

RULES AND REGULATIONS RETIRED PHYSICIAN IMMUNITY ACT / ACT 844 OF 1995

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PURPOSE

The purpose of these rules or regulation is to provide for the registration of Free or Low Cost Medical Clinics; and to provide immunity from civil damages to retired physicians and surgeons who are rendering free and voluntary medical services. The Arkansas State Board of Health is responsible for the registration of free or low-cost medical clinics pursuant to Act 844 of 1995.

DEFINITIONS

1. Free or low-cost medical clinic (FOLCMC) means a clinic or part of a clinic that provides free or low cost medical care and which accepts no insurance payments for providing medical services and that has been registered with the Arkansas Department of Health as fulfilling these requirements
2. Retired physician and/or surgeon (RPS) means any medical doctor no longer actively practicing medicine for financial reimbursement in a clinic, hospital or primary care setting.

GENERAL REQUIREMENTS

It shall be the duty of each FOLCMC to register with the Arkansas Department of Health on the forms approved by the Department. Clinics which can demonstrate through the registration process that they are rendering free or low-cost services will be eligible under this program. Only retired physicians and/or surgeons who are still licensed to practice medicine by t0e Arkansas State Medical Board under the laws of the State of Arkansas and who render medical services voluntarily and without compensation to any person at any FOLCMC shall be eligible.

REGISTRATION PROCESS

Any clinic wishing to register as a FOLCMC under this act will be responsible for contacting the Department of health to request an application. An application for registration as a FOLCMC shall be accompanied by but not limited to the following:

1. Specific location of the clinic to include street and city;
2. A statement indicating that the mission of the clinic is to provide free or low cost devices;
3. Verification that the clinic is not receiving insurance payments for services rendered;
4. A list of all physicians currently providing services and their medical specialties;
5. A statement indicating that retired physicians delivering services in the clinic are not receiving any financial or other compensation from the clinic and are acting on a voluntary basis;
6. A copy of the retired physician's medical license; and

7. A copy of the clinic's policy for notifying patients that the physician rendering voluntary medical services is retired and that he/she is immune from civil suit. This policy must be in language understood by the patient.

The application must be returned to the Arkansas Department of Health. An application meeting the intent of this legislation will be approved for three years.

This is to certify that the foregoing Rules and Regulations Pertaining to the Retired Physician Immunity Act were adopted by the Arkansas State Board of Health at a regular session of said Board in Little Rock, Arkansas on the 26th day of January, 1996.

/signed/

Sandra B. Nichols, M.D.

Secretary of Arkansas State Board of Health Director, Arkansas Department of Health

The foregoing Rules and Regulations, copy having been filed in my office, are hereby approved on this 15th day of February, 1996.

/signed/

Jim Guy Tucker

Governor State of Arkansas