

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

State of Arkansas  
94th General Assembly  
Regular Session, 2023

# A Bill

SENATE BILL 140

By: Senator J. Bryant

## 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; AND 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) Certified nurse midwives;
- (6) Certified orthotists;



- ~~(6)~~(7) Chiropractors;
- ~~(7)~~(8) Community mental health centers or clinics;
- ~~(8)~~(9) Dentists;
- ~~(9)~~(10) Home health care;
- ~~(10)~~(11) Hospice care;
- ~~(11)~~(12) Hospital-based services;
- ~~(12)~~(13) Hospitals;
- ~~(13)~~(14) Licensed ambulatory surgery centers;
- ~~(14)~~(15) Licensed certified social workers;
- ~~(15)~~(16) Licensed dietitians;
- ~~(16)~~(17) Licensed intellectual and developmental disabilities service providers;
- ~~(17)~~(18) Licensed professional counselors;
- ~~(18)~~(19) Licensed psychological examiners;
- ~~(19)~~(20) Long-term care facilities;
- ~~(20)~~(21) Occupational therapists;
- ~~(21)~~(22) Optometrists;
- ~~(22)~~(23) Pharmacists;
- ~~(23)~~(24) Physical therapists;
- ~~(24)~~(25) Physicians and surgeons (M.D. and D.O.);
- ~~(25)~~(26) Podiatrists;
- ~~(26)~~(27) Prosthetists;
- ~~(27)~~(28) Psychologists;
- ~~(28)~~(29) Respiratory therapists;
- ~~(29)~~(30) Rural health clinics; and
- ~~(30)~~(31) 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 nurse midwives;
- (F) Certified orthotists;
- ~~(F)~~(G) Chiropractors;
- ~~(G)~~(H) Community mental health centers or clinics;
- ~~(H)~~(I) Dentists;
- ~~(I)~~(J) Home health care;
- ~~(J)~~(K) Hospice care;
- ~~(K)~~(L) Hospital-based services;
- ~~(L)~~(M) Hospitals;
- ~~(M)~~(N) Licensed ambulatory surgery centers;
- ~~(N)~~(O) Licensed certified social workers;
- ~~(O)~~(P) Licensed dietitians;
- ~~(P)~~(Q) Licensed durable medical equipment providers;
- ~~(Q)~~(R) Licensed intellectual and developmental

disabilities service providers;

- ~~(R)~~(S) Licensed professional counselors;
- ~~(S)~~(T) Licensed psychological examiners;
- ~~(T)~~(U) Long-term care facilities;
- ~~(U)~~(V) Occupational therapists;
- ~~(V)~~(W) Optometrists;
- ~~(W)~~(X) Pharmacists;
- ~~(X)~~(Y) Physical therapists;
- ~~(Y)~~(Z) Physicians and surgeons (M.D. and D.O.);
- ~~(Z)~~(AA) Podiatrists;
- ~~(AA)~~(BB) Prosthetists;
- ~~(BB)~~(CC) Psychologists;
- ~~(CC)~~(DD) Respiratory therapists;
- ~~(DD)~~(EE) Rural health clinics;
- ~~(EE)~~(FF) Speech pathologists; and
- ~~(FF)~~(GG) Other healthcare practitioners as determined by

the State Insurance Department in rules promulgated under the Arkansas Administrative Procedure Act, § 25-15-201 et seq.;