

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 84th General Assembly
3 Regular Session, 2003

A Bill

HOUSE BILL 1323

4
5 By: Representative Stovall
6 By: Senator Laverty

For An Act To Be Entitled

10 AN ACT TO MAKE AN APPROPRIATION FOR MEDICAID
11 RELIEF EXPANSION PROGRAMS FOR THE DEPARTMENT OF
12 HUMAN SERVICES FOR THE BIENNIAL PERIOD ENDING
13 JUNE 30, 2005; AND FOR OTHER PURPOSES.

Subtitle

16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - MEDICAID RELIEF EXPANSION
18 PROGRAMS APPROPRIATION FOR THE 2003-2005
19 BIENNIUM.

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

25 SECTION 1. SPECIAL LANGUAGE. Prior to crediting the funds collected under
26 the provisions of Arkansas Code §§ 26-52-302(c) and 26-53-107(c) to the
27 Property Tax Relief Trust Fund, the State Treasurer shall, from time to time
28 as directed by the Chief Fiscal Officer of the State but no later than
29 December 31 of each year, credit the total of thirty million dollars per year
30 (\$30,000,000) to the following funds and fund accounts for the purposes set
31 out herein and in the following amounts:

<u>Item</u>	<u>Fund or</u>	<u>Fiscal Year</u>	<u>Fiscal Year</u>	
<u>No</u>	<u>Fund Account</u>	<u>Purpose</u>	<u>2003-2004</u>	<u>2004-2005</u>
<u>(1)</u>	<u>Developmental</u>	<u>Continued expansion/</u>		
	<u>Disabilities</u>	<u>improvement of community based</u>		



1	<u>Services Fund</u>	<u>programs licensed by the</u>		
2	<u>Account</u>	<u>Department of Human Services</u>		
3		<u>- Division of Developmental</u>		
4		<u>Disabilities</u>	<u>\$6,000,000</u>	<u>\$6,000,000</u>
5				
6	<u>(2) Developmental</u>	<u>Expand the Alternative</u>		
7	<u>Disabilities</u>	<u>Community Services Home &</u>		
8	<u>Services Fund</u>	<u>Community Based Waiver</u>		
9	<u>Account</u>	<u>program</u>	<u>4,000,000</u>	<u>4,000,000</u>
10				
11	<u>(3) Department of</u>	<u>Personal Care and Elder-</u>		
12	<u>Human Services</u>	<u>Choices rate increase from</u>		
13	<u>Grants Fund</u>	<u>\$12.35 per hour to \$13.86 per</u>		
14	<u>Account</u>	<u>hour beginning July 1, 2003</u>	<u>2,500,000</u>	<u>2,500,000</u>
15				
16	<u>(4) Aging and</u>	<u>Senior Center Services for</u>		
17	<u>Adult</u>	<u>transportation, congregate</u>		
18	<u>Services Fund</u>	<u>meals, home delivered meals</u>		
19	<u>Account</u>	<u>and socialization beginning</u>		
20		<u>July 1, 2003</u>	<u>5,000,000</u>	<u>5,000,000</u>
21				
22	<u>(5) Aging and</u>	<u>Rate increase for Targeted</u>		
23	<u>Adult</u>	<u>Case Management services</u>		
24	<u>Services Fund</u>	<u>beginning July 1, 2003</u>		
25	<u>Account</u>		<u>2,500,000</u>	<u>2,500,000</u>
26				
27	<u>(6) Mental Health</u>	<u>Local acute care including</u>		
28	<u>Services Fund</u>	<u>hospitalization to partially</u>		
29	<u>Account</u>	<u>implement the Upper</u>		
30		<u>Payment Limit Utilization</u>	<u>6,000,000</u>	<u>6,000,000</u>
31				
32	<u>(7) Department</u>	<u>Serious Offender Programs</u>		
33	<u>of Human</u>	<u>and Community Based Programs</u>		
34	<u>Services -</u>			
35	<u>Youth Services</u>			
36	<u>Fund Account</u>		<u>1,500,000</u>	<u>1,500,000</u>

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2	<u>(8)</u>	<u>Children and</u>	<u>Foster Care services</u>	
3		<u>Family</u>		
4		<u>Services Fund</u>		
5		<u>Account</u>	<u>1,500,000</u>	<u>1,500,000</u>
6				
7	<u>(9)</u>	<u>State</u>	<u>State Services for the</u>	
8		<u>Services for</u>	<u>Blind Job Program</u>	
9		<u>the Blind</u>		
10		<u>Fund Account</u>	<u>325,000</u>	<u>325,000</u>
11				
12	<u>(10)</u>	<u>Developmental</u>	<u>Hourly rate increase to</u>	
13		<u>Disabilities</u>	<u>Private Duty Nursing for</u>	
14		<u>Services Fund</u>	<u>severely disabled children</u>	
15		<u>Account</u>	<u>525,000</u>	<u>525,000</u>
16				
17	<u>(11)</u>	<u>University</u>	<u>Medicaid match for</u>	
18		<u>of Arkansas</u>	<u>Folic Acid Services</u>	
19		<u>Medical</u>		
20		<u>Center Fund</u>	<u>150,000</u>	<u>150,000</u>
21		<u>TOTAL AMOUNT</u>	<u>\$30,000,000</u>	<u>\$30,000,000</u>

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23 Further, the monies transferred by this section shall be in addition to and
 24 shall not supplant any general revenues previously planned or directed for
 25 the expansion of the various existing programs or services set out in this
 26 section.

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28 SECTION 2. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 29 by this act shall be limited to the appropriation for such agency and funds
 30 made available by law for the support of such appropriations; and the
 31 restrictions of the State Purchasing Law, the General Accounting and
 32 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 33 Procedures and Restrictions Act, or their successors, and other fiscal
 34 control laws of this State, where applicable, and regulations promulgated by
 35 the Department of Finance and Administration, as authorized by law, shall be
 36 strictly complied with in disbursement of said funds.

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SECTION 3. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that the effectiveness of this Act on July 1, 2003 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2003 could work irreparable harm upon the proper administration and provision of essential governmental programs. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 2003.