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# HOUSE BILL No. 1503

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 12-15-2-2.5.

**Synopsis:** Prior approval for Medicaid. Requires the office of Medicaid policy and planning (office) to establish and implement a procedure to allow a nursing home resident to seek prior approval for the Medicaid program when the individual's assets are not more than \$5,000. Sets forth the procedure for the office to follow and the individual to follow to receive preapproval and final approval to receive Medicaid. Requires the office to apply for federal approval if the office deems federal approval is necessary.

**Effective:** July 1, 2011.

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### Bacon, Riecken

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January 20, 2011, read first time and referred to Committee on Public Health.

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First Regular Session 117th General Assembly (2011)

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 2010 Regular Session of the General Assembly.

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# HOUSE BILL No. 1503



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 12-15-2-2.5 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2011]: **Sec. 2.5. (a) The office shall establish and implement a  
4 procedure to allow an individual who is a resident of a health  
5 facility licensed under IC 16-28 to submit a Medicaid application  
6 for prior approval when the individual's assets are not more than  
7 five thousand dollars (\$5,000).**

8 **(b) The office shall review the application and determine  
9 whether the individual meets all the requirements other than the  
10 asset requirements. The office may not deny the application on the  
11 sole basis that the individual's assets exceed the assets allowable  
12 under the Medicaid program. If the office determines that the  
13 individual meets all the requirements under the Medicaid program  
14 except for the asset limitation, the office shall consider the  
15 individual preapproved to participate in the Medicaid program  
16 and notify the individual in writing of the preapproval.**

17 **(c) If an individual is preapproved for participation in Medicaid**



1 under subsection (b), the individual may submit a form developed  
2 by the office when the individual's assets meet the Medicaid asset  
3 requirements. Upon submission of the form, the office shall  
4 expedite final review and approval of the individual's Medicaid  
5 application.

6 (d) The office shall apply to the United States Department of  
7 Health and Human Services for an amendment to the state  
8 Medicaid plan, if the office determines that an amendment is  
9 necessary to implement this section.

10 (e) The office may adopt rules under IC 4-22-2 necessary to  
11 implement this section.

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