

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4
5 By: Senator P. Malone
6
7

A Bill

SENATE BILL 402

For An Act To Be Entitled

9 AN ACT TO PROHIBIT ACUPUNCTURISTS FROM
10 ADMINISTERING, DISPENSING, OR PRESCRIBING LEGEND
11 DRUGS; AND FOR OTHER PURPOSES.
12

Subtitle

13 AN ACT TO PROHIBIT ACUPUNCTURISTS FROM
14 ADMINISTERING, DISPENSING, OR
15 PRESCRIBING LEGEND DRUGS.
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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 § 17-102-206(b), concerning the duties and
22 powers of the Arkansas State Board of Acupuncture and Related Techniques, is
23 amended to read as follows:

24 (b) The board ~~is authorized to~~ shall:

25 (1) Make suitable bylaws for carrying out its duties under ~~the~~
26 ~~provisions~~ of this chapter;

27 (2) Sue and be sued;

28 (3) Have an official seal which shall bear the words "Arkansas
29 State Board of Acupuncture and Related Techniques";

30 (4) (A) Provide a secretary's certificate.

31 (B) The certificate of the Secretary of the Arkansas State
32 Board of Acupuncture and Related Techniques under seal shall be accepted in
33 the courts of the state as the best evidence as to the minutes of the board
34 and shall likewise be accepted in the courts of the state as the best
35 evidence as to the licensure or nonlicensure of ~~any~~ a person under ~~the~~
36 ~~requirements~~ of this chapter;



1 (5)(A) Adopt, publish, and, ~~from time to time,~~ revise such rules
2 ~~and regulations~~ not inconsistent with the law as may be necessary to enable
3 it to carry into effect ~~the provisions of~~ this chapter.

4 (B) The rules under subdivision (5)(A) of this section
5 shall state that an acupuncturist shall not administer, dispense, or
6 prescribe a legend drug as defined under § 20-64-503;

7 (6) Keep a record of ~~all~~ its proceedings, receipts, and
8 disbursements;

9 (7) Adopt standards for applicants wishing to take the licensing
10 examination and conduct examinations or contract with persons or entities to
11 conduct examinations of applicants;

12 (8)(A) Grant, deny, renew, suspend, or revoke licenses to
13 practice acupuncture and related techniques for any cause stated in this
14 chapter.

15 (B) Except as otherwise provided by this chapter, the
16 board shall have exclusive jurisdiction to determine who shall be permitted
17 to practice acupuncture and related techniques in the State of Arkansas; and

18 (9) Conduct disciplinary proceedings ~~as provided in~~ under this
19 chapter.

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