

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

SENATE BILL 810

5 By: Senator Bledsoe  
6 By: Representative Ferguson  
7

## For An Act To Be Entitled

9 AN ACT TO ALLOW THE DEPARTMENT OF HEALTH TO BE  
10 APPROPRIATELY REIMBURSED FOR MEDICAL SUPPLIES AND  
11 SERVICES PROVIDED; AND FOR OTHER PURPOSES.  
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## Subtitle

15 TO ALLOW THE DEPARTMENT OF HEALTH TO BE  
16 APPROPRIATELY REIMBURSED FOR MEDICAL  
17 SUPPLIES AND SERVICES PROVIDED.  
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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22 SECTION 1. Arkansas Code § 20-7-129 is amended to read as follows:

23 20-7-129. Reimbursement for certain medical supplies or services.

24 (a) ~~The State Board of Health may adopt rules and regulations to~~  
25 Department of Health may implement a reimbursement system to recover part or  
26 all of the costs of ~~certain medical supplies or delivering~~ services.

27 (b) The system shall provide that fees shall be collected only from  
28 those patients who are financially able to pay the fee and that no one shall  
29 be denied services because of inability to pay.

30 (c) Funds derived from the fees shall be used exclusively for the  
31 purchase of medical supplies or services necessary to enable the ~~Division of~~  
32 ~~Health of the Department of Health and Human Services~~ Department of Health to  
33 continue to provide essential health care.

34 ~~(d) Any fee established shall not exceed the cost of the service.~~

35 ~~(e) All medications and treatment for tuberculosis patients shall be~~  
36 ~~excluded from any such fee system established under this section.~~



1       ~~(f)(1)~~(d)(1) Funds collected by the division under this section shall  
 2 be deposited into the State Treasury. These funds shall be credited to the  
 3 Public Health Fund to be used exclusively for support of medical supplies or  
 4 services.

5           (2) Subject to rules and regulations as may be implemented by  
 6 the Chief Fiscal Officer of the State, all unexpended funds that pertain to  
 7 fees collected shall be carried forward and made available for expenditure  
 8 for the same purposes for any following fiscal year.

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 10       SECTION 2. Arkansas Code § 20-7-114 is amended to read as follows:

11       20-7-114. Public health laboratory.

12       (a)(1) The State Board of Health shall establish, equip, and maintain  
 13 a public health laboratory that shall be used for making:

14           (A) Analyses of foods and drugs to enforce pure food and  
 15 drug laws;

16           (B) Analyses of the environment to investigate cases or  
 17 suspected cases of human exposure; and

18           (C) Investigations of cases and suspected cases of  
 19 malaria, diphtheria, typhoid fever, tuberculosis, epidemic cerebro-spinal  
 20 meningitis, glanders, hookworm disease, rabies, and other infectious,  
 21 contagious, communicable, and debilitating diseases.

22       (2) The public health laboratory shall be established and  
 23 maintained at the ~~Division of Health of the Department of Health and Human~~  
 24 ~~Services~~ Department of Health under the direct supervision of the Director of  
 25 the ~~Division of Health of the Department of Health and Human Services~~  
 26 Department of Health or his or her authorized representatives.

27       (b)(1)~~(A)~~ The ~~division~~ department may establish fees to be charged for  
 28 performing analyses of various types of samples submitted to the public  
 29 health laboratory for examination.

30           ~~(B) The amount of fees established by the board shall not~~  
 31 ~~exceed the actual cost of performing the test.~~

32       (2) All fees levied and collected under this subsection are  
 33 special revenues and shall be deposited into the State Treasury, there to be  
 34 credited to the Public Health Fund.

35       ~~(3) All rules and regulations promulgated pursuant to this~~  
 36 ~~subsection shall be reviewed by the House Interim Committee on Public Health,~~

1 ~~Welfare, and Labor and the Senate Interim Committee on Public Health,~~  
2 ~~Welfare, and Labor or appropriate subcommittees thereof.~~

3 (c) Subject to rules and regulations as may be implemented by the  
4 Chief Fiscal Officer of the State, the disbursing officer for the ~~division~~  
5 department may transfer all unexpended funds relative to the laboratory  
6 services that pertain to fees collected, as certified by the Chief Fiscal  
7 Officer of the State, to be carried forward and made available for  
8 expenditures for the same purpose for any following fiscal year.

9 ~~(d) For the purpose of requesting and receiving laboratory tests from~~  
10 ~~the division, "authorized persons" means:~~

11 ~~(1) Public health nurses, nurse practitioners, and nurse~~  
12 ~~midwives practicing under division protocols; and~~

13 ~~(2) Physicians employed by the division.~~

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16 **APPROVED: 04/02/2013**  
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