

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

A Bill

ACT 76 OF 1993
HOUSE BILL 1204

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	25 FISCAL YEARS	
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
36 (10) AR PUBLIC ADMIN CONSORTIUM	<u>75,000</u>	<u>75,000</u>

1 TOTAL AMOUNT APPROPRIATED \$ 1,234,199 \$ 1,234,199

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3 SECTION 2. APPROPRIATIONS - CHILDREN'S HOSPITAL. There is hereby
4 appropriated, to the Department of Finance and Administration - Disbursing
5 Officer, to be payable from the State General Services Fund Account, for
6 miscellaneous grants to Arkansas Children's Hospital for the biennial period
7 ending June 30, 1995, the following:

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Table with 3 columns: ITEM, FISCAL YEARS, and values. Includes items like CHILDREN'S HOSPITAL PAYMENTS, INTENSIVE CARE NURSERY, and REPRODUCTIVE HEALTH MONITORING GRANT.

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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's Fund, for defraying the
20 cost of hospitalization and medical services of indigent Arkansas patients
21 under contract with out-of-state hospitals, for the biennial period ending
22 June 30, 1995, the following:

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Table with 3 columns: ITEM, FISCAL YEARS, and values. Includes items like CRITTENDEN COUNTY E.M.S., INDIGENT PATIENT HOSPITALIZATION, and EMERGENCY MEDICAL SERVICES.

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32 SECTION 4. APPROPRIATIONS - ESCAPEES TRIAL. There is hereby
33 appropriated, to the Department of Finance and Administration - Disbursing
34 Officer, to be payable from the Trial Expense Assistance Fund, for making
35 reimbursements to counties for costs incurred in felony trials that exceed

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

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

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10 SECTION 5. The Fiscal Officer of the State shall administer the

11 appropriation provided by Item (04) Section 1 of this Act, the same in

12 accordance with laws of this State authorizing grants for approved community

13 projects to unincorporated rural communities and small incorporated towns in

14 this State, provided that no such improvement project shall be for more than

15 four thousand dollars (\$4,000.00), and the funding thereof shall be provided

16 on the basis of one-fourth (1/4) of the funds raised by the rural community,

17 or small incorporated town; one-fourth (1/4) of the funds by an appropriation

18 of the quorum court of the county; and one-half (1/2) thereof to be defrayed

19 by the State. The community or town may also pay the county's one-fourth

20 (1/4) match in lieu of the county defraying one-fourth (1/4) of the cost of

21 the project. Of the monies appropriated in Item (04) of Section 1 hereof, the

22 Chief Fiscal Officer of the State shall set aside and allocate the sum of

23 eight thousand dollars (\$8,000.00) for each of the seventy-five (75) counties

24 of the State, to be used for approved community projects in unincorporated

25 rural communities and for approved community projects in small incorporated

26 towns in this State over the biennium ending June 30, 1995, but shall make

27 such funds available for community projects in said counties only upon

28 application thereof as provided by law.

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30 SECTION 6. RESTRICTIONS. The appropriation provided in Item (06) of

31 Section 1 herein shall be expended only for the purpose of contracting with

32 the Public Defender of Pulaski County to provide defense for the mentally ill.

33 The appropriations made by Items (01), (02) and (03), of Section 1 are to

34 provide state assistance grants to: (A) each Planning and Development District

35 organized under Ark. Code §§14-166-201 et seq., and recognized by the Governor

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

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

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

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

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

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

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

1 appropriate county; and

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

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

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

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

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

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

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

SECTION 14. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Ninth 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, 1993 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, 1993 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, 1993.

APPROVED: 2/4/93

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