

Senate Engrossed House Bill

~~AHCCCS; redeterminations~~
(now: AHCCCS; redeterminations; appropriation)

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

CHAPTER 17
HOUSE BILL 2624

AN ACT

AMENDING TITLE 36, CHAPTER 29, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 36-2905.05; REPEALING SECTION 36-2905.05, ARIZONA REVISED STATUTES; APPROPRIATING MONIES; RELATING TO THE ARIZONA HEALTH CARE COST CONTAINMENT SYSTEM ADMINISTRATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 36, chapter 29, article 1, Arizona Revised
3 Statutes, is amended by adding section 36-2905.05, to read:

4 36-2905.05. Eligibility redetermination; prohibitions

5 A. ON OR BEFORE DECEMBER 31, 2023, THE ADMINISTRATION SHALL ISSUE
6 DECISIONS ON REDETERMINATIONS FOR ALL MEMBERS WHO HAVE NOT BEEN
7 REDETERMINED FOR ELIGIBILITY SINCE DECEMBER 1, 2022 AND WHO WERE
8 IDENTIFIED AS FACTUALLY INELIGIBLE THROUGH THE ADMINISTRATION'S
9 AUTO-RENEWAL PROCESS BASED ON INFORMATION PROVIDED ELECTRONICALLY FROM
10 FEDERAL AND STATE DATABASES THAT PROVIDE FINANCIAL AND OTHER ELIGIBILITY
11 INFORMATION.

12 B. THE ADMINISTRATION MAY NOT:

13 1. ESTABLISH PROCEDURAL REQUIREMENTS TO COMPLETE REDETERMINATIONS
14 OR REMOVALS BEYOND THE MINIMUM PROCEDURES REQUIRED TO ESTABLISH A GOOD
15 FAITH EFFORT OR ANY OTHER MINIMUM REQUIREMENTS UNDER FEDERAL LAW.

16 2. FOLLOW, CONFORM TO OR SUBMIT TO ANY FEDERAL GUIDANCE THAT IS
17 CONTRARY TO THE REQUIREMENTS OF THIS SECTION, FOLLOW ANY OTHER TIMELINES
18 OR DEADLINES OR LIMIT, DIVIDE OR DISBURSE THE INITIATION OR COMPLETION OF
19 REDETERMINATIONS OR REMOVALS, UNLESS REQUIRED TO DO SO UNDER FEDERAL LAW.

20 Sec. 2. Delayed repeal

21 Section 36-2905.05, Arizona Revised Statutes, as added by this act,
22 is repealed from and after December 31, 2024.

23 Sec. 3. Arizona health care cost containment system
24 administration; reporting; delayed repeal

25 A. On or before May 15, 2023 through May 15, 2024, the Arizona
26 health care cost containment system administration shall submit a monthly
27 report to the governor, the president of the senate and the speaker of the
28 house of representatives and shall provide a copy of this report to the
29 secretary of state of the following information:

30 1. The total number of Arizona health care cost containment system
31 members who were due for renewal in the prior month.

32 2. The total number of Arizona health care cost containment system
33 members for whom a renewal was initiated in the prior month.

34 3. Of the Arizona health care cost containment system members due
35 for a renewal, the number of members who were renewed and remained
36 enrolled in either the Arizona health care cost containment system or the
37 children's health insurance program.

38 4. Of the Arizona health care cost containment system members due
39 for a renewal, the number of members who were determined ineligible for
40 Arizona health care cost containment system or the children's health
41 insurance program and who transferred to the federally facilitated
42 marketplace.

43 5. Of the Arizona health care cost containment system members due
44 for a renewal, the number of members whose eligibility was terminated for

1 procedural reasons such as a failure to respond to a request for
2 information.

3 6. Of the Arizona health care cost containment system members due
4 for a renewal, the number of members whose renewal was not completed.

5 B. This section is repealed from and after December 31, 2024.

6 Sec. 4. Appropriations; Arizona health care cost containment
7 system administration

8 In addition to any other appropriations made in fiscal year
9 2022-2023, the sum of \$29,243,800 from the children's health insurance
10 program fund established by section 36-2995, Arizona Revised Statutes, and
11 \$1,653,957,950 from expenditure authority are appropriated in fiscal year
12 2022-2023 to the Arizona health care cost containment system
13 administration for adjustments in formula requirements.

14 Sec. 5. Emergency

15 This act is an emergency measure that is necessary to preserve the
16 public peace, health or safety and is operative immediately as provided by
17 law.

APPROVED BY THE GOVERNOR MARCH 30, 2023.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 30, 2023.