

**REPORT OF THE
ADMINISTRATIVE RULES AND REGULATIONS SUBCOMMITTEE
OF THE
ARKANSAS LEGISLATIVE COUNCIL**

October 16, 2015

Co-Chairs:

The Subcommittee on Administrative Rules and Regulations met on Monday, October 12, 2015 at 1:30 p.m. in Room A, MAC.

- 1. The Subcommittee adopted the attached reports of the Executive Subcommittee concerning emergency rule filings.**
- 2. The Subcommittee reviewed and filed the quarterly reports issued pursuant to Sections 14 and 15 of Act 1258 concerning Administrative Directives and Administrative Memoranda (effective July 1 through September 30, 2015) submitted by the Department of Correction, Department of Community Correction, and Arkansas Parole Board.**
- 3. The Subcommittee reviewed and approved the following rules filed pursuant to Ark. Code Ann. § 10-3-309:**

**DEPARTMENT OF CAREER EDUCATION, REHABILITATION SERVICES
Alan McClain, Lisa Kelley)**

- a. Rates of Payment for Purchased VR Services**

DEPARTMENT OF CORRECTION (Jim DePriest)

- a. AR 804; Inmate Records**
- b. AR 810; Inmate Emergency Medical Expenses Incurred While in County Jails**
- c. AR 894; Third Party Agreements to House ADC Inmates**

DEPARTMENT OF EDUCATION (Jennifer Davis and Ivy Pfeffer, items a, b, and c; Courtney Salas-Ford, item d)

- a. Repeal of Rules Governing Nontraditional Licensure; ADE 256**

- b. Repeal of Rules Governing Lifetime Teaching License; ADE 269**
- c. Educator Licensure**
- d. Standards for Educational Interpreters and Translitters**

**DEPARTMENT OF HEALTH, CENTER FOR HEALTH PROTECTION
(Elizabeth Pitman)**

- a. List of Controlled Substances**
- b. Immunization Reporting**
- c. Nursing Home Resident and Employee Immunization Act**

**DEPARTMENT OF HEALTH, HEALTH SYSTEMS LICENSING AND
REGULATION (Elizabeth Pitman)**

- a. Arkansas State Board of Massage Therapy**

**DEPARTMENT OF HEALTH, OFFICE OF ADMINISTRATION
(Elizabeth Pitman)**

- a. Advisory Board for Interpreters Between Hearing Individuals and
Individuals who are Deaf, Deafblind, Hard of Hearing, and Oral Deaf and
Rules for Licensure of Qualified and Provisional Interpreters**

DEPARTMENT OF HUMAN SERVICES, MEDICAL SERVICES (Tami Harlan)

- a. Rehabilitative Services for Persons with Mental Illness (RSPMI) 3-15**
- b. Hospital 5-15 and State Plan Amendment #2014-009; Consolidate Private
Hospital UPLs**
- c. State Plan Amendment #2015-005 ; Private Duty Nursing Rate Increase**

ARKANSAS INSURANCE DEPARTMENT (Booth Rand; Craig Wilson of ACHI)

- a. Rule 100: Arkansas Healthcare Transparency Initiative Standards**

**DEPARTMENT OF PARKS AND TOURISM, STATE PARKS (Greg Butts,
Joe Jacobs)**

- a. CY 2016 Arkansas State Parks Fees and Rates**

**DEPARTMENT OF PARKS AND TOURISM, TOURISM DIVISION
(Kristine Puckett)**

a. Festival Advertising Grants

- 4. The Subcommittee deferred the following rules to the November agenda of the Administrative Rules and Regulations Subcommittee:**

**DEPARTMENT OF HUMAN SERVICES, BEHAVIORAL HEALTH SERVICES
(Charlie Green, Julie Meyer)**

a. DBHS Certification Manual for Rehabilitative Services for Persons with Mental Illness (RSPMI) Update #2015-1

ARKANSAS PAROLE BOARD (John Felts, Solomon Graves)

a. Arkansas Parole Board Manual

- 5. The Subcommittee referred the following rule to the Senate and House Interim Committees on Agriculture, Forestry and Economic Development for its consideration.**

STATE PLANT BOARD (Jamey Johnson, Mike Churchwell)

a. Arkansas Grain Dealers Act

Respectfully submitted,

Senator David Sanders, Co-Chair

Representative Andy Davis, Co-Chair

ARKANSAS LEGISLATIVE COUNCIL

Officers

Senator Bill Sample

Senate Co-Chair

Representative David L. Branscum

House Co-Chair

Senator Terry Rice

Senate Co-Vice Chair

Representative Mark Lowery

House Co-Vice Chair



**Room 315, State Capitol Building
Little Rock, AR 72201**

Marty Garrity
Executive Secretary

Tel: 501-682-1937
Fax: 501-682-1936

September 25, 2015

**Senator David Sanders, Senate Co-Chair
ALC - Administrative Rules and Regulations
Via Electronic Mail**

**Representative Andy Davis, House Co-Chair
ALC - Administrative Rules and Regulations
Via Electronic Mail**

Dear Senator Sanders & Representative Davis:

Pursuant to Act 1258 of 2015, the Executive Subcommittee met on September 24, 2015 to consider the following:

- Request by the Arkansas Board of Parole to immediately implement an Emergency Rule regarding Release Revocation.
- Request by the Arkansas Department of Education to immediately implement an Emergency Rule regarding Student Special Needs Funding.
- Request by the Arkansas Department of Education to immediately implement an Emergency Rule regarding the Academic Facilities Partnership Program.

The proposed emergency rules were approved and became effective upon adjournment of the Legislative Council meeting on September 25, 2015.

A handwritten signature in black ink that reads "Bill Sample".

Senator Bill Sample, Senate Chair
Executive Subcommittee

A handwritten signature in black ink that reads "David Branscum".

Rep. David Branscum, House Chair
Executive Subcommittee

Cc: Jessica Sutton, Administrator, Administrative Rules Review Section

ARKANSAS LEGISLATIVE COUNCIL

Officers

Senator Bill Sample
Senate Co-Chair

Representative David L. Branscum
House Co-Chair

Senator Terry Rice
Senate Co-Vice Chair

Representative Mark Lowery
House Co-Vice Chair



Room 315, State Capitol Building
Little Rock, AR 72201

Marty Garrity
Executive Secretary

Tel: 501-682-1937
Fax: 501-682-1936

October 2, 2015

Senator David Sanders, Senate Co-Chair
ALC - Administrative Rules and Regulations
Via Electronic Mail

Representative Andy Davis, House Co-Chair
ALC - Administrative Rules and Regulations
Via Electronic Mail

Dear Senator Sanders & Representative Davis:

Pursuant to Act 1258 of 2015, the Executive Subcommittee met on October 1, 2015 to consider the Request by the Arkansas Department of Human Services to immediately implement an Emergency Rule regarding the coverage of vaccine Current Procedure Terminology (CPT) Procedure Code 90651.

The proposed emergency rule was approved and will become effective at 12:01 a.m. October 3, 2015.

A handwritten signature in black ink that reads "Bill Sample". The signature is written in a cursive style with a large, stylized "B" and "S".

Senator Bill Sample, Senate Chair
Executive Subcommittee

A handwritten signature in black ink that reads "David Branscum". The signature is written in a cursive style with a large, stylized "D" and "B".

Rep. David Branscum, House Chair
Executive Subcommittee

Cc: Jessica Sutton, Administrator, Administrative Rules Review Section