ARKANSAS SENATE

86th General Assembly - Regular Session, 2007 **Amendment Form**

Subtitle of Senate Bill No. 895

"AN ACT TO CREATE THE ARKANSAS PATIENT CHOICE ACT; TO ALLOW ARKANSAS PATIENTS MORE CHOICE IN THEIR PRESCRIPTION DRUG BUYING PURCHASES BY REGULATING THE DISPENSING OF PRESCRIPTION DRUGS BY CERTAIN MEDICAL PROFESSIONALS."

Amendment No. 1 to Senate Bill No. 895.

Amend Senate Bill No. 895 as originally introduced:

Page 1, delete lines 10 through 14 and substitute the following: "AN ACT TO STUDY THE CREATION OF THE ARKANSAS PATIENT CHOICE ACT; TO STUDY METHODS FOR PROVIDING ARKANSAS PATIENTS MORE CHOICE IN THEIR PRESCRIPTION DRUG BUYING PURCHASES BY REGULATING THE DISPENSING OF PRESCRIPTION DRUGS BY CERTAIN MEDICAL PROFESSIONALS; AND FOR OTHER PURPOSES."

AND

Page 1, delete lines 17 through 22 and substitute the following: "AN ACT TO STUDY THE CREATION OF THE ARKANSAS PATIENT CHOICE ACT; AND TO PROVIDE ARKANSAS PATIENTS MORE CHOICE IN THEIR PRESCRIPTION DRUG PURCHASES."

AND

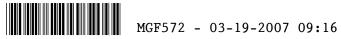
Delete everything after the ENACTING clause and substitute the following: "Section 1. Purpose.

The purposes of this act are to:

- (1) Study the practice of the dispensing of prescription drugs by physicians and dentists including without limitation:
 - (A) The regulatory schemes in other states;
- (B) The practices of Arkansas dentists who currently dispense prescription drugs;
 - (C) The practices of companies that provide prepackaged

drugs; and

- (D) A system of support for physicians and dentists within a framework of safety and accountability;
- (2) Develop an effective regulatory scheme that would protect the public safety and ensure accountability in the drug distribution system;



- (3) Study the parameters set forth in federal law in the Robinson-Patman Act that would limit the use of pharmacy permits by non-profit, tax exempt, or governmentally funded hospitals in Arkansas.
- Section 2. <u>Legislative Task Force on Patient Choice Creation Membership Duties.</u>
- (a) The Legislative Task Force on Patient Choice is created to be composed of the following members:
- (1)(A) Two (2) members of the Senate Interim Committee on Public Health, Welfare, and Labor appointed by the chair of the Senate Interim Committee on Public Health, Welfare, and Labor.
- (B) The chair of the Senate Interim Committee on Public Health, Welfare, and Labor shall select one (1) of the two (2) members as the Senate cochair;
- (2)(A) Two (2) members of the House Interim Committee on Public Health, Welfare, and Labor appointed by the chair of the committee.
- (B) The chair shall select one (1) of the two (2) members as the House cochair;
- (3) One (1) member as a representative of the Arkansas Dental Association;
- (4) One (1) member as a representative of the Arkansas Medical Society;
- (5) One (1) member as a representative of the Arkansas Pharmacy Association;
- (6) One (1) member from a non-profit hospital as a representative of the Arkansas Hospital Association;
- (7) One (1) member who represents a company that provides prepackaged prescription drugs for dispensing by doctors appointed by the President Pro Tempore of the Senate;
- (8) One (1) consumer member appointed by the Speaker of the House of Representatives; and
 - (9) One (1) consumer member appointed by the Governor.
 - (b) The task force shall:
 - (1) Be appointed no later than July 1, 2007;
- (2) Receive staff and clerical support from the Legislative Council; and
- (3) Report its findings and regulatory plan to the Legislative Council by November 1, 2008.
- (c) The task force shall be co-chaired by members selected as co-chairs by the chairs of the Senate and House Interim Committees on Public Health, Welfare and Labor.
- $\underline{\mbox{(d)(1)}}$ A majority of the membership of the task force shall constitute a quorum.
- (2) A majority vote of the members present shall be required for any action of the task force.
- (e) Vacancies on the task force due to death, resignation, or other causes shall be filled in the same manner as is provided in this act for initial appointments.
- (f) Task force meetings shall be held at the State Capitol and at other locations as designated by the task force chairs.
- (g) Legislative members shall be entitled to reimbursement for expenses and per diem at the same rate and from the same source as provided

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SECTION 3. The task force shall expire on January 1, 2009."

The Amendment was read the first time, rules suspended and read the secon	nd time and
By: Senator Horn	
MGF/CDS - 03-19-2007 09:16	
MGF572	Secretary