



January 13, 2016

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## SENATE BILL No. 76

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DIGEST OF SB 76 (Updated January 12, 2016 10:46 am - DI 109)

**Citations Affected:** IC 12-15.

**Synopsis:** Military service and Medicaid eligibility. Allows an individual (and the individual's dependent) who is: (1) an active member of the armed services of the United States or the national guard; (2) a legal Indiana resident; (3) assigned for duty or deployed outside Indiana; and (4) eligible for Medicaid waiver services or Medicaid assistance; to resume Medicaid eligibility and remain on Medicaid waiver waiting lists.

**Effective:** July 1, 2016.

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**Banks, Alting, Arnold J, Crider,  
Merritt, Ford**

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January 5, 2016, read first time and referred to Committee on Veterans Affairs & The Military.  
January 12, 2016, amended, reported favorably — Do Pass.

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SB 76—LS 6279/DI 104





January 13, 2016

Second Regular Session 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

## SENATE BILL No. 76

A BILL FOR AN ACT to amend the Indiana Code concerning Medicaid.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 12-15-2.5-2, AS AMENDED BY P.L.161-2007,  
2 SECTION 36, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2016]: Sec. 2. **(a) Except as provided in subsection (b), a**  
4 **person who is a lawful permanent resident is eligible for Medicaid**  
5 **assistance under this article for a period of one (1) year.**  
6 **(b) This subsection applies to the eligibility of an individual or**  
7 **the individual's dependent for Medicaid assistance and Medicaid**  
8 **waiver services. An individual who:**  
9 **(1) is a legal Indiana resident;**  
10 **(2) is an active member of the armed forces of the United**  
11 **States (as defined in IC 5-9-4-3) or the national guard;**  
12 **(3) is assigned to a duty station outside Indiana or deployed;**  
13 **and**  
14 **(4) except for meeting the state residency requirements, is**  
15 **otherwise eligible for Medicaid waiver services or Medicaid**  
16 **assistance under this article;**  
17 **or the individual's dependent is eligible for Medicaid assistance or**

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1 Medicaid waiver services under this article for one (1) year  
2 following the individual's discharge from service in the armed  
3 forces of the United States or the national guard or postdeployment  
4 in the armed forces of the United States or the national guard.

5 (c) The office shall allow an individual described in subsection  
6 (b) or a dependent of the individual to be placed on a Medicaid  
7 waiver waiting list if the individual or the individual's dependent  
8 does not reside in Indiana due to the individual's military  
9 assignment outside Indiana. The office shall resume when  
10 residency has been re-established:

11 (1) Medicaid assistance; and

12 (2) subject to the availability of a waiver slot under federal  
13 regulations, Medicaid waiver services;

14 for the individual or the individual's dependent if the individual or  
15 the individual's dependent is otherwise eligible under this section.



COMMITTEE REPORT

Madam President: The Senate Committee on Veterans Affairs and The Military, to which was referred Senate Bill No. 76, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 9, delete "The office shall resume Medicaid" and insert **"The office shall resume when residency has been re-established:**

**(1) Medicaid assistance; and**

**(2) subject to the availability of a waiver slot under federal regulations, Medicaid waiver services;**

**for the individual or the individual's dependent if the individual or the individual's dependent is otherwise eligible under this section."**

Page 2, delete lines 10 through 11.

and when so amended that said bill do pass.

(Reference is to SB 76 as introduced.)

BANKS, Chairperson

Committee Vote: Yeas 7, Nays 0.

