

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4

A Bill

SENATE BILL 188

5 By: Senator Irvin
6 By: Representative L. Johnson
7

For An Act To Be Entitled

9 AN ACT TO CLARIFY THAT THE DIVISION OF PROVIDER
10 SERVICES AND QUALITY ASSURANCE OF THE DEPARTMENT OF
11 HUMAN SERVICES CERTIFIES AND REGULATES LONG-TERM CARE
12 FACILITIES AND SERVICES; AND FOR OTHER PURPOSES.
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Subtitle

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16 TO CLARIFY THAT THE DIVISION OF PROVIDER
17 SERVICES AND QUALITY ASSURANCE OF THE
18 DEPARTMENT OF HUMAN SERVICES CERTIFIES
19 AND REGULATES LONG-TERM CARE FACILITIES
20 AND SERVICES.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. Arkansas Code § 20-10-2302, is amended to read as follows:
26 20-10-2302. Definition.

27 As used in this subchapter, "private care agency" means a provider that
28 is certified by the Division of ~~Aging, Adult, and Behavioral Health Services~~
29 Provider Services and Quality Assurance of the Department of Human Services
30 as a provider of home- and community-based health services and that:

31 (1) Furnishes in-home staffing services for personal and
32 attendant care services; and

33 (2) Retains liability insurance of not less than one million
34 dollars (\$1,000,000) to cover its employees and independent contractors while
35 its employees and independent contractors are engaged in providing personal
36 and attendant care services.



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SECTION 2. Arkansas Code § 20-33-213(a)(2)(A), concerning the definition of "service provider", is amended to read as follows:

(A) A home- and community-based health services provider certified by the Division of Provider Services and Quality Assurance ~~Department of Human Services;~~

SECTION 3. Arkansas Code § 20-38-101(9)(E), concerning the definition of "service provider" is amended to read as follows:

(E) A home- and community-based health services provider certified by the Division of ~~Aging, Adult, and Behavioral Health Services~~ Provider Services and Quality Assurance ~~of the Department of Human Services;~~