

INTERIM STUDY PROPOSAL 2023-113

1
2 State of Arkansas
3 94th General Assembly
4 Third Extraordinary Session, 2024

A Bill

JMB/JMB
HOUSE BILL

5
6 By: Representative Pilkington

7 Filed with: House Committee on Public Health, Welfare, and Labor
8 pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

9
10 AN ACT TO REQUIRE REIMBURSEMENT FOR REMOTE ULTRASOUND
11 PROCEDURES AND REMOTE FETAL NONSTRESS TESTS IN THE
12 ARKANSAS MEDICAID PROGRAM; AND FOR OTHER PURPOSES.

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15 **Subtitle**

16 TO REQUIRE REIMBURSEMENT FOR REMOTE
17 ULTRASOUND PROCEDURES AND REMOTE FETAL
18 NONSTRESS TESTS IN THE ARKANSAS MEDICAID
19 PROGRAM.

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

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

26 20-77-153. Reimbursement for remote ultrasound procedures and remote
27 fetal nonstress tests.

28 (a)(1) The Arkansas Medicaid Program shall reimburse for remote
29 ultrasound procedures and remote fetal nonstress tests utilizing established
30 Current Procedural Terminology codes for remote ultrasound procedures and
31 fetal nonstress tests when the patient is in a residence or other off-site
32 location from the healthcare provider of the patient and the same standard of
33 care is met.

34 (2) Subdivision (a)(1) of this section shall apply to the fee-
35 for-service categories of the program and any managed care plan within the
36 program.

1 (b) A remote ultrasound and remote fetal nonstress test shall be
2 reimbursable when the healthcare provider uses digital technology that:

3 (1) Collects medical and other forms of health data from a
4 patient and electronically transmits the information securely to a healthcare
5 provider in a different location for interpretation and recommendation;

6 (2) Is compliant with the Health Insurance Portability and
7 Accountability Act of 1996, 42 U.S.C. § 1320d et seq., as it existed on
8 January 1, 2025; and

9 (3) Is approved by the United States Food and Drug
10 Administration.

11 (c) A remote fetal nonstress test shall be reimbursed under a Current
12 Procedural Terminology code 5905 in the same manner as an in-person clinic
13 fetal nonstress test with the place of service at home and shall use remote
14 monitoring solutions that are approved by the United States Food and Drug
15 Administration for on-label use for monitoring fetal heart rate, maternal
16 heart rate, and uterine activity.

17 (d) The Department of Human Services shall:

18 (1) Apply for any federal waiver, Medicaid state plan
19 amendments, or other authority necessary to implement this section; and

20 (2) Adopt rules to implement this section.

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22 SECTION 2. DO NOT CODIFY. Rules.

23 (a) When adopting the initial rules required under this act, the
24 Department of Human Services shall file the final rules with the Secretary of
25 State for adoption under § 25-15-204(f):

26 (1) On or before January 1, 2026; or

27 (2) If approval under § 10-3-309 has not occurred by January 1,
28 2026, as soon as practicable after approval under § 10-3-309.

29 (b) The department shall file the proposed rules with the Legislative
30 Council under § 10-3-309(c) sufficiently in advance of January 1, 2026, so
31 that the Legislative Council may consider the rules for approval before
32 January 1, 2026.

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35 Referred by Representative Pilkington

36 Prepared by: JMB/JMB

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