

**AGENDA**  
**Administrative Rules and Regulations Subcommittee**  
**of the**  
**Arkansas Legislative Council**

---

**Tuesday, December 13, 2016**

**09:00 AM**

**Room A, MAC**

**Little Rock, Arkansas**

---

Sen. David J. Sanders, Co-Chair  
Sen. Bruce Maloch, Vice-Chair  
Sen. David Johnson  
Sen. Jonathan Dismang  
Sen. Ronald Caldwell  
Sen. Jane English  
Sen. Bobby J. Pierce  
Sen. Jim Hendren  
Sen. Bill Sample, ex-officio  
Sen. Terry Rice, ex-officio

Rep. Andy Davis, Co-Chair  
Rep. Lane Jean, Vice-Chair  
Rep. Jeff Wardlaw  
Rep. Nate Bell  
Rep. Chris Richey  
Rep. Joe Jett  
Rep. Ken Henderson  
Rep. Lanny Fite  
Rep. David L. Branscum, ex-officio  
Rep. Mark Lowery, ex-officio

---

- A. Call to Order.**
- B. Report of the Department of Community Correction on Administrative Directives for the quarter ending September 30, 2016 pursuant to Act 1258 of 2015. (Dina Tyler)**
- C. Report of the Executive Committee Concerning Emergency Rules.**
- D. Rules Deferred from the August 16, 2016 Meeting.**
  - 1. STATE MEDICAL BOARD (Kevin Odwyer)**
    - a. Regulation 38 Governing Telemedicine**
- E. Rules Deferred from the October 17, 2016 Subcommittee Meeting.**
  - 1. MANUFACTURED HOME COMMISSION (Aaron Howard)**
    - a. Certification and Licensing, Sections 300-302**

**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. Report of the Senate and House Interim Committees on Public Health, Welfare and Labor concerning the following rule that was referred to the Committees on October 17, 2016. (Senator Cecile Bledsoe, Chair and Representative Deborah Ferguson, Chair).**

**1. ARKANSAS TOBACCO CONTROL BOARD (Steve Goode and Roland Darrow)**

**a. Rules for the Safe Manufacture of Vapor Products, Alternative Nicotine Products and E-Liquids and Consumer Safety**

**G. Rules filed pursuant to Ark. Code Ann. § 10-3-309.**

**1. CAPITOL ZONING DISTRICT COMMISSION (Boyd Maher)**

**a. Updates to the Capitol Zoning District Rule and Master Plan**

**2. STATE BOARD OF DENTAL EXAMINERS (Kevin Odwyer)**

**a. Amendment to Article VIII – Requirements for Licensure of Dentists and Dental Hygienists and CPR**

**3. DEPARTMENT OF EDUCATION (Jennifer Davis)**

**a. Arkansas Educational Financial Accounting and Reporting System and Annual Training Requirements**

**4. DEPARTMENT OF ENVIRONMENTAL QUALITY, WATER DIVISION (Caleb Osborne, ADEQ; and Marcy Taylor for the Third-Parties)**

**a. Regulation No. 2; Third-Party Rulemaking, City of Harrison and City of Yellville Wastewater Treatment Plants**

**5. DEPARTMENT OF FINANCE AND ADMINISTRATION, ARKANSAS RACING COMMISSION (Byron Freeland)**

**a. EGS Rule 13.23 License Criteria for EGS Laboratories**

**b. Amendment to Rule 2212**

**c. Amendment to Rule 2441**

**d. Rule 2467 Pick-5 Wagering**

**6. DEPARTMENT OF HEALTH, CENTER FOR PUBLIC HEALTH PRACTICE (Robert Brech)**

**a. Medical Waste Regulations Amendment**

- 7. DEPARTMENT OF HEALTH, CENTER FOR HEALTH PROTECTION/PHARMACY SERVICES (Robert Brech)**
  - a. List of Controlled Substances in Arkansas**
- 8. DEPARTMENT OF HUMAN SERVICES, AGING AND ADULT SERVICES (Craig Cloud)**
  - a. Section 310 – Arkansas Family Caregiver Support Program**
- 9. DEPARTMENT OF HUMAN SERVICES, CHILDREN AND FAMILY SERVICES (Christin Harper)**
  - a. Policy Regarding Children Missing from Out-of-Home Placements**
- 10. DEPARTMENT OF HUMAN SERVICES, COUNTY OPERATIONS (Donna DuMond and Yolanda Geary, item a; Dave Mills, item b)**
  - a. SNAP Work Requirements**
  - b. Medical Services Policy Manual Sections G-140 and G-141**
- 11. DEPARTMENT OF HUMAN SERVICES, MEDICAL SERVICES (Tami Harlan, item a; Charlie Green and Paula Stone, item b; Tami Harlan, item c; Melissa Stone, item d; and Tami Harlan, items e and f)**
  - a. Rehabilitative Services for Persons with Mental Illness (RSPMI) Rate Reduction**
  - b. Outpatient Behavioral Health Services Update New-16, ARKids 3-16, Inpatient Psychiatric Services for Persons Under Age 21 Update 1-16, School Based Mental Health Update 1-16, Substance Abuse Treatment Services 2-16, Rehabilitative Services for Persons with Mental Illness 4-16, Licensed Mental Health Practitioners 2-16, and State Plan Amendment #2016-008**
  - c. State Plan Amendment #2016 – Nursing Facility Payment Methodology**
  - d. ARKids-2-16, CHMS-1-16, DDTCS-1-16, and Therapy-1-16**
  - e. 2016 CPT and HCPCS Code Conversion**
  - f. Rehabilitative Services for Persons with Mental Illness (RSPMI) Update #2-16**

12. **ARKANSAS INSURANCE DEPARTMENT (Booth Rand)**
  - a. **Rule 113: Vision Care Plan Coverage**
  - b. **Rule 115: Prior Authorization Transparency Act**
13. **DEPARTMENT OF LABOR, BOILER INSPECTION DIVISION (Denise Oxley)**
  - a. **Rule 010.01 Boiler Inspection**
14. **DEPARTMENT OF PARKS AND TOURISM, ARKANSAS STATE PARKS (Joe Jacobs and Grady Spann)**
  - a. **Calendar Year 2017 Arkansas State Parks Fees and Rates**
15. **DEPARTMENT OF PARKS AND TOURISM, TOURISM (Joe David Rice)**
  - a. **Integration of Advertising and Marketing Plan**
16. **ARKANSAS STATE POLICE (Major Lindsey Williams, Sergeant Michael Moyer, and Mary Claire McLaurin, item a; Major Lindsey Williams, item b)**
  - a. **PI/Security Disqualifying Offenses**
  - b. **Residential Daycare Exception**
17. **PUBLIC EMPLOYEES RETIREMENT SYSTEM (Gail Stone and Jay Wills)**
  - a. **Regulation 402 – Repayment of Refunded Contributions**
18. **ARKANSAS REAL ESTATE COMMISSION (Gary Isom)**
  - a. **Regulation 6 – Renewal; Inactive Status; Expired Licenses and Regulation 11 – Continuing Education**

**Adjournment.**