

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL 1322

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 FINANCE AND ADMINISTRATION FOR MISCELLANEOUS GRANTS AND
10 EXPENSES, FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993;
11 AND FOR OTHER PURPOSES."

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

15 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
16 Department of Finance and Administration - Disbursing Officer, to be payable
17 from the State General Services Fund Account, for miscellaneous grants and
18 expenses, for the biennial period ending June 30, 1993, the following:

20 ITEM	FISCAL YEARS	
21 NO.	1991-92	1992-93
22 (01) INTERSTATE METRO PLANNING GRANTS	\$ 90,000	\$ 90,000
23 (02) INTRASTATE METRO PLANNING GRANTS	90,000	90,000
24 (03) PDD GRANTS	240,000	240,000
25 (04) RURAL COMMUNITY PROJECT GRANTS	300,000	300,000
26 (05) NATIONAL CONFERENCE ON UNIFORM		
27 LAWS	17,100	18,250
28 (06) PUBLIC DEFENDER CONTRACT SERVICES	20,000	20,000
29 (07) CRIMINAL DETENTION COMMISSION		
30 EXPEN	11,647	11,647
31 (08) CRIMINAL DETENTION COMMITTEE		
32 EXPEN	19,600	19,600
33 (09) AGRICULTURAL MARKETING GRANTS	375,000	375,000
34 (10) AR PUBLIC ADMIN CONSORTIUM	<u>75,000</u>	<u>75,000</u>
35 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,238,347</u>	<u>\$ 1,239,497</u>

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2 SECTION 2. APPROPRIATIONS CHILDREN'S HOSPITAL. There is hereby
 3 appropriated, to the Department of Finance and Administration - Disbursing
 4 Officer, to be payable from the State General Services Fund Account, for
 5 miscellaneous grants to Arkansas Children's Hospital, for the biennial period
 6 ending June 30, 1993, the following:

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8 ITEM	FISCAL YEARS	
9 NO.	1991-92	1992-93
(01) CHILDREN'S HOSP PAYMENTS	\$ 506,126	\$ 506,126
(02) INTENSIVE CARE NURSERY	935,565	
12 935,565		
(03) REPRODUCTIVE HEALTH MONITORING		
14 GRANT	<u>92,023</u>	<u>92,023</u>
15 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,533,714</u>	<u>\$ 1,533,714</u>

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17 SECTION 3. APPROPRIATIONS - INDIGENT PATIENTS. There is hereby
 18 appropriated, to the Department of Finance and Administration - Disbursing
 19 Officer, to be payable from the Indigent Patient Hospitalization Fund, for
 20 defraying the cost of hospitalization and medical services of indigent
 21 Arkansas patients under contract with out-of-state hospitals, for the biennial
 22 period ending June 30, 1993, the following:

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24 ITEM	FISCAL YEARS	
25 NO.	1991-92	1992-93
(01) CRITTENDEN COUNTY E.M.S.	\$ 150,000	\$ 150,000
(02) INDIGENT PATIENT HOSPITALIZATION	700,000	
(03) EMERGENCY MEDICAL SERVICES	<u>150,000</u>	<u>150,000</u>
29 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

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31 SECTION 4. APPROPRIATIONS - ESCAPEES TRIAL. There is hereby
 32 appropriated, to the Department of Finance and Administration - Disbursing
 33 Officer, to be payable from the Trial Expense Assistance Fund, for making
 34 reimbursements to counties for costs incurred in felony trials that exceed
 35 limits and for all expenses incurred by counties in holding and bringing to
 36 trial persons charged with escape from the Department of Correction as

1 authorized by law, for the biennial period ending June 30, 1993, the
2 following:

4 ITEM	FISCAL YEARS	
5 NO.	1991-92	1992-93
6 (01) REIMBURSEMENT	<u>\$ 100,000</u>	<u>\$ 100,000</u>

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8 SECTION 5. The Fiscal Officer of the State shall administer the
9 appropriation provided by Item (04) Section 1 of this Act, the same in
10 accordance with laws of this State authorizing grants for approved community
11 projects to unincorporated rural communities and small incorporated towns in
12 this State, provided that no such improvement project shall be for more than
13 four thousand dollars (\$4,000.00), and the funding thereof shall be provided
14 on the basis of one-fourth (1/4) of the funds raised by the rural community,
15 or small incorporated town; one-fourth (1/4) of the funds by an appropriation
16 of the quorum court of the county; and one-half (1/2) thereof to be defrayed
17 by the State. The community or town may also pay the county's one-fourth
18 (1/4) match in lieu of the county defraying one-fourth (1/4) of the cost of
19 the project. Of the monies appropriated in Item (04) of Section 1 hereof, the
20 Chief Fiscal Officer of the State shall set aside and allocate the sum of
21 eight thousand dollars (\$8,000.00) for each of the seventy-five (75) counties
22 of the State, to be used for approved community projects in unincorporated
23 rural communities and for approved community projects in small incorporated
24 towns in this State over the biennium ending June 30, 1993, but shall make
25 such funds available for community projects in said counties only upon
26 application thereof as provided by law.

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28 SECTION 6. RESTRICTIONS. The appropriation provided in Item (06) of
29 Section 1 herein shall be expended only for the purpose of contracting with
30 the Public Defender of Pulaski County to provide defense for the mentally ill.
31 The appropriations made by Items (01), (02) and (03), of Section 1 are to
32 provide state assistance grants to: (A) each Planning and Development District
33 organized under Ark. Code §§14-166-201 et seq., and recognized by the Governor
34 and, (B) locally formed organizations organized under The Interlocal
35 Cooperation Act (Ark. Code §§25-20-101 et seq.), or other Acts which permit
36 interstate cooperation among local governments and intrastate cooperation.

1 Such grants are to be made in equal payments within each category of
2 organization.

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4 SECTION 7. DFA/GRANTS-Indigent Patients Distribution. From the funds
5 derived from the pari-mutuel tax on additional days of dog racing as
6 authorized by law and deposited in the Indigent Patient's Hospitalization
7 Fund, as authorized by Arkansas Code §§23-111-505, the following shall be made
8 available each fiscal year:

9 (a) \$500,000 for defraying the cost of hospitalization and medical
10 services of indigent Arkansas patients in out-of-state hospitals and may
11 include provisions for non-emergency transportation for medical purposes.
12 Provided however, that such transportation shall not exceed a 200 mile radius
13 from the patient's point of origin.

14 (b) Funds in excess of \$500,000 shall be allotted to the Crittenden
15 County EMS up to \$100,000 per fiscal year;

16 (c) Funds in excess of \$600,000 shall be allocated to fund any
17 contract obligations over and above the total amount allowed in Section 3
18 Item (2) to defray the cost of hospitalization and medical services of
19 indigent Arkansas patients in out-of-state hospitals, not to exceed
20 \$200,000 per fiscal year;

21 (d) If there are funds available after the distributions have been
22 made as specified in subsection (a), (b), and (c) above, the available
23 amount shall be used for the support and operation of the Emergency
24 Medical Services Programs of Cross, Lee, Mississippi, Poinsett, and St.
25 Francis counties, not to exceed \$150,000 per fiscal year; and additional
26 support for the Emergency Medical Services Program of Crittenden County, not
27 to exceed \$50,000 per fiscal year;

28 (e) Upon receipt of said monies as allowed in subsection (d), the
29 treasurer of each county shall deposit the same in a special account to be
30 known as the "County Emergency Medical Services Fund", to be
31 used for providing emergency medical services within those counties in
32 accordance with appropriations made therefore by the quorum court of the
33 appropriate county; and

34 (f) In the event there are funds remaining after the distributions have
35 been made as specified in subsections (a), (b), (c), and (d) herein, the
36 balance shall be carried forward to the next fiscal year to be used for the

1 same purposes.

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3 SECTION 8. DISBURSING PROCEDURES. A lump sum monthly installment of
4 1/12 of the annual funded appropriation for the Arkansas Children's Hospital,
5 as provided for in Section 2 of this Act, shall be provided to the Arkansas
6 Children's Hospital by the Disbursing Officer for use in partial payment of
7 the total annual cost of operations.

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9 SECTION 9. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
10 authorized by this Act shall be limited to the appropriation for such agency
11 and funds made available by law for the support of such appropriations; and
12 the restrictions of the State Purchasing Law, the General Accounting and
13 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
14 Procedures and Restrictions Act, or their successors, and other fiscal control
15 laws of this State, where applicable, and regulations promulgated by the
16 Department of Finance and Administration, as authorized by law, shall be
17 strictly complied with in disbursement of said funds.

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19 SECTION 10. LEGISLATIVE INTENT. It is the intent of the General
20 Assembly that any funds disbursed under the authority of the appropriations
21 contained in this Act shall be in compliance with the stated reasons for which
22 this Act was adopted, as evidenced by the Agency Requests, Executive
23 Recommendations and Legislative Recommendations contained in the budget
24 manuals prepared by the Department of Finance and Administration, letters, or
25 summarized oral testimony in the official minutes of the Arkansas Legislative
26 Council or Joint Budget Committee which relate to its passage and adoption.

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28 SECTION 11. CODE. All provisions of this Act of a general and
29 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and
30 the Arkansas Code Revision Commission shall incorporate the same in the Code.

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32 SECTION 12. SEVERABILITY. If any provision of this Act or the
33 application thereof to any person or circumstance is held invalid, such
34 invalidity shall not affect other provisions or applications of the Act which
35 can be given effect without the invalid provision or application, and to this

1 end the provisions of this Act are declared to be severable.

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3 SECTION 13. GENERAL REPEALER. All laws and parts of laws in conflict
4 with this Act are hereby repealed.

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6 SECTION 14. HEALTH PREMIUMS. The Department of Finance and
7 Administration - Disbursing Officer shall not, during the 1992-93 fiscal year,
8 spend more for health insurance per employee than the amount being contributed
9 to the State Employees Health Insurance Program.

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11 SECTION 15. EMERGENCY CLAUSE. It is hereby found and determined by the
12 Seventy-Eighth General Assembly, that the Constitution of the State of
13 Arkansas prohibits the appropriation of funds for more than a two (2) year
14 period; that the effectiveness of this Act on July 1, 1991 is essential to the
15 operation of the agency for which the appropriations in this Act are provided,
16 and that in the event of an extension of the Regular Session, the delay in the
17 effective date of this Act beyond July 1, 1991 could work irreparable harm
18 upon the proper administration and provision of essential governmental
19 programs. Therefore, an emergency is hereby declared to exist and this Act
20 being necessary for the immediate preservation of the public peace, health and
21 safety shall be in full force and effect from and after July 1, 1991.

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/s/ John E. Miller

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Amended 2/22/07

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