## ARKANSAS SENATE

90th General Assembly - Regular Session, 2015

## **Amendment Form**

## 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.

## 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

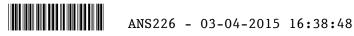
Page 1, line 33, delete "in costs" and substitute "in recoupment"

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  ANS/ANS - 03-04-2015 16:38:48  ANS226  Secretary