

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: S2/19/13

A Bill

SENATE BILL 218

5 By: Senator Irvin
6

For An Act To Be Entitled

8 AN ACT TO CREATE A UNIFORM PRIOR AUTHORIZATION FORM;
9 TO REQUIRE HEALTH CARE INSURERS TO USE A UNIFORM
10 PRIOR AUTHORIZATION FORM; AND FOR OTHER PURPOSES.
11

Subtitle

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14 AN ACT TO CREATE A UNIFORM PRIOR
15 AUTHORIZATION FORM; TO REQUIRE HEALTH
16 CARE INSURERS TO USE A UNIFORM PRIOR
17 AUTHORIZATION FORM.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 *SECTION 1. Arkansas Code § 23-99-420, concerning prior authorization*
23 *determination protocols, is amended to add an additional subsection to read*
24 *as follows:*

25 *(j)(1)(A) On and after January 1, 2014, a health care insurer shall*
26 *use and accept only the prior authorization form developed under this*
27 *subsection when requiring prior authorization in electronic or written form*
28 *for a prescription drug benefit.*

29 *(B) This subsection does not prohibit a prior*
30 *authorization by verbal means without a form.*

31 *(2) If a health care insurer fails to use or accept the prior*
32 *authorization form required under this subsection or fails to respond within*
33 *two (2) business days upon receipt of a completed prior authorization request*
34 *using the form required under this subsection, the prior authorization*
35 *request is granted.*

36 *(3) The Insurance Commissioner shall develop the uniform prior*



1 authorization form required under this subsection to be used by a health care
2 insurer.

3 (4) The prior authorization form required under this subsection
4 shall:

5 (A) Not exceed two (2) pages;

6 (B) Be made available electronically by the commissioner;

7 and

8 (C) Be designed to be submitted electronically from a
9 prescribing provider to a healthcare insurer.

10 (5) The commissioner shall develop the form under this
11 subsection in consultation with interested parties at one (1) or more public
12 meetings.

13 (6) In developing the prior authorization form under this
14 subsection, the commissioner shall take into consideration:

15 (A) Existing prior authorization forms established by the
16 federal Centers for Medicare and Medicaid Services and health care insurers
17 in this state; and

18 (B) National standards or draft standards pertaining to
19 electronic prior authorization.

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21 /s/Irvin
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