

1 State of Arkansas
2 89th General Assembly
3 Regular Session, 2013
4

As Engrossed: H3/22/13

A Bill

HOUSE BILL 2034

5 By: Representative Neal
6

For An Act To Be Entitled

8 AN ACT CONCERNING MEDICAID ELIGIBILITY AND
9 APPLICATION FOR A PERSON IN THE CUSTODY OF A COUNTY
10 JAIL; AND FOR OTHER PURPOSES.
11

Subtitle

12 CONCERNING MEDICAID ELIGIBILITY AND
13 APPLICATION FOR A PERSON IN THE CUSTODY
14 OF A COUNTY JAIL.
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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 Title 12, Chapter 41, Subchapter 1, is*
22 *amended to add a new section to read as follows:*

23 12-41-106. Medicaid eligibility of an inmate in a local correctional
24 facility.

25 (a) If an inmate in a local correctional facility receives medical
26 services that meet criteria for Medicaid coverage, the local correctional
27 facility may apply for Medicaid coverage under this subsection.

28 (b)(1) The inmate may designate a representative for the purposes of
29 filing a Medicaid application and complying with Medicaid requirements for
30 determining and maintaining eligibility.

31 (2) However, the local correctional facility having custody of
32 the inmate shall be the authorized representative for purposes of
33 establishing and maintaining Medicaid eligibility under this subsection if:

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

36 (B) The representative designated under subdivision (b) of



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

3 (c) An authorized representative under this subsection:

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

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

9 (d)(1) The county sheriff or the keeper of the jail or his or her
10 designee may access information necessary to determine if a Medicaid
11 application has been filed on behalf of the inmate.

12 (2) Access under subdivision (d)(1) of this section shall be to:

13 (A) Establish Medicaid eligibility;

14 (B) Provide health care services; or

15 (C) Pay for health care services.

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17 /s/Neal
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