

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997
4
5 By: Senator Gwatney

A Bill

SENATE BILL 252

For An Act To Be Entitled

9 "AN ACT TO AMEND THE DATE OF PAYMENT OF REREGISTRATION FEE
10 FOR OCCUPATIONAL THERAPISTS, PHYSICIANS, AND RESPIRATORY
11 CARE PRACTITIONERS; AND FOR OTHER PURPOSES."

Subtitle

14 "TO AMEND THE DATE OF PAYMENT OF
15 REREGISTRATION FEE FOR OCCUPATIONAL
16 THERAPISTS, PHYSICIANS, AND RESPIRATORY
17 CARE PRACTITIONERS"

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

21 SECTION 1. Arkansas Code Annotated § 17-88-307, pertaining to
22 occupational therapists, is amended to read as follows:

23 "17-88-307. Reregistration.

24 (a)(1) A renewal or reregistration fee, which shall be determined by
25 the committee, shall be paid to the board by each occupational therapist who
26 holds a license to practice occupational therapy in the State of Arkansas.

27 (2) The committee will also establish additional requirements for
28 license renewal which provide evidence of continued competency.

29 (b) The reregistration fee shall be paid ~~during the month of January of~~
30 each year before or during the birth month of the license holder beginning in
31 1998, and each year thereafter. During the implementation year of 1998, fees
32 shall be prorated.

33 (c)(1) Failure to reregister and pay the reregistration fee by ~~March 1~~
34 the last day of the birth month of the license holder shall cause the license
35 of any person so failing to ~~reregister~~ pay the registration fee to expire
36 automatically.

1 (2) Any delinquent license of less than five (5) years may be
2 reinstated by paying all delinquent fees and a penalty, to be determined by
3 the committee, for each year or part of a year it has been delinquent.

4 (3) Any person who shall fail to reregister and pay the annual
5 license fee for five (5) consecutive years shall be required to be reexamined
6 by the board before his license may be reinstated."

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8 SECTION 2. Arkansas Code Annotated § 17-95-408 of the Medical Practices
9 Act is amended to read as follows:

10 "17-95-408. Annual registration.

11 (a) ~~The annual license or reregistration fee shall be due and payable~~
12 ~~by January 1 of each year~~ of a physician licensed by the Arkansas State
13 Medical Board to practice medicine in the State of Arkansas shall be paid
14 before or during the birth month of the license holder beginning in 1998, and
15 each year thereafter. During the implementation year of 1998, fees shall be
16 prorated.

17 (b) ~~Failure to pay the annual reregistration fee as herein provided~~
18 ~~before March 1 of each year shall automatically suspend the delinquent~~
19 ~~physician from the practice of medicine, and his license shall automatically~~
20 ~~expire.~~ Failure to pay the annual reregistration fee as herein provided by
21 the last day of the birth month of the license holder shall cause the license
22 to practice medicine in the State of Arkansas of any person so failing to pay
23 the reregistration fee to expire automatically.

24 (c) Any delinquent licentiate may be reinstated by paying all
25 delinquent fees and a penalty of fifteen dollars (\$15.00) for each year or
26 part thereof that he has been delinquent.

27 (d)(1) If any licentiate fails for three (3) consecutive years to pay
28 the reregistration fee, it shall be the duty of the Arkansas State Medical
29 Board, without hearing or notice, to cancel and revoke his or her license,
30 subject to reinstatement.

31 (2) If application for reinstatement is made, the board shall
32 consider the moral character and professional qualifications of the applicant
33 upon notice and hearing before ordering reinstatement. Unless such showing
34 shall thereupon be made to the board as would entitle the applicant to the
35 issuance of an original license, reinstatement shall be denied.

36 (3) The applicant for reinstatement shall file a written

1 application and pay the same fees required for the issuance of an original
2 license.

3 (e) Any person practicing his or her profession while his or her
4 license is suspended, or after it has been canceled pursuant to this section,
5 shall be subject to the penalties prescribed by law."

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7 SECTION 3. Arkansas Code Annotated § 17-99-306, pertaining to
8 respiratory care practitioners, is amended to read as follows:

9 "17-99-306. Annual registration - Failure to reregister.

10 (a)(1) A license or reregistration fee not to exceed fifty dollars
11 (\$50.00) shall be paid to the board by each respiratory care practitioner who
12 holds a license to practice respiratory care in the State of Arkansas.

13 (2) The reregistration fee shall be paid ~~during the month of~~
14 January of each year before or during the birth month of the license holder
15 beginning in 1998, and each year thereafter. During the implementation year
16 of 1998, fees shall be prorated.

17 (3) Failure to reregister and pay the fee by ~~March 1~~ the last day
18 of the birth month of the license holder shall cause the license of any person
19 so failing to reregister to expire automatically.

20 (b)(1) Any delinquent license of less than five (5) years may be
21 reinstated by paying all delinquent fees and a penalty not to exceed fifty
22 dollars (\$50.00) for each year or part of year it has been delinquent.

23 (2) Any person who shall fail to reregister and pay the annual
24 license fee for five (5) or more consecutive years shall be required to be
25 reexamined by the board before the license may be reinstated."

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27 SECTION 4. All provisions of this act of a general and permanent nature
28 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
29 Revision Commission shall incorporate the same in the Code.

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

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1 SECTION 6. All laws and parts of laws in conflict with this act are
2 hereby repealed.

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