

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Senator Gordon**

# A Bill

**SENATE BILL**

## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 20-77-302 TO AUTHORIZE DHS  
9 TO REDUCE THE DEPARTMENT\_S CLAIM TO REIMBURSEMENT OF  
10 MEDICAL ASSISTANCE BENEFITS PROVIDED TO A RECIPIENT IF THE  
11 REDUCTION WILL PERMIT SETTLEMENT OF A LAWSUIT; AND FOR  
12 OTHER PURPOSES."

## Subtitle

14 "TO AUTHORIZE DHS TO REDUCE THE DEPARTMENT\_S CLAIM TO  
15 REIMBURSEMENT OF MEDICAL ASSISTANCE BENEFITS TO A  
16 RECIPIENT TO SETTLE A LAWSUIT."  
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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 20-77-302 is amended by adding a subsection at  
22 the end thereof to read as follows:

23 "(c) The Director of the Department of Human Services shall have the  
24 power to reduce appropriately the division\_s claim for reimbursement of the  
25 benefits provided to the recipient if such reduction will permit reasonable  
26 compromise settlement of any action or claim brought against a third party by  
27 a medical assistance recipient or his legal representative."  
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29 SECTION 2. All provisions of this act of a general and permanent nature  
30 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
31 Revision Commission shall incorporate the same in the Code.  
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33 SECTION 3. If any provision of this act or the application thereof to  
34 any person or circumstance is held invalid, such invalidity shall not affect  
35 other provisions or applications of the act which can be given effect without

1 the invalid provision or application, and to this end the provisions of this  
2 act are declared to be severable.

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4       SECTION 4. All laws and parts of laws in conflict with this act are  
5 hereby repealed.

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