

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
90th General Assembly
Regular Session, 2015

A Bill

HOUSE BILL 1136

By: Representative Magie

For An Act To Be Entitled

AN ACT TO AMEND THE PRESCRIPTIVE AUTHORITY OF
ADVANCED PRACTICE REGISTERED NURSES AND PHYSICIAN
ASSISTANTS; TO EXTEND PRESCRIPTIVE AUTHORITY TO
HYDROCODONE COMBINATION PRODUCTS IF EXPRESSLY
AUTHORIZED BY A PHYSICIAN; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE PRESCRIPTIVE AUTHORITY OF
ADVANCED PRACTICE REGISTERED NURSES AND
PHYSICIAN ASSISTANTS; TO EXTEND
PRESCRIPTIVE AUTHORITY TO HYDROCODONE
COMBINATION PRODUCTS IF EXPRESSLY
AUTHORIZED BY A PHYSICIAN.

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

SECTION 1. Arkansas Code § 17-87-310(b)(2), concerning prescriptive authority for an advanced practice registered nurse, is amended to read as follows:

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

(3)(A) The Arkansas State Board of Nursing shall promptly adopt rules applicable to an advance practice registered nurse that are consistent with the Arkansas State Medical Board's rules governing the prescription of



dangerous drugs and controlled substances.

(B) Prior to approval of the Arkansas State Board of Nursing's rules, the Arkansas State Medical Board shall review the proposed rules and verify that the proposed rules are consistent with the Arkansas State Medical Board rules concerning the prescription of dangerous drugs and controlled substances.

SECTION 2. Arkansas Code § 17-105-108, concerning prescriptive authority for a physician assistant, is amended to read as follows:

17-105-108. Prescriptive authority.

(a) Physicians supervising physician assistants may delegate prescriptive authority to physician assistants to include prescribing, ordering, and administering Schedule III-V controlled substances as described in the Uniform Controlled Substances Act, §§ 5-64-101 – 5-64-510, and 21 C.F.R. Part 1300, all legend drugs, and all nonschedule prescription medications and medical devices. All prescriptions and orders issued by a physician assistant shall ~~also~~ identify his or her supervising physician.

(b) A physician assistant may prescribe hydrocodone combination products reclassified from Schedule III to Schedule II as of October 6, 2014, if authorized by the physician assistant's supervising physician and in accordance with other requirements of this section.

~~(b)(c)~~ At no time shall a physician assistant's level of prescriptive authority exceed that of the supervising physician.

~~(e)(d)~~ Physician assistants who prescribe controlled substances ~~must~~ shall register with the Drug Enforcement Administration as part of the Drug Enforcement Administration's Mid-Level Practitioner Registry, 21 C.F.R. Part 1300, 58 FR 31171-31175, and the Controlled Substances Act.

(e) The Arkansas State Medical Board shall promptly adopt rules concerning physician assistants that are consistent with the Arkansas State Medical Board's rules governing the prescription of dangerous drugs and controlled substances by physicians.