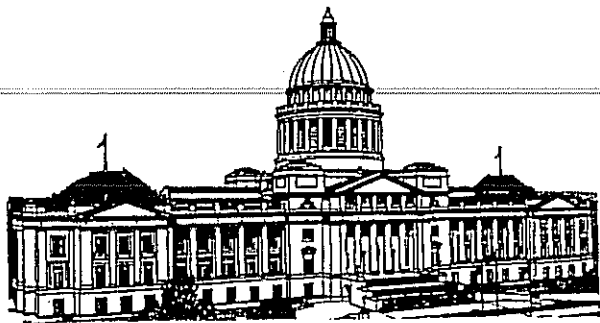


ARKANSAS REGISTER

Transmittal Sheet



Sharon Priest
Secretary of State
State Capitol Rm. 01
Little Rock, Arkansas 72201-1094

For Office Use Only: Effective Date _____ Code Number 060. 00. 95 - 001

Name of Agency Arkansas State Medical Board

Department _____

Contact Person William H. Trice, III Phone (501) 372-4144

Statutory Authority for Promulgating Rules A.C.A. 17-93-303(1)

	Date
Intended Effective Date	Legal Notice Published <u>Aug. 26, 1995</u>
<input type="checkbox"/> Emergency	Final Date for Public Comment <u>Dec. 1, 1994</u>
<input type="checkbox"/> 10 Days After Filing	Filed With Legislative Council <u>Prior to Jul. 25, 1994</u>
<input checked="" type="checkbox"/> Other	Reviewed by Legislative Council <u>Aug. 3, 1995</u>
<u>February 1, 1995</u>	Adopted by State Agency <u>Dec. 1, 1994</u>

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with Act 434 of 1967 As Amended.

[Signature]
Signature

296-1802
Phone Number

Executive Secretary
Title

9/26/95
Date

HOWELL, TRICE & HOPE, P.A.

ATTORNEYS AT LAW
211 SPRING STREET
LITTLE ROCK, ARKANSAS 72201

MAX HOWELL
WILLIAM H. TRICE III
RONALD A. HOPE
SCOTT G. LAUCK
L. HOWARD SCHWANDER, III

TELEPHONE
501-372-4144
TELECOPIER
501-372-7480

October 3, 1995

060-00. 95--001

Rcvd 8/11/95

Sharon Priest
Secretary of State
01 State Capitol
Little Rock, AR 72201-1094

RE: My client: The Arkansas State Medical Board
Elimination of Regulation 9 of the Rules and
Regulations of the Arkansas State Medical Board

Dear Ms. Priest:

Enclosed is an Arkansas Register Transmittal Sheet which has been completed involving the elimination of Regulation 9 of the Rules and Regulations of the Arkansas State Medical Board and a copy of said eliminated Rule.

Please file in the appropriate places.

If you need anything additional, please do not hesitate to call me.

Sincerely,



William H. Trice, III
Attorney for Arkansas State
Medical Board
WHT/ps
enclosure

cc: Peggy Pryor Cryer

AMENDED REGULATION NO. 7

REGULATIONS GOVERNING THE PRESCRIBING OF AMPHETAMINES AND AMPHETAMINE-TYPE DRUGS

All prescriptions for:

- (1) Schedule II Amphetamine, its salts, optical isomers, and salts of its optical isomers;
- (2) Schedule II Methamphetamine, its salts, isomers, and salts of its isomers;
- (3) Phenmetrazine and its salts; must comply with both state and federal laws and, in addition, must contain a notation, written on the prescription by the physician writing the prescription, of the physical or mental condition of the patient which indicated the prescription. Prescriptions for these controlled drugs may be written by a physician only for the treatment of Narcolepsy or Hyperkinesia. No second or subsequent prescription for these controlled drugs may be written for the patient until a second opinion is obtained from a physician confirming (1) the diagnosis of Narcolepsy or Hyperkinesia and (2) that the controlled drug is the drug of choice. Upon application to the Board and upon demonstration of need, any physician who specializes in the treatment of Hyperkinesia, Attentional Deficit Disorder with or without hyperactivity and Narcolepsy may obtain exemption from the requirements of this regulation. The Board shall maintain a register of all licensed physicians thus exempted.

Violations of this regulation shall constitute grossly negligent or ignorant malpractice and shall subject the physician to all penalties provided in Arkansas Stat. Ann 72-613.

- College of Medicine who present to the Board a certificate from the Dean of the University of Arkansas College of Medicine certifying that the applicant will graduate prior to the next licensure examination.
- (b) Citizens of the state of Arkansas who have been citizens of this state for five years prior to application for examination and who are graduates of foreign medical schools and have submitted to the Board evidence of successful completion of the examination for foreign medical graduates administered by the Educational Commission for Foreign Medical Graduates (ECFMG).

ADOPTED: JUNE 16, 1983

REGULATION NO. 9

Pursuant to the provisions of Ark. Stat. Ann. 72-605 which reads: "Provided that the Arkansas State Medical Board may at such time as it deems expedient require of all applicants for licensure a properly verified certificate that they have served one year of internship in a general accredited hospital", except as hereinafter provided, all applicants for licensure shall be required to provide a properly verified certificate that they have served one year of internship in a general accredited hospital prior to licensure in the state of Arkansas. Any graduate of the University of Arkansas College of Medicine who has met the requirements of Ark. Stat. Ann. 72-605, 72-606, and 72-608 shall be granted a license to practice medicine in this state upon application, prior to completion of an internship. Said license shall be conditioned upon the submission of proof, within 18 months from the date of graduation from medical school, that the applicant has satisfactorily completed one year of internship in a general accredited hospital; provided, that the State Medical Board may extend the 18-month period in case of hardship.

ADOPTED JUNE 16, 1983.

AMENDED SEPTEMBER 18, 1991.

Clarification of definition of internship to accept one year of Post Graduate work or Residency as meeting the qualifications for the one year internship.

REGULATION NO. 10

REGULATIONS GOVERNING THE LICENSING AND PRACTICE OF RESPIRATORY CARE PRACTITIONERS

1. APPLICATION FOR LICENSURE. Any person who plans to practice as a licensed respiratory care practitioner (LRCP) in the state of Arkansas shall, in addition to demonstrating eligibility in accordance with the requirement of Section 5 or 6 of Act 952 of 1987, apply for licensure to the Board on forms and in such manner as the Board shall prescribe.
 - 1.1 FORMS. Application forms may be secured from the Arkansas State Medical Board.
 - 1.2 TIME AND PLACE OF FILING. Applicants pursuing licensure in the state of Arkansas by examination shall mail completed applications together with necessary documents and fees to the Board by the following dates:

Examination	Deadline
March	December 15
July	April 15
November	August 15

Applications filed after the aforementioned deadlines will be considered by the Board for the next scheduled examination.
2. EXAMINATION. All respiratory care practitioners shall be

REGULATION NO. 8

QUALIFICATIONS FOR EXAMINATION FOR MEDICAL LICENSURE

Examinations for medical licensure will be given to all applicants meeting the standards for qualifications for medical licensure contained in Ark. Stat. 72-605. Application for licensure by examination will be received by the secretary of the Board at any time, but examinations will not be given to an applicant until he has graduated from a recognized United States or Canadian Medical or Osteopathic School and has received a diploma from said school evidencing his graduation therefrom.

The date, time, and place for said examination will be selected by the Board immediately upon receipt by the Board of the date of availability of the FLEX Examination. Notification of the date, time, and place of said examination will be made by the secretary of the Board, within three days after receipt of said date of availability, to the candidates for examination at the address given by them in their application for licensure.

Provisions of Ark. Stat. 72-606 will be enforced by the Board.

ADOPTED: SEPTEMBER 14, 1979

1. Except as provided in paragraph #2, hereof, all applicants for examination for medical licensure in the state of Arkansas shall submit to the Arkansas State Medical Board, as prerequisite to examination, a properly verified certificate evidencing that the applicant has completed one year of internship in a general accredited hospital.
2. Completion of one year's internship shall not be a prerequisite for examination of the following applicants:
 - (a) Senior level students in the University of Arkansas