

Stricken language would be deleted from and underlined language would be added to present law.

1 State of Arkansas As Engrossed: H1/16/19 H1/31/19
2 92nd General Assembly **A Bill**
3 Regular Session, 2019

HOUSE BILL 1101

4
5 By: Representative Sullivan
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7 **For An Act To Be Entitled**

8 AN ACT TO PROHIBIT PRIVATE COMPANIES FROM RECEIVING
9 MEDICAID COST-SETTLEMENT REIMBURSEMENT; AND FOR OTHER
10 PURPOSES.
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13 **Subtitle**

14 TO PROHIBIT PRIVATE COMPANIES FROM
15 RECEIVING MEDICAID COST-SETTLEMENT
16 REIMBURSEMENT.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 20, Chapter 77, Subchapter 1, is
22 amended to add an additional section to read as follows:

23 20-77-135. Prohibition of cost-settlement reimbursement.

24 (a) As used in this section:

25 (1) "Cost-settlement reimbursement" means reimbursement of
26 reasonable costs that are actually incurred by a healthcare provider within a
27 child health management services program or any successor program providing
28 early intervention day treatment services to children or the rehabilitative
29 services for persons with mental illness program or any successor program
30 providing adult developmental day treatment services in order to provide a
31 healthcare service to the extent that the costs are necessary to efficiently
32 deliver that service and the costs are in excess of the reimbursement for the
33 healthcare service;

34 (2) "Governmental body" means any office, department,
35 commission, council, board, committee, legislative body, agency, or other
36 establishment of the executive, judicial, or legislative branch of the state,



1 municipality, county, school district, improvement district, or any political
2 district or subdivision thereof;

3 (3) "Private company" means a healthcare provider or entity that
4 is not a state agency or governmental body; and

5 (4) "State agency" means any office, department, board,
6 commission, bureau, division, public corporation, agency, institution of
7 higher learning, or instrumentality of this state.

8 (b) The Arkansas Medicaid Program is prohibited from providing cost-
9 settlement reimbursement to a Medicaid provider that is a private company.

10 (c) This section does not apply to other healthcare services that are
11 not child health management services, including early intervention day
12 treatment services, or rehabilitative services for a person with mental
13 illness, including adult developmental day treatment services.

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15 /s/Sullivan
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