

**REVISED AGENDA**  
**Administrative Rules Subcommittee**  
**of the**  
**Arkansas Legislative Council**

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**Wednesday, November 17, 2021**  
**9:00 AM**  
**Room A, MAC**  
**Little Rock, Arkansas**

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Sen. Kim Hammer, Chair  
Sen. Bill Sample, Vice-Chair  
Sen. Ronald Caldwell  
Sen. Jane English  
Sen. Gary Stubblefield  
Sen. Jimmy Hickey, Jr  
Sen. David Wallace  
Sen. Ricky Hill  
Sen. Missy Irvin, ex officio  
Sen. Terry Rice, ex officio

Rep. Les Eaves, Chair  
Rep. Lane Jean, Vice-Chair  
Rep. Reginald Murdock  
Rep. Matthew J. Shepherd  
Rep. Jon S. Eubanks  
Rep. Bruce Cozart  
Rep. Michelle Gray  
Rep. DeAnn Vaught  
Rep. Jeff Wardlaw, ex officio  
Rep. Jim Dotson, ex officio

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- A. Call to Order.**
- B. Reports of the Executive Subcommittee.**
- C. Reports on Administrative Directives Pursuant to Act 1258 of 2015, for the quarter ending September 30, 2021.**
  - 1. Department of Corrections (Ms. Lindsay Wallace)**
  - 2. Parole Board (Ms. Brooke Cummings)**
- D. Rules Filed Pursuant to Ark. Code Ann. § 10-3-309.**
  - 1. DEPARTMENT OF AGRICULTURE, ARKANSAS LIVESTOCK AND POULTRY COMMISSION (Mr. Wade Hodge, Mr. Patrick Fisk)**
    - a. Arkansas Swine Rule (p.1)**
    - b. Feral Hog Airborne Eradication Rule (p.4)**
  - 2. DEPARTMENT OF AGRICULTURE, VETERINARY MEDICAL EXAMINING BOARD (Mr. Wade Hodge, Ms. Cara Tharp)**
    - a. Fees (p.5)**

**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](http://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*'.**

3. **DEPARTMENT OF COMMERCE, ARKANSAS ECONOMIC DEVELOPMENT COMMISSION (Mr. Steven Porch, item a; Mr. Jim Hudson, Ms. Renee Doty, items b – d)**
  - a. **Addendum to Arkansas Rural Connect Coronavirus Rule (p.7)**
  - b. **Military Affairs Grant Program (p.9)**
  - c. **Arkansas Public Roads Tax Credit Program (p.11)**
  - d. **Spay and Neuter Pet Grant Program (p.13)**
  
4. **DEPARTMENT OF COMMERCE, STATE INSURANCE DEPARTMENT (Mr. Dan Honey, items a, e; Ms. Crystal Phelps, items b, c; Mr. Jim Brader, item d)**
  - a. **Rule 106: Network Adequacy Requirements for Health Benefit Plans (Revision) (p.14)**
  - b. **Rule 107: Regulation of Medication Step Therapy Protocols (p.16)**
  - c. **Rule 120: Coverage for Early Refills of Prescription Eye Drops (p.18)**
  - d. **Rule 126: Insurance Business Transfers (p.20)**
  - e. **Rule 127: Authorization of Off-Label Use for Drug Treatments for Pediatric Acute-Onset and Autoimmune Neuropsychiatric Syndrome (p.23)**
  
5. **DEPARTMENT OF COMMERCE, STATE INSURANCE DEPARTMENT, STATE BOARD OF EMBALMERS, FUNERAL DIRECTORS, CEMETERIES, AND BURIAL SERVICES (Ms. Amanda Gibson)**
  - a. **Rule 1: Rule Pertaining to Embalmers, Funeral Directors, Funeral Establishments, Crematories, Crematory Retort Operators, and Transport Services (p.25)**
  - b. **Rule 2: Withdrawal from Permanent Maintenance Fund (p.27)**
  
6. **DEPARTMENT OF EDUCATION, COMMISSION FOR ARKANSAS PUBLIC SCHOOL ACADEMIC FACILITIES AND TRANSPORTATION (Ms. Lori Freno)**
  - a. **CAPSAFT Rules Governing the Academic Facilities Partnership Program, Including Appendix “A” Excerpts and Appendix “B” (p.28)**

7. **DEPARTMENT OF FINANCE AND ADMINISTRATION,  
ARKANSAS RACING COMMISSION (Mr. Byron Freeland)**
  - a. **Thoroughbred Rule 1217 Medication and Prohibited Foreign Substances (p.31)**
  - b. **Thoroughbred Rule 1217.1 Anabolic Steroids (p.32)**
  - c. **Thoroughbred Rule 1217.5 Uniform Guidelines for Foreign Substances and Recommended Penalties Model Rule (p.32)**
  - d. **Thoroughbred Rule 1232(5) Medication: Furosemide (Lasix) (p.33)**
  - e. **Thoroughbred Rule 2169 Jockey Mount Fees (p.33)**
  - f. **Thoroughbred Rule 2426 Claiming (p.34)**
  - g. **Thoroughbred Rule 2426-A Claiming (p.35)**
  - h. **Thoroughbred Rule 2430 Claiming (p.35)**
  - i. **Thoroughbred Rule 2440 Claiming (p.36)**
  - j. **Thoroughbred Rule 2458 Claiming (p.36)**
8. **DEPARTMENT OF HEALTH, CENTER FOR HEALTH PROTECTION (Mr. Chuck Thompson, Mr. Bernard Bevill, item a; Ms. Laura Shue, Ms. Jamie Turpin, item b)**
  - a. **Rules for Control of Sources of Ionizing Radiation (p.37)**
  - b. **Rules Pertaining to Arkansas Prescription Drug Monitoring Program (p.39)**
9. **STATE HIGHWAY COMMISSION (Mr. Gill Rogers)**
  - a. **Rules for Transportation-Related Research and Workforce Development Grant Program (p.39)**
  - b. **Amendment to Permits for Overweight Vehicles Carrying Agronomic or Horticultural Products (p.41)**
10. **DEPARTMENT OF HUMAN SERVICES, DIVISION OF MEDICAL SERVICES (Mr. Mark White, Ms. Elizabeth Pittman, Ms. Patricia Gann)**
  - a. **Extension of Benefits for Acute Crisis Units and Substance Abuse Detoxification, and Telemedicine for Specific Services (p.42)**

- b. **State Plan Amendment 2021-0004 Long-Acting Reversible Contraceptives (LARCs); Physician 1-21 (p.48)**

**11. DEPARTMENT OF LABOR AND LICENSING, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING BOARDS AND COMMISSIONS, STATE BOARD OF COLLECTION AGENCIES (Mr. Boyd Maher, Ms. Denise Oxley)**

- a. **State Board of Collection Agencies Rules (Rev. 2021) (p.53)**

**12. DEPARTMENT OF THE MILITARY (Mr. James Holifield, Mr. Scott Stanger)**

- a. **Arkansas National Guard Tuition Waiver Program (p.55)**

**13. ARKANSAS SECRETARY OF STATE (Mr. Michael Harry)**

- a. **Rules to Create the Process for Becoming a Secure Voter (p.57)**

**E. Proposed Rules Recommending Expedited Process for Occupational Licensure Pursuant to Ark. Code Ann. § 17-4-110, as Amended by Act 135 of 2021**

**1. DEPARTMENT OF HEALTH, ARKANSAS STATE BOARD OF PHYSICAL THERAPY (Ms. Nancy Worthen)**

**2. DEPARTMENT OF LABOR AND LICENSING, DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSING BOARDS AND COMMISSIONS, ARKANSAS STATE BOARD OF PUBLIC ACCOUNTANCY (Mr. Jimmy Corley)**

**F. Agency Updates on Delinquent Rulemaking under Act 517 of 2019.**

- 1. **Department of Agriculture, Arkansas Bureau of Standards (Act 501 of 2019) (REPORT BY LETTER PURSUANT TO MOTION ADOPTED AT JULY 22, 2020 MEETING)**

**G. Monthly Written Agency Updates Pursuant to Act 595 of 2021.**

~~**H. Agency Requests to Be Excluded from Act 595 Reporting Requirements.**~~

- ~~1. **Department of Commerce, State Insurance Department (Acts 965, 1103, and 1105)**~~

- ~~2. **Department of Commerce, Division of Workforce Services (Act 770)**~~

- ~~3. **Department of Education (Acts 69, 539, and 959)**~~

- ~~4. **Board of Finance (Act 1004)**~~

5. — ~~Department of Finance and Administration, Arkansas Racing Commission (Act 682)~~
6. — ~~Department of Human Services (Acts 357, 651, 745, and 937)~~
7. — ~~Department of Labor and Licensing (Acts 746 and 811)~~
8. — ~~Arkansas Teacher Retirement System (Act 711)~~
9. — ~~Department of Transformation and Shared Services (Acts 379 and 1004)~~

I. Adjournment.