

.As Engrossed: 2/19/91 3/20/91

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

A BILL ACT 894 OF 1991
HOUSE BILL 1692

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR GRANT PAYMENTS BY THE
9 DEPARTMENT OF HUMAN SERVICES - DIVISION OF ECONOMIC AND
10 MEDICAL SERVICES WHICH SHALL BE SUPPLEMENTAL AND IN
11 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 44 OF THE
12 FIRST EXTRAORDINARY SESSION OF 1989, FOR THE FISCAL YEAR
13 ENDING JUNE 30, 1991; AND FOR OTHER PURPOSES."

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

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17 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
18 Department of Human Services - Division of Economic and Medical Services, to
19 be payable from the Department of Human Services Paying Account as designated
20 by the Chief Fiscal Officer of the State, for grant payments by the Department
21 of Human Services - Division of Economic and Medical Services which shall be
22 supplemental and in addition to those funds appropriated in Section 4 of Act
23 44 of the First Extraordinary Session of 1989, for the remainder of the fiscal
24 year ending June 30, 1991, the following:

26 ITEM	FISCAL YEAR
27 NO.	1990-91
28 (01) HOSPITAL AND MEDICAL SERVICES	\$55,957,927
29 (02) PRESCRIPTION DRUGS	9,000,000
30 (03) PRIVATE NURSING HOME CARE	<u>6,400,000</u>
	<u>\$71,357,927</u>

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33 SECTION 2. FUNDING TRANSFER. Immediately upon the effective date of
34 this Act, the Chief Fiscal Officer of the State shall transfer on his books
35 and those of the State Treasurer the sum of two million eight hundred sixty-
36 one thousand five hundred ninety-one dollars (\$2,861,591) from the Budget

1 *Stabilization Trust Fund to the Department of Human Services Paying Account as*
2 *designated by the Chief Fiscal Officer of the State to provide funds for the*
3 *appropriation provided herein.*

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5 SECTION 3. FUNDING TRANSFER. Immediately upon the effective date of
6 this Act, the Chief Fiscal Officer of the State shall transfer on his books
7 and those of the State Treasurer the sum of twelve million ninety-six thousand
8 three hundred thirty-six dollars (\$12,096,336) from the General Revenue
9 Allotment Reserve Fund to the Department of Human Services Paying Account as
10 designated by the Chief Fiscal Officer of the State to provide funds for the
11 appropriation provided herein.

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13 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
14 by this Act shall be limited to the appropriation for such agency and funds
15 made available by law for the support of such appropriations; and the
16 restrictions of the State Purchasing Law, the General Accounting and Budgetary
17 Procedures Law, the Revenue Stabilization Law, the Regular Salary Procedures
18 and Restrictions Act, or their successors, and other fiscal control laws of
19 this State, where applicable, and regulations promulgated by the Department of
20 Finance and Administration, as authorized by law, shall be strictly complied
21 with in disbursement of said funds.

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23 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
24 Assembly that any funds disbursed under the authority of the appropriations
25 contained in this Act shall be in compliance with the stated reasons for which
26 this Act was adopted, as evidenced by the Agency Requests, Executive
27 Recommendations and Legislative Recommendations contained in the budget
28 manuals prepared by the Department of Finance and Administration, letters, or
29 summarized oral testimony in the official minutes of the Arkansas Legislative
30 Council or Joint Budget Committee which relate to its passage and adoption.

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32 SECTION 6. CODE. All provisions of this Act of a general and permanent
33 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
34 Code Revision Commission shall incorporate the same in the Code.

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36 SECTION 7. SEVERABILITY. If any provision of this Act or the

1 application thereof to any person or circumstance is held invalid, such
2 invalidity shall not affect other provisions or applications of the Act which
3 can be given effect without the invalid provision or application, and to this
4 end the provisions of this Act are declared to be severable.

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6 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
7 with this Act are hereby repealed.

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9 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
10 Seventy-Eighth General Assembly, that funds provided by the Seventy-Seventh
11 General Assembly for the operations of the Department of Human Services -
12 Division of Economic and Medical Services are, due to unforeseen
13 circumstances, insufficient for the Department of Human Services - Division of
14 Economic and Medical Services to continue to provide essential governmental
15 services; that the provisions of this act will provide the necessary monies
16 for the Department of Human Services - Division of Economic and Medical
17 Services to continue such services; and that a delay in the effective date of
18 this Act could work irreparable harm upon the proper administration and
19 provision of essential governmental programs. Therefore, an emergency is
20 hereby declared to exist and this Act being necessary for the immediate
21 preservation of the public peace, health and safety shall be in full force and
22 effect from and after the date of its passage and approval.

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/s/ John E. Miller

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APPROVED: 3/29/91

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