

AGENDA
Senate Committee on Public Health, Welfare, and Labor
House Committee on Public Health, Welfare, and Labor
Meeting Jointly

Monday, July 2, 2018
10:00 AM
Room A, MAC
Little Rock, Arkansas

Sen. Cecile Bledsoe, Chair
Sen. Eddie Cheatham, Vice-Chair
Sen. Stephanie Flowers
Sen. Missy Irvin
Sen. David J. Sanders
Sen. John Cooper
Sen. Scott Flippo
Sen. Lance Eads

Rep. Jeff Wardlaw, Chair
Rep. Deborah Ferguson, Vice-Chair
Rep. Fredrick J. Love
Rep. Kim Hammer
Rep. David Meeks
Rep. Chris Richey
Rep. Stephen Magie
Rep. Josh Miller
Rep. Richard Womack
Rep. John Payton

Rep. Jack Ladyman
Rep. Robin Lundstrum
Rep. Mary Bentley
Rep. Justin Gonzales
Rep. Justin Boyd
Rep. Ken Henderson
Rep. Austin McCollum
Rep. Bruce Coleman
Rep. Aaron Pilkington

- A. Call to Order
- B. Comments by the Chairs
1. Senator Cecile Bledsoe
 2. Representative Jeff Wardlaw
- C. Consideration to Adopt June 4, 2018 Meeting Minutes (**EXHIBIT C**)
- D. Update on the Over-Prescribing of Opioid Drugs (**EXHIBITS D-1 – D-5**)
1. Karen Whatley, J.D., Executive Director, Arkansas Medical Board
 2. Sue Tedford, MNSc, APRN, Executive Director, Arkansas State Board of Nursing
 3. John Kirtley, Pharm.D., Executive Director, Arkansas State Board of Pharmacy
 4. Donna Cobb, Executive Director, Arkansas State Board of Dental Examiners
 5. Cara Tharp, Executive Director, Arkansas State Board of Veterinary Medical Examiners
 6. Discussion by the Committees
- E. Arkansas Department of Environmental Quality, Office of Land Resources, Review of Regulation #36, The Used Tire Recycling and Accountability Program (**EXHIBIT E**)
1. Kevin White, Associate Director, Office of Land Resources, Arkansas Department of Environmental Quality (ADEQ)
 2. Tammy Hynum, Manager, Tire Accountability Program, ADEQ
 3. Michael Grappe, Chief Program Officer, ADEQ
 4. Discussion by the Committees
- F. Department of Human Services (DHS), Division of Medical Services, Review of Rule to Allow a Medicaid Beneficiary to Receive up to Four (4) Primary Care Visits Per State Fiscal Year, by Either a Hospital-Based Walk-in Clinic, or an Emergent Care Clinic without a Primary Care Physician (PCP) Referral, if the Beneficiary has not Been Assigned to a Primary Care Physician (**EXHIBIT F**)
1. Tami Harlan, Chief Operating Officer, Division of Medical Services, DHS
 2. Discussion by the Committees

Note: All exhibits for this meeting are available by electronic means and are accessible on the General Assembly's website at www.arkleg.state.ar.us

Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as 'Members and Staff Only'.

- G. Department of Human Services, Division of Medical Services, Review of Rule Section 1-2-18 which Updates Medicaid Software to Make Managed Care Payments Prospectively with an Annual Reconciliation **(EXHIBIT G)**
1. Tami Harlan, Chief Operating Officer, Division of Medical Services, DHS
 2. Discussion by the Committees
- H. Department of Human Services, Division of Medical Services, Review of Rule which Updates State Plan Amendment 2018-005 Regarding Outpatient Hospital Services for Border Hospitals which Provides Special Consideration to Border City University-Affiliated Pediatric Teaching Hospitals Due to Higher Costs Associated with Such Hospitals **(EXHIBIT H)**
1. Tami Harlan, Chief Operating Officer, Division of Medical Services, DHS
 2. Discussion by the Committees
- I. Department of Human Services, Division of Medical Services, Review of Rule is to Comply with Act 203 of 2017 which Allows Arkansas Medicaid to Cover the Originating Site Facility Fee for Telemedicine Services. (State Plan Amendment 2018-002, Section 1-1-18, Section III-1-18, Outpatient Behavioral Health Services 2-18, Federally Qualified Health Clinic 1-18, Hospital 1-18, Physician 1-18, Rural Health 1-18) **(EXHIBIT I)**
1. Tami Harlan, Chief Operating Officer, Division of Medical Services, DHS
 2. Discussion by the Committees
- J. Department of Human Services, Division of County Operations, Review of Rule which Revises Medical Services Policy to Comply with Arkansas Works Waiver, by Reinstating Original Eligibility Income Limit for the Program to 138% of Federal Poverty Level, Removing References to Employer Sponsored Insurance, and Adding Extenuating Circumstances as a Good Cause Exemption for the Work and Community Engagement Requirement. **The Rule was Filed as an Emergency Rule with the Arkansas Legislative Council/ALC/Executive Committee, and Approved for an Effective Date of May 1, 2018. (EXHIBIT J)**
1. Mary Franklin, Director, Division of County Operations, DHS
 2. Discussion by the Committees
- K. Consideration of Interim Study Proposals (ISPs) for Adoption and Study and Referral to a Subcommittee of the Senate and House Public Health Committees (Human Services, Health Services, and Labor and Environment) **(EXHIBITS K-1 – K-5):**
1. **ISP-2017 – 101, Sponsored by Representative Pilkington** – “TO ESTABLISH THE ARKANSAS BREAST MILK DEPOSITORY IN ARKANSAS.”
 2. **ISP-2017 – 102, Sponsored by Representative Pilkington** – “TO AUTHORIZE A PHARMACIST TO DISPENSE ORAL CONTRACEPTIVES WITHOUT A PRESCRIPTION.”
 3. **ISP-2017 – 117, Sponsored by Representative Gonzales** – “TO AMEND THE DEFINITION OF “PRACTICE OF CERTIFIED REGISTERED NURSE ANESTHESIA”; TO CLARIFY THE SCOPE OF PRACTICE OF A CERTIFIED REGISTERED NURSE ANESTHETIST; AND TO REMOVE SUPERVISION REQUIREMENTS.”
 4. **ISP-2017 - 118, Sponsored by Representative Gonzales** – “TO AUTHORIZE THE ARKANSAS MEDICAID PROGRAM TO RECOGNIZE AN ADVANCED PRACTICE REGISTERED NURSE AS A PRIMARY CARE PROVIDER.”
 5. **ISP-2017 – 119, Sponsored by Representative Gonzales** – “TO CREATE THE TRANSITION TO PRESCRIPTIVE AUTHORITY ACT; AND TO AMEND THE PRESCRIPTIVE AUTHORITY OF ADVANCED PRACTICE REGISTERED NURSES.”
- L. Other Business
- M. Adjournment