

**ARKANSAS SENATE**  
90th General Assembly - Regular Session, 2015  
**Amendment Form**

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**Subtitle of Senate Bill No. 701**

TO PROHIBIT THE USE OF CERTAIN RISK FACTORS BY A HEALTHCARE PAYOR TO REIMBURSE A  
PHYSICIAN UNDER AN ALTERNATIVE PAYMENT SYSTEM.

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**Amendment No. 1 to Senate Bill No. 701**

Amend Senate Bill No. 701 as originally introduced:

Delete the title in its entirety and substitute:

"AN ACT TO LIMIT THE USE OF FACTORS THAT ARE NOT UNDER A PHYSICIAN'S CONTROL  
IN DETERMINING REIMBURSEMENT IN ALTERNATIVE PAYMENT SYSTEMS."

Delete the subtitle in its entirety and substitute:

"TO LIMIT FINANCIAL PENALTIES ON  
PHYSICIANS IN ALTERNATIVE PAYMENT  
SYSTEMS."

AND

Page 1, line 29, delete "healthcare payor" and substitute "healthcare payor,"

AND

Page 1, delete lines 30 and 31, and substitute the following:

"when determining a physician's patient care costs, may use factors that are  
not under the control of the physician;"

AND

Page 1, line 33, delete "in costs" and substitute "in recoupment"

AND

Page 1, line 33, delete "the physician" and substitute "the physician's"

AND

Page 1, delete line 34, and substitute the following:



"patients have a higher cost of care; and"

AND

Page 1, delete line 36, and substitute the following:

"costs if any of the costs are not under the control of the physician."

AND

Page 2, line 4, delete "payment method" and substitute "payment methodology"

AND

Page 2, delete line 5, and substitute the following:

"a healthcare payor that includes a risk-sharing or gain-sharing component for a"

AND

Page 2, delete line 10, and substitute the following:

"patient care costs that fall below cost thresholds of any form;"

AND

Page 2, delete lines 17 through 20, and substitute the following:

"(4) "Risk-sharing payment" means a reduction in a payment to or refund of a payment already made to a physician as a result of patient care costs that exceed cost thresholds of any form."

AND

Page 2, delete lines 23 through 28, and substitute the following:

"A healthcare payor doing business in this state, when determining any gain-sharing or risk-sharing for a physician, shall not attribute to a physician any costs that are a result of variations in the healthcare payor's freely negotiated contract pricing with other persons or entities outside the physician's practice if including the costs reduces a physician's gain-sharing amount or increases a physician's risk-sharing amount."

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

By: Senator Irvin

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Secretary