

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

A Bill

HOUSE BILL 1723

For An Act To Be Entitled

8 "AN ACT TO TRANSFER TO THE ATTORNEY GENERAL THE
9 RESPONSIBILITIES OF THE OFFICE OF PROSECUTOR COORDINATOR
10 CONCERNING EMERGENCY EXAMINATIONS FOR SEXUAL ASSAULT
11 VICTIMS; TO AMEND ARKANSAS CODE 12-12-404 TO CONFORM WITH
12 THIS ACT; AND FOR OTHER PURPOSES."

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

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16 SECTION 1. The responsibilities of the Office of Prosecutor Coordinator
17 under Arkansas Code 12-12-401 through 12-12-404 are transferred to the
18 Attorney General.

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20 SECTION 2. Arkansas Code 12-12-404 is amended to read as follows:

21 "12-12-404. Reimbursement of medical facility - Rules and regulations.

22 (a) The Attorney General may reimburse any medical facility that
23 provides the services outlined in this subchapter for the reasonable cost
24 incurred for such services.

25 (b) The Attorney General is empowered to prescribe minimum standards,
26 rules, and regulations necessary to implement this subchapter. These shall
27 include, but not be limited to, a cost ceiling for each claim and the
28 determination of reasonable cost."

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30 SECTION 3. All provisions of this act of a general and permanent nature
31 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
32 Revision Commission shall incorporate the same in the Code.

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34 SECTION 4. If any provision of this act or the application thereof to
35 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without
2 the invalid provision or application, and to this end the provisions of this
3 act are declared to be severable.

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5 SECTION 5. All laws or parts of laws in conflict with this act are
6 hereby repealed.

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8 SECTION 6. *It is hereby found and determined by the General Assembly*
9 *that the Office of the Prosecutor Coordinator currently is empowered to*
10 *reimburse medical facilities for providing services to victims of sexual*
11 *assault; that this authority more properly belongs to the Attorney General's*
12 *Office; that this Act transfers such authority and should be given immediate*
13 *effect. Therefore, an emergency is hereby declared to exist and this Act*
14 *being immediately necessary for the preservation of the public peace, health*
15 *and safety shall be in full force and effect from and after its passage and*
16 *approval.*

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18 /s/ John E. Miller

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