

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015
4

As Engrossed: S3/3/15
A Bill

SENATE BILL 316

5 By: Senator Irvin
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7 **For An Act To Be Entitled**

8 AN ACT TO REGULATE THE PRIOR AUTHORIZATION PROCEDURE
9 FOR TREATMENT OF A TERMINAL ILLNESS UNDER CERTAIN
10 CONDITIONS; AND FOR OTHER PURPOSES.
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13 **Subtitle**

14 TO REGULATE THE PRIOR AUTHORIZATION
15 PROCEDURE FOR TREATMENT OF A TERMINAL
16 ILLNESS UNDER CERTAIN CONDITIONS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 *SECTION 1. Arkansas Code § 23-99-420(a), concerning definitions in the*
22 *Arkansas Health Care Consumer Act, is amended to add additional subdivisions*
23 *to read as follows:*

24 (11) "Prescription pain medication" means any medication
25 prescribed as treatment for pain; and

26 (12) "Terminal illness" means an illness, a progressive disease,
27 or an advanced disease state from which:

28 (A) There is no expectation of recovery; and

29 (B) Death as a result of the illness or disease is
30 reasonably expected within six (6) months.
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32 *SECTION 2. Arkansas Code § 23-99-420, concerning prior authorizations*
33 *under the Arkansas Health Care Consumer Act, is amended to add an additional*
34 *subsection to read as follows:*

35 (k) If covered pain medication that is prescribed to a covered person
36 requires a prior authorization, then the prior authorization shall not be



1 denied if the covered person has a terminal illness.

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/s/ Irvin

APPROVED: 04/02/2015