

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

Monday, August 2, 2021
1:00 PM
Room A, MAC
Little Rock, Arkansas

Sen. Cecile Bledsoe, Chair
Sen. Scott Flippo, Vice-Chair
Sen. Bart Hester
Sen. David Wallace
Sen. Breanne Davis
Sen. Kim Hammer
Sen. Dan Sullivan
Sen. Ben Gilmore

Rep. Jack Ladyman, Chair
Rep. Deborah Ferguson, Vice-Chair
Rep. Jeff Wardlaw
Rep. Jon S. Eubanks
Rep. Stephen Magie
Rep. Jim Dotson
Rep. Josh Miller
Rep. John Payton
Rep. Mary Bentley
Rep. Michelle Gray

Rep. Justin Gonzales
Rep. Justin Boyd
Rep. Fred Allen
Rep. Bruce Coleman
Rep. Aaron Pilkington
Rep. Carlton Wing
Rep. Clint Penzo
Rep. Mark Perry
Rep. Marsh Davis
Rep. Joe Cloud

- A. Call to Order
- B. Comments by the Chairs
- Representative Jack Ladyman
 - Senator Cecile Bledsoe
- C. Consideration to Adopt the July 6, 2021 Meeting Minutes. **(EXHIBIT C)**
- D. Covid-19 Update-Impact of Delta Variant on Children-Vaccination Rates and Update on Current Arkansas Hospital Capacities.
- Jennifer A. Dillaha, MD, State Epidemiologist, Arkansas Department of Health
 - Marcy Doderer, President & CEO, Arkansas Children's Hospital
 - Greg Crain, Senior Vice President/Administrator, Baptist Health Medical Center-Little Rock
 - Bo Ryall, President and CEO, Arkansas Hospital Association
 - Jodiane Tritt, Executive Vice President, Arkansas Hospital Association
- E. Department of Human Services Medicaid Transformation Scorecard and Quarterly Report for the 1st and 2nd Quarter of the State Fiscal Year 2021. **(EXHIBIT E)**
- Dawn Stehle, Deputy Director, for Health and State Medicaid Director, DHS
 - Dennis Smith, Senior Advisor for Medicaid and Health Care Reform, DHS
- F. Department of Human Services, Division of County Operations, Overview of Community Services Block Grant (CSBG) State Plan and Review of State CSBG Plan. **(EXHIBIT F)**
- Mark White, Chief Legislative & Intergovernmental Affairs Officer and Chief of Staff, DHS
 - Mary Franklin, Director, Division of County Operations, DHS

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. Arkansas Department of Health, Center of Public Health Practice, Epidemiology Branch, Review of a Rule pertaining to Lead-Based Paint Activities. In December 2020, EPA announced a new action to better protect American children from the dangers of lead. The Final Rule lowers the clearance levels for the amount of lead that can remain in dust on floors and windowsills after lead removal activities. **(EXHIBIT G)**
- Laura Shue, JD, General Counsel, Arkansas Department of Health
- H. Arkansas Department of Health, Center for Public Health Practice, Review of a Rule pertaining to the Arkansas Cancer Registry. Amendments to the Rule implement Act 345 of 2021 and Act 315 of 2019 and remove the definition of Hospital and Non-Hospital Reporting manuals. **(EXHIBIT H)**
- Laura Shue, JD, General Council, Arkansas Department of Health
- I. Review of Arkansas Tobacco Settlement Commission (ATSC) 2020 Annual Evaluation Report. **(EXHIBIT I)**
- Matt Gilmore, Boards and Commissions Coordinator, Arkansas Health Department
- J. Report of the Status of the Availability of Automated External Defibrillators (AED) on each Public School Campus as required by A.C.A. §6-10122. **(EXHIBIT J)**
- Cheria McDonald, BSN, RN, NCSN, State School Nurse Consultant, Arkansas Department of Education
- K. Below are listed the Interim Study Proposals (ISPs) referred to the House and Senate Public Health, Welfare and Labor Committees to date. The sponsors have been asked to present a brief explanation of their ISP and why it should be adopted for study by the committees. After adoption for study, the chairs of the House and Senate Public Health, Welfare and Labor Committees will assign each ISP to a subcommittee for further discussion if needed.
1. ISP2021-007 Representative Ladyman - Create the Arkansas Hemp and Medical Marijuana Quality Assurance Laboratory for Public Safety and Compliance Verification Purposes. **(EXHIBIT K-1)**
 2. ISP2021-010 Representative Ladyman - Provide for a Qualified Income Trust also known as a "Miller Trust". **(EXHIBIT K-2)**
 3. ISP2021-013 Representative Boyd - Study the Effects and Impacts of Acts 2021, No. 651 Which Mandates the Co Prescription of an Opioid Antagonist under certain circumstances. **(EXHIBIT K-3)**
 4. ISP2021-015 Representative Penzo - Create the Arkansas Naturopathic Physician Licensure. **(EXHIBIT K-4)**
 5. ISP2021-016 Representative Penzo - Create a Rapback Program under the Division of Arkansas State Police. **(EXHIBIT K-5)**
 6. ISP2021-023 Representative Gonzales - Modify the Duties of Arkansas State Medical Board and the Arkansas State Occupational Therapy Examining Committee. **(EXHIBIT K-6)**
 7. ISP2021-037 Senator Sullivan - Amend the Medical Corporation Act; and to allow a non-licensed person to be an Officer, director, or Shareholder of a Medical corporation. **(EXHIBIT K-7)**
 8. ISP2021-038 Senator Wallace - Create the Acuity-Based Care committee; and to Recommend Protocols and Procedures to Create Standardization and Consistency in Nurse Staffing Within Hospitals and Rehabilitation and Long-Term Care Facilities. **(EXHIBIT K-8)**
 9. ISP2021-051 Representative Hawks - Amend the Teacher Manager Instructor Certification Relating to Barbers. **(EXHIBIT K-9)**
 10. ISP2021-057 Representative Bryant - Amend the Law Regarding Public Assistance; and to Authorize a Pilot Program Related to Real-time Employment and Income Data for certain Public Assistance. **(EXHIBIT K-10)**
 11. ISP2021-058 Representative Christiansen - Require Nursing Homes to Disclose Liability Insurance Status when Potential Residents Sign Contracts for Care. **(EXHIBIT K-11)**
 12. ISP2021-063 Senator Garner - Amend Arkansas Athletic Trainers Act; and to amend the definition of "athlete" Within the Arkansas Athletic Trainers Act. **(EXHIBIT K-12)**

13. ISP2021-067 Senator Irvin - Establish the Public Health Readiness Act. **(EXHIBIT K-13)**
14. ISP2021-073 Senator Garner - Create the Prenatal Nondiscrimination Act of Arkansas. **(EXHIBIT K-14)**
15. ISP2021-076 Senator Garner - Amend Certain Provisions of Initiated Act 4 of 1948; and to clarify the Treatment of Durable Medical Equipment under the Workers' Compensation Law. **(EXHIBIT K-15)**
16. ISP2021-077 Senator Ballinger - Transfer Oversight of certain duties of the Regional Solid Waste Management Districts; and to amend the required expertise of members of Arkansas Pollution Control and Ecology Commission. **(EXHIBIT K-16)**
17. ISP2021-078 Senator Dismang - Amend the Solid Waste Management and Recycling Fund Act; and to transfer administration of certain funds and duties from the Division of Environmental Quality to the Department of Finance and Administration. **(EXHIBIT K-17)**
18. ISP2021-086 Senator Dismang- Amend the Asset Limits for the Supplemental Nutrition Assistance Program to allow for an adjustment to the Asset Limit Based Upon Inflation; to include an Automatic Inflation Adjustment; to Direct the Department of Human Services to Request a Broad-Based Categorical Eligibility Waiver; and for other purposes. **(EXHIBIT K-18)**
19. ISP2021-089 Senator Tucker - Establish the Arkansas Equal Pay Act of 2021. **(EXHIBIT K-19)**
20. ISP2021-100 Representative Ennett - Require UAMS to Study Uterine Diseases and Uterine Health Issues in the State and Recommend Legislative Action to the General Assembly. **(EXHIBIT K-20)**
21. ISP2021-103 Representative Pilkington - Study Whether to Require that a Patient Provides Written Informed Consent Before Surgical Mesh Implantation which contains certain Information. **(EXHIBIT K-21)**
22. ISP2021-104 Representative Pilkington - Authorize Pharmacists to Dispense HIV Pre-Exposure and Post-Exposure Prophylaxis. **(EXHIBIT K-22)**

L. Other Business

M. Adjournment