



**DHS Secretary Janet Mann
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Senator Tyler Dees and Representative Matthew J. Shepherd
Co-Chairs of Arkansas Legislative Council – Administrative Rules Subcommittee

c/o Rebecca Miller-Rice
Administrative Rules Chief Legal Counsel
Bureau of Legislative Research
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RE: Intention Not to Adopt Rules

Dear Senator Dees and Representative Shepherd,

Please allow this letter to confirm that the Arkansas Department of Human Services (DHS), pursuant to Arkansas Code § 25-15-216(c), does not intend to adopt rules for Acts identified below. These Acts either appear in the *Report on the Acts of the 2025 Regular Session Specifically Requiring New Rulemaking* issued by the Bureau or were identified previously in the monthly DHS Act Implementation Report sent to Ms. Miller-Rice.

DHS does not intend to adopt rules for the identified Acts. DHS respectfully requests to exclude these rules from further reporting requirements. No rule can be promulgated as the Acts as written conflict with Federal Regulation such that the Centers for Medicare & Medicaid refuse to approve proposed rules drafted in compliance with the Acts. The rules, as identified in our monthly report, are:

- a. Act 567: Diagnostic Laboratory Services Annual Cap Change for Chronic Pain and Pain Management;
- b. Act 568 and 967: PASSE Dental; and
- c. Act 1025: Dental Rates and Annual Limit Increase.

DHS looks forward to presenting this request to the subcommittee at your next available meeting. I thank you in advance for your time and consideration.

Sincerely,

Janet Mann
Secretary
Arkansas Department of Human Services