

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Joint Budget Committee**
5
6

A BILL ACT 249 OF 1991
HOUSE BILL 1322

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 FINANCE AND ADMINISTRATION FOR MISCELLANEOUS GRANTS AND
10 EXPENSES, FOR THE BIENNIAL PERIOD ENDING JUNE 30, 1993;
11 AND FOR OTHER PURPOSES."
12

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

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15 SECTION 1. APPROPRIATIONS. There is hereby appropriated, to the
16 Department of Finance and Administration - Disbursing Officer, to be payable
17 from the State General Services Fund Account, for miscellaneous grants and
18 expenses, for the biennial period ending June 30, 1993, the following:
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ITEM	FISCAL YEARS	
	1991-92	1992-93
21 NO.		
22 (01) INTERSTATE METRO PLANNING GRANTS	\$ 90,000	\$ 90,000
23 (02) INTRASTATE METRO PLANNING GRANTS	90,000	90,000
24 (03) PDD GRANTS	240,000	240,000
25 (04) RURAL COMMUNITY PROJECT GRANTS	300,000	300,000
26 (05) NATIONAL CONFERENCE ON UNIFORM		
27 LAWS	17,100	18,250
28 (06) PUBLIC DEFENDER CONTRACT SERVICES	20,000	20,000
29 (07) CRIMINAL DETENTION COMMISSION		
30 EXPEN	11,647	11,647
31 (08) CRIMINAL DETENTION COMMITTEE		
32 EXPEN	19,600	19,600
33 (09) AGRICULTURAL MARKETING GRANTS	375,000	375,000
34 (10) AR PUBLIC ADMIN CONSORTIUM	<u>75,000</u>	<u>75,000</u>
35 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,238,347</u>	<u>\$ 1,239,497</u>

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1 SECTION 2. APPROPRIATIONS CHILDREN'S HOSPITAL. There is hereby
 2 appropriated, to the Department of Finance and Administration - Disbursing
 3 Officer, to be payable from the State General Services Fund Account, for
 4 miscellaneous grants to Arkansas Children's Hospital, for the biennial period
 5 ending June 30, 1993, the following:

7 ITEM	FISCAL YEARS	
8 NO.	1991-92	1992-93
9 (01) CHILDREN'S HOSP PAYMENTS	\$ 506,126	\$ 506,126
10 (02) INTENSIVE CARE NURSERY	935,565	
11 935,565		
12 (03) REPRODUCTIVE HEALTH MONITORING		
13 GRANT	<u>92,023</u>	<u>92,023</u>
14 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,533,714</u>	<u>\$ 1,533,714</u>

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 16 SECTION 3. APPROPRIATIONS - INDIGENT PATIENTS. There is hereby
 17 appropriated, to the Department of Finance and Administration - Disbursing
 18 Officer, to be payable from the Indigent Patient Hospitalization Fund, for
 19 defraying the cost of hospitalization and medical services of indigent
 20 Arkansas patients under contract with out-of-state hospitals, for the biennial
 21 period ending June 30, 1993, the following:

23 ITEM	FISCAL YEARS	
24 NO.	1991-92	1992-93
25 (01) CRITTENDEN COUNTY E.M.S.	\$ 150,000	\$ 150,000
26 (02) INDIGENT PATIENT HOSPITALIZATION	700,000	
27 (03) EMERGENCY MEDICAL SERVICES	<u>150,000</u>	<u>150,000</u>
28 TOTAL AMOUNT APPROPRIATED	<u>\$ 1,000,000</u>	<u>\$ 1,000,000</u>

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 30 SECTION 4. APPROPRIATIONS - ESCAPEES TRIAL. There is hereby
 31 appropriated, to the Department of Finance and Administration - Disbursing
 32 Officer, to be payable from the Trial Expense Assistance Fund, for making
 33 reimbursements to counties for costs incurred in felony trials that exceed
 34 limits and for all expenses incurred by counties in holding and bringing to
 35 trial persons charged with escape from the Department of Correction as
 36 authorized by law, for the biennial period ending June 30, 1993, the

1 following:

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3 ITEM	FISCAL YEARS	
4 NO.	1991-92	1992-93
5 (01) REIMBURSEMENT	<u>\$ 100,000</u>	<u>\$ 100,000</u>

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7 SECTION 5. The Fiscal Officer of the State shall administer the
 8 appropriation provided by Item (04) Section 1 of this Act, the same in
 9 accordance with laws of this State authorizing grants for approved community
 10 projects to unincorporated rural communities and small incorporated towns in
 11 this State, provided that no such improvement project shall be for more than
 12 four thousand dollars (\$4,000.00), and the funding thereof shall be provided
 13 on the basis of one-fourth (1/4) of the funds raised by the rural community,
 14 or small incorporated town; one-fourth (1/4) of the funds by an appropriation
 15 of the quorum court of the county; and one-half (1/2) thereof to be defrayed
 16 by the State. The community or town may also pay the county's one-fourth
 17 (1/4) match in lieu of the county defraying one-fourth (1/4) of the cost of
 18 the project. Of the monies appropriated in Item (04) of Section 1 hereof, the
 19 Chief Fiscal Officer of the State shall set aside and allocate the sum of
 20 eight thousand dollars (\$8,000.00) for each of the seventy-five (75) counties
 21 of the State, to be used for approved community projects in unincorporated
 22 rural communities and for approved community projects in small incorporated
 23 towns in this State over the biennium ending June 30, 1993, but shall make
 24 such funds available for community projects in said counties only upon
 25 application thereof as provided by law.

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27 SECTION 6. RESTRICTIONS. The appropriation provided in Item (06) of
 28 Section 1 herein shall be expended only for the purpose of contracting with
 29 the Public Defender of Pulaski County to provide defense for the mentally ill.
 30 The appropriations made by Items (01), (02) and (03), of Section 1 are to
 31 provide state assistance grants to: (A) each Planning and Development District
 32 organized under Ark. Code §§14-166-201 et seq., and recognized by the Governor
 33 and, (B) locally formed organizations organized under The Interlocal
 34 Cooperation Act (Ark. Code §§25-20-101 et seq.), or other Acts which permit
 35 interstate cooperation among local governments and intrastate cooperation.
 36 Such grants are to be made in equal payments within each category of

1 organization.

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3 SECTION 7. DFA/GRANTS-Indigent Patients Distribution. From the funds
4 derived from the pari-mutuel tax on additional days of dog racing as
5 authorized by law and deposited in the Indigent Patient's Hospitalization
6 Fund, as authorized by Arkansas Code §§23-111-505, the following shall be made
7 available each fiscal year:

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

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

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

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

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

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

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

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

SECTION 10. 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 11. CODE. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

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.

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

SECTION 14. HEALTH PREMIUMS. The Department of Finance and Administration - Disbursing Officer shall not, during the 1992-93 fiscal year, spend more for health insurance per employee than the amount being contributed to the State Employees Health Insurance Program.

SECTION 15. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Eighth 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, 1991 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, 1991 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, 1991.

/s/ John E. Miller

APPROVED: 2-27-91

Amended 2/22/07

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