

**REPORT OF THE
ADMINISTRATIVE RULES AND REGULATIONS SUBCOMMITTEE
OF THE
ARKANSAS LEGISLATIVE COUNCIL**

January 19, 2018

Co-Chairs:

The Administrative Rules and Regulations Subcommittee met on Tuesday, January 16, 2018 at 1:00 p.m. in Room A, MAC.

- 1. The Subcommittee adopted the attached Report of the Executive Subcommittee concerning emergency rules.**

- 2. The Subcommittee reviewed and approved the following rules filed pursuant to Ark. Code Ann. § 10-3-309:**

ALTERNATIVE DISPUTE RESOLUTION COMMISSION (Jennifer Taylor)

- a. Requirements for the Certification of Mediators for Circuit Courts**

- b. Continuing Mediation Education Requirements for Certified Mediators**

- c. Requirements for Certification of Mediators for Arkansas State Employee Grievance Program**

DEPARTMENT OF CAREER EDUCATION (Cody Waits)

- a. Rules and Regulations for Plumbing Apprenticeship Program**

**DEPARTMENT OF HUMAN SERVICES, COUNTY OPERATIONS
(Kelley Linck)**

- a. **Medical Services Policy Manual Sections A-180, C-120, C-130, C-150, E-265, and E-170**

**DEPARTMENT OF HUMAN SERVICES, DEVELOPMENTAL
DISABILITIES SERVICES (Melissa Stone)**

- a. **DDS Policy 1035: Agency Definition of Disability/Eligibility for Services**
- b. **DDS Policy 1087: Criminal Records Check**

**DEPARTMENT OF HUMAN SERVICES, OFFICE OF FINANCE
AND ADMINISTRATION (Misty Eubanks)**

- a. **Social Service Block Grant Pre-Expenditure Report for SFY July 1, 2017 – June 30, 2018**

ARKANSAS INSURANCE DEPARTMENT (Booth Rand)

- a. **Rule 115: Prior Authorization Transparency Act**
- b. **Minimum Standards for Medicare Supplement Policies**

STATE BOARD OF OPTOMETRY (Kevin O'Dwyer)

- a. **Prescription Drug Monitoring Program**
- b. **Tele Optometry**

ARKANSAS SECURITIES DEPARTMENT (David H. Smith)

- a. **Amendments to the Rules of the Arkansas Securities Commissioner**

3. **Due to absence of the agency personnel, the following rule will be rescheduled on the next Subcommittee agenda:**

ARKANSAS TREASURER OF STATE (Emma Willis, Grant Wallace, and Dave Mills)

- a. **Arkansas ABLE Program Rules and Regulations**

4. **The Subcommittee reviewed and approved the following rule that was deferred from the December 12, 2017 Administrative Rules and Regulations Subcommittee meeting:**

STATE PLANT BOARD, PESTICIDE DIVISION (Susie Nichols, Dr. Rick Cartwright, and Greg Hays)

- a. **Dicamba Use and Application**

Respectfully submitted,

Senator David Sanders, Co-Chair

Representative Kim Hammer, Co-Chair

ARKANSAS LEGISLATIVE COUNCIL

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Senator Bill Sample

Senate Chair

Representative Jim Dotson

House Chair

Senator Terry Rice

Senate Vice Chair

Representative Jon S. Eubanks

House Vice Chair



**Room 315, State Capitol Building
Little Rock, AR 72201**

Marty Garrity
Executive Secretary

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January 9, 2018

Senator David Sanders, Co-Chair
Rules and Regulations Subcommittee

Representative Kim Hammer, Co-Chair
Rules and Regulations Subcommittee

Dear Senator Sanders and Representative Hammer:

This letter is to notify you as the Co-Chairmen of the Administrative Rules and Regulations Subcommittee that pursuant to Act 1258 of 2015, the Executive Subcommittee met on Tuesday January 9, 2018 and reviewed and approved the following emergency rules submitted by the Arkansas Racing Commission, Department of Finance and Administration:

1. Emergency Rule 1231 B.3, Total Dissolved Carbon Dioxide Testing; and
2. Emergency Rule 1217(C), Prohibited Practices - Extracorporeal Shock Wave Therapy or Radio Pulse Wave Therapy.

A copy of each rule is attached for your information. The review and approval of these emergency rules will be effective at 12:01 a.m. on Thursday, January 11, 2018.

Respectfully,

Handwritten signature of Bill Sample in black ink.

Senator Bill Sample
Senate Co-Chair
Executive Subcommittee

Handwritten signature of Jim Dotson in black ink.

Representative Jim Dotson
House Co-Chair
Executive Subcommittee

BS/JD:vjf

Attachment

cc: Ms. Jessica Sutton, Administrator, Administrative Rules Review Section
Ms. Donna K. Davis, Committee Staff, Administrative Rules and Regulations Subcommittee