

**AGENDA**  
**Senate Committee on Public Health, Welfare, and Labor**  
**House Committee on Public Health, Welfare, and Labor**  
**Meeting Jointly**

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**Monday, November 4, 2019**  
**1:30 PM**  
**Room 171, State Capitol**  
**Little Rock, Arkansas**

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Sen. Missy Irvin, Chair  
Sen. David Wallace, Vice-Chair  
Sen. Bill Sample  
Sen. Ronald Caldwell  
Sen. Jimmy Hickey, Jr  
Sen. Bart Hester  
Sen. Scott Flippo  
Sen. Kim Hammer

Rep. Jack Ladyman, Chair  
Rep. Deborah Ferguson, Vice-Chair  
Rep. Fredrick J. Love  
Rep. Jeff Wardlaw  
Rep. Chris Richey  
Rep. Stephen Magie  
Rep. Josh Miller  
Rep. Richard Womack  
Rep. John Payton  
Rep. Mary Bentley

Rep. Michelle Gray  
Rep. Justin Gonzales  
Rep. Kenneth B. Ferguson  
Rep. Justin Boyd  
Rep. Karilyn Brown  
Rep. Austin McCollum  
Rep. Bruce Coleman  
Rep. Clint Penzo  
Rep. Mark Perry  
Rep. Lee Johnson

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- A. Call to Order
- B. Comments by the Chairs
1. Senator Missy Irvin
  2. Representative Jack Ladyman
- C. Consideration to Adopt the October 7 and 8, 2019 Meeting Minutes **(EXHIBIT C)**
- D. Arkansas Department of Environmental Quality, Office of Water, Review of 3<sup>rd</sup> Party Rulemaking Regarding PC&E Commission Regulation 2 Establishing Water Quality Standards for Surface Waters of Arkansas. Establishing Water Quality Criteria for a) a segment of the Unnamed Tributary (UT) from Vulcan Outfall 001 to the confluence with Brushy Creek, for a segment of Brushy Creek from its confluence with the UT to its confluence with Stennitt Creek from its confluence with Brushy Creek to its confluence with the Spring River and also b) remove the designated, but not existing, domestic water supply use for the UT and Brushy Creek. **(EXHIBIT D)**
- 1) Michael Grappe', Chief Program Officer, Arkansas Department of Environmental Quality (ADEQ)
  - 2) Allan Gates, JD, Mitchell/Williams Law Firm
  - 3) Discussion by the Committees
- E. Arkansas Department of Environmental Quality, Office of Land Resources, Review of Rule which repeals a regulation that is obsolete. Regulation 14 Waste Tire Program has been replaced by Regulation 36 called the Tire Accountability Program which was created by Act 317 of 2017 called the Used Tire Recycling and Accountability Act. **(EXHIBIT E)**
1. Michael Grappe', Chief Program Officer, ADEQ
  2. Discussion by the Committees

**Note: All exhibits for this meeting are available by electronic means and are accessible on the General Assembly's website at [www.arkleg.state.ar.us](http://www.arkleg.state.ar.us)**

**Notice: Silence your cell phones. Keep your personal conversations to a minimum. Observe restrictions designating areas as 'Members and Staff Only'.**

- F. Department of Human Services, Division of Medical Services, Review of Rule which removes Domiciliary Care from the Arkansas Medicaid State Plan and all corresponding rules. This is an optional program that is not routinely used through Medicaid and there are no active providers enrolled to provide this service. **(EXHIBIT F)**
1. Mark White, Chief of Office of Legislative and Intergovernmental Affairs, Department of Human Services, Chief of Staff
  2. Janet Mann, Director, Division of Medical Services, Department of Human Services (DHS)
  3. Discussion by the Committees
- G. Department of Human Services, Division of Medical Services, Review of Rule regarding State Medicaid Plan Amendment (SPA #18-0013). There are no changes to the Primary Care Case Manager (PCCM) program. The formatting of the PCCM Medicaid State Plan changed, but the information and program remains the same. The PCCM portion was submitted to CMS on January 7, 2019, and was approved along with the Patient-Centered Medical Home (PCMH) on February 28, 2019. Although there are no programmatic changes to the PCCM program, the formatting has changed and is being promulgated. **(EXHIBIT G)**
1. Mark White, Chief of Office of Legislative and Intergovernmental Affairs, Department of Human Services, Chief of Staff
  2. Janet Mann, Director, Division of Medical Services, Department of Human Services
  3. Discussion by the Committees
- H. Department of Human Services, Division of County Operations, Review of Rule which complies with Act 59 of 2019 which prohibits an agency from recovering Achieving a Better Life Experience (ABLE) account proceeds upon the death of a designated beneficiary. The statement in the Medical Services Policy Manual, Section E-600 ABLE Program, which requires the estate recovery to reimburse the Medicaid benefits has been removed. **(EXHIBIT H)**
1. Mark White, Chief of Office of Legislative and Intergovernmental Affairs, Department of Human Services, Chief of Staff
  2. Mary Franklin, Director, Division of County Operations, Department of Human Services
  3. Discussion by the Committees
- I. Department of Human Services, Division of Provider Services and Quality Assurance, Office of Long-Term Care, Review of rule which requires national criminal background checks for employees of long-term care facilities and applicants for employment. **(EXHIBIT I)**
1. Mark White, Chief of Office of Legislative and Intergovernmental Affairs, Department of Human Services, Chief of Staff
  2. Jerald Sharum, Director, Division of Provider Services and Quality Assurance
  3. Discussion by the Committees
- J. Department of Human Services, Division of Medical Services, Review of rule to comply with recommendations of the American Academy of Pediatrics by adding three childhood screenings for Medicaid and ARKids B beneficiaries. **(EXHIBIT J)**
1. Mark White, Chief of Office of Legislative and Intergovernmental Affairs, Department of Human Services, Chief of Staff
  2. Janet Mann, Director, Division of Medical Services, Department of Human Services
  3. Discussion by the Committees
- K. 2018-2019 Vision Screening Report from the Department of Education (A.C.A. 6-18-1803) **(EXHIBIT K)**
1. Cheria Lindsey, BSN, RN, NCSN, State School Nurse Consultant, Division of Elementary and Secondary Education, Department of Education
  2. Discussion by the Committees
- L. Epilepsy Foundation in Arkansas
1. Bridgit Patterson, Program Director
- M. Other Business
- N. Adjournment

