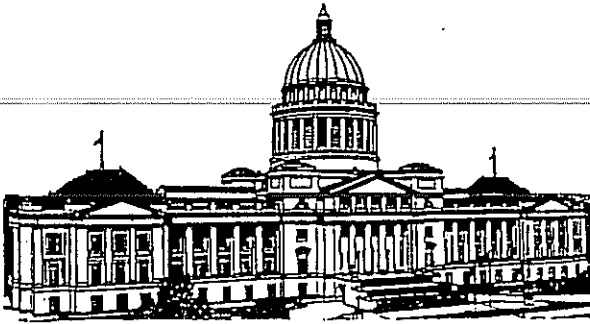


ARKANSAS REGISTER

Transmittal Sheet



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

For Office Use Only: Effective Date _____ Code Number 060.00.99002

Name of Agency Arkansas State Medical Board

Department _____

Contact Person Peggy Cryer Phone 296-1802

Statutory Authority for Promulgating Rules A.C.A. 17-95-303

	Date
Intended Effective Date	Legal Notice Published <u>04/05/98</u>
<input type="checkbox"/> Emergency	Final Date for Public Comment <u>06/05/98</u>
<input type="checkbox"/> 10 Days After Filing	Filed With Legislative Council <u>06/22/98</u>
<input checked="" type="checkbox"/> Other	Reviewed by Legislative Council <u>08/06/98</u>
<u>17 August 1998</u>	Adopted by State Agency <u>06/05/98</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

(501) 296-1802
Phone Number

Executive Secretary
Title

May 18, 1999
Date

FILED
ARK. REGISTER DIV.
99 MAY 25 AM 11:02
OFFICE OF THE
SECRETARY OF STATE
STATE OF ARKANSAS

Passed 5 June 1998

PROPOSED RULE AND REGULATION

Pursuant to Ark. Code Ann. 17-95-202, the practice of medicine involves the use of surgery for the diagnosing and treatment of human disease, ailment, injury, deformity, or other physical conditions. Surgery is further defined by this Board as any procedure in which human tissue is cut, altered, or otherwise infiltrated by mechanical means, to include the use of lasers. The Board further finds that the use of medical lasers on human beings, for therapeutic or cosmetic lasers, constitutes the practice of medicine.

Ark. Code Ann. 17-95-409(a)(2)(g) states that the Board may revoke an existing license, or suspend the same, if a physician has committed unprofessional conduct, further defined as committing gross negligence or ignorant malpractice. The Board finds that a physician has, in fact, committed gross negligence if he performs laser surgery on patients without benefit of: a) clinical experience in the use of lasers; b) training of clinical management of patients; c) continuing medical education courses in the use of lasers; d) providing appropriate preoperative, operative, and post operative management.

Laserreg
02-18-98

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