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STATE OF ARKANSAS  
ASA HUTCHINSON  
GOVERNOR

February 21, 2017

Senator Larry Teague, Co-Chair  
Representative Lane Jean, Co-Chair  
Joint Budget Committee  
Arkansas General Assembly  
State Capitol Building  
Little Rock, AR 72201

Dear Co-Chairs:

I respectfully request the following amendments to HB1284, the Medicaid Expansion Program Appropriation Bill for the Arkansas Department of Human Services for fiscal year 2017-2018:

Please amend SECTION 5. APPROPRIATION - MEDICAL SERVICES - MEDICAID EXPANSION PROGRAM GRANTS as follows:

ITEM NO.	FISCAL YEAR	
	2017	2018
(01) HOSPITAL AND MEDICAL SERVICES	\$42,510,440	\$ 92,510,440
TOTAL AMOUNT APPROPRIATED	\$47,064,222	\$ 97,064,222

Please amend SECTION 6. SPECIAL LANGUAGE. MEDICAID EXPANSION PROGRAM - PAYING ACCOUNTS as follows:

MEDICAID EXPANSION PROGRAM - PAYING ACCOUNTS. The Medicaid Expansion Program as established by Initiated Act 1 of 2000 and enacted in the Tobacco Settlement Proceeds Act shall be a separate and distinct component embracing ~~(1) expanded Medicaid coverage and benefits to pregnant women; (2) expanded inpatient and outpatient hospital reimbursements and benefits to adults aged nineteen (19) to sixty-four (64); (3) expanded non-institutional coverage and benefits to adults aged 65 and over; and (4) creation and provision of a limited benefit package to adults aged nineteen (19) to sixty-four (64), to be of the Arkansas Medicaid Program, administered by the Department of Human Services and established as set out in § 19-12-116(b)(1).~~ Separate Paying Accounts shall be established for the Medicaid Expansion Program as designated by the Chief Fiscal Officer of the State, to be used exclusively for the purpose of drawing down federal funds associated with the federal share of expenditures and for the state

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Senator Teague, Co-Chair  
Representative Jean, Co-Chair  
Page 2

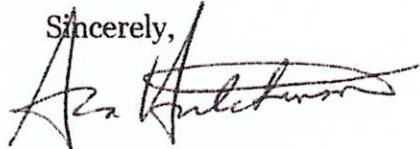
share of expenditures transferred from the Medicaid Expansion Program Account or for any other appropriate state match funds.

The provisions of this section shall be in effect only from July 1, ~~2016~~ 2017 through June 30, ~~2017~~ 2018.

This request allows for the agency to use Tobacco Settlement funds to provide services for those currently waiting for waiver services on the Developmental Disabilities Waiting List. This request is needed due to passage of Act 50 of 2017 for the funds to be used for any program established in Tobacco Settlement code.

I appreciate your consideration of this matter.

Sincerely,



Asa Hutchinson

AH:db:jc

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

# A Bill

HOUSE BILL 1284

5 By: Joint Budget Committee  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR MEDICAID  
9 EXPANSION PROGRAM FOR THE DEPARTMENT OF HUMAN  
10 SERVICES FOR THE FISCAL YEAR ENDING JUNE 30, 2018;  
11 AND FOR OTHER PURPOSES.  
12  
13

## Subtitle

14 AN ACT FOR THE DEPARTMENT OF HUMAN  
15 SERVICES - MEDICAID EXPANSION PROGRAM  
16 APPROPRIATION FOR THE 2017-2018 FISCAL  
17 YEAR.  
18  
19  
20

21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
22

23 SECTION 1. REGULAR SALARIES - COUNTY OPERATIONS - MEDICAID EXPANSION  
24 PROGRAM. There is hereby established for the Department of Human Services -  
25 Division of County Operations - Medicaid Expansion Program for the 2017-2018  
26 fiscal year, the following maximum number of regular employees.  
27

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
32	(1) G129C	DHS/DCO PROGRAM MANAGER	1	GRADE C120
33	(2) M037C	PROGRAM ELIGIBILITY SUPERVISOR	7	GRADE C117
34	(3) M066C	PROGRAM ELIGIBILITY SPECIALIST	44	GRADE C114
35	(4) C062C	LOCAL OFFICE ADMIN ASSISTANT	<u>8</u>	GRADE C110
36	MAX. NO. OF EMPLOYEES		60	

16



1 Program Account, for personal services and operating expenses of the  
 2 Department of Human Services - Division of Medical Services - Medicaid  
 3 Expansion Program for the fiscal year ending June 30, 2018, the following:

5 ITEM	FISCAL YEAR
6 NO.	2017-2018
7 (01) REGULAR SALARIES	\$72,645
8 (02) PERSONAL SERVICES MATCHING	27,128
9 (03) MAINT. & GEN. OPERATION	
10 (A) OPER. EXPENSE	12,369
11 (B) CONF. & TRAVEL	2,000
12 (C) PROF. FEES	0
13 (D) CAP. OUTLAY	<u>0</u>
14 TOTAL AMOUNT APPROPRIATED	<u><u>\$114,142</u></u>

15 SECTION 5. APPROPRIATION - MEDICAL SERVICES - MEDICAID EXPANSION

16 PROGRAM GRANTS. There is hereby appropriated, to the Department of Human  
 17 Services - Division of Medical Services, to be payable from the Medicaid  
 18 Expansion Program Account, for grant payments by the Department of Human  
 19 Services - Division of Medical Services - Medicaid Expansion Program Grants  
 20 for the fiscal year ending June 30, 2018, the following:

23 ITEM	FISCAL YEAR
24 NO.	2017-2018
25 (01) HOSPITAL AND MEDICAL SERVICES	\$42,510,440
26 (02) PRESCRIPTION DRUGS	<u>4,553,782</u>
27 TOTAL AMOUNT APPROPRIATED	<u><u>\$47,064,222</u></u>

28 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 29 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. MEDICAID  
 30 EXPANSION PROGRAM - PAYING ACCOUNTS. The Medicaid Expansion Program as  
 31 established by Initiated Act 1 of 2000 shall be a separate and distinct  
 32 component embracing (1) expanded Medicaid coverage and benefits to pregnant  
 33 women; (2) expanded inpatient and outpatient hospital reimbursements and  
 34 benefits to adults aged nineteen (19) to sixty-four (64); (3) expanded non-  
 35 institutional coverage and benefits to adults aged 65 and over; and (4)  
 36

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1 creation and provision of a limited benefit package to adults aged nineteen  
2 (19) to sixty-four (64), to be administered by the Department of Human  
3 Services. Separate Paying Accounts shall be established for the Medicaid  
4 Expansion Program as designated by the Chief Fiscal Officer of the State, to  
5 be used exclusively for the purpose of drawing down federal funds associated  
6 with the federal share of expenditures and for the state share of  
7 expenditures transferred from the Medicaid Expansion Program Account or for  
8 any other appropriate state match funds.

9 The provisions of this section shall be in effect only from July 1, 2016  
10 2017 through June 30, ~~2017~~ 2018.

11  
12 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
13 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ACCOUNTS.  
14 Such appropriations and fund accounts as may be necessary to administer the  
15 provisions of this act shall be established on the books of the Chief Fiscal  
16 Officer of the State, State Treasurer, and the Auditor of the State.

17 The provisions of this section shall be in effect only from July 1, 2016  
18 2017 through June 30, ~~2017~~ 2018.

19  
20 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
21 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

22 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the  
23 State of Arkansas or any of its agencies or institutions to continue funding  
24 any position paid from the proceeds of the Tobacco Settlement in the event  
25 that Tobacco Settlement funds are not sufficient to finance the position.

26 (b) State funds will not be used to replace Tobacco Settlement funds when  
27 such funds expire, unless appropriated by the General Assembly and authorized  
28 by the Governor.

29 (c) A disclosure of the language contained in (a) and (b) of this Section  
30 shall be made available to all new hire and current positions paid from the  
31 proceeds of the Tobacco Settlement by the Tobacco Settlement Commission.

32 (d) Whenever applicable the information contained in (a) and (b) of this  
33 Section shall be included in the employee handbook and/or Professional  
34 Services Contract paid from the proceeds of the Tobacco Settlement.

35 The provisions of this section shall be in effect only from July 1, 2016  
36 2017 through June 30, ~~2017~~ 2018.

# Hall of the House of Representatives

91st General Assembly - Regular Session, 2017

## Amendment Form

DRAFT

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### Subtitle of House Bill No. 1284

AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES - MEDICAID EXPANSION PROGRAM  
APPROPRIATION FOR THE 2017-2018 FISCAL YEAR.

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### Amendment No. \_\_\_ to House Bill No. 1284

Amend House Bill No. 1284 as originally introduced:

Page 3, line 25, delete "\$42,510,440" and insert "\$92,510,440"

AND

Page 3, line 27, delete "\$47,064,222" and insert "\$97,064,222"

AND

Page 3, line 32, immediately following "2000" insert the following "and enacted in the Tobacco Settlement Proceeds Act"

AND

Page 3, delete lines 33 through 36 in their entirety and substitute the following:

~~"component embracing (1) expanded Medicaid coverage and benefits to pregnant women; (2) expanded inpatient and outpatient hospital reimbursements and benefits to adults aged nineteen (19) to sixty four (64); (3) expanded non-institutional coverage and benefits to adults aged 65 and over; and (4) creation and provision of a limited benefit package to adults aged nineteen (19) to sixty four (64), to be~~ of the Arkansas Medicaid Program, administered by the Department of Human"

AND

Page 4, delete lines 1 and 2 in their entirety

AND

Page 4, line 3, immediately following "Services" insert the following "and established as set out in § 19-12-116(b)(1)".

**DRAFT**

LCW053 - 02-22-2017 16:09:40

Page 1 of 2

19

The Amendment was read \_\_\_\_\_  
By: Joint Budget Committee  
LCW/LCW - 02-22-2017 16:09:40  
LCW053

\_\_\_\_\_  
Chief Clerk

20



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

As Engrossed: H1/11/17  
**A Bill**

HOUSE BILL 1033

5 By: Representatives A. Mayberry, Barker, Brown, Capp, Collins, Davis, Della Rosa, Farrer, D. Ferguson,  
6 C. Fite, L. Fite, Gazaway, M. Gray, Hammer, Henderson, G. Hodges, Maddox, Miller, Payton,  
7 Richmond, Rushing, Speaks, Sullivan, Warren, Watson, J. Williams, Wing, Womack, *D. Meeks, K.*  
8 *Ferguson*

9 By: Senators *Rapert, J. Hendren, Irvin, T. Garner, D. Wallace*

10  
11 **For An Act To Be Entitled**

12 AN ACT TO AMEND INITIATED ACT 1 OF 2000, ALSO KNOWN  
13 AS THE TOBACCO SETTLEMENT PROCEEDS ACT, TO REDUCE THE  
14 DEVELOPMENTAL DISABILITIES WAITING LIST; TO DECLARE  
15 AN EMERGENCY; AND FOR OTHER PURPOSES.

16  
17  
18 **Subtitle**

19 TO AMEND INITIATED ACT 1 OF 2000, ALSO  
20 KNOWN AS THE TOBACCO SETTLEMENT PROCEEDS  
21 ACT, TO REDUCE THE DEVELOPMENTAL  
22 DISABILITIES WAITING LIST; AND TO DECLARE  
23 AN EMERGENCY.

24  
25  
26 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

27  
28 *SECTION 1. Arkansas Code § 19-12-116(b), as enacted by Initiated Act 1*  
29 *of 2000, also known as the Tobacco Settlement Proceeds Act, concerning the*  
30 *Medicaid expansion program, are amended to read as follows:*

31 *(b)(1) The Medicaid expansion program shall be a separate and distinct*  
32 *component of the ~~state Medicaid program~~ Arkansas Medicaid Program currently*  
33 *administered by the Department of Human Services and shall be established as*  
34 *follows:*

35 ~~(1)~~(A) *expanding Medicaid coverage and benefits to pregnant*  
36 *women;*



1           ~~(2)(B)~~ expanding inpatient and outpatient hospital  
2 reimbursements and benefits to adults aged nineteen (19) to sixty-four (64);

3           ~~(3)(C)~~ expanding non-institutional coverage and benefits to  
4 adults aged ~~65~~ sixty-five (65) and over; and

5           ~~(4)(D)~~ ~~creating and providing a limited benefit package to~~  
6 ~~adults aged nineteen (19) to sixty-four (64)~~ expanding medical assistance,  
7 home and community-based services, and employment supports for:

8                           (i) Adults with intellectual and developmental  
9 disabilities who qualify for services; and

10                           (ii) Children with intellectual and developmental  
11 disabilities, who qualify for services.

12           (2) All such expenditures shall be made in conformity with the  
13 ~~state Medicaid program~~ Arkansas Medicaid Program as amended and approved by  
14 the Centers for Medicare and Medicaid Services.

15  
16           SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
17 General Assembly of the State of Arkansas that thousands of citizens of  
18 Arkansas are on a waiting list to receive home and community-based services  
19 that they need to maintain quality of life; that the present Alternative  
20 Community Services Waiver Program, also known as the "Developmental  
21 Disabilities Waiver", does not have the capacity to provide assistance to  
22 these individuals; and that this act is immediately necessary to ensure the  
23 health and safety of the individuals with intellectual and developmental  
24 disabilities in the State of Arkansas. Therefore, an emergency is declared to  
25 exist, and this act being immediately necessary for the preservation of the  
26 public peace, health, and safety shall become effective on:

27                           (1) The date of its approval by the Governor;

28                           (2) If the bill is neither approved nor vetoed by the Governor,  
29 the expiration of the period of time during which the Governor may veto the  
30 bill; or

31                           (3) If the bill is vetoed by the Governor and the veto is  
32 overridden, the date the last house overrides the veto.

33  
34                                           /s/A. Mayberry

35                                           **APPROVED: 01/26/2017**

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