As Engrossed: 2/10/93

1	State of Arkansas		
2	7 9th General Assembly	A Bill	ACT 249 OF 1993
3	Regular Session, 1993		SENATE BILL 307
4	By: Senator Bell		
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7	For An Act To Be Entitled		
8	"AN ACT TO AMEND	MEND ARKANSAS CODE ANNOTATED § 20-77-101 TO	
9	DECLARE THAT IT I	IT IS THE PUBLIC POLICY OF ARKANSAS THAT	
10	PAYMENTS MADE BY TITLE XIX MEDICAID PROGRAM FOR THE STATE		
11	ARE INTENDED TO B	E INTENDED TO BE SUPPLEMENTAL TO AND NOT IN LIEU OF	
12	PAYMENT FROM OTHER SOURCES; AND FOR OTHER PURPOSES."		
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14		Subtitle	
15	"TO ESTABLISH AS PUBLIC POLICY OF THE STATE OF		
16	ARKANSAS THAT MEDICAID IS THE PAYOR OF LAST		
17	RESORT. "		
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19	BE IT ENACTED BY THE	GENERAL ASSEMBLY OF TH	IE 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 t	o other potential sources of payme	ent which are or may be
26	available to pay for the costs o	of medical care delivered to reside	nts of this state. To ensure the
27	appropriated funds are availa	ble to meet the needs of those resi	dents, it is hereby declared the
28	public policy of the State of A	rkansas that the medical assistand	e 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 <i>except when federal</i>		
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

1	of required charges."
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3	SECTION 2. All provisions of this act of a general and permanent nature are
4	amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision
5	Commission shall incorporate the same in the Code.
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7	SECTION 3. If any provision of this act or the application thereof to any person or
8	circumstance is held invalid, such invalidity shall not affect other provisions or applications of
9	the act which can be given effect without the invalid provision or application, and to this end
10	the provisions of this act are declared to be severable.
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12	SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.
13	/s/ Senator Bell
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15	APPROVED: 02/26/93
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