

Stricken language would be deleted from and underlined language would be added to present law.

State of Arkansas
89th General Assembly
Regular Session, 2013

As Engrossed: H3/22/13 H3/26/13

A Bill

HOUSE BILL 2034

By: Representative Neal

By: Senator U. Lindsey

For An Act To Be Entitled

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

Subtitle

CONCERNING MEDICAID ELIGIBILITY AND
APPLICATION FOR A PERSON IN THE CUSTODY
OF A COUNTY JAIL.

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

SECTION 1. Arkansas Code Title 12, Chapter 41, Subchapter 1, is amended to add a new section to read as follows:

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

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

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

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

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



(B) The representative designated under subdivision (b) of this section does not file a Medicaid application within three (3) business days after appointment and request.

(c) An authorized representative under this subsection:

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

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

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

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

(A) Establish Medicaid eligibility;

(B) Provide health care services; or

(C) Pay for health care services.

/s/Neal