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3 State of Arkansas
4 94th General Assembly

A Bill

JMB/JMB
HOUSE BILL

5
6
7 By: Representative Bentley

8
9 Filed with: House Committee on Public Health, Welfare, and Labor
10 pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

11 AN ACT TO CREATE THE DIALYSIS PATIENT CARE TECHNICIAN
12 REGISTRATION ACT; AND FOR OTHER PURPOSES.
13
14

Subtitle

15
16 TO CREATE THE DIALYSIS PATIENT CARE
17 TECHNICIAN REGISTRATION ACT.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21
22 SECTION 1. Arkansas Code Title 17, Chapter 87, is amended to add an
23 additional subchapter to read as follows:

24 Subchapter 9 – Dialysis Patient Care Technician Registration Act

25
26 17-87-901. Title.

27 This subchapter shall be known and may be cited as the "Dialysis
28 Patient Care Technician Registration Act".

29
30 17-87-902. Purpose.

31 The purpose of this subchapter is to ensure the health, safety, and
32 welfare of the public by providing for the accurate, cost-effective, and safe
33 utilization of dialysis patient care technicians in the administration of
34 hemodialysis.

35
36 17-87-903. Definitions.

1 As used in this subchapter:

2 (1) "Dialysis patient care technician" means a person who meets
3 the requirements of § 17-87-905; and

4 (2) "Facility" means a healthcare facility that provides
5 hemodialysis services, including without limitation:

6 (A) An ambulatory surgical center;

7 (B) An assisted-living facility;

8 (C) A center or group home for individuals with
9 developmental disabilities;

10 (D) A critical access hospital;

11 (E) A general acute care hospital;

12 (F) A health clinic;

13 (G) A hospital;

14 (H) An intermediate care facility;

15 (I) An intermediate care facility for individuals with
16 intellectual disabilities;

17 (J) A long-term care hospital;

18 (K) A mental health substance abuse treatment center;

19 (L) A nursing facility;

20 (M) A Program of All-Inclusive Care for the Elderly
21 center;

22 (N) A pharmacy;

23 (O) A psychiatric hospital;

24 (P) A public health clinic;

25 (Q) A rehabilitation hospital; and

26 (R) A skilled nursing facility.

27
28 17-87-904. Tasks performed.

29 A dialysis patient care technician may administer hemodialysis,
30 including administering associated medications and central venous catheter
31 access and care, under the authority of a registered nurse licensed in this
32 state who may delegate tasks based on nursing judgment to a dialysis patient
33 care technician based on the dialysis patient care technician's education,
34 knowledge, training, and skill.

35
36 17-87-905. Registration.

1 (a) To register as a dialysis patient care technician, an individual
2 shall:

3 (1) Possess a high school diploma or a general educational
4 development certificate;

5 (2) Demonstrate that he or she is:

6 (A) Employed as a dialysis patient care technician; or

7 (B) Enrolled in a training course that follows national
8 recommendations for dialysis patient care technicians and is conducted
9 primarily in the work setting;

10 (3)(A) Obtain national certification by successful passage of a
11 certification examination within eighteen (18) months of becoming employed as
12 a dialysis patient care technician.

13 (B)(i) A dialysis patient care technician shall recertify
14 national certification at intervals required by the organization providing
15 the certification examination.

16 (ii) The intervals required under subdivision
17 (a)(3)(B)(i) of this section shall include no fewer than thirty (30) and no
18 more than forty (40) patient contact hours since the previous certification
19 or recertification;

20 (4) Submit an application with the Arkansas State Board of
21 Nursing; and

22 (5) Pay the applicable fee as determined by the board.

23 (b)(1) An applicant for registration as a dialysis patient care
24 technician shall report to the board, in writing, any conviction for a felony
25 or misdemeanor.

26 (2) A conviction is not a disqualification for registration
27 under this section unless the conviction relates to the criminal offenses
28 listed in § 17-3-102.

29 (c)(1) An applicant or a dialysis patient care technician may report
30 any pardon or setting aside of a conviction to the board.

31 (2) If a pardon or setting aside has been obtained, the
32 conviction for which the pardon or setting aside was obtained shall not be
33 maintained on the Dialysis Patient Care Technician Registry created under §
34 17-87-906.

35 (d) If a person registered as a dialysis patient care technician
36 becomes licensed as a registered nurse or licensed practical nurse, his or

1 her registration as a dialysis patient care technician shall terminate as of
2 the date of licensure as a registered nurse or a licensed practical nurse.

3
4 17-87-906. Dialysis Patient Care Technician Registry – Contents of
5 registry.

6 (a)(1) The Arkansas State Board of Nursing shall list each dialysis
7 patient care technician registrant on a registry to be named the "Dialysis
8 Patient Care Technician Registry".

9 (2) A listing in the registry is valid for the term of the
10 registration and upon renewal unless the listing is refused renewal or is
11 removed.

12 (b) The registry shall contain the following information on each
13 person who is a registered dialysis patient care technician:

14 (1) The individual's full name;

15 (2) Any conviction of a felony or misdemeanor reported to the
16 board;

17 (3) A certificate showing completion of a nationally recognized
18 training program; and

19 (4) A certificate of completion of a nationally commercially
20 available dialysis patient care technician certification examination.

21
22 17-87-907. Construction.

23 This subchapter does not require a dialysis patient care technician to
24 register as a medication assistive person under § 17-87-701 et seq.

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27 Referred by Representative Bentley

28 Prepared by: JMB/JMB

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