

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

Act 720 of the Regular Session

1 State of Arkansas
2 86th General Assembly
3 Regular Session, 2007
4

As Engrossed: S3/20/07

A Bill

SENATE BILL 895

5 By: Senator Horn
6 By: Representatives Wells, Gaskill
7
8

9 **For An Act To Be Entitled**

10 AN ACT TO STUDY THE CREATION OF THE ARKANSAS
11 PATIENT CHOICE ACT; TO STUDY METHODS FOR
12 PROVIDING ARKANSAS PATIENTS MORE CHOICE IN THEIR
13 PRESCRIPTION DRUG BUYING PURCHASES BY REGULATING
14 THE DISPENSING OF PRESCRIPTION DRUGS BY CERTAIN
15 MEDICAL PROFESSIONALS; AND FOR OTHER PURPOSES.
16

17 **Subtitle**

18 AN ACT TO STUDY THE CREATION OF THE
19 ARKANSAS PATIENT CHOICE ACT; AND TO
20 PROVIDE ARKANSAS PATIENTS MORE CHOICE IN
21 THEIR PRESCRIPTION DRUG PURCHASES.
22
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
25

26 *Section 1. Purpose.*

27 The purposes of this act are to:

28 (1) Study the practice of the dispensing of prescription drugs
29 by physicians and dentists including without limitation:

30 (A) The regulatory schemes in other states;

31 (B) The practices of Arkansas dentists who currently
32 dispense prescription drugs;

33 (C) The practices of companies that provide prepackaged
34 drugs; and

35 (D) A system of support for physicians and dentists within



1 a framework of safety and accountability;

2 (2) Develop an effective regulatory scheme that would protect
3 the public safety and ensure accountability in the drug distribution system;
4 and

5 (3) Study the parameters set forth in federal law in the
6 Robinson-Patman Act that would limit the use of pharmacy permits by non-
7 profit, tax exempt, or governmentally funded hospitals in Arkansas.

8
9 Section 2. Legislative Task Force on Patient Choice – Creation –
10 Membership – Duties.

11 (a) The Legislative Task Force on Patient Choice is created to be
12 composed of the following members:

13 (1)(A) Two (2) members of the Senate Interim Committee on Public
14 Health, Welfare, and Labor appointed by the chair of the of the Senate
15 Interim Committee on Public Health, Welfare, and Labor.

16 (B) The chair of the Senate Interim Committee on Public
17 Health, Welfare, and Labor shall select one (1) of the two (2) members as the
18 Senate cochair;

19 (2)(A) Two (2) members of the House Interim Committee on Public
20 Health, Welfare, and Labor appointed by the chair of the committee.

21 (B) The chair shall select one (1) of the two (2) members
22 as the House cochair;

23 (3) One (1) member as a representative of the Arkansas Dental
24 Association;

25 (4) One (1) member as a representative of the Arkansas Medical
26 Society;

27 (5) One (1) member as a representative of the Arkansas Pharmacy
28 Association;

29 (6) One (1) member from a non-profit hospital as a
30 representative of the Arkansas Hospital Association;

31 (7) One (1) member who represents a company that provides
32 prepackaged prescription drugs for dispensing by doctors appointed by the
33 President Pro Tempore of the Senate;

34 (8) One (1) consumer member appointed by the Speaker of the
35 House of Representatives; and

36 (9) One (1) consumer member appointed by the Governor.

