

1 State of Arkansas  
2 92nd General Assembly  
3 Regular Session, 2019  
4

As Engrossed: H3/13/19

# A Bill

SENATE BILL 275

5 By: Senator Bledsoe  
6 By: Representative D. Ferguson  
7

## For An Act To Be Entitled

9 AN ACT TO CLARIFY LAW REGARDING OUT-OF-STATE  
10 PHYSICIANS WHO PRACTICE PATIENT CARE SERVICES  
11 INITIATED IN THIS STATE THROUGH THE USE OF ANY  
12 MEDIUM; AND FOR OTHER PURPOSES.  
13  
14

## Subtitle

15 TO CLARIFY LAW REGARDING OUT-OF-STATE  
16 PHYSICIANS WHO PRACTICE PATIENT CARE  
17 SERVICES INITIATED IN THIS STATE THROUGH  
18 THE USE OF ANY MEDIUM.  
19  
20  
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. Arkansas Code § 17-95-206 is amended to read as follows:  
25 17-95-206. Out-of-state physicians.

26 (a) A physician who is physically located outside this state but who  
27 through the use of any medium, including an electronic medium, performs an  
28 act that is part of a patient care service initiated in this state, including  
29 the performance or interpretation of an X-ray examination or the preparation  
30 or interpretation of pathological material that would affect the diagnosis or  
31 treatment of the patient, is engaged in the practice of medicine in this  
32 state for the purposes of this chapter and is subject to this chapter and to  
33 appropriate regulation by the Arkansas State Medical Board.

34 (b) This section does not apply to:

35 (1) The acts of a medical specialist located in another  
36 jurisdiction who provides only episodic consultation services;



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

- (2) The acts of a physician located in another jurisdiction who is providing consultation services to a medical school;
- (3) *Decisions regarding the ~~denial~~ or approval of coverage under any insurance or health maintenance organization plan;*
- (4) *A service to be performed which is not available in the state;*
- (5) *A physician physically seeing a patient in person in another jurisdiction; or*
- (6) *Other acts exempted by the board by ~~regulation~~ rule.*

*/s/Bledsoe*