

1 State of Arkansas
2 88th General Assembly
3 Regular Session, 2011
4

A Bill

HOUSE BILL 1764

5 By: Representative Wren
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For An Act To Be Entitled

8 AN ACT TO CREATE DEFINITIONS REGARDING THIRD-PARTY
9 RECOVERY OF CERTAIN MEDICAID COSTS; AND FOR OTHER
10 PURPOSES.
11

Subtitle

12
13 AN ACT TO CREATE DEFINITIONS REGARDING
14 THIRD-PARTY RECOVERY OF CERTAIN MEDICAID
15 COSTS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code Title 20, Chapter 77, Subchapter 3 is amended
22 to add an additional section to read as follows:

23 20-77-314. Definitions.

24 As used in this subchapter:

25 (1) "Action" or "Claim" means a complaint, demand letter, or any
26 other notification given to a third party by the Department of Human
27 Services, the medical assistance recipient, the recipient's attorney, or any
28 person acting on behalf of the recipient that the department or the medical
29 assistance recipient requests payment from a third party for damages to the
30 medical assistance recipient for injury, disease, disability, or death for
31 which a third party is or may be liable;

32 (2) "Medical assistance recipient" means any person, including a
33 minor, on whose behalf the department has paid medical assistance payments
34 due to injury, disease, or disability.

35 (A) "Medical assistance recipient" includes a party acting
36 on behalf of the medical assistance recipient, such as a parent, guardian,



1 conservator, other personal representative, estate, or survivor; and
2 (3) "Third party" means an individual, entity, or a program that
3 is or may be liable to pay all or part of the expenditures for medical
4 assistance payments made by the department.

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7 **APPROVED: 03/23/2011**
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