

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of Senate Bill No. 765

TO HARMONIZE THE INTERPRETATION OF FEDERAL MEDICAID REGULATIONS BY THE
DEPARTMENT OF HUMAN SERVICES AND THE OFFICE OF MEDICAID INSPECTOR GENERAL IN
REGARDS TO PROVIDER AUDITS.

Amendment No. 1 to Senate Bill No. 765

Amend Senate Bill No. 765 as originally introduced:

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code § 20-77-2506(15), concerning the duties of the Medicaid Inspector General, is amended to read as follows:

(15)(A) Review and audit contracts, cost reports, claims, bills, and other expenditures of medical assistance program funds to determine compliance with applicable state laws and rules and federal laws and regulations and take actions authorized by state laws and rules and federal laws and regulations.

(B)(i) When auditing Medicaid provider claims, the Medicaid Inspector General shall not apply interpretations of the Medicaid state plan, the rules of the Department of Human Services, Medicaid provider manuals, Medicaid notices, or other guidance that are different from the interpretations applied by the department during the period of time covered by the audit.

(ii) If the Medicaid Inspector General believes that the department's interpretation of the Medicaid state plan, the rules of the Department of Human Services, Medicaid provider manuals, Medicaid notices, or other guidance is incorrect, the Medicaid Inspector General shall first consult with the department and the department shall notify all affected providers of any change in interpretation.

(C) When auditing Medicaid provider claims, the Medicaid Inspector General shall not attempt to recoup payments for services solely on the basis that the documentation for multiple services provided during a single encounter is not recorded on separate notes or records in the patient chart;"



The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator Irvin

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Secretary