provisions of this subsection on any grounds which by law and rule would be grounds to revoke or suspend the license of a person licensed to practice medicine in this state, or for such periods of time as the person to whom the temporary permit is issued is not under the supervision of a licensed and qualified physician in this state.

(4) As used in this subsection, a person shall be deemed to be under the supervision of a licensed and qualified physician of this state when the physician shall notify the board in writing of his or her supervision of the medical practice of the person to whom the temporary permit is issued. It shall not be necessary that the person practice medicine out of the same office or in the same city or town in which the supervisory physician practices or resides.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties			
Fee Type	Fee Description	Amount (\$)	Frequency
Fee	Renewal - 1 year	\$220.00	Annually
Fee	Renewal - 2 years	\$440.00	Biennially
Fee	Application	\$500.00	Once
Fee	Application - Temp Fee (Optional)	\$50.00	Once

Administrative Rules Documents	
Document Type	Document
Rules	REGULATION 3_IMG_Licensure.pdf
Rules	REGULATION 13_Licensure.DOC
Rules	REGULATION 14_Licensure.docx
Rules	REGULATION 17_CME.pdf
Rules	REGULATION 20_Practice_by_non-resident.docx
Rules	REGULATION 28_Educational_License.pdf
Rules	REGULATION 32_Ethics.doc
Rules	RULE 37_Graduate_Reg_Phys.docx
Rules	REGULATION 39_Reinstatement.docx
Rules	Rule 44_Pre-Licensure_Criminal_Background_Check.docx
Rules	Rule 45 - Reciprocity.docx

PHYSICIAN (MD/DO) (Continued)

Supporting Evidence Documents

No Supporting Evidence Documents Provided

PHYSICIAN ASSISTANT (PA)

Authorization Type: Licensure # of Individuals Regulated: 629

Entity Division Name: Department of Health, Division of Health Related Boards and Commissions

Scope of Practice: 17-105-101. Definitions.

As used in this chapter:

(1)

(A) "Physician assistant" means a healthcare professional qualified by academic and clinical education and licensed by the Arkansas State Medical Board to provide healthcare services and who has:

(i) Graduated from a program for the education and training of physician assistants that has been approved by the Accreditation Review Commission on Education for the Physician Assistant or its successors; and

(ii) Passed the certifying examination administered by the National Commission on Certification of Physician Assistants.

(B) The physician assistant is a dependent medical practitioner who:

(i) Provides healthcare services under the supervision of a physician; and

(ii) Works under a delegation agreement with a physician;

(2) "Supervising physician" means a doctor of medicine or doctor of osteopathy licensed by the board who supervises physician assistants; and

(3) "Supervision" means overseeing the activities of and accepting responsibility for the medical services rendered by a physician assistant. The constant physical presence of the supervising physician is not required so long as the supervising physician and physician assistant are or can be easily in contact with one another by radio, telephone, electronic, or other telecommunication device.

Supervision of each physician assistant by a physician or physicians shall be continuous.

Statutory Requirement(s): 17-105-102. Qualifications for licensure.

(a) Except as otherwise provided in this chapter, an individual must be licensed by the Arkansas State Medical Board before the individual may practice as a physician assistant.

(b) The board may grant a license as a physician assistant to an applicant who:

(1) Submits an application on forms approved by the board;

(2) Pays the appropriate fees as determined by the board;

(3) Has successfully completed an educational program for physician assistants accredited by the Accreditation Review Commission on Education for the Physician Assistant or by its successor agency and has passed the Physician Assistant National Certifying Examination administered by the National Commission on Certification of Physician Assistants;

(4) Certifies that he or she is mentally and physically able to engage safely in practice as a physician assistant;

(5) Has no licensure, certification, or registration as a physician assistant under current discipline, revocation, suspension, or probation for cause resulting from the applicant's practice as a physician assistant, unless the board considers the condition and agrees to licensure;

(6) [Repealed.]

(7) Submits to the board any other information the board deems necessary to evaluate the applicant's qualifications;

(8) Has been approved by the board;

(9) Is at least twenty-one (21) years of age; and

(10) After July 1, 1999, has at least a bachelor's degree in some field of study from a regionally accredited college or university, unless the applicant has:

(A) Prior service as a military corpsman and is a graduate of a physician assistant education program recognized by the Committee on Allied Health Education and Accreditation or the Commission on Accreditation of Allied Health Education Programs or the applicant is currently certified by the National Commission on Certification of Physician Assistants;

(B) Was serving as a physician assistant in a federal facility located in the State of Arkansas on or after

Arkansas State Medical Board (Continued)

PHYSICIAN ASSISTANT (PA) (Continued)

July 1, 1999, and who is a graduate of a physician assistant education program recognized by the Committee on Allied Health Education and Accreditation or the Commission on Accreditation of Allied Health Education Programs;
 (C) Was licensed in good standing on June 30, 1999, by the board; or
 (D) Was enrolled on or before July 1, 1999, in a physician assistant program recognized by the Commission on Accreditation of Allied Health Education Programs.

7-105-103. Graduate license — Temporary license.

(a) The Arkansas State Medical Board may grant a graduate license to an applicant who meets the qualifications for licensure, except that the applicant has not yet taken the national certifying examination or the applicant has taken the national certifying examination and is awaiting the results.

(b) A graduate license is valid:

- (1) For one (1) year from the date of issuance;
- (2) Until the results of an applicant's examination are available; or
- (3) Until the board makes a final decision on the applicant's request for licensure, whichever comes first.

(c) The board may extend a graduate license upon a majority vote of the board members for a period not to exceed one (1) year. Under no circumstances may the board grant more than one (1) extension of a graduate license.

(d) A temporary license may be granted to an applicant who meets all the qualifications for licensure but is awaiting the next scheduled meeting of the board.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties			
Fee Type	Fee Description	Amount (\$)	Frequency
Fee	Licensure Application	\$80.00	Once
Fee	Temporary Licensure (Optional)	\$10.00	Once
Fee	Renewal	\$50.00	Annually
Fee	Renewal Late Fee	\$25.00	Annually

Administrative Rules Documents	
Document Type	Document
Rules	RULE_24_Physician_Assistants.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided

RESPIRATORY THERAPIST

Authorization Type: Licensure # of Individuals Regulated: 2209
 Entity Division Name: Department of Health, Division of Health Related Boards and Commissions
 Scope of Practice: 17-99-102. Definitions.

As used in this chapter:

- (1) “Licensed allied health practitioner” means any person formally trained and tested in an allied health field qualified to deliver medical care to the public and licensed in the State of Arkansas;
- (2) “Qualified medical director” means a licensed physician who is the medical director of any inpatient or outpatient respiratory care service, department, home care agency, or long-term care facility;
- (3)

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- (A) "Respiratory care" means the practice of the principles, techniques, psychology, and theories of cardiopulmonary medicine under the verbal or written direction or prescription of a licensed physician or under the supervision of a qualified medical director, or both.
- (B) Respiratory care shall include, but not be limited to, the following:
 - (i) Evaluation and treatment of individuals whose cardiopulmonary functions have been threatened or impaired by developmental defects, the aging process, physical injury or disease, or anticipated dysfunction of the cardiopulmonary system;
 - (ii) Evaluation techniques, including cardiopulmonary function assessment, gas exchange evaluation, the need and effectiveness of therapeutic modalities and procedures, and assessment and evaluation of the need for extended care and home care procedures and equipment; and
 - (iii)
 - (a) The professional application of techniques, equipment, and procedures involved in the administration of respiratory care, such as:
 - (1) Therapeutic gas administration;
 - (2) Prescribed medications;
 - (3) Emergency cardiac, respiratory, and cardiopulmonary resuscitation measures;
 - (4) Establishing and maintaining artificial airways;
 - (5) Cardiopulmonary function tests;
 - (6) Testing and obtaining physiological evaluation of arterial and venous blood samples;
 - (7) Exercises designed for the rehabilitation of the cardiopulmonary handicapped;
 - (8) Maintaining postural drainage, vibration and chest percussion, aerosol administration, breathing exercises, and artificial and mechanical ventilation; and
 - (9) Cleaning and sterilization of cardiopulmonary function equipment and its maintenance.
 - (b) Those techniques may be applied in the treatment of the individual or patient in groups or through healthcare facilities, organizations, or agencies; and
 - (4) "Respiratory care practitioner" means a licensed person who practices respiratory care as defined in this chapter under the prescription and direction of a licensed physician.

Statutory Requirement(s): 17-99-302. Qualifications and examination of applicants — Fees — Waiver.

- (a) The Arkansas State Medical Board shall register as a respiratory care practitioner and shall issue a license to:
 - (1) Any person who satisfactorily passes the examination provided for in this chapter, and who otherwise meets the requirements for qualification contained herein and pays a fee not to exceed one hundred fifty dollars (\$150);
 - (2) Any person who furnishes sufficient and satisfactory written evidence to the Arkansas State Medical Board that the person has received registration or certification, or both, by the National Board for Respiratory Care, Inc. or its successor organization and who, at the time of his or her application, shall pay the Arkansas State Medical Board a fee not to exceed one hundred fifty dollars (\$150); and
 - (3)
 - (A) Any person, whether or not he or she has passed the examination provided for in this chapter, who through a notarized affidavit submitted to the Arkansas State Medical Board by January 1, 2002, demonstrates that he or she has been engaged in the practice of respiratory care for at least two (2) years during the three (3) consecutive years before September 1, 2001, and who submits an application and a fee not to exceed one hundred fifty dollars (\$150).
 - (B) Any person licensed under this provision must complete the entry level requirements for certification in respiratory care and, no later than January 1, 2005, must pass the examination provided for in this chapter.
- (b) Each applicant shall:
 - (1) Be at least eighteen (18) years of age;
 - (2) Have been awarded a high school diploma or its equivalent;
 - (3) Have satisfactorily completed training in a respiratory care program which has been approved by the Arkansas State Respiratory Care Examining Committee, to include adequate instruction in basic medical science, clinical science, and respiratory care theory and procedures; and
 - (4) Have passed an examination approved by the Arkansas State Medical Board and the committee, unless exempted by other provisions of this chapter.
- (c) All examinations of applicants for a license to practice respiratory care shall be held in designated

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areas of the state at a time and place published by the Arkansas State Medical Board.

(d) Applicants shall be given written examinations on the following subjects:

- (1) Clinical data;
- (2) Equipment; and
- (3) Therapeutic procedures.

(e) A fee not to exceed the prevailing rate set by the National Board for Respiratory Care, Inc. or its successor organization must accompany the application

17-99-303. Issuance and recording.

(a) The Arkansas State Medical Board shall register as a respiratory care practitioner each applicant who provides evidence of his or her fitness for licensure under the terms of this chapter.

(b) It shall issue to each person registered a license, which shall be prima facie evidence of the right of the person to practice respiratory care, subject to the conditions and limitations of this chapter.

(c) Proof of licensure must be made upon request.

(d)

(1) Whenever the board determines for any reason not to issue a license, it shall enter an order denying the application.

(2) Whenever the board determines for any reason to suspend, revoke, or refuse to renew a license, it shall enter an order taking that action.

(e) All review proceedings shall be governed by the Arkansas Administrative Procedure Act, § 25-15-201 et seq.

17-99-304. Reciprocity.

(a) A legally licensed practitioner who has been issued a license to practice respiratory care in another state or territory whose requirements for registration and licensure were at the time of his or her registration or licensure equal to the requirements contained in this chapter may be registered and issued a license by the Arkansas State Medical Board if the state or territory from which the applicant comes accords a similar privilege of registration and licensure to persons registered and licensed in the State of Arkansas by the board.

(b) The issuance of the license by reciprocity by the board shall be at the sole discretion of the board, and the board may provide rules governing such admission as it may deem necessary or desirable.

17-99-305. Temporary permits.

(a) In cases of emergency, the Executive Director of the Arkansas State Medical Board may issue a temporary permit without examination to practice respiratory care to persons who are not licensed in other states, but who otherwise meet the qualifications for licensure set out in this chapter.

(b) Such emergency temporary license shall expire at the date of the next Arkansas State Medical Board meeting, unless the board ratifies or extends the action of the executive director.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties			
Fee Type	Fee Description	Amount (\$)	Frequency
Fee	Application	\$75.00	Once
Fee	Application - Temp Fee (Optional)	\$35.00	Once
Fee	Renewal	\$40.00	Annually
Fee	Late Renewal Fee	\$10.00	Annually

Administrative Rules Documents

Document Type	Document
Rules	REGULATION_10_RT.pdf

Supporting Evidence Documents

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No Supporting Evidence Documents Provided

SURGICAL TECHNICIAN

Authorization Type: Registration # of Individuals Regulated: 307

Entity Division Name: Department of Health, Division of Health Related Boards and Commissions

Scope of Practice: 17-95-1002.

Definitions.

As used in this subchapter:

- (1) "Surgical technologist" means an individual who performs the skills and techniques of surgical technology under the direction and supervision of a licensed practitioner other than in the course of practicing as a licensed healthcare professional; and
(2) "Surgical technology" means surgical patient care that includes without limitation:
(A) Preparing an operating room and a sterile field for surgical procedures by ensuring that surgical equipment is assembled and functioning properly and safely;
(B) Preparing sterile supplies, instruments, and equipment using sterile technique;
(C) Performing tasks in a sterile field, including:
(i) Maintaining asepsis and a sterile operating field;
(ii) Passing supplies, equipment, or instruments according to the needs of the surgical team;
(iii) Sponging or suctioning an operative site;
(iv) Preparing and cutting suture material;
(v) Providing irrigation solutions to the supervising physician and irrigating an operative site;
(vi) Providing drugs within the sterile field for administration by the supervising physician;
(vii) Handling specimens;
(viii) Holding retractors and other instruments;
(ix) Applying electrocautery to clamps on blood vessels;
(x) Connecting drains to a suction apparatus;
(xi) Applying dressings to closed wounds; and
(xii) Performing counts of supplies such as sponges, needles, and instruments with the registered nurse circulator; and
(D) The practice of surgical technology is a separate and distinct healthcare profession that does not include the practice of surgical assisting as performed by physician assistants, surgical assistants, or first assistants.

Statutory Requirement(s): 17-95-1003.

Registration.

The Arkansas State Medical Board shall register as a surgical technologist an applicant who:

- (1) Has successfully completed a nationally accredited surgical technology program and holds a current credential as a certified surgical technologist from the National Board of Surgical Technology and Surgical Assisting or its successor or a national organization approved by the Arkansas State Medical Board;
(2) Has successfully completed a surgical technologist training program during the person's service as a member of any branch of the United States Armed Forces; or
(3) Has been employed to practice as a surgical technologist at any time within the six (6) months before July 1, 2017, if the applicant registers with the Arkansas State Medical Board on or before July 1, 2018.

17-95-1004.
Title protection.

SURGICAL TECHNICIAN (Continued)

A person shall not use or assume the title "registered surgical technologist" unless the person is registered with the Arkansas State Medical Board.

17-95-1005.
Rules.

The Arkansas State Medical Board may adopt and promulgate rules to implement this subchapter.

Pursuant to Arkansas Code § 17-1-106, do you provide automatic licensure to an active military service member, returning military veteran applying for licensure within one year of his or her discharge from active duty, or the spouse of an active military service member or returning military veteran who is within one year of discharge from active duty?

No

If NO, the rule establishing the expedited process and procedure:

- [Rule for Expedited Process and Procedure for Military Service Member or Spouse](#)

Fees & Penalties

Fee Type	Fee Description	Amount (\$)	Frequency
Fee	Registration Fee	\$25.00	Once
Fee	Renewal	\$10.00	Annually

Administrative Rules Documents

Document Type	Document
Rules	REGULATION_40_Surg_Techs.pdf

Supporting Evidence Documents

No Supporting Evidence Documents Provided