

**AGENDA (Revised 4-2-12013)**  
**Added Concurrence**  
**Senate Committee on Public Health, Welfare and Labor**  
**89th General Assembly**  
**Regular Session, 2013**

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**Wednesday, April 03, 2013**  
**10:00 AM**  
**Room 272, State Capitol**  
**Little Rock, Arkansas**

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Sen. Cecile Bledsoe, Chair  
 Sen. Paul Bookout, Vice Chair  
 Sen. Linda Chesterfield  
 Sen. Stephanie Flowers

Sen. David Burnett  
 Sen. Missy Irvin  
 Sen. Jonathan Dismang  
 Sen. Ronald Caldwell

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| <b>CONCUR IN HOUSE AMENDMENT</b> |                |   |
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| <b>Number</b>                    | <b>Sponsor</b> | <b>Subtitle</b>   |
| <a href="#">SB843</a>            | Files          | TO AUTHORIZE SCHOOL DISTRICTS AND OFFICERS, AGENTS, SERVANTS, AND EMPLOYEES OF SCHOOL DISTRICTS TO DISCLOSE EMPLOYMENT INFORMATION WITH OR WITHOUT THE CONSENT OF A CURRENT OR FORMER EMPLOYEE. |

**REGULAR AGENDA**

| <b>Number</b>          | <b>Sponsor</b>  | <b>Subtitle</b>   |
|------------------------|-----------------|---|
| <a href="#">SB813</a>  | J. Woods        | CONCERNING A PRESCRIPTION FOR A TYPE OF MUSCLE RELAXANT; TO AMEND THE DEFINITION OF OBJECTIVE FINDINGS ENACTED BY INITIATED ACT 4 OF 1948.  |
| <a href="#">SB850</a>  | J. Hendren      | TO REQUIRE THAT THE UNEMPLOYMENT STABILIZATION TAX SHALL BE CREDITED TO THE SEPARATE ACCOUNT OF EACH EMPLOYER; AND TO AMEND THE STABILIZATION TAX RATES FOR THE UNEMPLOYMENT COMPENSATION FUND. |
| <a href="#">SB875</a>  | Hester          | TO ADJUST WEEKLY UNEMPLOYMENT BENEFIT AMOUNTS TO THE EXPIRATION OF THE FEDERAL NONREDUCTION RULE ON BENEFITS.   |
| <a href="#">SB894</a>  | G. Stubblefield | TO AMEND ARKANSAS LAW CONCERNING THE RIGHT TO ENGAGE IN A LAWFUL OCCUPATION.  |
| <a href="#">SB984</a>  | D. Sanders      | TO PROHIBIT SEX OFFENDERS FROM PROVIDING SERVICES THROUGH THE ARKANSAS MEDICAID PROGRAM.  |
| <a href="#">SB1039</a> | Irvin           | TO CREATE THE HEALTHCARE QUALITY AND PAYMENT POLICY ADVISORY COMMITTEE.   |
| <a href="#">SB1112</a> | R. Thompson     | TO RESTORE THE LANGUAGE OF THE ARKANSAS CODE AS IT EXISTED BEFORE PASSAGE ACT 1040 OF 2011 CONCERNING UNEMPLOYMENT BENEFITS.  |
| <a href="#">HB1746</a> | Clemmer         | TO REQUIRE A MENTAL HEALTH SERVICES PROVIDER TO WARN AN INTENDED VICTIM AND A LAW ENFORCEMENT AGENCY OF A CREDIBLE THREAT BY A PATIENT.   |
| <a href="#">HB1029</a> | D. Altes        | TO PROMOTE MENTAL HEALTH TREATMENT FOR ALLEGED CHILD SEX OFFENDERS AND THE VICTIM.  |
| <a href="#">SB884</a>  | S. Flowers      | TO AMEND THE DEPARTMENT OF WORKFORCE SERVICES LAW; TO CLARIFY THE DEFINITIONS UNDER ARKANSAS CODE § 11-10-210.  |
| <a href="#">SB455</a>  | Maloch          | TO CLARIFY THE HEALTH INSURANCE PAYMENT PROCESS FOR ORTHOTIC DEVICES AND PROSTHETIC SERVICES.   |
| <a href="#">HB2196</a> | Leding          | TO CLARIFY THE RIGHT OF THE ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY AND AN OWNER OR OPERATOR TO ACCESS PROPERTY FOR PURPOSES OF  |

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|                        |            | INVESTIGATION, SITE ASSESSMENT, OR CORRECTIVE ACTION.  |
| <a href="#">SB936</a>  | B. Sample  | TO AMEND THE LAW CONCERNING LICENSING BY THE STATE BOARD OF COSMETOLOGY.   |
| <a href="#">SB1157</a> | D. Sanders | TO AMEND THE LAW REGARDING VOLUNTARY AND INFORMED CONSENT FOR AN ABORTION.   |
| <a href="#">HB1901</a> | Steel      | TO PROHIBIT AN EMPLOYER FROM REQUIRING OR REQUESTING A CURRENT OR PROSPECTIVE EMPLOYEE FROM DISCLOSING HIS OR HER USERNAME OR PASSWORD FOR A SOCIAL MEDIA ACCOUNT. |
| <a href="#">HB1935</a> | Wardlaw    | TO ADDRESS LONG-TERM CARE ELIGIBILITY REQUIREMENTS.  |
| <a href="#">HB1968</a> | Westerman  | TO CREATE THE ACCESS TO CARE ACT.  |
| <a href="#">HB2227</a> | H. Wilkins | TO AVOID UNNECESSARY EXPANSION IN MEDICAID COSTS AND SERVICES RELATED TO EARLY INTERVENTION DAY TREATMENT FOR CHILDREN; AND TO DECLARE AN EMERGENCY.               |
| <a href="#">HB1497</a> | H. Wilkins | TO CHANGE THE NAME OF THE DIVISION OF MENTAL HEALTH SERVICES OF THE DEPARTMENT OF HUMAN SERVICES TO THE DIVISION OF BEHAVIORAL HEALTH SERVICES.                    |
| <a href="#">HB1691</a> | Hobbs      | AMEND THE LAW REGARDING CRIMINAL BACKGROUND CHECK REQUIREMENTS APPLICABLE TO A VARIETY OF HEALTH CARE SERVICE PROVIDERS.   |
| <a href="#">HB1886</a> | Lea        | TO AMEND THE LAW CONCERNING CERTAIN FEES UNDER THE ARKANSAS HAZMAT EMERGENCY MANAGEMENT ACT.   |
| <a href="#">SB1122</a> | D. Johnson | TO AMEND THE LAW GOVERNING HEALTH MAINTENANCE ORGANIZATIONS; TO EXEMPT THE DEPARTMENT OF HEALTH FROM REQUIREMENTS FOR HEALTH MAINTENANCE ORGANIZATIONS.            |
| <a href="#">SB968</a>  | Maloch     | TO REGULATE PHYSICIAN DISPENSING OF LEGEND DRUGS; AND TO AUTHORIZE THE STATE MEDICAL BOARD TO REGULATE PHYSICIAN DISPENSING OF LEGEND DRUGS.                       |
| <a href="#">HB1772</a> | D. Douglas | TO INCREASE THE INDIVIDUAL SEWAGE DISPOSAL PERMIT FEE.   |
| <a href="#">SB916</a>  | J. Woods   | TO ENSURE THAT VULNERABLE CITIZENS RECEIVE MEDICATIONS FOR LIFE-ALTERING ILLNESS; AND TO CREATE THE CONTINUITY OF CARE ACT OF 2013.                                |
| <a href="#">HB1492</a> | Hammer     | TO BE KNOWN AS CARTER'S LAW; AND TO CREATE A COMPREHENSIVE PROGRAM OF EDUCATION REGARDING SHAKEN BABY SYNDROME.  |
| <a href="#">HB1853</a> | Wardlaw    | TO CLARIFY THE LAW CONCERNING RECOUPMENT OF PAYMENTS FOR HEALTHCARE PROVIDERS; AND TO DECLARE AN EMERGENCY.  |
| <a href="#">HB1384</a> | Miller     | TO REQUIRE THAT IN-HOME CAREGIVERS WHO ARE PAID THROUGH MEDICAID BE TESTED FOR ILLEGAL DRUG USE AND UNDERGO CRIMINAL BACKGROUND CHECKS.                            |

### SHELL BILLS

| <b>Number</b>         | <b>Sponsor</b> | <b>Subtitle</b>   |
|-----------------------|----------------|---|
| <a href="#">SB848</a> | J. Key         | TO ALLOW THE USE OF SALINE SYSTEMS IN SWIMMING POOLS.   |
| <a href="#">SB873</a> | J. Key         | TO REGULATE REGIONAL SOLID WASTE MANAGEMENT DISTRICTS.  |
| <a href="#">SB878</a> | Maloch         | TO AMEND THE ARKANSAS ORTHOTICS, PROSTHETICS, AND PEDORTHICS PRACTICE ACT OF 2007.  |
| <a href="#">SB888</a> | Bledsoe        | TO PROVIDE PARITY FOR MAMMOGRAPHY SERVICES REIMBURSEMENT.   |
| <a href="#">SB890</a> | Bookout        | TO ADDRESS EXPANSION OF THE STATE MEDICAID PROGRAM.   |
| <a href="#">SB891</a> | Bookout        | TO AMEND THE LAW REGARDING THE STATE MEDICAID PROGRAM; AND TO EXPLORE A STATE MEDICAID INSURANCE EXCHANGE.  |
| <a href="#">SB893</a> | Irvin          | TO ESTABLISH THE VOLUNTEER HEALTH SERVICES ACT; AND TO ALLOW FOR LICENSED HEALTH CARE PROFESSIONALS TO PROVIDE VOLUNTEER SERVICES FOR A SPONSORING ORGANIZATION.                                  |
| <a href="#">SB918</a> | Holland        | TO MANDATE ORGAN DONOR INFORMATION CONFIDENTIALITY UNLESS WAIVED BY THE DONOR; AND TO REQUIRE WAIVER OPPORTUNITY BE MADE AVAILABLE TO ORGAN DONORS AT THE TIME OF REGISTRATION AS AN ORGAN DONOR. |
| <a href="#">SB937</a> | B. Sample      | TO AMEND THE LAW CONCERNING LICENSING OF THE ARKANSAS STATE BOARD OF MASSAGE THERAPY.   |

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| <a href="#">SB940</a>  | B. Sample       | TO AMEND THE LAW CONCERNING LICENSING OF THE STATE BOARD OF BARBER EXAMINERS.   |
| <a href="#">SB946</a>  | J. Woods        | TO CREATE A CHILD ABUSE REGISTRY WITHIN THE ARKANSAS CRIME INFORMATION CENTER.  |
| <a href="#">SB954</a>  | U. Lindsey      | TO AMEND THE LAW REGARDING SPECIALTY HOSPITALS FOR THE ASSESSMENT FEE ON HOSPITALS TO IMPROVE HEALTH CARE ACCESS LAW.   |
| <a href="#">SB966</a>  | J. Dismang      | TO CLARIFY THE PENALTY FOR AN INDIVIDUAL FAILING TO REPORT EMPLOYMENT OR EARNINGS WHILE RECEIVING UNEMPLOYMENT BENEFITS; AND TO CLARIFY THE PROCESS FOR REVIEWING EARNINGS REPORTS.                                 |
| <a href="#">SB978</a>  | J. Dismang      | TO ADDRESS LONG-TERM CARE ELIGIBILITY REQUIREMENTS.   |
| <a href="#">SB979</a>  | J. Dismang      | TO CLARIFY THE PROCESS FOR UNEMPLOYMENT CLAIMS AND THE DEPARTMENT OF WORKFORCE SERVICES' EMPLOYER FOLLOW-UP.  |
| <a href="#">SB981</a>  | D. Sanders      | PERTAINING TO THE DIVISION OF COUNTY OPERATIONS OF THE DEPARTMENT OF HUMAN SERVICES.  |
| <a href="#">SB982</a>  | D. Sanders      | REGARDING THE DEPARTMENT OF HUMAN SERVICES.   |
| <a href="#">SB985</a>  | D. Sanders      | TO REFORM THE STATE MEDICAID PROGRAM.   |
| <a href="#">SB993</a>  | M. Lamoureux    | TO CLARIFY EXCEPTIONS TO CONFIDENTIAL COMMUNICATIONS BETWEEN PATIENTS AND HEALTH CARE PROVIDERS.  |
| <a href="#">SB994</a>  | B. Sample       | TO AMEND THE LAW CONCERNING THE COSMETOLOGY TECHNICAL ADVISORY COMMITTEE; TO AMEND THE LAW CONCERNING THE EDUCATION REQUIREMENTS FOR CERTAIN LICENSES.  |
| <a href="#">SB1004</a> | A. Clark        | TO REQUIRE THAT PERSONS WHO APPLY FOR OR RECEIVE PUBLIC ASSISTANCE BENEFITS TEST NEGATIVE FOR ILLEGAL DRUG USE.   |
| <a href="#">SB1012</a> | Irvin           | TO ADOPT EXCEPTIONS TO CONFIDENTIAL COMMUNICATIONS BETWEEN PATIENTS AND HEALTH CARE PROVIDERS.  |
| <a href="#">SB1019</a> | Bookout         | TO AMEND ARKANSAS LAW REGARDING MEDICAID.   |
| <a href="#">SB1020</a> | Bookout         | CONCERNING HEALTH INSURANCE FOR CITIZENS OF THE STATE OF ARKANSAS.  |
| <a href="#">SB1030</a> | K. Ingram       | TO ENACT THE SEXUAL ASSAULT VICTIMS EQUITY ACT; TO PROVIDE FAIR AND APPROPRIATE TREATMENT TO VICTIMS OF SEXUAL ASSAULT.   |
| <a href="#">SB1036</a> | K. Ingram       | TO AMEND ARKANSAS CODE ANNOTATED §11-10-210 OF THE ARKANSAS DEPARTMENT OF WORKFORCE SERVICES LAW.   |
| <a href="#">SB1094</a> | Elliott         | CONCERNING CRIMINAL BACKGROUND CHECKS FOR HEALTHCARE PROVIDERS; AND REGARDING TRANSFERABILITY OF CRIMINAL RECORDS CHECKS AND DETERMINATION LETTERS AMONG VARIOUS OPERATIONAL SECTIONS OF A SINGLE SERVICE PROVIDER. |
| <a href="#">SB1096</a> | Elliott         | TO AMEND THE ARKANSAS BARBER LAW TO PROVIDE IMPROVED OVERSIGHT OF TRAINING, LICENSURE, AND RELATED ASPECTS OF THE PROFESSION.   |
| <a href="#">SB1120</a> | Hester          | TO ABOLISH THE USE OF CONGRESSIONAL DISTRICTS FOR ENROLLMENT PURPOSES AT THE UNIVERSITY OF ARKANSAS COLLEGE OF MEDICINE.  |
| <a href="#">SB1124</a> | Irvin           | CONCERNING ARKANSAS MEDICAID PROGRAMS.  |
| <a href="#">SB1128</a> | Irvin           | TO CREATE A PALLIATIVE CARE COUNCIL WITHIN THE DEPARTMENT OF HEALTH.  |
| <a href="#">SB1152</a> | D. Sanders      | TO ENSURE THE INTEGRITY AND QUALITY OF MEDICAID SERVICES FOR INDIVIDUALS WITH DISABILITIES.   |
| <a href="#">SB1158</a> | D. Sanders      | THE ARKANSAS CONCUSSION PROTOCOL ACT.   |
| <a href="#">SB1159</a> | D. Sanders      | TO REQUIRE PERSONS AND ENTITIES TO COMPLY WITH ARKANSAS TAX LAW IN ORDER TO QUALIFY AS MEDICAID PROVIDERS.  |
| <a href="#">SB1161</a> | J. Dismang      | TO ADDRESS LONG-TERM CARE ELIGIBILITY REQUIREMENTS.   |
| <a href="#">SB1163</a> | J. Woods        | TO CREATE A PRESUMPTION THAT FIREFIGHTERS WHO DEVELOP CERTAIN FORMS OF CANCER DEVELOPED THOSE CANCERS THROUGH THEIR WORK AS FIREFIGHTERS.   |
| <a href="#">SB1166</a> | L. Chesterfield | CONCERNING THE ACCESS TO RESTROOM FACILITIES LOCATED IN PUBLIC PLACES BY PERSONS WITH DISABILITIES.   |

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| <a href="#">SB1167</a> | Bledsoe    | TO AMEND ARKANSAS LAW REGARDING PROGRAMS OPERATED BY THE DEPARTMENT OF HUMAN SERVICES.  |
| <a href="#">SB1173</a> | Rapert     | CONCERNING THE ADMINISTRATION OF EPINEPHRINE TO CHILDREN EXPERIENCING A LIFE-THREATENING ANAPHYLACTIC REACTION DUE TO FOOD ALLERGIES. |
| <a href="#">SB1186</a> | D. Sanders | TO REQUIRE PERSONS AND ENTITIES TO COMPLY WITH ARKANSAS TAX LAW IN ORDER TO QUALIFY AS MEDICAID PROVIDERS.                            |

### DEFERRED BILLS

| <b>Number</b>          | <b>Sponsor</b>  | <b>Subtitle</b>  |
|------------------------|-----------------|--|
| <a href="#">SB95</a>   | J. Key          | AN ACT TO CERTIFY EMERGENCY MEDICAL RESPONDERS.  |
| <a href="#">SB141</a>  | Irvin           | TO CLARIFY THE GEOGRAPHIC BOUNDARIES OF EXISTING HOSPICE AGENCY SERVICE AREAS.   |
| <a href="#">SB750</a>  | Bookout         | TO CREATE THE ARKANSAS HEART DISEASE AND STROKE PREVENTION AND TREATMENT TASK FORCE.   |
| <a href="#">SB244</a>  | J. Dismang      | TO REQUIRE MEDICAID RECIPIENTS OF SERVICES TO PROVIDE A COPY OF A CURRENT INCOME STATE INCOME TAX RETURN.  |
| <a href="#">SB38</a>   | J. Hutchinson   | TO REQUIRE THAT APPLICANTS FOR AND RECIPIENTS OF UNEMPLOYMENT BENEFITS BE TESTED FOR ILLEGAL DRUG USE.   |
| <a href="#">SB248</a>  | D. Sanders      | TO CREATE THE ARKANSAS MEDICAL ASSISTANCE FRAUD PREVENTION PROGRAM AND TO PROVIDE FOR THE ADOPTION OF A MEDICAL ASSISTANCE FRAUD PREVENTION PROGRAM.   |
| <a href="#">SB912</a>  | L. Chesterfield | CONCERNING THE PLACEMENT OF CHILDREN WHO HAVE BEEN SUBJECTED TO MENTAL OR PHYSICAL ABUSE, WHETHER OR NOT THEY ARE IN THE CUSTODY OF THE DEPARTMENT OF HUMAN SERVICES.                                  |
| <a href="#">HB1356</a> | Scott           | TO REQUIRE REVOCATION OF THE LICENSE OF A CHIROPRACTOR CONVICTED OF A SEX CRIME; TO ENSURE THE SAFETY OF PATIENTS OF CHIROPRACTORS FOUND GUILTY OF SEX CRIMES BY REQUIRING CRIMINAL BACKGROUND CHECKS. |
| <a href="#">SB386</a>  | Burnett         | TO REQUIRE THAT THERAPEUTICALLY EQUIVALENT DRUG SUBSTITUTIONS BE AUTHORIZED ON EACH PRESCRIPTION.  |
| <a href="#">SB255</a>  | B. King         | THE ARKANSAS WATER ADDITIVE ACCOUNTABILITY ACT.  |
| <a href="#">SB913</a>  | Irvin           | TO REGULATE THE USE OF CERTAIN DRUGS USED TO INDUCE AN ABORTION; AND TO PROVIDE FOR DISCIPLINARY PROCEEDINGS FOR ABORTIONS PERFORMED IN VIOLATION OF THIS ACT.   |