

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.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001

A Bill

SENATE BILL 569

4
5 By: Senator DeLay

For An Act To Be Entitled

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9 AN ACT TO MAKE AN APPROPRIATION FOR ADDITIONAL
10 REIMBURSEMENTS FOR LONG TERM CARE FACILITIES FOR THE
11 DEPARTMENT OF HUMAN SERVICES - DIVISION OF MEDICAL
12 SERVICES WHICH SHALL BE SUPPLEMENTAL AND IN ADDITION
13 TO THOSE FUNDS APPROPRIATED BY ACT 1537 OF 1999; AND
14 FOR OTHER PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF HUMAN
19 SERVICES - DIVISION OF MEDICAL SERVICES
20 - ADDITIONAL REIMBURSEMENTS FOR LONG
21 TERM CARE FACILITIES SUPPLEMENTAL
22 APPROPRIATION.

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

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27 SECTION 1. APPROPRIATION. There is hereby appropriated, to the Department
28 of Human Services - Division of Medical Services, to be payable from the
29 paying account as determined by the Chief Fiscal Officer of the State, for
30 additional reimbursement for long term care facilities of the Department of
31 Human Services - Division of Medical Services which shall be supplemental and
32 in addition to those funds appropriated in Section 57 of Act 1537 of 1999, the
33 following:

34
35 ITEM FISCAL YEAR
36 NO. 2000-2001

1 (01) PUBLIC AND PRIVATE NURSING HOME
 2 CARE \$ 15,000,000
 3

4 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE
 5 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUND TRANSFER -
 6 On the effective date of this Act, the Treasurer of State with the approval of
 7 the Chief Fiscal Officer of the State, shall transfer the sum of four million
 8 dollars (\$4,000,000) or so much thereof as is required and available, from the
 9 Medicaid Expansion Program Account of the Tobacco Settlement Program Fund to
 10 the paying account from which the appropriation in this act is payable. The
 11 funds shall only be used to provide the state's share of the additional
 12 reimbursements to long term care facilities due to the implementation of a
 13 revised cost reimbursement methodology as set out in Section 127 of Act 1537
 14 of 1999 and as approved by the Health Care Financing Administration.

15 The provisions of this section shall be in effect only from July 1, 2001
 16 through June 30, 2003.
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18 SECTION 3. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by
 19 this act shall be limited to the appropriation for such agency and funds made
 20 available by law for the support of such appropriations; and the restrictions
 21 of the State Purchasing Law, the General Accounting and Budgetary Procedures
 22 Law, the Revenue Stabilization Law, the Regular Salary Procedures and
 23 Restrictions Act, or their successors, and other fiscal control laws of this
 24 State, where applicable, and regulations promulgated by the Department of
 25 Finance and Administration, as authorized by law, shall be strictly complied
 26 with in disbursement of said funds.
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28 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 29 that any funds disbursed under the authority of the appropriations contained
 30 in this act shall be in compliance with the stated reasons for which this act
 31 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 32 and Legislative Recommendations contained in the budget manuals prepared by
 33 the Department of Finance and Administration, letters, or summarized oral
 34 testimony in the official minutes of the Arkansas Legislative Council or Joint
 35 Budget Committee which relate to its passage and adoption.
 36

1 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that funds provided by the General Assembly for the operations of
3 the Department of Human Services - Division of Medical Services are, due to
4 unforeseen circumstances, insufficient for the Department of Human Services -
5 Division of Medical Services to continue to provide essential governmental
6 services; that the provisions of this act will provide the necessary monies
7 for the Department of Human Services - Division of Medical Services to
8 continue such services; and that a delay in the effective date of this Act
9 could work irreparable harm upon the proper administration and provision of
10 essential governmental programs. Therefore, an emergency is hereby declared to
11 exist and this Act being necessary for the immediate preservation of the
12 public peace, health and safety shall be in full force and effect from and
13 after the date of its passage and approval.

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

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