

1 **State of Arkansas**  
2 **79th General Assembly**  
3 **Regular Session, 1993**  
4 **By: Joint Budget Committee**

# A Bill

**HOUSE BILL**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
9 FINANCE AND ADMINISTRATION - DISBURSING OFFICER FOR  
10 MISCELLANEOUS GRANTS AND EXPENSES FOR THE BIENNIAL PERIOD  
11 ENDING JUNE 30, 1995; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF FINANCE AND ADMINISTRATION -  
15 DISBURSING OFFICER APPROPRIATION."

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

19 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
20 Department of Finance and Administration - Disbursing Officer, to be payable  
21 from the State General Services Fund Account, for miscellaneous grants and  
22 expenses for the biennial period ending June 30, 1995, the following:

24 ITEM	FISCAL YEARS	
25 NO.	1993-94	1994-95
27 (01) INTERSTATE METRO PLANNING GRANTS	\$ 90,000	\$ 90,000
28 (02) INTRASTATE METRO PLANNING GRANTS	90,000	90,000
29 (03) PDD GRANTS	240,000	240,000
30 (04) RURAL COMMUNITY PROJECT GRANTS	300,000	300,000
31 (05) NATIONAL CONFERENCE ON UNIFORM LAWS	17,936	17,936
32 (06) PUBLIC DEFENDER CONTRACT SERVICES	20,000	20,000
33 (07) CRIMINAL DETENTION COMMISSION EXPENSES	7,000	7,000
34 (08) CRIMINAL DETENTION COMMITTEE EXPENSES	19,263	19,263
35 (09) AGRICULTURAL MARKETING GRANTS	375,000	375,000

1	(10) AR PUBLIC ADMIN CONSORTIUM	<u>75,000</u>	<u>75,000</u>
2	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,234,199</u>	<u>\$ 1,234,199</u>

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4 SECTION 2. APPROPRIATIONS - CHILDREN'S HOSPITAL. There is hereby

5 appropriated, to the Department of Finance and Administration - Disbursing

6 Officer, to be payable from the State General Services Fund Account, for

7 miscellaneous grants to Arkansas Children's Hospital for the biennial period

8 ending June 30, 1995, the following:

10	<del>ITEM</del>	<del>FISCAL YEARS</del>	
11	NO.	1993-94	1994-95
13	(01) CHILDREN'S HOSPITAL PAYMENTS	\$ 506,126	\$ 506,126
14	(02) INTENSIVE CARE NURSERY	935,565	935,565
15	(03) REPRODUCTIVE HEALTH MONITORING GRANT	<u>92,023</u>	<u>92,023</u>
16	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,533,714</u>	<u>\$ 1,533,714</u>

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18 SECTION 3. APPROPRIATIONS - INDIGENT PATIENTS. There is hereby

19 appropriated, to the Department of Finance and Administration - Disbursing

20 Officer, to be payable from the Indigent Patient's Fund, for defraying the

21 cost of hospitalization and medical services of indigent Arkansas patients

22 under contract with out-of-state hospitals, for the biennial period ending

23 June 30, 1995, the following:

25	<del>ITEM</del>	<del>FISCAL YEARS</del>	
26	NO.	1993-94	1994-95
28	(01) CRITTENDEN COUNTY E.M.S.	\$ 150,000	\$ 150,000
29	(02) INDIGENT PATIENT HOSPITALIZATION	700,000	700,000
30	(03) EMERGENCY MEDICAL SERVICES	<u>150,000</u>	<u>150,000</u>
31	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

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33 SECTION 4. APPROPRIATIONS - ESCAPEES TRIAL. There is hereby

34 appropriated, to the Department of Finance and Administration - Disbursing

35 Officer, to be payable from the Trial Expense Assistance Fund, for making

1 reimbursements to counties for costs incurred in felony trials that exceed  
2 limits and for all expenses incurred by counties in holding and bringing to  
3 trial persons charged with escape from the Department of Correction as  
4 authorized by law, for the biennial period ending June 30, 1995, the  
5 following:

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7 ITEM	FISCAL YEARS	
8 NO.	1993-94	1994-95
9 (01) REIMBURSEMENTS	<u>\$ 100,000</u>	<u>\$ 100,000</u>

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11 SECTION 5. The Fiscal Officer of the State shall administer the  
12 appropriation provided by Item (04) Section 1 of this Act, the same in  
13 accordance with laws of this State authorizing grants for approved community  
14 projects to unincorporated rural communities and small incorporated towns in  
15 this State, provided that no such improvement project shall be for more than  
16 four thousand dollars (\$4,000.00), and the funding thereof shall be provided  
17 on the basis of one-fourth (1/4) of the funds raised by the rural community,  
18 or small incorporated town; one-fourth (1/4) of the funds by an appropriation  
19 of the quorum court of the county; and one-half (1/2) thereof to be defrayed  
20 by the State. The community or town may also pay the county's one-fourth  
21 (1/4) match in lieu of the county defraying one-fourth (1/4) of the cost of  
22 the project. Of the monies appropriated in Item (04) of Section 1 hereof, the  
23 Chief Fiscal Officer of the State shall set aside and allocate the sum of  
24 eight thousand dollars (\$8,000.00) for each of the seventy-five (75) counties  
25 of the State, to be used for approved community projects in unincorporated  
26 rural communities and for approved community projects in small incorporated  
27 towns in this State over the biennium ending June 30, 1995, but shall make  
28 such funds available for community projects in said counties only upon  
29 application thereof as provided by law.

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31 SECTION 6. RESTRICTIONS. The appropriation provided in Item (06) of  
32 Section 1 herein shall be expended only for the purpose of contracting with  
33 the Public Defender of Pulaski County to provide defense for the mentally ill.  
34 The appropriations made by Items (01), (02) and (03), of Section 1 are to  
35 provide state assistance grants to: (A) each Planning and Development District

1 organized under Ark. Code §§14-166-201 et seq., and recognized by the Governor  
2 and, (B) locally formed organizations organized under The Interlocal  
3 Cooperation Act (Ark. Code §§25-20-101 et seq.), or other Acts which permit  
4 interstate cooperation among local governments and intrastate cooperation.  
5 Such grants are to be made in equal payments within each category of  
6 organization.

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8 SECTION 7. DFA/GRANTS-INDIGENT PATIENTS DISTRIBUTION. From the funds  
9 derived from the pari-mutuel tax on additional days of dog racing as  
10 authorized by law and deposited in the Indigent Patient's Fund, as authorized  
11 by Arkansas Code §§23-111-505, the following shall be made available each  
12 fiscal year:

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

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

20 (c) Funds in excess of \$600,000 shall be allocated to fund any  
21 contract obligations over and above the total amount allowed in Section 3  
22 Item (2) to defray the cost of hospitalization and medical services of  
23 indigent Arkansas patients in out-of-state hospitals, not to exceed  
24 \$200,000 per fiscal year;

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

32 (e) Upon receipt of said monies as allowed in subsection (d), the  
33 treasurer of each county shall deposit the same in a special account to be  
34 known as the "County Emergency Medical Services Fund", to be  
35 used for providing emergency medical services within those counties in

1 accordance with appropriations made therefore by the quorum court of the  
2 appropriate county; and

3 (f) In the event there are funds remaining after the distributions have  
4 been made as specified in subsections (a), (b), (c), and (d) herein, the  
5 balance shall be carried forward to the next fiscal year to be used for the  
6 same purposes.

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8 SECTION 8. DISBURSING PROCEDURES. A lump sum monthly installment of  
9 1/12 of the annual funded appropriation for the Arkansas Children's Hospital,  
10 as provided for in Section 2 of this Act, shall be provided to the Arkansas  
11 Children's Hospital by the Disbursing Officer for use in partial payment of  
12 the total annual cost of operations.

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

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

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34 SECTION 11. CODE. All provisions of this Act of a general and  
35 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and

1 the Arkansas Code Revision Commission shall incorporate the same in the Code.  
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3       SECTION 12. SEVERABILITY. If any provision of this Act or the  
4 application thereof to any person or circumstance is held invalid, such  
5 invalidity shall not affect other provisions or applications of the Act which  
6 can be given effect without the invalid provision or application, and to this  
7 end the provisions of this Act are declared to be severable.

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

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12       SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the  
13 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas  
14 prohibits the appropriation of funds for more than a two (2) year period; that  
15 the effectiveness of this Act on July 1, 1993 is essential to the operation of  
16 the agency for which the appropriations in this Act are provided, and that in  
17 the event of an extension of the Regular Session, the delay in the effective  
18 date of this Act beyond July 1, 1993 could work irreparable harm upon the  
19 proper administration and provision of essential governmental programs.  
20 Therefore, an emergency is hereby declared to exist and this Act being  
21 necessary for the immediate preservation of the public peace, health and  
22 safety shall be in full force and effect from and after July 1, 1993.

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