

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 84th General Assembly  
3 Regular Session, 2003

# A Bill

HOUSE BILL 1722

4  
5 By: Representatives Judy, Pritchard, Edwards  
6 By: Senator Madison

## For An Act To Be Entitled

7  
8  
9  
10 AN ACT TO EXEMPT LIFE CARE FACILITIES FROM THE  
11 STATE'S QUALITY ASSURANCE FEE; AND FOR OTHER  
12 PURPOSES.

## Subtitle

13  
14  
15 AN ACT TO EXEMPT LIFE CARE FACILITIES  
16 FROM THE STATE'S QUALITY ASSURANCE FEE.

17  
18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

20  
21 SECTION 1. Arkansas Code § 20-10-1601 is amended to read as follows:  
22 20-10-1601. Definitions.

23 For purposes of this subchapter:

24 (1) "Director" means the director of the division;

25 (2) "Division" means the Division of Medical Services of the  
26 Department of Human Services;

27 (3)(A) "Gross receipts" means gross receipts paid as compensation for  
28 services provided to residents of nursing facilities, including, but not  
29 limited to, client participation.

30 (B) "Gross receipts" does not mean charitable contributions;

31 (4) "Medicaid" means the medical assistance program established by  
32 Title XIX of the Social Security Act, as it existed on January 1, 2001, and  
33 administered by the division;

34 (5) "Midnight census" means the count of:

35 (A) Each patient occupying a nursing facility bed at midnight of  
36 each day;



1 (B) Those beds placed on hold during a period of time not to  
2 exceed five (5) consecutive calendar days during which a patient is in a  
3 hospital bed; and

4 (C) Those beds placed on hold during a period of time not to  
5 exceed fourteen (14) consecutive calendar days during which a patient is on  
6 therapeutic home leave;

7 (6) "Multiplier" means the fixed dollar amount used to calculate the  
8 quality assurance fee;

9 (7)(A) "Nursing facilities" means any buildings, structures, agencies,  
10 institutions, or other places which require payment for the reception,  
11 accommodation, board, care, or treatment of more than three (3) unrelated  
12 individuals who, due to a physical or mental infirmity, are unable to care  
13 for themselves;

14 (B) "Nursing facilities" does not mean offices of private  
15 physicians and surgeons, boarding homes, residential care facilities, life  
16 care facilities as defined under § 23-93-201, intermediate care facilities  
17 for the mentally retarded, hospitals, institutions operated by the federal  
18 government or licensed by the Division of Developmental Disability Services  
19 of the Department of Human Services, or any facility which is conducted by  
20 and for those who rely exclusively upon treatment by prayer for healing in  
21 accordance with tenets or practices of any recognized religious denomination;  
22 and

23 (8) "Patient days" means the number of patients in a nursing facility  
24 as determined by the midnight census.

25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36