

1 State of Arkansas  
2 91st General Assembly  
3 Fiscal Session, 2018  
4  
5 By: Senator Bledsoe

SR 11

6  
7 **SENATE RESOLUTION**

8 TO ENCOURAGE THE ARKANSAS CONGRESSIONAL DELEGATION TO  
9 SUPPORT CHANGES TO THE FEDERAL LAW AND REGULATIONS  
10 REGARDING THE MAILING OF 1095-B FORMS TO MEDICAID  
11 RECIPIENTS WITH IMPROPER OR INACCURATE MAILING  
12 ADDRESSES.

13  
14  
15 **Subtitle**

16 TO ENCOURAGE THE ARKANSAS CONGRESSIONAL  
17 DELEGATION TO SUPPORT CHANGES TO THE  
18 FEDERAL LAW AND REGULATIONS REGARDING THE  
19 MAILING OF 1095-B FORMS TO MEDICAID  
20 RECIPIENTS WITH IMPROPER OR INACCURATE  
21 MAILING ADDRESSES.

22  
23  
24  
25  
26 WHEREAS, the current federal law, 26 U.S.C. § 6055, and federal  
27 regulations, 26 C.F.R. § 1.6055-1 and 1.6055-2, require state Medicaid  
28 agencies to mail 1095-B forms, which are tax forms that provide proof of  
29 minimum essential health coverage, to individuals who are covered by state  
30 Medicaid programs at any point during the tax year; and

31  
32 WHEREAS, Section 11081 of the federal tax reform legislation, Pub. L.  
33 No. 115-97, abolished the tax penalty for failure to maintain minimum  
34 essential health coverage; and

35  
36 WHEREAS, the federal tax reform legislation, Pub. L. No. 115-97, did



1 not rescind the existing requirements to mail 1095-B forms to individuals  
2 covered by state Medicaid programs in the previous year; and

3  
4 WHEREAS, the federal regulations require that the 1095-B forms are sent  
5 to the individual's last known permanent mailing address or temporary mailing  
6 address if no permanent mailing address is shown unless the entity furnishing  
7 the statement meets all requirements to provide the 1095-B forms  
8 electronically; and

9  
10 WHEREAS, the Department of Human Services within the State of Arkansas  
11 spent a total of two million seven hundred sixty-three thousand one hundred  
12 eight-six dollars and forty-eight cents (\$2,763,186.48) in the 2017 calendar  
13 year to process and mail the required tax year 2016 1095-B forms to  
14 recipients; and

15  
16 WHEREAS, many of these 1095-B forms were returned to the Department of  
17 Human Services within the State of Arkansas because the Medicaid recipients  
18 did not provide the department with the proper or accurate address; and

19  
20 WHEREAS, unless the requirement to mail 1095-B forms is rescinded in  
21 its entirety, states should have the option to either make the 1095-B forms  
22 available online exclusively without requiring individual consent or mail the  
23 1095-B forms only once per year and make the forms, if returned, available  
24 online thereafter; and

25  
26 WHEREAS, states across the nation are spending large amounts of funds  
27 to comply with federal law despite the repeal of the tax penalty for failure  
28 to maintain minimum essential health insurance coverage,

29  
30 NOW THEREFORE,

31 BE IT RESOLVED BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE  
32 STATE OF ARKANSAS:

33  
34 THAT the Senate of the Ninety-First General Assembly of the State of  
35 Arkansas encourages all members of the Arkansas congressional delegation to  
36 support changes to the federal law and regulations regarding the mailing of

1 1095-B forms to Medicaid recipients with improper or inaccurate mailing  
2 addresses.

3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

BE IT FURTHER RESOLVED THAT upon its adoption, a copy of this  
resolution be mailed by the Secretary of the Senate to each member of the  
Arkansas congressional delegation.