

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

SENATE BILL 103

4 By: Senators Scott and Bookout

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE §§17-91-602(3) and  
9 17-91-605(d) TO ALLOW HOSPITAL PHARMACIES TO PROVIDE  
10 SERVICES FOR HOSPITAL BASED HOME HEALTH CARE AND HOSPITAL  
11 BASED HOSPICES; TO DECLARE AN EMERGENCY; AND FOR OTHER  
12 PURPOSES."

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## Subtitle

14 "TO ALLOW HOSPITAL PHARMACIES TO PROVIDE  
15 SERVICES FOR HOSPITAL BASED HOME HEALTH  
16 CARE AND HOSPITAL BASED HOSPICES"

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

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21 SECTION 1. Arkansas Code §17-91-602(3) is amended to read as follows:

22 "(3) Hospital pharmacy means the place or places in which drugs,  
23 chemicals, medicines, prescriptions, or poisons are prepared for distribution  
24 and administration for the use or benefit of patients in a hospital or under  
25 the care of a hospital based home health agency or hospital based hospice  
26 which is duly licensed by the State. The hospital pharmacy may also  
27 provide pharmacy services to patients in a swing bed within the hospital  
28 that may periodically swing back and forth from being a short-term acute  
29 hospital bed to a longer-term nursing home bed. The hospital pharmacy  
30 shall also mean the place or places in which drugs, chemicals, medicines,  
31 prescriptions, or poisons are compounded for the dispensing to hospital  
32 employees, members of the immediate families of hospital employees, patients  
33 being discharged, and for other persons in emergency situations;"

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35 SECTION 2. Arkansas Code §17-91-605(d) is amended to read as follows:

1           "(d) Upon the receipt of a hospital pharmacy license, a hospital  
2 pharmacy may provide the following pharmaceutical services:

3                   (1) Prepare for distribution and administration of drugs,  
4 chemicals, medicines, prescriptions, or poisons for the use or benefit of the  
5 patients in the hospital.

6                   (2) Compound or dispense drugs, chemicals, medicines,  
7 prescriptions, or poisons for the use or benefit of the hospital's employees,  
8 members of the immediate families of hospital employees, patients being  
9 discharged, and other persons in emergency situations.

10                  (3) Prepare for distribution and dispense all legend injectibles  
11 and legend irrigating solutions for use in patient care provided by hospital  
12 based home health agencies and hospital based hospices."

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

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

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

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27           SECTION 6. EMERGENCY. It is hereby found and determined by the  
28 Eightieth General Assembly of the State of Arkansas that expediting the  
29 provision of medication to patients who continue under the general care of a  
30 hospital, even though no longer physically present at the hospital is needed  
31 immediately in this era of health reform, and the ability of the hospital to  
32 provide that service needs to be clarified immediately. Therefore, an  
33 emergency is hereby declared to exist and this act being necessary for the  
34 immediate preservation of the public peace, health, and safety, shall be in  
35 full force and effect from and after its passage and approval.

