

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4
5 By: Representative Neal
6 By: Senator J. Woods
7

A Bill

HOUSE BILL 1351

For An Act To Be Entitled

9 AN ACT CONCERNING THE MEDICAL CARE AFFORDED INMATES
10 OF THE DEPARTMENT OF CORRECTION; AND FOR OTHER
11 PURPOSES.
12
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Subtitle

14 CONCERNING THE MEDICAL CARE AFFORDED
15 INMATES OF THE DEPARTMENT OF CORRECTION.
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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 §12-29-401, concerning the medical care
22 afforded inmates in the Department of Correction, is amended to add a new
23 subsection to read as follows:

24 (e)(1) If an inmate in the Department of Correction or a person in the
25 custody of the Department of Community Correction receives medical services
26 that meet criteria for Medicaid coverage, the departments are authorized to
27 apply for Medicaid coverage under this subsection.

28 (2)(A) The inmate or person may designate a representative for
29 the purposes of filing a Medicaid application and complying with Medicaid
30 requirements for determining and maintaining eligibility.

31 (B) However, the agency having custody of the inmate or
32 person shall be the authorized representative for purposes of establishing
33 and maintaining Medicaid eligibility under this subsection if:

34 (i) The inmate or person does not designate a
35 representative within three (3) business days after request; or

36 (ii) The representative designated under subdivision



1 (e)(2)(A) of this section does not file a Medicaid application within three
2 (3) business days after appointment and request.

3 (3) An authorized representative under this subsection:

4 (A) Shall have access to the information necessary to
5 comply with Medicaid requirements; and

6 (B) May provide and receive information in connection with
7 establishing and maintaining Medicaid eligibility, including confidential
8 information.

9 (4)(A) The director of the Department of Correction or the
10 Department of Community Correction or his or her designee may access
11 information necessary to determine if a Medicaid application has been filed
12 on behalf of the inmate or person.

13 (B) Disclosure under subdivision (e)(4)(A) of this section
14 shall be to:

- 15 (i) Establish Medicaid eligibility;
- 16 (ii) Provide health care services; or
- 17 (iii) Pay for health care services.

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