

The Arkansas Register



Volume XXXIII, Number 8

February 2010

TABLE OF CONTENTS

ATTORNEY GENERAL

Opinions 4

RULES AND REGULATIONS 5

INSURANCE DEPARTMENT

Orders 7

LEGISLATIVE AUDIT

Orders 8

Charlie Daniels
Secretary of State
State Capitol, Room 026
Little Rock, AR 72201-1094

Editor **Jon Davidson**

Published by *Secretary of State*
Charlie Daniels

The *Arkansas Register* is an official publication of the State of Arkansas. It contains administrative rules and regulations adopted by state agencies, boards and commissions pursuant to Act 434 of 1967, as amended. The *Arkansas Register* also includes Attorney General opinions, notice of legislative audit reports and insurance orders. The subscription rate is \$40 per year or \$3.50 a copy, distributed monthly, postpaid within the United States.

THE ARKANSAS REGISTER

DISCLAIMER

The Secretary of State website, www.sos.arkansas.gov, contains copies of rules filed by Arkansas state agencies, boards and commissions with the *Arkansas Register* in an “acceptable electronic format” as per Act 1648 of 2001. The rules contained therein are not to be considered “official” copies of agency rules. The official copies remain the paper copies housed in the *Arkansas Register* division of the Secretary of State’s office. While the rule texts are not the “official” copies every attempt has been made to ensure their accuracy and reliability. However, the Secretary of State’s office makes no warranties or guarantees regarding the content of the copies presented on its website.

ACCESS TO RULES

Electronic versions of agency rule filings are available from the Secretary of State website. The rules may be accessed by clicking on the title of the rule listed in **BLUE**. Most of the rules are available in an Adobe PDF format, however, some rules may link you to a specific website for the particular agency. Rule titles followed by asterisks (***) are not available in an electronic form. To receive a hard copy of these types of rules or any other rule you may either contact the agency contact person or the office of the *Arkansas Register*. Copies of rules obtained from the office of the Register are subject to a .25 cent per page copy charge. Inquiries may be directed to the *Arkansas Register* office at the contact points listed below.

Secretary of States’ office
Arkansas Register
026 State Capitol
Little Rock, AR 72201
(501) 682-3527
register@sos.arkansas.gov

ATTORNEY GENERAL OPINIONS

*** No Attorney General Opinions will be listed in this edition of the *Arkansas Register*. For copies of Opinions that were released during this month please visit the Attorney General's website at: www.arkansasag.gov or call (501) 682-3527.



ADOPTED RULES AND REGULATIONS

ARKANSAS TEACHER RETIREMENT SYSTEM

Docket No: 088.00.09-002F
Effective Date: 01/31/2010
Contact: George Hopkins
Telephone: 501-682-1266

Rule Nos.: 4-1, 4-2, 4-3 - Board composition and elections; 7-3, 7-4, 9-8 - Reporting contributions and error corrections; 9-1 -Retirement/benefits definitions ; 9-3, 10-1, 11-1 - Retirement and benefits

Docket No: 088.00.10-001E
Effective Date: 02/02/2010
Contact: George Hopkins
Telephone: 501-682-1266

**Emergency Rule: Policy 8-2 —
REFUNDS OF MEMBER
CONTRIBUTIONS**

Docket No: 088.00.10-002E
Effective Date: 02/02/2010
Contact: George Hopkins
Telephone: 501-682-1266

**Emergency Rule: Policy 10-3 —
TEACHER DEFERRED RETIREMENT
OPTION PLAN (T-DROP)**

EMERGENCY TELEPHONE SERVICES BOARD

Docket No: 217.00.09-001F
Effective Date: 02/01/2010
Contact: Paul Stricklin
Telephone: 501-375-9911

Rule 1 - Arkansas Emergency Telephone Service Board

FINANCE & ADMINISTRATION

Racing Commission

Docket No: 006.06.10-001F
Effective Date: 02/05/2010
Contact: Byron Freeland
Telephone: (501) 688-8810

**Regulations for Franchise Holders
Operating Electronic Games of Skill**

GAME & FISH COMMISSION

Docket No: 002.00.09-011F
Effective Date: 02/04/2010
Contact: James Goodhart
Telephone: 501-223-6327

**Reciprocal License Agreement between
Arkansas and Missouri to cease
harvesting mussels in the St. Francis
River across the AR-MO border**

ADOPTED RULES AND REGULATIONS

HUMAN SERVICES

County Operations

Docket No: 016.20.10-001F
Effective Date: 02/11/2010
Contact: Linda Greer
Telephone: 501-682-8257

Medicare Savings Medicaid Program Policy 23010 and 23110

Medical Services

Docket No: 016.06.09-040F
Effective Date: 03/01/2010
Contact: Deborah Mahurin
Telephone: 501-683-2916

Developmental Day Treatment Clinic Services (DDTCS) Provider Manual Update #115

Docket No: 016.06.09-041F
Effective Date: 03/01/2010
Contact: Rachael Fitzhugh
Telephone: 501-682-8859

DDS Alternative Community Services Waiver Provider Manual Update # 120

Docket No: 016.06.09-042F
Effective Date: 03/01/2010
Contact: Lisa Smith
Telephone: 501-683-5776

Prosthetics Update Transmittal #70

Docket No.: 016.06.09-043F
Effective Date: 03/01/2010
Contact: Jean Hecker
Telephone: 501-682-4312

Pharmacy Provider Manual Update #143

Docket No: 016.06.10-002F
Effective Date: 03/01/2010
Contact: Robbie Nix
Telephone: 501-682-8362

State Plan Amendment #2009-010 — Inpatient Hospital Access Payments

Docket No: 016.06.10-003F
Effective Date: 03/01/2010
Contact: Robbie Nix
Telephone: 501-682-8362

State Plan Amendment #2009-011 — Outpatient Hospital Access Payments

LABOR DEPARTMENT

Board of Electrical Examiners

Docket No: 010.13.09-001F
Effective Date: 02/01/2010
Contact: Ron Baker
Telephone: 501-682-4547

Rules of the Electrical Examiners

INSURANCE DEPARTMENT

*** No Insurance Department Orders will be listed in this edition of the *Arkansas Register*. For copies of Orders that were released during this month please call (501) 682-3527.



ORDERS AND NOTICES

LEGISLATIVE AUDIT

***** No Legislative Audit Notices will be listed in this edition of the *Arkansas Register*. For copies of the Notices that were released during this month please call (501) 682-3527.**



Secretary of State
Charlie Daniels
Arkansas Register Division
State Capitol Building, Room 026
Little Rock, AR 72201-1094

***** **2010** subscriptions to the *ARKANSAS REGISTER* will be sold on a “CALENDAR YEAR” basis (January through December) only. To subscribe to the *ARKANSAS REGISTER* complete the following form and mail to the address given above.

_____ I would like to subscribe to the *ARKANSAS REGISTER* for the year (January through December) at the price of **\$40** per subscription.

_____ I would like to order the following copies of the *ARKANSAS REGISTER* at \$3.50 per copy.

Volume: _____ **Issue:** _____

Name: _____

Address: _____

City: _____ **State:** _____ **Zip:** _____

Contact Person: _____ **Phone No.:** () _____

The *ARKANSAS REGISTER*, an official publication of the State of Arkansas, is published monthly with a cumulative index published annually. Subscribe to the *ARKANSAS REGISTER* by completing the form above and mailing it to the address given on the form. Make all checks payable to the *ARKANSAS REGISTER*.

ARKANSAS REGISTER



Charlie Daniels
Secretary of State
Arkansas Register Division
State Capitol, Room 026
Little Rock, AR 72201-1094