

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*

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.

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.

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

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)~~ ~~ereating 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**