

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995
4 By: Senator Bookout

A Bill

SENATE BILL 555

5 By: Representative B. G. Hendrix
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For An Act To Be Entitled

8
9 "AN ACT TO PROHIBIT ANY STATE LICENSING AGENCY FROM
10 DISCIPLINING HEALTH CARE PROFESSIONALS WHO ASSIST THE
11 DEPARTMENT OF CORRECTION IN AN EXECUTION; AND FOR OTHER
12 PURPOSES."
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Subtitle

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15 "PROHIBIT ANY STATE LICENSING AGENCY
16 FROM DISCIPLINING HEALTH CARE
17 PROFESSIONALS WHO ASSIST DEPARTMENT OF
18 CORRECTION IN AN EXECUTION."
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Any assistance rendered with any execution carried out
23 pursuant to Arkansas Code Annotated § 5-4-617 by any licensed health care
24 professional, including but not limited to physicians, nurses and
25 pharmacists, shall not be cause for any disciplinary or corrective measures
26 by any board or commission created by the state or governed by state law
27 which oversees or regulates the practice of health care professionals,
28 including but not limited to, the Arkansas State Medical Board, Arkansas
29 State Board of Nursing and Arkansas State Board of Pharmacy. The infliction
30 of the punishment of death by administration of the required lethal
31 substances in the manner required by Arkansas Code Annotated § 5-4-617 shall
32 not be construed to be the practice of medicine.
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34 SECTION 2. All provisions of this act of a general and permanent
35 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas

1 Code Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to
4 any person or circumstance is held invalid, such invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provision or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 SECTION 5. EMERGENCY. It is hereby found and determined by the
13 General Assembly that it may be necessary to carry out an execution at a date
14 earlier than the date this act would go into effect without an emergency
15 clause; that this act is vital in order to carry out executions as prescribed
16 by present law; and this act should therefore go into effect immediately.
17 Therefore, an emergency is hereby declared to exist and this act being
18 necessary for the immediate preservation of the public peace, health and
19 safety shall be in full force and effect from and after its passage and
20 approval.

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