

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

State of Arkansas  
91st General Assembly  
Regular Session, 2017

# A Bill

HOUSE BILL 2124

By: Representatives Leding, D. Meeks

By: Senator J. English

## For An Act To Be Entitled

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

### Subtitle

TO ELIMINATE THE ASSET OR RESOURCE TEST  
FOR LONG-TERM CARE MEDICAID WITHIN THE  
ARKANSAS MEDICAID PROGRAM FOR VETERANS.

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

SECTION 1. Arkansas Code § 20-77-127 is amended to read as follows:

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

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

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

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

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



include an asset or resource test for veterans.

(2) As used in this section:

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

(B) "Veteran" means a person who:

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

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

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

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