

**ARKANSAS SENATE**  
88th General Assembly - Regular Session, 2011  
**Amendment Form**

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**Subtitle of Senate Bill No. 929**

TO REGULATE THE REGULATORY AUTHORITY OF THE DEPARTMENT OF HUMAN  
SERVICES.

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**Amendment No. 1 to Senate Bill No. 929**

Amend Senate Bill No. 929 as originally introduced:

Delete the title in its entirety and substitute the following:

"AN ACT TO AMEND THE LAW REGARDING THE REGULATORY AUTHORITY OF THE DIVISION OF BEHAVIORAL HEALTH WITHIN THE DEPARTMENT OF HUMAN SERVICES; TO REQUIRE THAT CHANGES TO THE MEDICAID PROGRAM BE REPORTED TO THE INTERIM SENATE AND HOUSE COMMITTEES ON PUBLIC HEALTH, WELFARE, AND LABOR; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"AN ACT TO REQUIRE THAT CHANGES TO THE  
MEDICAID PROGRAM BE REPORTED TO THE INTERIM  
SENATE AND HOUSE COMMITTEES ON  
PUBLIC HEALTH, WELFARE, AND LABOR."

AND

Delete everything after the enacting clause and substitute the following:

"SECTION 1. Arkansas Code Title 20, Chapter 77, Subchapter 1 is amended to add an additional section to read as follows:

20-77-125. Reports of changes to the Arkansas Medicaid .

(a) In light of the rapidly rising potential costs to the state attributable to the Medicaid program and the importance of Medicaid expenditures to the health and welfare of the citizens of this state, the General Assembly finds it desirable to exercise more thorough review of future proposed changes to rules that might impact those costs or expenditures.

(b) As used in this section, "rule impacting state Medicaid costs" means a proposed rule, as defined by § 25-15-202(8), or a proposed amendment to an existing rule, as defined by § 25-15-202(8), that would if adopted adjust Medicaid reimbursement rates, Medicaid eligibility criteria, or



Medicaid benefits, including without limitation a proposed rule or a proposed amendment to an existing rule seeking to accomplish the following:

- Medicaid;
- (1) Reduce the number of individuals covered by Arkansas Medicaid;
- Medicaid;
- (2) Limit the types of services covered by Arkansas Medicaid;
- (3) Reduce the utilization of services covered by Arkansas Medicaid;
- Medicaid;
- (4) Reduce provider reimbursement;
- (5) Increase consumer cost-sharing;
- (6) Reduce the cost of administering Arkansas Medicaid;
- (7) Increase Arkansas Medicaid revenues; or
- (8) Reduce fraud and abuse in the Arkansas Medicaid program.

(c) At least thirty (30) days before the expiration of the period for public comment for rules changes under the Arkansas Administrative Procedure Act, § 25-15-201 et seq., and § 10-3-309, the Department of Human Services shall file a proposed rule impacting state Medicaid costs or a proposed amendment to an existing rule impacting state Medicaid costs with the Interim Senate Committee on Public Health, Welfare, and Labor and the Interim House Committee on Public Health, Welfare, and Labor, or, when the General Assembly is in session, with the Senate Committee on Public Health, Welfare, and Labor and the House Committee on Public Health, Welfare, and Labor."

The Amendment was read the first time, rules suspended and read the second time and \_\_\_\_\_

By: Senator M. Lamoureux

MGF/CDS - 03/23/11 02:13

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Secretary