

1 State of Arkansas
2 90th General Assembly
3 Second Extraordinary Session, 2016
4

A Bill

DRAFT JMB/JMB
SENATE BILL

5 By: Senator <NA>
6 By: Representative <NA>
7

For An Act To Be Entitled

9 AN ACT TO AUTHORIZE THE DEPARTMENT OF HUMAN SERVICES
10 TO CREATE A GLOBAL WAIVER FOR THE ARKANSAS MEDICAID
11 PROGRAM; AND FOR OTHER PURPOSES.
12
13

Subtitle

15 TO AUTHORIZE THE DEPARTMENT OF HUMAN
16 SERVICES TO CREATE A GLOBAL WAIVER FOR
17 THE ARKANSAS MEDICAID PROGRAM.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. Arkansas Code Title 20, Chapter 77, is amended to add an
23 additional subchapter to read as follows:

Subchapter 27 – Arkansas Global Waiver.

26 20-77-2701. Legislative intent.

27 It is the intent of the General Assembly:

28 (1) To ensure that the Arkansas Medicaid Program is a
29 financially sustainable, cost-effective, and person-centered program
30 utilizing competitive and value-based purchasing strategies; and

31 (2) To redesign the program to achieve a results-oriented system
32 of coordinated care that focuses on quality of care, independence, and choice
33 that:

34 (A) Maximizes the available service options;

35 (B) Promotes accountability and transparency;

36 (C) Encourages and rewards healthy outcomes, independence,

1 and responsible choices;

2 (D) Promotes cost efficiency and care coordination across
3 all divisions within the Department of Human Services; and

4 (E) Ensures that the state shall have a fiscally sound
5 source of publicly financed health care for Arkansans in need.

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7 20-77-2702. Definition.

8 As used in this subchapter, "global waiver" means a federal waiver
9 under section 1115 of the Social Security Act to establish a comprehensive
10 approach to a state Medicaid program that merges all existing federal waivers
11 into one (1) federal waiver and makes programmatic changes in one (1) federal
12 waiver.

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14 20-77-2703. Administration of the global waiver.

15 (a) The Department of Human Services shall:

16 (1) Apply for:

17 (A) A global waiver for the Arkansas Medicaid Program as a
18 whole;

19 (B) Any other federal waivers necessary to implement this
20 subchapter; and

21 (C) Any Medicaid State Plan Amendments necessary to
22 implement this subchapter; and

23 (2) Adopt rules necessary to implement the provisions of the
24 federal waivers or Medicaid State Plan Amendments, or both.

25 (b)(1) The Legislative Council shall oversee the global waiver
26 application process.

27 (2) Ten (10) days before the submission of the global waiver to
28 the Centers for Medicare and Medicaid Services, the department shall provide
29 the proposed submission data concerning the global waiver application to the
30 Legislative Council.

31 (3)(A) Before the final acceptance of the global waiver by the
32 state, the Legislative Council shall review all materials concerning the
33 global waiver, including without limitation the materials submitted by the
34 state and the tentative approval letter issued by the Centers for Medicare
35 and Medicaid Services.

36 (B) The department may accept the tentative approval

1 letter after the review of Legislative Council, unless the authority to
2 accept the approval is repealed.

3 (4) If additional legislation is needed to implement the global
4 waiver, the department shall report to the Governor and the Legislative
5 Council with proposed statutory changes or proposed legislative language.

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