

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

State of Arkansas
90th General Assembly
Regular Session, 2015

As Engrossed: H3/23/15
A Bill

HOUSE BILL 1566

By: Representatives Miller, Bentley, Cozart, Dotson, Farrer, Hammer, J. Mayberry, Payton, Tosh

For An Act To Be Entitled

AN ACT TO ALLOW PERSONAL CARE ATTENDANTS THE OPTION OF WORKING MORE THAN FORTY (40) HOURS PER WEEK UNDER THE ARKANSAS MEDICAID PROGRAM; AND FOR OTHER PURPOSES.

Subtitle

TO ALLOW PERSONAL CARE ATTENDANTS THE OPTION OF WORKING MORE THAN FORTY (40) HOURS PER WEEK UNDER THE ARKANSAS MEDICAID PROGRAM.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code Title 20, Chapter 77, Subchapter 1, is amended to add an additional section to read as follows:

20-77-131. Personal care attendants.

(a) As used in this section, "personal care attendant" means a person who:

(1) Has been hired directly by a Medicaid beneficiary without interaction with a third-party organization or agency; and

(2) Provides personal care services through a home- or community-based waiver program funded by Medicaid.

(b) A personal care attendant may work more than forty (40) hours per week under the Arkansas Medicaid Program.

(c)(1) If a personal care attendant works more than forty (40) hours per week, the personal care attendant is not eligible for time-and-a-half pay or overtime pay under § 11-4-211.



(2) However, the personal care attendant is eligible for regular hourly pay based on the hours worked over forty (40) hours per week.

/s/Miller