

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

HOUSE BILL 1818

By: Representative Gonzales

For An Act To Be Entitled

AN ACT TO AMEND THE ARKANSAS STATE BOARD OF NURSING
AND THE PRESCRIPTIVE AUTHORITY ADVISORY COMMITTEE;
AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE ARKANSAS STATE BOARD OF
NURSING AND THE PRESCRIPTIVE AUTHORITY
ADVISORY COMMITTEE.

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

SECTION 1. Arkansas Code § 17-87-201 is amended to read as follows:
17-87-201. Creation – Members.

(a) There is created the Arkansas State Board of Nursing, to be
composed of thirteen (13) members to be appointed by the Governor for terms
of four (4) years, subject to confirmation by the Senate.

(b)(1) ~~Five (5)~~ Two (2) members shall be registered nurses; ~~whose
highest level of educational preparation shall be as follows:~~

~~(A) One (1) nursing diploma graduate;~~
~~(B) Two (2) associate degree graduates; and~~
~~(C) Two (2) baccalaureate degree or postbaccalaureate
degree graduates.~~

(2) Each registered nurse member of the board shall have the
following qualifications:

(A) Be an Arkansas resident;
(B) Have at least five (5) years of successful experience
as a registered nurse in nursing practice, administration, or teaching;



1 (C) Be licensed in Arkansas as a registered nurse; and

2 (D) Have been employed as a registered nurse for at least
3 three (3) years immediately preceding appointment, two (2) years of which
4 shall have been in Arkansas.

5 (c)(1) ~~Two (2)~~ Seven (7) members shall be licensed advanced practice
6 registered nurses.

7 (2) Each licensed advanced practice registered nurse board
8 member shall have the following qualifications:

9 (A) Be an Arkansas resident;

10 (B) Have at least five (5) years of experience as an
11 advanced practice registered nurse;

12 (C) Be licensed in Arkansas as an advanced practice
13 registered nurse; and

14 (D) Have been actively engaged in nursing for at least
15 three (3) years immediately preceding appointment, two (2) years of which
16 shall have been in Arkansas.

17 (3) ~~One (1) member~~ Six (6) members who ~~is an~~ are advance
18 practice registered ~~nurse~~ nurses shall hold a certificate granting
19 prescriptive authority.

20 (d)(1) ~~Three (3)~~ Two (2) members shall be licensed practical nurses or
21 licensed psychiatric technician nurses.

22 (2) Each licensed practical nurse board member or licensed
23 psychiatric technician nurse board member shall have the following
24 qualifications:

25 (A) Be an Arkansas resident;

26 (B) Have at least five (5) years of successful experience
27 as a practical nurse or psychiatric technician nurse or as a teacher in an
28 educational program to prepare practitioners of nursing;

29 (C) Be licensed in Arkansas as a licensed practical nurse
30 or licensed psychiatric technician nurse; and

31 (D) Have been employed as a licensed practical nurse or as
32 a licensed psychiatric technician nurse for at least three (3) years
33 immediately preceding appointment, two (2) years of which shall have been in
34 Arkansas.

35 (e) ~~One (1) member shall be an at-large licensed registered nurse or~~
36 ~~licensed practical nurse.~~

~~(f)~~ At least one (1) member who is a licensed registered nurse or advanced practice registered nurse also shall be a nursing program educator.

~~(g)~~(f) One (1) member shall be a lay person representing consumers of healthcare services.

~~(h)~~(1)(g) One (1) member shall be sixty (60) years of age or older and shall be the representative of the elderly.

~~(2)(h)~~ ~~This member~~ Both members appointed under subsections (f) and (g) shall be appointed from the state at large, subject to confirmation by the Senate, and shall be ~~a full voting member~~ members.

(i) The consumer representative and the representative of the elderly positions may not be filled by the same person.

(j) A member shall not be appointed to more than two (2) consecutive terms.

(k) Board members may receive expense reimbursement and stipends in accordance with § 25-16-901 et seq.

(l) The terms of all registered nurse members and advanced practice registered nurse members shall be four (4) years.

SECTION 2. Arkansas Code § 17-87-205 is amended to read as follows:
17-87-205. Prescriptive Authority Advisory Committee.

(a)(1) The Prescriptive Authority Advisory Committee is created as an advisory committee to the Arkansas State Board of Nursing.

(2) The committee shall assist the board in implementing the provisions of this chapter regarding prescriptive authority.

(3) The committee shall conduct hearings and make recommendations to the board on issues and violations of § 17-87-101 et seq.

(b) The ~~board~~ Governor shall appoint six (6) members, ~~to be approved by the Governor,~~ who have the following qualifications:

(1) Four (4) members shall be advanced practice registered nurses ~~at least three (3) of whom who hold certificates of prescriptive authority and~~ an active United States Drug Enforcement Administration number;

(2) One (1) member shall be a licensed physician who has been involved in a collaborative practice with an advanced practice registered nurse for at least five (5) years; and

(3) One (1) member shall be a licensed pharmacist who has been licensed for at least five (5) years.

1 (c)(1) Members shall serve ~~three-year~~ four-year terms.

2 (2) A member shall not be appointed to more than two (2)
3 consecutive terms.

4 ~~(d) The board may remove any committee member, after notice and~~
5 ~~hearing, for incapacity, incompetence, neglect of duty, or malfeasance in~~
6 ~~office.~~

7 ~~(e)(d) The members shall serve without compensation, but may receive~~
8 ~~expense reimbursement and stipends in accordance with § 25-16-901 et seq.~~

9 (e) The board shall promulgate rules for the implementation of this
10 section.