

ARKANSAS REGISTER

Transmittal Sheet



Sharon Priest
Secretary of State
State Capitol Rm. 026
Little Rock, Arkansas 72201-1094

For Office
Use Only: Effective Date _____ Code Number 007.15.00-005

Name of Agency Arkansas Department of Health

Department Division of Communicable Disease/Immunization

Contact Person Dr. Kaleem Sayyed, M.P.H.

Statutory Authority for Promulgating Rules Act 387 of 1989
Ark. Code Ann. 20-7-129

	Intended Effective Date	Date
<input type="checkbox"/>	Emergency	Legal Notice Published 7/28/00
<input checked="" type="checkbox"/>	10 Days After Filing	Final Date for Public Comment 8/29/00
<input type="checkbox"/>	Other	Reviewed by Legislative Council 9/7/00
		Adopted by State Agency 10/16/00

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with Act 434 of 1967 As Amended.

Richard H. [Signature]
Signature

501 6667252
Phone Number

General Counsel
Title

10/17/00
Date

FILED
ARK. REGISTER DIV.
00 OCT 18 AM 10:48
SHARON PRIEST
SECRETARY OF STATE
STATE OF ARKANSAS

ARKANSAS STATE BOARD OF HEALTH

DIVISION OF COMMUNICABLE DISEASE/IMMUNIZATION

RULES AND REGULATIONS
FOR
FEES FOR INFLUENZA VACCINATIONS WITHIN THE STATE OF ARKANSAS

Promulgated Under the Authority of Act 387 of 1989

Effective November 2000
By the Arkansas State Board of Health

Arkansas Department of Health
Little Rock, Arkansas
Fay W. Boozman, M.D.

**RULES AND REGULATIONS PERTAINING TO FEES FOR INFLUENZA VACCINATIONS WITHIN
THE STATE OF ARKANSAS**

SECTION I. AUTHORITY

The following Rules and Regulations Pertaining to fees for flu vaccinations are duly adopted and promulgated by the Arkansas Board of Health pursuant to the authority expressly conferred by the laws of the State of Arkansas including, without limitation, Act 387 of 1989 (Ark. Code Ann. § 20-7-129).

SECTION II. PURPOSE

These Rules and Regulations are established to permit the Arkansas Department of Health to establish a fee for providing and administering influenza vaccine to the public.

SECTION III. COMMUNICATIONS

All communications concerning these regulations should be addressed to the Arkansas Department of Health, Division of Immunization and Communicable Disease, 4815 West Markham, Little Rock, Arkansas, 72205.

SECTION IV. DEFINITIONS

- A. Fee: The charge authorized to recover part or all of the costs for providing and administering flu vaccine.
- B. Flu Vaccine: Injectable vaccines containing antigens representing the current circulating influenza strains.

SECTION V. GENERAL REQUIREMENTS

Fee for Influenza Vaccine. The Arkansas Department of Health Division of Immunization and Communicable Disease is authorized to charge a fee not to exceed the usual, reasonable and customary reimbursement amount to recover cost for providing and administering influenza vaccine to the public.

SECTION VI. SEVERABILITY

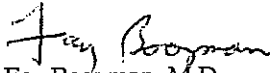
If any provision of these Rules and Regulations, or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of these Rules and Regulations which can give effect without the invalid provisions or applications, and to this end the provisions hereto are declared to be severable.

SECTION VII. REPEALING CLAUSE

All Regulations and parts of Regulations in conflict herewith are hereby repealed.

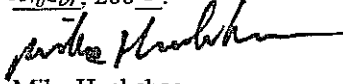
CERTIFICATION

This will certify that the foregoing Rules and Regulations Pertaining to General Sanitation were adopted by the Arkansas Board of Health at a regular session of said Board held in Little Rock, Arkansas, on the 16 day of OCTOBER, 2000.


Fay Boozman, M.D.
Director
Arkansas Department of Health

FILED
AR. REGISTER DIV.
00 OCT 16 AM 10:48
STATE OF ARKANSAS

The foregoing Rules and Regulations, copy having been filed in my office, are hereby approved this 17th day of October, 2000.


Mike Huckabee
Governor

FORMAT FOR FINANCIAL IMPACT STATEMENT

Ark. Code Ann. § 25-15-204, 10-3-309 (e)(1) and Act 1104 of 1995 describe the financial statement:

Description:

The scope of the financial impact statement shall be determined by the agency but shall include, at a minimum, the estimated cost of complying with the Rule and the estimated cost for the agency to implement the Rule. If the agency has reason to believe that the development of a financial impact statement will be so speculative as to be cost prohibited, the agency shall submit a statement and explanation to that effect. If the purpose of a state agency Rule or Regulation is to implement a federal Rule or Regulation, the financial impact statement shall be limited to any incremental additional cost of the state Rule or Regulation as opposed to the federal Rule or Regulation

FINANCIAL IMPACT STATEMENT

DEPARTMENT Health
DIVISION Communicable Disease/Immunization
PERSON COMPLETING THIS STATEMENT Dr. Kaleem Sayyed, M.P.H.
PHONE NUMBER 501-661-2723 FAX # 501-661-2300

BY
STATE REGISTER
SECRETARY OF STATE
STATE OF ARKANSAS

00 OCT 18 AM 10:48

FILED
AR. REGISTER DIV.

SHORT TITLE OF THIS RULE Fees for Influenza Vaccinations within the State of Arkansas

1. Does this proposed, amended, or repealed Rule or Regulation have a financial impact?

Yes X No

2. Please estimate the cost of compliance to regulated entities & others outside the department. Identify any financial impact on municipalities or counties. No cost to regulated entities or counties. The additional cost per person is up to \$5 and is dependent on the individual's choice to receive flu vaccine in a Local Health Unit

3. If you believe that the development of a financial impact statement is so speculative as to be cost prohibitive, please explain. NA

4. If the purpose of this Rule or Regulation is to implement a federal Rule or Regulation, please give the incremental cost for implementing the Regulation.

NA

2000/2001	<u>Fiscal Year</u>	2001/2002	<u>Fiscal Year</u>
General Revenue		General Revenue	
Federal Funds		Federal Funds	
Cash Funds		Cash Funds	
Special Revenue		Special Revenue	
Other		Other	
Total		Total	

5. What is the total estimated cost by fiscal year to any entity or individual subject to the proposed, amended, or repealed Rule or Regulation?

2000/2001	<u>Fiscal Year</u>	2001/2002	<u>Fiscal Year</u>
Up to \$5		Up to \$5	

6. What is the total estimated cost by fiscal year to the agency to implement this Regulation?

2000/2001	<u>Fiscal Year</u>	2001/2002	<u>Fiscal Year</u>
\$0		\$0	

7. Does the Proposed Rule impose a cost on state or local school districts? If yes, then file a fiscal impact statement. NA

References: Act 884 of 1995, Ark. Code Ann. § 10-3-309
Act 1104 of 1995, Ark. Code Ann. § 25-15-204
Act 221 of 1977, Ark. Code Ann. § 19-1-302