

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

Wednesday, September 9, 2020

1:30 PM

Room A, MAC
Little Rock, Arkansas

Sen. Missy Irvin, Chair
Sen. David Wallace, Vice-Chair
Sen. Bill Sample
Sen. Ronald Caldwell
Sen. Jimmy Hickey, Jr
Sen. Bart Hester
Sen. Scott Flippo
Sen. Kim Hammer

Rep. Jack Ladyman, Chair
Rep. Deborah Ferguson, Vice-Chair
Rep. Fredrick J. Love
Rep. Jeff Wardlaw
Rep. Stephen Magie
Rep. Josh Miller
Rep. Richard Womack
Rep. John Payton
Rep. Mary Bentley
Rep. Michelle Gray

Rep. Justin Gonzales
Rep. Kenneth B. Ferguson
Rep. Justin Boyd
Rep. Karilyn Brown
Rep. Austin McCollum
Rep. Bruce Coleman
Rep. Clint Penzo
Rep. Mark Perry
Rep. Lee Johnson

Committee meetings are open to the public. However there is limited seating due to the social distancing requirements and members of the public shall wear a mask while in the Big Mac Building.

- A. Call to Order
- B. Comments by the Chairs
 - 1. Senator Missy Irvin
 - 2. Representative Jack Ladyman
- C. Consideration to Adopt the August 12, 2020, and August 20, 2020, Meeting Minutes.
- D. State's Plan for Covid-19 Vaccine Distribution
 - 1. José R. Romero, MD, Secretary, Arkansas Department of Health (ADH)
 - 2. Discussion by the Committees
- E. Discussion of the President's Executive Order on Unemployment Insurance
 - 1. Charisse Childers, PhD, Director, Division of Workforce Services, Department of Commerce
 - 2. Discussion by the Committees
- F. CARES Act Reimbursement for Cities and Counties
 - 1. Alan McVey, Chief of Staff, Department of Finance and Administration
 - 2. Elizabeth Smith, Secretary, Office of Inspector General
 - 3. Chris Villines, Director, Association of Arkansas Counties
 - 4. Mark Hayes, Director, Arkansas Municipal League
 - 5. Discussion by the Committees
- G. Employee Benefits Division (EBD) Board Decision on Pharmacy Benefits
 - 1. Chris Howlett, Administrator, EBD
 - 2. Discussion by the Committees
- H. Temporary Withholding of Payroll Taxes & How it will Effect Employers and Employees
 - 1. Amy Fecher, Secretary, Department of Transformation and Shared Services
 - 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'*.

- I. Department of Human Services, Division of Medical Services, Review of a rule that provides that the Episodes of Care (EOC) Program will sunset over two years. The EOC Program is a retroactive financial program of Arkansas fee-for-service Medicaid. The episodes were launched quarterly and, as a result, have different performance periods. Episode 1-19; Section I 3-19 and State Plan Amendment 20-0002
 - 1. Mark White, Chief Legislative & Intergovernmental Affairs Officer and Chief of Staff, Department of Human Services (DHS)
 - 2. Janet Mann, Director, Division of Medical Services, DHS
 - 3. Discussion and Action by the Committees

- J. Department of Energy and Environment, Division of Environmental Quality, Review of Rule Changes to Rule 23 (Hazardous Waste Management) which incorporates Federal revisions to the hazardous waste management rules and changes to incorporate state government transformation and Act 315 of 2019.
 - 1. Michael Grappe, Director of Special Projects, Office of Chief Counsel, Department of Energy and Environment
 - 2. Jarrod Zweifel, Associate Director, Office of Land Resources, Division of Environmental Quality, Department of Energy and Environment
 - 3. Discussion and Action by the Committees

- K. Arkansas Department of Health (ADH), Health Systems Licensing and Regulation/Cosmetology and Massage Therapy Section, Review of Rule regarding Cosmetology to comply with language of Acts 488, 972, 973, and Act 1081 of 2017 and to comply with Acts 325, 426, 820, 990, and Act 1011 of 2019. Provides clarification and reduces licensure fees.
 - 1. Chuck Thompson, Managing Attorney, Arkansas Department of Health (ADH)
 - 2. Kelli Kersey, Cosmetology and Massage Therapy Section Chief, ADH
 - 3. Discussion and Action by the Committees

- L. Arkansas Department of Health, Health Systems Licensing and Regulation/Cosmetology and Massage Therapy Section, Review of Rule regarding Massage Therapy to comply with language of Acts 315, 426, 820, 990, and Act 1011 of 2019. Revise rules for more clarification.
 - 1. Chuck Thompson, Managing Attorney, ADH
 - 2. Kelli Kersey, Cosmetology and Massage Therapy Section Chief, ADH
 - 3. Discussion and Action by the Committees

- M. Arkansas Department of Health, Radiation Control Section, Review of Rule Pertaining to Radiologic Technology Licensure and to comply with Acts 315, 426, 820, 990, and Act 1011 of 2019.
 - 1. Chuck Thompson, Managing Attorney, ADH
 - 2. Bernard Bevill, Radiation Control Section Chief, ADH
 - 3. Adelia Oldenbroek, Radiologic Technology Licensure Program Specialist, ADH
 - 4. Discussion and Action by the Committees

- N. Arkansas Department of Health, Center for Public Health Protection, Epidemiology, Review of Rule regarding Lead-Based Paint to comply with language in Acts 315, 426,820, and Act 1011.
 - 1. Laura Shue, General Counsel, ADH
 - 2. Discussion and Action by the Committees

- O. Below are listed Interim Study Proposals (ISPs). The sponsor has been asked to present a brief explanation of their ISP and why it should be adopted for study by the committee. Each ISP will be voted on separately.
 - 1. Interim Study Proposal 2019-001 by Rep. Jim Dotson
Require a Physician to Utilize Treatment Alternatives before Prescribing an Opioid
 - 2. Interim Study Proposal 2019-006 by Rep. Jim Dotson
Limit Access to a Chiropractic Physician by a Medicaid Recipient
 - 3. Interim Study Proposal 2019-160 by Rep. LeAnn Vaught
An Act to create the Arkansas Legislative Study on Mental and Behavioral Health.
 - 4. Interim Study Proposal 2019-166 by Rep. Jimmy Gazaway
An Act to Provide for Emergency Medical Care for Injured Police Dogs; and to Provide Immunity.

5. Interim Study Proposal 2019-167 by Rep. Brandt Smith
An Act to Create the Medical Conscience Protection Act.
6. Interim Study Proposal 2019-168 by Rep. Justin Gonzales
Study the Role of an Advanced Practice Registered Nurse as a Primary Care Provider within the Arkansas Medicaid Program.
7. Interim Study Proposal 2019-169 by Rep. Justin Boyd
Study the Role of Pharmacy Technicians and Methods to Reduce Barriers that may Prevent Pharmacy Technicians from being able to Maximally Assist Pharmacists in the Practice of Pharmacy.

P. Other Business

Q. Adjournment