

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

# A Bill

**SENATE BILL**

## **For An Act To Be Entitled**

8 "AN ACT TO PROVIDE THAT WHEN A MEDICAID PATIENT ENTERS A  
9 HOSPITAL FOR PSYCHIATRIC CARE OR SUBSTANCE ABUSE TREATMENT  
10 AN INDEPENDENT EVALUATION MUST BE MADE WITHIN 72 HOURS TO  
11 DETERMINE WHETHER OUTPATIENT TREATMENT IS FEASIBLE; AND  
12 FOR OTHER PURPOSES."

## **Subtitle**

14 "MEDICAID LIMITATION FOR HOSPITALIZATION FOR PSYCHIATRIC  
15 OR SUBSTANCE ABUSE TREATMENT."  
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. When any medicaid patient is admitted to a hospital in this  
21 state for treatment of a mental disorder or treatment for substance abuse, the  
22 hospital shall receive no medicaid payment for hospitalization beyond seventy-  
23 two (72) hours after admission unless an independent evaluation determines  
24 that the patient may not safely be treated as an outpatient. The independent  
25 evaluation shall be conducted by a licensed psychiatrist or psychologist not  
26 affiliated with the hospital. The hospital shall be ineligible for medicaid  
27 payments for hospitalization beyond the seventy-two (72) hour period unless  
28 the independent evaluation indicates that outpatient treatment is not in the  
29 best interest of the patient.

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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.

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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7 hereby repealed.

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