

Hall of the House of Representatives
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 1159

TO REQUIRE PERSONS AND ENTITIES TO COMPLY WITH ARKANSAS TAX LAW IN ORDER TO
QUALIFY AS MEDICAID PROVIDERS.

Amendment No. 1 to Senate Bill No. 1159

Amend Senate Bill No. 1159 as engrossed, S4/16/13 (version: 04/16/2013 10:54:35 AM):

Delete everything after the enacting clause and substitute the following:

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

20-77-125. Medicaid Provider Tax Returns.

(a) As used in this section, “Affected Medicaid Entity” means an individual or entity that:

(1) Provides and is directly reimbursed by Medicaid for services in the Arkansas Medicaid Program;

(2) Is required to submit an annual financial audit to the Department of Human Services; and

(3) Is required to file a state income tax return, state withholding tax return, pass-through entity withholding tax return, or a composite pass-through entity tax return or pay any tax due for the previous calendar year.

(b)(1) On or before December 1 of each year, the Department of Human Services shall provide the Department of Finance and Administration with a list of the tax identification number of each person and entity enrolled to furnish Medicaid services as an Affected Medicaid Entity.

(2) The Department of Finance and Administration shall:

(A) Verify whether each person and entity enrolled to furnish Medicaid services identified to it under subsection (b)(1) of this section filed and paid any state income tax liability owed for the tax year for which the return was due; and

(B) Notify the Department of Human Services if any Affected Medicaid Provider failed to file any state income tax return, state withholding tax return, pass-through entity withholding tax return or a composite pass-through entity tax return or pay any tax due for the previous calendar year.

(3) Upon receiving notice from the Department of Finance and Administration under subsection (b)(2) of this section, the Department of Human Services shall notify the Affected Medicaid Provider that the



Department of Human Services will terminate the Affected Medicaid Provider's enrollment in the Medicaid program unless the Affected Medicaid Provider shows good cause why the Affected Medicaid Provider's Medicaid enrollment should continue.

(c) The Department of Human Services and the Department of Finance and Administration may adopt rules as needed to implement this section."

The Amendment was read _____

By: Representative J. Burris
MGF/NJR - 04-18-2013 13:52:45
MGF656

Chief Clerk