

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015  
4

*As Engrossed: S2/12/15*

# A Bill

SENATE BILL 312

5 By: Senator A. Clark  
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## For An Act To Be Entitled

8 AN ACT TO END ENROLLMENT IN THE HEALTH CARE  
9 INDEPENDENCE PROGRAM; TO TERMINATE COVERAGE UNDER THE  
10 HEALTH CARE INDEPENDENCE PROGRAM ON DECEMBER 31,  
11 2016; TO RESTORE MEDICAID WAIVER PROGRAMS PREVIOUSLY  
12 *ENDED DUE TO THE HEALTH CARE INDEPENDENCE PROGRAM;*  
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### Subtitle

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15 *TO END ENROLLMENT IN THE HEALTH CARE*  
16 *INDEPENDENCE PROGRAM; TO RESTORE MEDICAID*  
17 *WAIVER PROGRAMS PREVIOUSLY ENDED DUE TO*  
18 *THE HEALTH CARE INDEPENDENCE PROGRAM.*  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. TEMPORARY LANGUAGE. DO NOT CODIFY. Health Care  
25 Independence Program Enrollment Termination – Restoration of Previous  
26 Medicaid Waiver Programs.

27 (a)(1) Except as provided in subdivision (a)(2) of this section, on  
28 and after December 31, 2016, the Department of Human Services shall terminate  
29 services, coverage, or premium assistance to persons enrolled in the Health  
30 Care Independence Program.

31 (2) Subdivision (a)(1) of this section does not prohibit the  
32 payment of expenses incurred before December 31, 2016, by persons  
33 participating in the program who were determined to be more effectively  
34 covered through the traditional Arkansas Medicaid Program.

35 (3) A person enrolled in the Health Care Independence Program  
36 shall continue to receive coverage under the traditional Medicaid program if



1 the person was previously eligible for the traditional Medicaid program or a  
2 Medicaid waiver program in this state before October 1, 2013.

3 (b) The department shall submit and seek approval for appropriate  
4 state plan amendments or federal waivers, or both, to eliminate the  
5 eligibility for qualified family members and individuals as described under  
6 42 C.F.R. § 435.119, as it existed on January 1, 2015.

7 (c) Subject to the approval of the General Assembly and the Governor,  
8 the department may seek approval for appropriate state plan amendments or  
9 federal waivers, or both, to restore Medicaid programs that were ended due to  
10 the implementation of the Health Care Independence Program.

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12 SECTION 2. TEMPORARY LANGUAGE. DO NOT CODIFY. Health Care  
13 Independence Program Enrollment Freeze.

14 (a) It is the intent of the General Assembly that:

15 (1) Individuals are not suddenly without insurance coverage  
16 after receiving insurance coverage; and

17 (2) The state does not enroll additional individuals in the last  
18 year of the Health Care Independence Program only to remove the insurance  
19 coverage and leave individuals without insurance coverage.

20 (b) The Department of Human Services shall submit and seek approval  
21 for appropriate state plan amendments or federal waivers, or both, to ensure  
22 that a freeze on enrollment in the Health Care Independence Program  
23 established by the Health Care Independence Act of 2013, § 20-77-2401 et  
24 seq., is effective on and after December 31, 2015.

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26 */s/A. Clark*  
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