

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 2124

5 By: Representatives Leding, D. Meeks
6 By: Senator J. English
7

For An Act To Be Entitled

9 AN ACT TO ELIMINATE THE ASSET OR RESOURCE TEST FOR
10 LONG-TERM CARE MEDICAID WITHIN THE ARKANSAS MEDICAID
11 PROGRAM FOR VETERANS; AND FOR OTHER PURPOSES.
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Subtitle

15 TO ELIMINATE THE ASSET OR RESOURCE TEST
16 FOR LONG-TERM CARE MEDICAID WITHIN THE
17 ARKANSAS MEDICAID PROGRAM FOR VETERANS.
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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 § 20-77-127 is amended to read as follows:

23 20-77-127. Eligibility for long-term care - Elimination of asset or
24 resource test for long-term care for veterans.

25 (a) The eligibility determination regarding every applicant for long-
26 term care nursing facility placement shall be made according to the criteria
27 exactly as set forth in:

28 (1) The Office of Long-Term Care Procedures for Determination of
29 Medical Need for Nursing Home Services, as ~~it existed on January 1, 2013~~
30 existing on January 1, 2017; and

31 (2) The Medical Services Policy Manual of the Division of County
32 Operations of the Department of Human Services, as ~~it existed on January 1,~~
33 2013 existing on January 1, 2017.

34 (b)(1) The eligibility determination criteria established under
35 subsection (a) of this section and any part of subsection (a) of this section
36 shall not ~~be modified, altered, amended, or changed before June 30, 2014~~



1 include an asset or resource test for veterans.

2 (2) As used in this section:

3 (A) "Asset or resource test" means a factor of the
 4 eligibility determination that determines the total value of the assets or
 5 resources of an individual; and

6 (B) "Veteran" means a person who:

7 (i) Served on active duty for a period of more than
 8 one hundred eighty (180) days and was discharged or released from active duty
 9 with other than a dishonorable discharge;

10 (ii) Was discharged or released from active duty
 11 because of a service-connected disability; or

12 (iii) As a member of a reserve component of the
 13 armed services under an order to active duty, not to include training, was
 14 discharged or released from duty with other than a dishonorable discharge.

15 (3) The Department of Human Services shall submit and apply for
 16 any federal waivers, Medicaid state plan amendments, or other authority
 17 necessary to implement subdivision (b)(1) of this section.

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