

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

A Bill

SENATE BILL 53

5 By: Senator J. Hutchinson
6

For An Act To Be Entitled

8 AN ACT TO AUTHORIZE FOREIGN MEDICAL CORPORATIONS TO
9 OBTAIN CERTIFICATES OF REGISTRATION IN ARKANSAS; AND
10 FOR OTHER PURPOSES.
11

Subtitle

12
13 TO AUTHORIZE FOREIGN MEDICAL CORPORATIONS
14 TO OBTAIN CERTIFICATES OF REGISTRATION IN
15 ARKANSAS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 4-29-302 is amended to read as follows:
22 4-29-302. Definitions.

23 As used in this subchapter, ~~unless the context otherwise requires:~~

24 (1) "Beneficial owner" means an individual who is the grantor
25 and sole trustee of a revocable living trust wherein the individual reserves
26 the unrestricted right to revoke the trust;

27 (2) "Foreign medical corporation" means a corporation:

28 (A) Organized under laws other than the laws of this
29 state; and

30 (B) In which all officers, directors, and shareholders of
31 the corporation are licensed to practice medicine in the state of
32 incorporation;

33 ~~(2)(3)~~ (3) "Professional service" means any type of professional
34 service ~~which~~ that may be legally performed only pursuant to a license or
35 other legal personal authorization, for example: the personal service
36 rendered by certified public accountants, architects, engineers, dentists,



1 doctors, and attorneys at law; and

2 ~~(3)~~(4) "Shareholder" means either:

3 (A) The person in whose name shares are registered in the
4 records of a corporation; or

5 (B) The beneficial owner of shares of a revocable living
6 trust where the shares are registered in the records of the corporation in
7 the names of the revocable living trust.

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9 SECTION 2. Arkansas Code Title 4, Chapter 29, Subchapter 3 is amended
10 to add an additional section to read as follows:

11 4-29-313. Foreign medical corporations – Certificates of registration
12 – Governance – Licensure.

13 (a) If a foreign medical corporation complies with this subchapter,
14 the Arkansas State Medical Board may issue a certificate of registration to
15 the foreign medical corporation.

16 (b) A person who is not licensed to practice medicine shall not
17 participate in the ownership, management, or control of a foreign medical
18 corporation.

19 (c) A proxy to vote shares of a foreign medical corporation shall not
20 be given to a person who is not licensed to practice medicine.

21 (d) A physician who is affiliated with a foreign medical corporation
22 shall obtain a license to practice medicine from the board before practicing
23 medicine in Arkansas.

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