

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.

Act 2219 of the Regular Session

1 State of Arkansas

As Engrossed: S3/22/05 S3/24/05 S3/29/05

2 85th General Assembly

A Bill

3 Regular Session, 2005

HOUSE BILL 2629

4  
5 By: Representative Bond

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7  
8 **For An Act To Be Entitled**

9 AN ACT TO PROVIDE FUNDING FOR ADMINISTRATIVE  
10 COSTS OF THE ARKANSAS RX PROGRAM; AND FOR OTHER  
11 PURPOSES.

12  
13 **Subtitle**

14 AN ACT TO PROVIDE FUNDING FOR  
15 ADMINISTRATIVE COSTS OF THE ARKANSAS RX  
16 PROGRAM.

17  
18  
19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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21 *SECTION 1. Arkansas Code § 26-57-1103 is amended to read as follows:*

22 *26-57-1103. Deposit of general revenues.*

23 *(a) ~~Twenty-nine~~ Notwithstanding Acts 2001 (1<sup>st</sup> Ex. Sess.), No. 2, § 11,*  
24 *beginning July 1, 2005, twenty-nine percent (29%) of all moneys collected*  
25 *from the additional tax levied in §§ 26-57-1101 and 26-57-1102 shall be*  
26 *deposited in the State Treasury as special revenue, ~~fifty per cent (50%)~~ of*  
27 *which and distributed as follows:*

28 *(1) Except as provided in subsection (b) of this section,*  
29 *twenty-five percent (25%) shall be credited to the Arkansas Rx Program Fund;*

30 *(2) Eight and one-third percent (8 1/3%) shall be credited to*  
31 *the Breast Cancer Control Fund;*

32 *(3) Eight and one-third percent (8 1/3%) shall be credited to*  
33 *the Breast Cancer Research Fund;*

34 *(4) Eight and one-third percent (8 1/3%) shall be credited to the*  
35 *Miscellaneous Agencies Fund for the Arkansas Prostate Cancer Foundation; and*



1           (5) Fifty percent (50%) shall be credited to the Aging and Adult  
2 Services Fund Account of the Department of Human Services Fund to be used to  
3 assist the Meals-on-Wheels program, and fifty per cent (50%) of which shall  
4 be credited to the Department of Human Services Grants Fund Account to be  
5 used to implement a Prescription Drug for the Elderly Waiver Program. In the  
6 event, however, that the federal government implements a prescription drug  
7 assistance program that provides essentially the same benefits or greater to  
8 the same eligible clients as the Prescription Drug for the Elderly Waiver  
9 Program, the funds set aside herein for the Prescription Drug for the Elderly  
10 Waiver Program shall be credited, in lieu thereof, to the Breast Cancer  
11 Control Fund and to the Breast Cancer Research Fund in the same proportions  
12 as set out in § 26-57-1106(a).

13           (b) If the Director of the Department of Human Services and the  
14 Director of the Department of Finance and Administration certify that the  
15 amount of fees estimated to be paid by qualified residents during a fiscal  
16 year pursuant to § 20-57-514 and credited to the Arkansas Rx Program Fund is  
17 sufficient to fully support the costs and expenses of the Arkansas Rx Program  
18 for that fiscal year, then the additional tax distributed under subdivision  
19 (a)(1) shall instead be distributed for that fiscal year as follows:

20           (1) Twelve and one-half percent (12.5%) shall be credited to the  
21 Breast Cancer Control Fund; and

22           (2) Twelve and one-half percent (12.5%) shall be credited to the  
23 Breast Cancer Research Fund.

24  
25           SECTION 2. EMERGENCY CLAUSE. It is found and determined by the  
26 General Assembly of the State of Arkansas that the Arkansas Rx Program  
27 created by the Eighty-fifth General Assembly will provide reduced price  
28 prescription medicine to many medically needy Arkansans; that the program is  
29 in immediate need of start-up funding for the administration and organization  
30 of the program; and that it is necessary for this act to become effective on  
31 July 1, 2005, in order for the program to begin benefiting needy Arkansans  
32 and to meet the state fiscal year budgeting requirements. Therefore, an  
33 emergency is declared to exist and this act being necessary for the  
34 preservation of the public peace, health, and safety shall become effective  
35 on July 1, 2005.

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*/s/ Bon*

*APPROVED: 4/13/2005d*