

1 State of Arkansas  
2 94th General Assembly  
3 Regular Session, 2023  
4  
5 By: Senator J. Bryant  
6

# A Bill

SENATE BILL 140

## For An Act To Be Entitled

8 AN ACT TO AMEND THE DEFINITION OF "HEALTHCARE  
9 PROVIDER" UNDER THE PATIENT PROTECTION ACT OF 1995;  
10 TO MODIFY THE DEFINITION OF "HEALTHCARE PROVIDER" AS  
11 USED UNDER THE ANY WILLING PROVIDER LAWS; AND FOR  
12 OTHER PURPOSES.

## Subtitle

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16 TO AMEND THE DEFINITION OF "HEALTHCARE  
17 PROVIDER" UNDER THE PATIENT PROTECTION  
18 ACT OF 1995; AND TO MODIFY THE DEFINITION  
19 OF "HEALTHCARE PROVIDER" AS USED UNDER  
20 THE ANY WILLING PROVIDER LAWS.

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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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25 SECTION 1. Arkansas Code § 23-99-203(d), concerning the definition of  
26 "healthcare provider" under the Patient Protection Act of 1995, is amended to  
27 read as follows:

28 (d) "Healthcare provider" means those individuals or entities licensed  
29 by the State of Arkansas to provide healthcare services, limited to the  
30 following:

- 31 (1) Advanced practice nurses;
- 32 (2) Athletic trainers;
- 33 (3) Audiologists;
- 34 (4) Certified behavioral health providers;
- 35 (5) Certified nurse midwives;
- 36 (6) Certified orthotists;



- 1           ~~(6)~~(7) Chiropractors;
- 2           ~~(7)~~(8) Community mental health centers or clinics;
- 3           ~~(8)~~(9) Dentists;
- 4           ~~(9)~~(10) Home health care;
- 5           ~~(10)~~(11) Hospice care;
- 6           ~~(11)~~(12) Hospital-based services;
- 7           ~~(12)~~(13) Hospitals;
- 8           ~~(13)~~(14) Licensed ambulatory surgery centers;
- 9           ~~(14)~~(15) Licensed certified social workers;
- 10          ~~(15)~~(16) Licensed dietitians;
- 11          ~~(16)~~(17) Licensed intellectual and developmental disabilities  
12 service providers;
- 13          ~~(17)~~(18) Licensed professional counselors;
- 14          ~~(18)~~(19) Licensed psychological examiners;
- 15          ~~(19)~~(20) Long-term care facilities;
- 16          ~~(20)~~(21) Occupational therapists;
- 17          ~~(21)~~(22) Optometrists;
- 18          ~~(22)~~(23) Pharmacists;
- 19          ~~(23)~~(24) Physical therapists;
- 20          ~~(24)~~(25) Physicians and surgeons (M.D. and D.O.);
- 21          ~~(25)~~(26) Podiatrists;
- 22          ~~(26)~~(27) Prosthetists;
- 23          ~~(27)~~(28) Psychologists;
- 24          ~~(28)~~(29) Respiratory therapists;
- 25          ~~(29)~~(30) Rural health clinics; and
- 26          ~~(30)~~(31) Speech pathologists.

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28           SECTION 2. Arkansas Code § 23-99-802(4), concerning the definition of  
29 "healthcare provider" as used under the any willing provider laws, is amended  
30 to read as follows:

31           (4) "Healthcare provider" or "provider" means those individuals  
32 or entities licensed by the State of Arkansas to provide healthcare services,  
33 limited to the following:

- 34                   (A) Advanced practice nurses;
- 35                   (B) Athletic trainers;
- 36                   (C) Audiologists;

1 (D) Certified behavioral health providers;  
 2 (E) Certified nurse midwives;  
 3 (F) Certified orthotists;  
 4 ~~(F)~~(G) Chiropractors;  
 5 ~~(G)~~(H) Community mental health centers or clinics;  
 6 ~~(H)~~(I) Dentists;  
 7 ~~(I)~~(J) Home health care;  
 8 ~~(J)~~(K) Hospice care;  
 9 ~~(K)~~(L) Hospital-based services;  
 10 ~~(L)~~(M) Hospitals;  
 11 ~~(M)~~(N) Licensed ambulatory surgery centers;  
 12 ~~(N)~~(O) Licensed certified social workers;  
 13 ~~(O)~~(P) Licensed dietitians;  
 14 ~~(P)~~(Q) Licensed durable medical equipment providers;  
 15 ~~(Q)~~(R) Licensed intellectual and developmental  
 16 disabilities service providers;  
 17 ~~(R)~~(S) Licensed professional counselors;  
 18 ~~(S)~~(T) Licensed psychological examiners;  
 19 ~~(T)~~(U) Long-term care facilities;  
 20 ~~(U)~~(V) Occupational therapists;  
 21 ~~(V)~~(W) Optometrists;  
 22 ~~(W)~~(X) Pharmacists;  
 23 ~~(X)~~(Y) Physical therapists;  
 24 ~~(Y)~~(Z) Physicians and surgeons (M.D. and D.O.);  
 25 ~~(Z)~~(AA) Podiatrists;  
 26 ~~(AA)~~(BB) Prosthetists;  
 27 ~~(BB)~~(CC) Psychologists;  
 28 ~~(CC)~~(DD) Respiratory therapists;  
 29 ~~(DD)~~(EE) Rural health clinics;  
 30 ~~(EE)~~(FF) Speech pathologists; and  
 31 ~~(FF)~~(GG) Other healthcare practitioners as determined by  
 32 the State Insurance Department in rules promulgated under the Arkansas  
 33 Administrative Procedure Act, § 25-15-201 et seq.;  
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