

1 State of Arkansas
2 90th General Assembly
3 Regular Session, 2015

A Bill

SENATE BILL 273

4
5 By: Senator Irvin

For An Act To Be Entitled

8 AN ACT TO ENSURE THE PROVISION OF INDIVIDUALIZED CARE
9 IN THE PROGRAM FOR INDIGENT MEDICAL CARE; AND FOR
10 OTHER PURPOSES.

Subtitle

14 TO ENSURE THE PROVISION OF INDIVIDUALIZED
15 CARE IN THE PROGRAM FOR INDIGENT MEDICAL
16 CARE.

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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 § 20-77-107, concerning the program for
22 indigent medical care and the rules and regulations of the program, is
23 amended to add additional subsections to read as follows:

24 (g) The department shall be prohibited from employing a model of
25 reimbursement to providers, whether referred to as "episodes of care" or any
26 other description, that:

27 (1) Limits reimbursements to a predetermined aggregate amount
28 based solely upon the diagnosis of the beneficiaries comprising the
29 aggregate;

30 (2) Pays a claim on any basis other than a predetermined unit
31 rate of reimbursement for care deemed medically necessary by medical
32 personnel, which is actually rendered to an individual beneficiary and
33 properly documented; or

34 (3) Affects a recovery or recoupment by any means other than
35 that which is permitted in this section.

36 (h) The department shall not recover any portion of the reimbursement



1 provided for service rendered in the indigent medical program without a
2 particularized finding with respect to each claim submitted, with each
3 particularized finding subject to administrative appeal, that:

4 (1) The services were provided by a provider that is not
5 eligible to participate in the indigent care program;

6 (2) The services were not actually rendered in the manner stated
7 in the claim;

8 (3) The service deliveries were not documented as required by
9 the department;

10 (4) The services are subject to recoupment pursuant to § 20-77-
11 1707 with respect to services requiring prior authorization; or

12 (5) The services are subject to recoupment for lack of medical
13 necessity as set forth in § 20-77-1708.

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