

EMERGENCY RULES

DEPARTMENT OF HUMAN SERVICES
DIVISION OF OFFICE OF SUBSTANCE
ABUSE AND MENTAL HEALTH

NUMBER AND TITLE: Hospital Based Residential Treatment for Substance Use Disorder

PROPOSED EFFECTIVE DATE: Upon Approval by the Executive Subcommittee

STATUTORY AUTHORITY: Arkansas Code Annotated: §§ 20-76-201, 20 77-107, and 25-10-129.

NECESSITY AND FUNCTION: The rule details hospital based residential rehabilitation services to treat substance use disorders and details prior authorization for such. Inpatient Substance Use Disorder Residential Treatment Unit admissions will follow a 100% prior authorization process to determine medical necessity for inpatient admission utilizing the American Society of Addition Medicine (ASAM) criteria. For an Inpatient Substance Use Disorder Residential Treatment Unit that is in a separate licensed unit, the hospital will be reimbursed at the same hospital-specific per diem rate with no cost settlement.

Paula Stone

Paula Stone, Director
Division of Office of Substance Abuse and Mental Health

Promulgation date: Upon Approval by the Executive Subcommittee

Contact Person: Mac Golden
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TOC required**211.130 Residential Rehabilitation Services to Treat Substance Use Disorders**

Substance Abuse Residential Treatment Unit is a specialized unit designed to help individuals with substance use disorders overcome their addiction and achieve long-term recovery. These programs are based on the criteria set forth by the American Society of Addiction Medicine (ASAM), which provides guidelines for the assessment, treatment, and ongoing care of individuals with addiction.

ASAM criteria is a comprehensive framework that considers multiple dimensions of an individual's addiction and treatment needs. It assesses the severity of the addiction, the individual's physical and mental health, their social support system, and other factors that may impact their recovery journey. Based on this assessment, the appropriate level of care is determined which must meet residential treatment under the supervision of a physician, with twenty-four (24) supervision, and availability of 24/7 nursing staff to monitor individuals.

In the substance abuse residential treatment unit, individuals reside in a structured and supportive environment where they receive intensive and comprehensive evidence-based treatment for their addiction. The program typically involves a combination of evidence-based individual therapy, group therapy, educational sessions, skill-building activities, and support groups. These therapeutic modalities help individuals understand the underlying causes of their addiction, identify triggers and high-risk situations, and develop healthier ways of thinking and behaving.

ASAM criteria also emphasizes the importance of ongoing care and support following residential treatment. Aftercare planning is a crucial component of the program, which involves collaborating with the family and individual to develop a comprehensive discharge plan. This may include referrals to outpatient treatment, home and community-based resources, 12-step programs, or other support networks to ensure continuity of care and long-term recovery.

240.100 Prior Authorization for Residential Rehabilitation Services to Treat Substance Use Disorders

All rehabilitation only admissions for treatment of substance use disorder are prior authorized, the admitting facility must transmit copies of the beneficiary's records to the current contractor.

Beneficiary's records to be transmitted must include:

- A. Facility-based certification of need using (ASAM) criteria ;
- B. Individual plan of care;
- C. Medical history;
- D. Full diagnosis using the Diagnostic and Statistical Manual of Mental Disorders (DSM) 5th addition or most recent version ;
- E. Basis for diagnosis;
- F. Summary of beneficiary's psychiatric and substance use history, emphasizing the chronological development of symptoms and of complications;
- G. Statement of prognosis and identification of beneficiary's strengths and weaknesses in relation to prognosis;

- H. Identification of specific goals and methods for continued inpatient treatment, specific criteria for discharge to a less restrictive setting, and estimate of length of stay required to satisfy these criteria; and
- I. Any additional information pertaining to the beneficiary's medical or psychosocial status and need for inpatient psychiatric services.

The submitted information will be reviewed by the AR Medicaid Utilization and Clinical Services vendor or for members of a PASSE the PASSE utilization management entity. The AR Medicaid vendor or PASSE will determine whether inpatient substance use disorder services are medically necessary and approve or disapprove the inpatient stay. Both the beneficiary and the provider must be enrolled in Arkansas Medicaid at the time a service is provided, and the provider must comply with the regulations set forth in this manual and in official program correspondence.

Within two (2) business days of receipt of all information, the AR Medicaid UM vendor or the PASSE will notify the facility services are medically necessary and whether coverage is approved or denied. Prior authorizations are effective for a specific period. Prior authorizations cover a minimum of one (1) day up to a maximum of thirty (30) days. Additional days beyond 30 can be authorized through request for extended stay and based upon medical necessity.

AMOUNT, DURATION AND SCOPE OF
SERVICES PROVIDED

Revised:

July 1, 2026

CATEGORICALLY NEEDY

1. Inpatient Hospital Services (continued)

Substance Use Disorder Residential Treatment for under age 21

For Inpatient Substance Use Disorder Residential Treatment Unit admissions will follow a 100% prior authorization process to determine medical necessity for inpatient admission utilizing the American Society of Addition Medicine (ASAM) criteria.

AMOUNT, DURATION AND SCOPE OF
SERVICES PROVIDED

Revised:

July 1, 2026

MEDICALLY NEEDED

1. Inpatient Hospital Services (continued)

Substance Use Disorder Residential Treatment for under age 21

For Inpatient Substance Use Disorder Residential Treatment Unit admissions will follow a 100% prior authorization process to determine medical necessity for inpatient admission utilizing the American Society of Addition Medicine (ASAM) criteria.

METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES -
INPATIENT HOSPITAL SERVICES

Revised: July 1, 2026

1. Inpatient Hospital Services (Continued)

Substance Use Disorder Residential Treatment for under age 21

For Inpatient Substance Use Disorder Residential Treatment Unit that is in a separate licensed unit within the acute care hospital, the hospital will be reimbursed for this unit at the same hospital-specific per diem rate with no cost settlement.

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**Room 315, State Capitol Building
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Marty Garrity
Executive Secretary

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June 18, 2026

Ms. Paula Stone, Director
Arkansas Department of Human Services
Office of Substance Abuse and Mental Health
PO Box 1437, Slot S295
Little Rock, AR 72203-1437

Dear Director Stone:

This letter is to notify you that the Executive Subcommittee met on June 18, 2026, pursuant to ALC Rule 21(f)(1), to review an emergency rule for the Arkansas Department of Human Services - Office of Substance Abuse and Mental Health. The following emergency rule was reviewed and approved:

- ***Department of Human Services (DHS), Office of Substance Abuse and Mental Health - Hospital Based Residential Treatment for Substance Use Disorder***

The proposed emergency rule is reviewed and approved, and the review and approval shall be effective upon adjournment of Arkansas Legislative Council, Friday, June 19, 2026.

Sincerely,

A handwritten signature in black ink, appearing to read "Marty Garrity".

Marty Garrity
Executive Secretary

MG:sla

cc: Ms. Janet Mann, Secretary, Department of Human Services
Mr. Mac Golden, Office of Policy and Rules, Department of Human Services
(via electronic mail)