

"AN ACT TO PROVIDE ACCESS TO RECORDS RELATED TO THIRD PARTY LIABILITY FOR SERVICES PROVIDED BY OR PAID FOR BY A STATE AGENCY."

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

SECTION 1. Records prepared by or in the possession of entities having potential liability for payment for services provided by or paid for in whole or part by an agency of the State of Arkansas, shall be made available for inspection, review, audit and other purposes of representatives of the State of Arkansas and its designee. This section applies to, but is not limited to, records of private health insurance carriers.

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

SECTION 3. EMERGENCY. It is hereby found and determined by the General Assembly that such access is needed by State agencies to properly and efficiently perform their duties and to access and limit the potential liability of the State of Arkansas. Therefore, an emergency is hereby declared to exist and this Act being necessary for the preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: April 13, 1987

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