

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 2149

4 By: Representatives Northcutt and Schexnayder

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For An Act To Be Entitled

8 "AN ACT TO ESTABLISH THE LOCATION, MANAGEMENT AND PURPOSE
9 OF THE CHILD HEALTH AND FAMILY LIFE INSTITUTE AND THE KIDS
10 FIRST AND COMMUNITY MEDICAL, EDUCATION, NUTRITIONAL AND
11 DEVELOPMENTAL PROGRAMS AND TO ESTABLISH A PROCESS OF
12 OVERSIGHT, REVIEW AND ADVICE BY THE ARKANSAS RURAL
13 DEVELOPMENT COMMISSION; AND FOR OTHER PURPOSES."

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Subtitle

16 "TO ESTABLISH THE LOCATION, MANAGEMENT
17 AND PURPOSE OF THE CHILD HEALTH AND
18 FAMILY LIFE INSTITUTE AND ITS RELATED
19 PROGRAMS.

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

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23 *SECTION 1. As used in this act:*

24 (1) "COMEND" means the Community Medical, Educational, Nutritional and
25 Developmental program.

26 (2) "Commission" means the Arkansas Rural Development Commission.

27 (3) "Hospital" means Arkansas Children_s Hospital or an entity created
28 by same which performs administrative support for the Institute.

29 (4) "Institute" means the Child Health and Family Life Institute and
30 its related programs and the KIDS FIRST and Community Medical, Educational,
31 Nutritional and Developmental programs.

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33 *SECTION 2. Location and Management. The administrative offices of the*
34 *Institute are located in Arkansas Children_s Hospital. All income from any*
35 *source, including but not limited to, state and federal funds, grants,*

1 contracts and revenues from service billings may be paid to the Hospital for
2 the Institute. The Hospital may create an entity to receive, disburse funds
3 and perform administrative support for the Institute. Consistent with good
4 business practices, applicable state and federal laws, rules and regulations,
5 the funds of the Institute may be utilized to purchase goods and services
6 from individuals, providers, agencies and organizations necessary to carry
7 out the various programs of the Institute. All expenditures of funds of the
8 Institute shall be by contract or written agreements as appropriate. The
9 Hospital shall organize and operate the various programs of the Institute in
10 a manner consistent with the requirements of the Commission and applicable
11 state and federal laws, rules and regulations. In the event that to comply
12 with applicable state and federal laws, rules and regulations or for other
13 purposes, and with the favorable advice of the Commission, the management,
14 administrative and programmatic function of the Institute may be placed with
15 an independent non-profit corporation with the Hospital functioning solely as
16 a subcontractor to such entity as appropriate.

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19 SECTION 3. Purpose. The Institute and its related programs shall
20 develop, support, and when appropriate, establish and operate health related
21 programs for individuals and families, with a priority on services to
22 children and youth. Should the Institute perform direct care it shall be
23 when care is not otherwise adequate or available to the residents of the
24 state. The Institute shall develop and implement innovative health care
25 support systems which address the efficiency and effectiveness of the
26 provision of health care. This may include, but not be limited to, study and
27 research activities which have a high potential of benefiting the delivery of
28 healthcare.

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30 SECTION 4. Allocation of Funds. The Commission shall grant the Child
31 Health and Family Life Institute grant funds first for the purposes of
32 federal funds match requirements of the KIDS FIRST program, secondly to the
33 support of opening new KIDS FIRST programs in the state, and thirdly to the
34 programs of the Child Health and Family Life Institute. The KIDS FIRST,
35 COMEND and Child Health Family Life Institute shall present program and

1 funding plans to the Commission at such time or times as set by the
2 Commission to insure timely and efficient application of funds. The
3 Commission may establish such reporting rules and requirements as it deems
4 necessary to insure the efficient application and management of all funds of
5 the Institute.

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7 SECTION 5. Programs. Programs and activities may consist of, but not
8 be limited to KIDS FIRST and COMEND programs, and programs of the Child
9 Health and Family Life Institute such as, Specialty and Subspecialty Outreach
10 Clinics, Pediatric Primary Care Support in rural communities, training and
11 support of local providers in the delivery of multidiscipline care,
12 participation in or development of automated or other systems which improve
13 the quality and efficiency of the delivery of health care in local
14 communities, and support of care to special populations of particular
15 interest to the state such as abused children and children in foster care.
16 The Institute will operate to support the local provision of pediatric
17 specialty care needed by the residents of the state and which, without such
18 support, might not be available in the state. The Institute shall place a
19 priority on assisting such specialty care activities being available in local
20 communities and on assisting such specialty care activities in becoming self-
21 supporting.

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23 SECTION 6. Composition of the Institute. The Institute consists of
24 those employees of the Hospital employed specifically for the Child Health
25 and Family Life Institute, the KIDS FIRST and COMEND programs, and those
26 obligations or assets entered into or acquired on behalf of the Institute by
27 the Hospital. A complete report of all employees, obligations and assets
28 shall be provided to the Commission at such time or times as prescribed by
29 the Commission.

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31 SECTION 7. Organization and Transfer of Funds. All contracts, grants
32 and other agreements entered into by the UAMS Department of Pediatrics on
33 behalf of the Institute and its related programs shall be transferred to the
34 Hospital for the continued benefit of said programs of the Institute. The
35 Institute shall seek certification as a Medicaid Child Health Management

1 System provider. Until, such time as this certification is secured, the
2 University of Arkansas for Medical Sciences, Department of Pediatrics shall
3 allow the Institute and its programs to utilize this same certification of
4 the Department of Pediatrics.

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6 SECTION 8. Reporting. The Institute shall have an annual, independent
7 audit and shall publish an annual report of operations both of which shall be
8 submitted to the Commission at such time as set by the Commission but prior
9 to January 1 of each year for the previous state fiscal year.

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11 SECTION 9. All provisions of this act of a general and permanent
12 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
13 Code Revision Commission shall incorporate the same in the Code.

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15 SECTION 10. If any provision of this act or the application thereof to
16 any person or circumstance is held invalid, such invalidity shall not affect
17 other provisions or applications of the act which can be given effect without
18 the invalid provision or application, and to this end the provisions of this
19 act are declared to be severable.

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21 SECTION 11. All laws and parts of laws in conflict with this act are
22 hereby repealed.

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24 SECTION 12. EMERGENCY. It is hereby found and determined by the
25 Eightieth General Assembly of the State of Arkansas that there is a serious
26 need to immediately reorganize and expand the purpose of the Child Health and
27 Family Life Institute. Therefore, an emergency is hereby declared to exist
28 and this act being necessary for the immediate preservation of the public
29 peace, health and safety shall be in full force and effect from and after its
30 passage and approval.

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32 /s/Rep. Northcutt, et al

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