arkansas Addendum

State Specific Provider Requirements

# **General Terms.**

## *Relationship to Master Provider Agreement*.In the event that a provision of this Addendum conflicts with a provision of the Agreement, the provisions of this Addendum shall supersede, govern and control to the extent required by law and to the extent Contigo Health, Provider, Customers, Downstream Clients or Payors are subject to such law.

## *Applicability*. Provisions included herein which are not otherwise addressed by the Agreement shall be considered additional obligations upon the Parties for purposes of Covered Services provided in this State. Provisions included herein which specifically contradict an obligation under a provision of the Agreement shall replace that specific Agreement provision for purposes of Covered Services provided in this State, to the extent necessary to comply with applicable law. The provisions of this Addendum apply only to the entities covered by the referenced law and only for purposes of Covered Services provided in this State, unless otherwise required by the terms of the applicable law.

## *Definitions*. Capitalized terms used herein but not defined shall have the meaning assigned in the Agreement or assigned in the applicable law.

## *Citations*. The citations in this Addendum are current as of the date of this Addendum. Renumbering or recodification of statutes or regulations does not nullify the intent of the applicable provision provided herein.

## *Compliance with Law; Change of Law*. Any ambiguity in this Addendum shall be resolved in favor of a meaning that complies and is consistent with applicable law. To the extent a law cited herein is modified in a manner impacting this Addendum, any required revisions shall be automatically incorporated herein and any provisions which are no longer applicable shall be considered severed from this Addendum effective as of the date of the change in law. Contigo Health will update this Addendum after a change in law when reasonably practicable.

# **Network Arranger Laws**

## As required by Ark. Code Ann. § 23-63-113(b)(1) Provider expressly authorizes Contracting Agent to sell, lease, assign, convey, or otherwise grant access to the Contracting Agent's panel of contracted health care providers or the Contracting Agent's contracted reimbursement rates to another entity.

# **General Insurance Laws**

# As required by Ark. Code Ann. § 23-99-1205, a material amendment to the Agreement is allowed if a Contracting Entity provides to a Provider the material amendment at least 90 days before the effective date of the material amendment and in accordance with Ark. Code Ann. § 23-99-1205, provided the notice meets regulatory requirements.

# **Health Maintenance Organization (HMO) /Managed Care Organization (MCO) Specific Laws**

## As required by Ark. Code Ann. § 23-76-119(c), in the event the HMO fails to pay for services as set forth in the Agreement, the subscriber or enrollee shall not be liable to the Provider for any sums owed by the HMO.