

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

# A Bill

**SENATE BILL 218**

## For An Act To Be Entitled

8 "AN ACT TO AMEND §20-8-101 TO REQUIRE HOSPITALS THAT  
9 PROVIDE HOME HEALTH CARE SERVICES TO OBTAIN A PERMIT OF  
10 APPROVAL FROM THE HEALTH SERVICES AGENCY; AND FOR OTHER  
11 PURPOSES."

## Subtitle

14 "TO REQUIRE HOSPITALS THAT PROVIDE HOME HEALTH CARE  
15 SERVICES TO OBTAIN A PERMIT OF APPROVAL."

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

19 SECTION 1. Arkansas Code §20-8-101(6) (B) is amended to read as follows:

20 "(B) The terms health facility or health facilities  
21 shall not mean, and nothing in this subchapter shall be deemed to require a  
22 permit of approval for or otherwise regulate the licensure of in any manner, a  
23 hospital, as defined by and licensed pursuant to §20-9-201(3), except when a  
24 hospital seeks to add long-term care beds or convert acute beds to long-term  
25 *care beds or add home health services pursuant to a letter of intent filed*  
26 *with the Arkansas Department of Health after February 15, 1993, or expand home*  
27 *health services pursuant to a letter of intent filed with the Arkansas*  
28 *Department of Health after February 15, 1993, offices of private physicians*  
29 *and surgeons, outpatient surgery or imaging centers, post-acute head injury*  
30 *retraining and residential care facilities or establishments operated by the*  
31 *federal government or any agency thereof, or free-standing radiation therapy*  
32 *centers, or any facility which is conducted by and for those who rely*  
33 *exclusively upon treatment by prayer alone for healing in accordance with the*  
34 *tenets or practices of any recognized religious denomination."*

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

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5 SECTION 3. If any provision of this act or the application thereof to  
6 any person or circumstance is held invalid, such invalidity shall not affect  
7 other provisions or applications of the act which can be given effect without  
8 the invalid provision or application, and to this end the provisions of this  
9 act are declared to be severable.

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

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*/s/ Senator Bearden*

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