

2 State of Arkansas  
3 93rd General Assembly  
4 Regular Session, 2021

# A Bill

SENATE BILL 507

5  
6 By: Senator T. Garner

7 Filed with: Arkansas Legislative Council  
8 pursuant to A.C.A. §10-3-217.

## 9 For An Act To Be Entitled

10 AN ACT TO AMEND CERTAIN PROVISIONS OF INITIATED ACT 4  
11 OF 1948; TO CLARIFY THE TREATMENT OF DURABLE MEDICAL  
12 EQUIPMENT UNDER THE WORKERS' COMPENSATION LAW; AND  
13 FOR OTHER PURPOSES.

## 14 15 16 Subtitle

17 TO AMEND CERTAIN PROVISIONS OF INITIATED  
18 ACT 4 OF 1948; AND TO CLARIFY THE  
19 TREATMENT OF DURABLE MEDICAL EQUIPMENT  
20 UNDER THE WORKERS' COMPENSATION LAW.

21  
22  
23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

24  
25 SECTION 1. Arkansas Code § 11-9-517 is amended to read as follows:  
26 11-9-517. Medical services and supplies – Rules.

27 (a) The Workers' Compensation Commission is authorized to establish  
28 rules, including schedules of maximum allowable fees for specified medical  
29 services rendered with respect to compensable injuries, for the purpose of  
30 controlling the cost of medical and hospital services and supplies provided  
31 pursuant to §§ 11-9-508 – 11-9-516.

32 (b) Notwithstanding the provisions of § 11-9-513, durable medical  
33 equipment and medical supplies, including home durable medical equipment and  
34 infusion and oxygen services other than implantables, shall be reimbursed at  
35 the lesser of the billed charges or one hundred percent (100%) of the

1 applicable Medicare allowable amount when the durable medical equipment and  
2 medical supplies are not included in the carrier's negotiated fee schedule.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

Referred requested by the Arkansas Senate

Prepared by: MBM/KFW