

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

A Bill

ACT 249 OF 1993
SENATE BILL 307

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 20-77-101 TO
9 DECLARE THAT IT IS THE PUBLIC POLICY OF ARKANSAS THAT
10 PAYMENTS MADE BY TITLE XIX MEDICAID PROGRAM FOR THE STATE
11 ARE INTENDED TO BE SUPPLEMENTAL TO AND NOT IN LIEU OF
12 PAYMENT FROM OTHER SOURCES; AND FOR OTHER PURPOSES."

Subtitle

14 **"TO ESTABLISH AS PUBLIC POLICY OF THE STATE OF**
15 **ARKANSAS THAT MEDICAID IS THE PAYOR OF LAST**
16 **RESORT."**

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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 § 20-77-101 is hereby amended to read as follows:**

22 **"20-77-101. Cost-sharing charges for medically indigent.**

23 **(a) It is the intent of the General Assembly of the State of Arkansas that the medical**
24 **assistance program administered by the Department of Human Services (Medicaid) is**
25 **intended to be supplemental to other potential sources of payment which are or may be**
26 **available to pay for the costs of medical care delivered to residents of this state. To ensure the**
27 **appropriated funds are available to meet the needs of those residents, it is hereby declared the**
28 **public policy of the State of Arkansas that the medical assistance program administered by the**
29 **Department of Human Services (Medicaid) is the payor of last resort to supplement and not**
30 **supplant other sources which are or may be available to any individual *except when federal***
31 ***requirements under Title V specify otherwise.***

32 **(b) The appropriate division of the Department of Human Services, in order to comply**
33 **with Public Law 92-603, § 208, may, with respect to the medically indigent:**

- 34 **(1) Provide that an enrollment fee, premium, or similar charge may be imposed;**
35 **(2) Specify the amount of and the period of liability for the charges; and**
36 **(3) Define the state's policy regarding the effect on the recipient of nonpayment**

