

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**  
4 **By: Senator Hoofman**

# A Bill

**SENATE BILL**

## **For An Act To Be Entitled**

8 "AN ACT TO AMEND ARK. CODE ANN. §§20-15-602 AND 20-15-605  
9 RELATING TO THE STATE KIDNEY DISEASE COMMISSION; AND FOR  
10 OTHER PURPOSES."

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

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14 SECTION 1. Ark. Code Ann. §20-15-602 is hereby amended to read as  
15 follows:

16 "20-15-602. State Kidney Disease Commission - Creation - Members.

17 (a) There is established a State Kidney Disease Commission to consist  
18 of ten (10) members.

19 (1) Nine (9) members of the commission shall be appointed by the  
20 Governor and confirmed by the Senate as follows:

21 (A) Three (3) members, who are knowledgeable in renal  
22 medicine and the treatment of end-stage renal disease shall be physicians  
23 licensed to practice in Arkansas, who are actively engaged in the private  
24 practice of medicine in this state;

25 (B) One (1) member, who is knowledgeable in renal medicine  
26 and the treatment of end-stage renal disease, shall be a physician licensed in  
27 Arkansas who is engaged primarily in institutional practice of medicine;

28 (C) Two (2) members shall be persons engaged in hospital  
29 administrative activities;

30 (D) Two (2) members shall be named from the public at  
31 large, but shall be individuals who have a demonstrated interest in the  
32 treatment and cure of renal diseases;

33 (E) One (1) member, who shall represent the elderly, shall  
34 be sixty (60) years of age or older and appointed from the state at large.  
35 The member shall not be actively engaged in or retired from any profession,

1 occupation, or industry which is regulated pursuant to this subchapter.

2           (2) The deputy director of the Division of Rehabilitation  
3 Services of the Department of Human Services shall be a member of the  
4 commission and shall serve as secretary and disbursing officer of funds  
5 appropriated to the commission for the treatment and cure of renal diseases.

6           (b) Members shall be appointed for four-year terms to expire on January  
7 14 of the members' fourth year of the appointed term. Members of the  
8 commission shall serve until their successors are appointed and qualified.  
9 Both members holding appointments under §20-15-602(a)(1)(B) on February 1,  
10 1989, shall serve until their terms expire.

11           (c) In the event a vacancy occurs on the commission due to death,  
12 resignation, or other cause, the vacancy shall be filled by appointment of the  
13 Governor of a person eligible for the initial appointment, as provided in  
14 subsection (a) of this section, for the remainder of the unexpired portion of  
15 the term of the member.

16           (d) The commission shall annually elect one (1) of its members as  
17 chairman and one (1) of its members as vice-chairman and such other officers  
18 as the commission deems necessary.

19           (e) The commission shall meet at least once each calendar quarter and  
20 at such other times as may be designated by the commission's rules or upon  
21 call by the chairman or upon written request of any four (4) members.

22           (f) Members of the commission shall serve without pay and without  
23 reimbursement for expenses incurred in attending to commission business.

24           (g) Members of the commission shall qualify by taking the oath of  
25 office as prescribed by law."

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27           SECTION 2. Ark. Code Ann. §20-15-605 is hereby amended to read as  
28 follows:

29           "20-15-605. State Kidney Disease Commission - Disbursement of funds.

30           (a) The deputy director of the Division of Rehabilitation Services of  
31 the Department of Human Services shall be the disbursing officer of funds  
32 appropriated by the General Assembly and of other funds made available to the  
33 commission for such purposes. These funds are to provide monetary assistance  
34 to defray the cost incurred by patients suffering from acute or chronic renal  
35 disease who are unable to meet the total cost of their care or treatment from

1 their own resources or from third-party resources.

2 (b) The deputy director of the Division of Rehabilitation Services of  
3 the Department of Human Services shall be governed by the policies, rules and  
4 regulations, and procedures promulgated by the commission in disbursing funds  
5 appropriated, or otherwise made available, to the commission for renal disease  
6 treatment purposes."

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8 SECTION 3. All provisions of this act of a general and permanent nature  
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
10 Revision Commission shall incorporate the same in the Code.

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12 SECTION 4. If any provision of this act or the application thereof to  
13 any person or circumstance is held invalid, such invalidity shall not affect  
14 other provisions or applications of the act which can be given effect without  
15 the invalid provision or application, and to this end the provisions of this  
16 act are declared to be severable.

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18 SECTION 5. All laws and parts of laws in conflict with this act are  
19 hereby repealed.

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