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3 State of Arkansas
4 94th General Assembly

A Bill

JMB/JMB
HOUSE BILL

5
6
7 By: Representative Pilkington

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

11 For An Act To Be Entitled

12 AN ACT TO INCREASE ACCESS TO HEALTHCARE SERVICES
13 PROVIDED BY ADVANCED PRACTICE REGISTERED NURSES; TO
14 AMEND THE PRESCRIPTIVE AUTHORITY OF AN ADVANCED
15 PRACTICE REGISTERED NURSE; AND FOR OTHER PURPOSES.

16 17 18 Subtitle

19 TO INCREASE ACCESS TO HEALTHCARE
20 SERVICES PROVIDED BY ADVANCED PRACTICE
21 REGISTERED NURSES; AND TO AMEND THE
22 PRESCRIPTIVE AUTHORITY OF AN ADVANCED
23 PRACTICE REGISTERED NURSE.

24
25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

26
27 SECTION 1. Arkansas Code § 17-87-310(a) and (b), concerning the
28 prescriptive authority of an advanced practice registered nurse, are amended
29 to read as follows:

30 (a) The Arkansas State Board of Nursing may grant a certificate of
31 prescriptive authority to an advanced practice registered nurse who:

32 (1) Submits proof of successful completion of an Arkansas State
33 Board of Nursing-approved advanced pharmacology course that shall include
34 preceptorial experience in the prescription of drugs, medicines, and
35 therapeutic devices; and

36 (2) Has either:

1 (A) A certificate of full independent practice authority
2 under § 17-87-314; or

3 (B) A collaborative practice agreement with a ~~practicing~~
4 ~~physician who is licensed under the Arkansas Medical Practices Act, § 17-95-~~
5 ~~201 et seq., § 17-95-301 et seq., and § 17-95-401 et seq., or a podiatrist~~
6 ~~licensed by the Arkansas Board of Podiatric Medicine under § 17-96-101 et~~
7 ~~seq., if employed by the podiatrist, and one of the following healthcare~~
8 ~~professionals who has training in scope, specialty, or expertise to that of~~
9 the advanced practice registered nurse on file with the Arkansas State Board
10 of Nursing:

11 (i) A practicing physician who is licensed under the
12 Arkansas Medical Practices Act, § 17-95-201 et seq., § 17-95-301 et seq., and
13 § 17-95-401 et seq.;

14 (ii) A podiatrist licensed by the Arkansas Board of
15 Podiatric Medicine under § 17-96-101 et seq., if employed by the podiatrist;
16 or

17 (iii) An advanced practice registered nurse who has
18 a certificate of full independent practice authority under § 17-87-314.

19 (b)(1) An advanced practice registered nurse with a certificate of
20 prescriptive authority may receive and prescribe drugs, medicines, or
21 therapeutic devices appropriate to the advanced practice registered nurse's
22 area of practice in accordance with rules established by the Arkansas State
23 Board of Nursing.

24 (2)(A) An advanced practice registered nurse's prescriptive
25 authority shall extend only to drugs listed in Schedules III - V ~~and, if~~
26 ~~expressly authorized by the collaborative practice agreement, also to those~~
27 ~~hydrocodone combination products reclassified from Schedule III to Schedule~~
28 ~~II as of October 6, 2014.~~

29 (B) ~~An advanced practice registered nurse's prescriptive~~
30 ~~authority also extends to drugs listed in Schedule II if:~~

31 (i) ~~The prescription is for an opioid and the~~
32 ~~prescription is only for a five day period or less; or~~

33 (ii)(a) ~~The prescription is for a stimulant.~~

34 (b) ~~A prescription for a stimulant shall meet~~
35 ~~the following criteria:~~

36 (1) ~~The prescription was originally~~

1 ~~initiated by a physician;~~

2 ~~(2) The physician has evaluated the~~
3 ~~patient within six (6) months before the advanced practice registered nurse~~
4 ~~issues a prescription; and~~

5 ~~(3) The prescription by the advanced~~
6 ~~practice registered nurse is to treat the same condition as the original~~
7 ~~prescription.~~

8 (B) The Arkansas State Board of Nursing shall adopt rules
9 for safe and appropriate prescribing of stimulant medications listed in
10 Schedule II.

11 (3)(A) The Arkansas State Board of Nursing shall promptly adopt
12 rules applicable to an advanced practice registered nurse that are consistent
13 with the Arkansas State Medical Board's rules governing the prescription of
14 dangerous drugs and controlled substances.

15 (B) Before approval of the Arkansas State Board of
16 Nursing's rules, the Arkansas State Medical Board shall review the proposed
17 rules and verify that the proposed rules are consistent with the Arkansas
18 State Medical Board's rules concerning the prescription of dangerous drugs
19 and controlled substances.

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22 Referred by Representative Pilkington

23 Prepared by: JMB/JMB

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