

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

State of Arkansas
92nd General Assembly
Regular Session, 2019

A Bill

HOUSE BILL 1447

By: Representatives Watson, Cloud, Coleman, C. Cooper, Evans, D. Garner, Godfrey, Hillman, Kelly, J. Mayberry, McNair, Penzo, Wing

By: Senator B. Davis

For An Act To Be Entitled

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

Subtitle

TO AMEND THE DEFINITION OF "HEALTHCARE PROVIDER" UNDER THE PATIENT PROTECTION ACT OF 1995; TO MODIFY THE DEFINITION OF "HEALTHCARE PROVIDER" AS USED UNDER THE ANY WILLING PROVIDER LAWS.

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

SECTION 1. Arkansas Code § 23-99-203(d), concerning the definition of "healthcare provider" under the Patient Protection Act of 1995, is amended to read as follows:

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

- (1) Advanced practice nurses;
- (2) Athletic trainers;
- (3) Audiologists;
- (4) Certified behavioral health providers;



~~(5)~~ (5) Certified orthotists;
~~(5)~~~~(6)~~ (6) Chiropractors;
~~(6)~~~~(7)~~ (7) Community mental health centers or clinics;
~~(7)~~~~(8)~~ (8) Dentists;
~~(8)~~~~(9)~~ (9) Home health care;
~~(9)~~~~(10)~~ (10) Hospice care;
~~(10)~~~~(11)~~ (11) Hospital-based services;
~~(11)~~~~(12)~~ (12) Hospitals;
~~(12)~~~~(13)~~ (13) Licensed ambulatory surgery centers;
~~(13)~~~~(14)~~ (14) Licensed certified social workers;
~~(14)~~~~(15)~~ (15) Licensed dietitians;
(16) Licensed intellectual and developmental disabilities
service providers;

~~(15)~~~~(17)~~ (17) Licensed professional counselors;
~~(16)~~~~(18)~~ (18) Licensed psychological examiners;
~~(17)~~~~(19)~~ (19) Long-term care facilities;
~~(18)~~~~(20)~~ (20) Occupational therapists;
~~(19)~~~~(21)~~ (21) Optometrists;
~~(20)~~~~(22)~~ (22) Pharmacists;
~~(21)~~~~(23)~~ (23) Physical therapists;
~~(22)~~~~(24)~~ (24) Physicians and surgeons (M.D. and D.O.);
~~(23)~~~~(25)~~ (25) Podiatrists;
~~(24)~~~~(26)~~ (26) Prosthetists;
~~(25)~~~~(27)~~ (27) Psychologists;
~~(26)~~~~(28)~~ (28) Respiratory therapists;
~~(27)~~~~(29)~~ (29) Rural health clinics; and
~~(28)~~~~(30)~~ (30) Speech pathologists.

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

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

- (A) Advanced practice nurses;
- (B) Athletic trainers;

- (C) Audiologists;
- (D) Certified behavioral health providers;
- (E) Certified orthotists;
- ~~(E)~~(F) Chiropractors;
- ~~(F)~~(G) Community mental health centers or clinics;
- ~~(G)~~(H) Dentists;
- ~~(H)~~(I) Home health care;
- ~~(I)~~(J) Hospice care;
- ~~(J)~~(K) Hospital-based services;
- ~~(K)~~(L) Hospitals;
- ~~(L)~~(M) Licensed ambulatory surgery centers;
- ~~(M)~~(N) Licensed certified social workers;
- ~~(N)~~(O) Licensed dietitians;
- ~~(O)~~(P) Licensed durable medical equipment providers;
- (Q) Licensed intellectual and developmental disabilities service providers;
- ~~(P)~~(R) Licensed professional counselors;
- ~~(Q)~~(S) Licensed psychological examiners;
- ~~(R)~~(T) Long-term care facilities;
- ~~(S)~~(U) Occupational therapists;
- ~~(T)~~(V) Optometrists;
- ~~(U)~~(W) Pharmacists;
- ~~(V)~~(X) Physical therapists;
- ~~(W)~~(Y) Physicians and surgeons (M.D. and D.O.);
- ~~(X)~~(Z) Podiatrists;
- ~~(Y)~~(AA) Prosthetists;
- ~~(Z)~~(BB) Psychologists;
- ~~(AA)~~(CC) Respiratory therapists;
- ~~(BB)~~(DD) Rural health clinics;
- ~~(CC)~~(EE) Speech pathologists; and
- ~~(DD)~~(FF) Other healthcare practitioners as determined by the ~~department~~ State Insurance Department in ~~regulations~~ rules promulgated under the Arkansas Administrative Procedure Act, § 25-15-201 et seq.;