

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999

# A Bill

HOUSE BILL 2190

4  
5 By: Representative Faris  
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## For An Act To Be Entitled

8  
9 "AN ACT TO AMEND VARIOUS SECTIONS OF ARKANSAS CODE  
10 TITLE 17, CHAPTER 99 CONCERNING THE ARKANSAS  
11 RESPIRATORY CARE ACT; AND FOR OTHER PURPOSES."

## Subtitle

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14 "AN ACT CONCERNING THE ARKANSAS  
15 RESPIRATORY CARE ACT."  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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20 SECTION 1. Arkansas Code 17-99-301(b)(3), concerning licensure under  
21 the Arkansas Respiratory Care Act, is amended to read as follows:

22 "(3) Nothing in this chapter shall be construed to prohibit or to  
23 require a license hereunder with respect to:

24 (A) The rendering of services in case of an emergency;

25 (B) The administration of oxygen or other resuscitation  
26 procedures to participants in or spectators at athletic events;

27 (C) Any person pursuing a course of study leading to a  
28 degree or certificate in respiratory care at an accredited or approved  
29 educational program approved by the committee, if the activities and services  
30 constitute a part of the supervised course of study and the person is  
31 designated by a title which clearly indicates the student or trainee status;

32 (D) Self-care by a patient or gratuitous care by a friend  
33 or family member who does not represent or hold himself out to be a  
34 respiratory care practitioner;

35 (E) The respiratory care practitioner who demonstrates  
36 advances in the art and techniques of respiratory care learned through

1 formalized or specialized training;

2 (F) Any person working in the military service or federal  
3 health care facilities when functioning in the course of his assigned duties;

4 (G)(i) Any person who has demonstrated his competency in  
5 one (1) or more areas covered by this chapter who performs only those  
6 functions that he is qualified by examination to perform.

7 (ii) The committee and the board shall have the  
8 authority to evaluate the standards of examinations and examining  
9 organizations and to reject qualification by inadequate examinations and  
10 examining organizations; and

11 ~~(H) Employees of licensed hospitals with one hundred sixty-~~  
12 ~~nine (169) beds or less; and~~

13 ~~(I)~~(H) The practice of respiratory care, when done in  
14 connection with the practice of the religious principles or tenets of any  
15 well-recognized church or denomination which relies upon prayer or spiritual  
16 means of healing."

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18 SECTION 2. Arkansas Code 17-99-205 is amended to read as follows:  
19 "17-99-205. Continuing education.

20 The board, in cooperation with the Arkansas Society for Respiratory  
21 Care, shall develop and implement rules and regulations for continuing  
22 education within two (2) years of July 20, 1987. Continuing education  
23 requirements shall ~~not exceed fifteen (15) hours every two (2) years~~ be  
24 determined by the Arkansas State Respiratory Care Examining Committee."

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

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

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36 SECTION 5. All laws and parts of laws in conflict with this act are

1 hereby repeal ed.

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