

1 **State of Arkansas**  
2 **80th General Assembly**  
3 **Regular Session, 1995**  
4 **By: Joint Budget Committee**

# A Bill

**ACT 637 OF 1995**  
**HOUSE BILL 1240**

## For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION FOR MISCELLANEOUS GRANTS  
9 AND EXPENSES FOR THE DEPARTMENT OF FINANCE AND  
10 ADMINISTRATION - DISBURSING OFFICER FOR THE BIENNIAL  
11 PERIOD ENDING JUNE 30, 1997; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF FINANCE  
15 AND ADMINISTRATION - DISBURSING OFFICER  
16 APPROPRIATION FOR THE 1995-97 BIENNIUM."

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

20 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the  
21 Department of Finance and Administration - Disbursing Officer, to be payable  
22 from the State General Services Fund Account, for miscellaneous grants and  
23 expenses for the biennial period ending June 30, 1997, the following:

25 ITEM	26 FISCAL YEARS	
<del>NO.</del>	<del>1995-96</del>	<del>1996-97</del>
27 (01) INTERSTATE METRO PLANNING GRANTS	\$ 90,000	\$ 90,000
28 (02) AR PUBLIC ADMIN CONSORTIUM	75,000	75,000
29 (03) NATIONAL CONFERENCE ON UNIFORM LAWS	21,577	21,577
30 (04) RURAL COMMUNITY PROJECTS GRANTS	300,000	300,000
31 (05) INTRASTATE METRO PLANNING GRANTS	90,000	90,000
32 (06) PUBLIC DEFENDER CONTRACT	20,000	20,000
33 (07) CRIMINAL DETENTION COMMITTEE EXPENSE	18,878	18,878
34 (08) AGRICULTURAL MARKETING GRANTS	375,000	375,000
35 (09) PLANNING & DEVELOPMENT GRANTS	<u>360,000</u>	<u>360,000</u>
36 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,350,455</u>	<u>\$ 1,350,455</u>

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2 SECTION 2. APPROPRIATIONS - CHILDREN'S HOSPITAL. There is hereby  
3 appropriated, to the Department of Finance and Administration - Disbursing  
4 Officer, to be payable from the State General Services Fund Account, for  
5 miscellaneous grants to Arkansas Children's Hospital for the biennial period  
6 ending June 30, 1997, the following:

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<u>ITEM</u>		<u>FISCAL YEARS</u>	
NO.		1995-96	1996-97
10 (01)	CHILDREN'S HOSPITAL PAYMENTS	\$ 506,126	\$ 506,126
11 (02)	INTENSIVE CARE NURSERY	935,565	935,565
12 (03)	REPRODUCTIVE HEALTH MONITORING GRANT	<u>92,023</u>	<u>92,023</u>
13	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,533,714</u>	<u>\$ 1,533,714</u>

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15 SECTION 3. APPROPRIATIONS - INDIGENT PATIENTS. There is hereby  
16 appropriated, to the Department of Finance and Administration - Disbursing  
17 Officer, to be payable from the Indigent Patient's Fund, for defraying the  
18 cost of hospitalization and medical services of indigent Arkansas patients  
19 under contract with out of state hospitals for the biennial period ending June  
20 30, 1997, the following:

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<u>ITEM</u>		<u>FISCAL YEARS</u>	
NO.		1995-96	1996-97
24 (01)	CRITTENDEN COUNTY EMS	\$ 150,000	\$ 150,000
25 (02)	INDIGENT PATIENT HOSPITALIZATION	700,000	700,000
26 (03)	EMERGENCY MEDICAL SERVICES	<u>150,000</u>	<u>150,000</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

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29 SECTION 4. APPROPRIATIONS - ESCAPEES TRIAL. There is hereby  
30 appropriated, to the Department of Finance and Administration - Disbursing  
31 Officer, to be payable from the Trial Expense Assistance Fund, for making  
32 reimbursements to counties for costs incurred in felony trials that exceed  
33 limits and for all expenses incurred by counties in holding and bringing to  
34 trial persons charged with escape from the Department of Correction as  
35 authorized by law, for the biennial period ending June 30, 1997, the

1 following:

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3 ITEM	FISCAL YEARS	
4 NO.	1995-96	1996-97
5 (01) REFUNDS/REIMBURSEMENTS	\$ <u>100,000</u>	\$ <u>100,000</u>

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7 SECTION 5. APPROPRIATIONS - MUSEUM OF SCIENCE AND HISTORY. There is

8 hereby appropriated, to the Department of Finance and Administration -

9 Disbursing Officer, to be payable from the State General Services Fund

10 Account, for grants to the Arkansas Museum of Science and History Statewide

11 Neighborhood Environmental Science Activity Program for the biennial period

12 ending June 30, 1997, the following:

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14 ITEM	FISCAL YEARS	
15 NO.	1995-96	1996-97
16 (01) NEIGHBORHOOD ENVIRONMENTAL SCIENCE		
17 ACTIVITY PROGRAM GRANTS	\$ <u>50,000</u>	\$ <u>50,000</u>

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19 SECTION 6. APPROPRIATIONS - BEAVER ERADICATION PROGRAM. There is hereby

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

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

22 payment of reimbursement to counties which have an established County Beaver

23 Eradication Program for the biennial period ending June 30, 1997, the

24 following:

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26 ITEM	FISCAL YEARS	
27 NO.	1995-96	1996-97
28 (01) REIMBURSEMENTS TO COUNTIES	\$ <u>150,000</u>	\$ <u>150,000</u>

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30 SECTION 7. APPROPRIATIONS - JUVENILE OFFENDERS TRANSPORTATION. There is

31 hereby appropriated, to the Department of Finance and Administration -

32 Disbursing Officer, to be payable from the State General Services Fund

33 Account, for grants/reimbursements to provide for transportation of juvenile

34 offenders to appropriate facilities for the biennial period ending June 30,

35 1997, the following:

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ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) TRANSPORTATION GRANTS/REIMBURSEMENTS	<u>\$ 250,000</u>	<u>\$ 250,000</u>

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6 SECTION 8. APPROPRIATIONS - VO-TECH TRAINING GRANTS. There is hereby  
7 appropriated, to the Department of Finance and Administration - Disbursing  
8 Officer, to be payable from the State General Services Fund Account, for  
9 grants to the Association of General Contractors to provide training programs  
10 at Vocational Technical schools for the biennial period ending June 30, 1997,  
11 ~~the following:~~

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ITEM	FISCAL YEARS	
NO.	1995-96	1996-97
(01) VO-TECH TRAINING GRANTS	<u>\$ 10,000</u>	<u>\$ 10,000</u>

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17 SECTION 9. RESTRICTIONS. The appropriation provided in Item (06) of  
18 Section 1 herein shall be expended only for the purpose of contracting with  
19 the Public Defender of Pulaski County to provide defense for the mentally ill.  
20 The appropriations made by Items (01), (05) and (09), of Section 1 are to  
21 provide state assistance grants to: (A) each Planning and Development District  
22 organized under Ark. Code §§14-166-201 et seq., and recognized by the Governor  
23 and, (B) locally formed organizations organized under The Interlocal  
24 Cooperation Act (Ark. Code §§25-20-101 et seq.), or other Acts which permit  
25 interstate cooperation among local governments and intrastate cooperation.  
26 Such grants are to be made in equal payments within each category of  
27 organization.

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

34 (a) \$500,000 for defraying the cost of hospitalization and medical  
35 services of indigent Arkansas patients in out-of-state hospitals and may

1 include provisions for non-emergency transportation for medical purposes.  
2 Provided however, that such transportation shall not exceed a 200 mile radius  
3 from the patient's point of origin.

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

6 (c) Funds in excess of \$600,000 shall be allocated to fund any  
7 contract obligations over and above the total amount allowed in Section 3  
8 Item (2) to defray the cost of hospitalization and medical services of  
9 indigent Arkansas patients in out-of-state hospitals, not to exceed  
10 \$200,000 per fiscal year;

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

18 (e) Upon receipt of said monies as allowed in subsection (d), the  
19 treasurer of each county shall deposit the same in a special account to be  
20 known as the "County Emergency Medical Services Fund", to be  
21 used for providing emergency medical services within those counties in  
22 accordance with appropriations made therefore by the quorum court of the  
23 appropriate county; and

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

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29 SECTION 11. DISBURSING PROCEDURES. A lump sum monthly installment of  
30 1/12 of the annual funded appropriation for the Arkansas Children's Hospital,  
31 as provided for in Section 2 of this Act, shall be provided to the Arkansas  
32 Children's Hospital by the Disbursing Officer for use in partial payment of  
33 the total annual cost of operations.

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35 SECTION 12. The Chief Fiscal Officer of the State shall establish

1 disbursement procedures for the appropriations provided in Section 6 of this  
2 Act, and shall submit them to the Joint Interim Committee for City, County,  
3 and Local Affairs for review. Each county which establishes a County Beaver  
4 Eradication Program shall be eligible to receive state reimbursements from  
5 monies appropriated in Section 6 of this Act, of up to five dollars (\$5.00)  
6 per beaver carcass.

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8 SECTION 13. Funds appropriated in Section 7 of this Act shall be used  
9 to provide grants/reimbursements for transportation of juvenile offenders to  
10 appropriate care or custody facilities or any other licensed juvenile facility  
11 approved by the court or as may be provided by law, in those counties which  
12 have juvenile detention facilities. Such grants/reimbursements for juvenile  
13 transportation costs shall be made in accordance with procedures and criteria  
14 developed and administered by the Criminal Detention Facilities Commission.

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

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26 SECTION 15. LEGISLATIVE INTENT. It is the intent of the General  
27 Assembly that any funds disbursed under the authority of the appropriations  
28 contained in this Act shall be in compliance with the stated reasons for which  
29 this Act was adopted, as evidenced by the Agency Requests, Executive  
30 Recommendations and Legislative Recommendations contained in the budget  
31 manuals prepared by the Department of Finance and Administration, letters, or  
32 summarized oral testimony in the official minutes of the Arkansas Legislative  
33 Council or Joint Budget Committee which relate to its passage and adoption.

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35 SECTION 16. CODE. All provisions of this Act of a general and

1 permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the  
2 Arkansas Code Revision Commission shall incorporate the same in the Code.

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4 SECTION 17. SEVERABILITY. If any provision of this Act or the  
5 application thereof to any person or circumstance is held invalid, such  
6 invalidity shall not affect other provisions or applications of the Act which  
7 can be given effect without the invalid provision or application, and to this  
8 end the provisions of this Act are declared to be severable.

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10 SECTION 18. GENERAL REPEALER. All laws and parts of laws in conflict  
11 with this Act are hereby repealed.

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13 SECTION 19. EMERGENCY CLAUSE. It is hereby found and determined by the  
14 Eightieth General Assembly, that the Constitution of the State of Arkansas  
15 prohibits the appropriation of funds for more than a two (2) year period; that  
16 the effectiveness of this Act on July 1, 1995 is essential to the operation of  
17 the agency for which the appropriations in this Act are provided, and that in  
18 the event of an extension of the Regular Session, the delay in the effective  
19 date of this Act beyond July 1, 1995 could work irreparable harm upon the  
20 proper administration and provision of essential governmental programs.  
21 Therefore, an emergency is hereby declared to exist and this Act being  
22 necessary for the immediate preservation of the public peace, health and  
23 safety shall be in full force and effect from and after July 1, 1995.

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*/s/Rep. E. Thicksten*

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APPROVED: 3-15-95

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