

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 318 of the Regular Session

As Engrossed: S2/26/07

A Bill

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007

HOUSE BILL 1061

4  
5 By: Joint Budget Committee  
6  
7

8 **For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION FOR MEDICAID  
10 ADMINISTRATION CLAIMING FOR THE DEPARTMENT OF  
11 EDUCATION WHICH SHALL BE SUPPLEMENTAL AND IN  
12 ADDITION TO THOSE FUNDS APPROPRIATED BY ACT 2126  
13 OF 2005; AND FOR OTHER PURPOSES.  
14

15  
16 **Subtitle**

17 AN ACT FOR THE DEPARTMENT OF EDUCATION  
18 - MEDICAID ADMINISTRATION CLAIMING  
19 SUPPLEMENTAL APPROPRIATION.  
20

21  
22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
23

24 SECTION 1. APPROPRIATION - MEDICAID ADMINISTRATION CLAIMING. There is  
25 hereby appropriated, to the Department of Education, to be payable from the  
26 cash fund deposited in the State Treasury as determined by the Chief Fiscal  
27 Officer of the State, for reimbursement of school districts for  
28 administrative activities that support the Arkansas Medicaid Program of the  
29 Department of Education which shall be supplemental and in addition to those  
30 funds appropriated in Act 2126 of 2005, the following:  
31

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2006-2007</u>
(01) MEDICAID ADMINISTRATION	
CLAIMING	<u>\$ 5,000,000</u>



1  
2       SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
3 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

4       LIMITATIONS AND REPORTING. Disbursement of funds authorized by this act  
5 shall be subject to the following limitations:

6       (1) No part of these funds shall be used to coerce, influence, or  
7       provide incentive to local school districts to select or deselect a  
8       Medicaid provider;

9       (2) The Department of Education shall report annually to the House and  
10       Senate Public Health, Welfare and Labor Committees that the funds  
11       are not being used in a manner prohibited by this act and how they  
12       are being expended;

13       (3) If any part of this section requires the state plan for the Arkansas  
14       Medicaid Administrative Claiming Program to be renegotiated with the  
15       federal Centers for Medicare and Medicaid Services or would cause in  
16       any way the loss of federal funds, this section shall be declared  
17       void and be severed from this Act.

18  
19       SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
20 by this act shall be limited to the appropriation for such agency and funds  
21 made available by law for the support of such appropriations; and the  
22 restrictions of the State Procurement Law, the General Accounting and  
23 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
24 Procedures and Restrictions Act, or their successors, and other fiscal  
25 control laws of this State, where applicable, and regulations promulgated by  
26 the Department of Finance and Administration, as authorized by law, shall be  
27 strictly complied with in disbursement of said funds.

28  
29       SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly  
30 that any funds disbursed under the authority of the appropriations contained  
31 in this act shall be in compliance with the stated reasons for which this act  
32 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
33 and Legislative Recommendations contained in the budget manuals prepared by  
34 the Department of Finance and Administration, letters, or summarized oral  
35 testimony in the official minutes of the Arkansas Legislative Council or  
36 Joint Budget Committee which relate to its passage and adoption.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that funds provided by the General Assembly for the operations of the Department of Education are, due to unforeseen circumstances, insufficient for the Department of Education to continue to provide essential governmental services; that the provisions of this act will provide the necessary monies for the Department of Education to continue such services; and that a delay in the effective date of this Act 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 the date of its passage and approval.

If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.

*/s/ Joint Budget Committee*

**APPROVED: 3/19/2007**