

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Pryor**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND TITLE 20, CHAPTER 77, SUBCHAPTER 3 OF THE
9 ARKANSAS CODE ANNOTATED OF 1987 BY ADDING A NEW SECTION TO
10 CLARIFY THE RIGHTS OF HEALTH-CARE PROVIDERS TO COLLECT
11 USUAL AND CUSTOMARY CHARGES FROM THIRD PARTIES TO THE
12 EXTENT THE CHARGES EXCEED AMOUNTS REIMBURSED BY MEDICAID;
13 AND FOR OTHER PURPOSES."

Subtitle

16 "TO CLARIFY THE RIGHTS OF HEALTH-CARE PROVIDERS TO COLLECT
17 CHARGES FROM THIRD PARTIES THAT EXCEED MEDICAID PAYMENTS."

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21 SECTION 1. Title 20, Chapter 77, Subchapter 3 of the Arkansas Code is
22 hereby amended by adding a new section to read as follows:

23 "20-77-314.

24 Reimbursement under this subchapter by any third party to the Department
25 of Human Services for medical benefits that the Department of Human Services
26 has paid or agreed to pay shall in no way affect or prohibit the rights of a
27 provider of the medical services to collect its usual and customary charges
28 from the third party to the extent those usual and customary charges exceed
29 the reimbursed amount."

31 SECTION 2. All provisions of this act of a general and permanent nature
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
33 Revision Commission shall incorporate the same in the Code.

35 SECTION 3. If any provision of this act or the application thereof to

1 any person or circumstance is held invalid, such invalidity shall not affect
2 other provisions or applications of the act which can be given effect without
3 the invalid provision or application, and to this end the provisions of this
4 act are declared to be severable.

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6 SECTION 4. All laws and parts of laws in conflict with this act are
7 hereby repealed.

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