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.

2 OHI General Assembly IX DITE 3 Regular Session, 2003 HOUSE BILL 103 4 By: Representatives Hutchinson, Napper, Bright, Parks By: Senator Womack 7 By: Senator Womack For An Act To Be Entitled 10 AN ACT TO BE KNOWN AS "THE BABY SHARON ACT"; TO 11 CREATE AN INCOME TAX RETURN CHECKOFF FOR THE 12 ARKANSAS CHILDREN'S CATASTROPHIC ILLNESS GRANT 13 PROGRAM TRUST FUND; TO CREATE THE ARKANSAS 14 CHILDREN'S CATASTROPHIC ILLNESS GRANT PROGRAM 15 TRUST FUND; TO CREATE THE ARKANSAS CHILDREN'S 16 CATASTROPHIC ILLNESS GRANT PROGRAM; AND FOR OTHER 17 PURPOSES. 18 Subtitle 19 Subtitle 20 AN ACT TO BE KNOWN AS "THE BABY SHARON 21 ACT". 22 SECTION 1. Arkansas Code Title 26, Chapter 35, is amended to add an additional subchapter to read as follows: 26-35-1201. Title. 23 This subchapter shall be known and may be cited as the "Baby Sharon 34 Act". 35 The Revenue Division of the Department of Finance and Administration 34 <t< th=""><th>1 2</th><th>State of ArkansasAs Engrossed: H1/28/03S2/18/0384th General AssemblyA Bill</th><th></th></t<>	1 2	State of ArkansasAs Engrossed: H1/28/03S2/18/0384th General AssemblyA Bill	
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33 <u>The Revenue Division of the Department of Finance and Administration</u>			
34 SNALL INCLUDE ON THE ARKANSAS INDIVIDUAL INCOME TAX FORMS, INCLUDING THOSE			
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35 forms on which a husband and wife file separately on the same form and on all 36 corporate income tax forms, a designation as follows:			<u></u>



 designate [] \$1, [] \$5, [] \$10, [] \$20, [] \$ write in amount), or [] all refund due, of your tax refund for Baby Sharon's Children's Catastrophic Illness Grant Program Trust Fund. Your refund will be reduced by this amount. (2) If you owe an additional amount, check if you wish to contribute an additional [] \$1, [] \$5, [] \$10, [] \$20, [] \$ (write in amount) for Baby Sharon's Children's Catastrophic Illness Grant Program Trust Fund. If you wish to make a contribution to the fund you must enclose a separate check for the amount of your contribution, payable to Baby Sharon's Children's Catastrophic Illness Grant Program Trust Fund. 26-35-1203. Administration. (a) The director of the Department of Finance and Administration may: (1) Accept any gifts, grants, bequests, devises, and donations 	1	(1) If you are entitled to a refund, check if you wish to
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15 <u>(1) Accept any gifts, grants, bequests, devises, and donations</u> 16 <u>made to the State of Arkansas for the purposes of funding Baby Sharon's</u>	13	26-35-1203. Administration.
16 made to the State of Arkansas for the purposes of funding Baby Sharon's	14	(a) The director of the Department of Finance and Administration may:
	15	(1) Accept any gifts, grants, bequests, devises, and donations
	16	made to the State of Arkansas for the purposes of funding Baby Sharon's
1/ Children's Catastrophic Illness Grant Program Trust Fund; and	17	Children's Catastrophic Illness Grant Program Trust Fund; and
18 (2) Deposit any gifts, grants, bequests, devises, and donations	18	(2) Deposit any gifts, grants, bequests, devises, and donations
19 so received into Baby Sharon's Children's Catastrophic Illness Grant Program	19	so received into Baby Sharon's Children's Catastrophic Illness Grant Program
20 <u>Trust Fund.</u>	20	Trust Fund.
21 (b) The Department of Finance and Administration shall quarterly	21	(b) The Department of Finance and Administration shall quarterly
22 certify to the State Treasurer the amount contributed to the fund through	22	certify to the State Treasurer the amount contributed to the fund through
23 this state income tax checkoff during the quarter as authorized by this	23	this state income tax checkoff during the quarter as authorized by this
24 subchapter, and the State Treasurer shall deduct from the Income Tax	24	subchapter, and the State Treasurer shall deduct from the Income Tax
25 <u>Withholding Fund the amount so certified.</u>	25	Withholding Fund the amount so certified.
26 (c) The Director of the Department of Finance and Administration shall	26	(c) The Director of the Department of Finance and Administration shall
27 promulgate all rules and regulations and all income tax forms, returns, and	27	promulgate all rules and regulations and all income tax forms, returns, and
28 schedules necessary to carry out the revenue producing provisions of this	28	schedules necessary to carry out the revenue producing provisions of this
29 <u>subchapter</u> .	29	subchapter.
30 (d) The gifts, grants, bequests, devises, and donations made under	30	(d) The gifts, grants, bequests, devises, and donations made under
31 this subchapter shall be used together with any other funds appropriated for	31	this subchapter shall be used together with any other funds appropriated for
32 <u>funding Baby Sharon's Children's Catastrophic Illness Grant Program Trust</u>	32	funding Baby Sharon's Children's Catastrophic Illness Grant Program Trust
33 <u>Fund.</u>	33	Fund.
34 (e) Arkansas Children's Hospital shall promulgate all rules and	34	(e) Arkansas Children's Hospital shall promulgate all rules and
35 regulations necessary for implementing the grant program for the fund.	35	regulations necessary for implementing the grant program for the fund.
36	36	

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1	26-35-1204. Effective dates.
2	(a) Baby Sharon's Children's Catastrophic Illness Grant Program Trust
3	Fund checkoff on state income tax returns shall be effective for tax years
4	beginning on or after January 1, 2003.
5	(b) The provisions of this subchapter allowing the Director of the
6	Department of Finance and Administration to accept gifts, grants, bequests,
7	devises, and donations shall be effective on August 1, 2003.
8	
9	26-35-1205. Advisory committee.
10	(a) There is established an advisory committee to be known as the
11	"Baby Sharon's Children's Catastrophic Illness Grant Program Advisory
12	<u>Committee".</u>
13	(b) The committee shall consist of five (5) members as follows:
14	(1) One (1) person appointed by the Speaker of the House of
15	<u>Representatives;</u>
16	(2) One (1) person appointed by the President Pro Tempore of the
17	Senate; and
18	(3) Three (3) persons appointed by the Governor.
19	(c) The committee members shall be:
20	(1) Individuals who have knowledge of children with catastrophic
21	illnesses or injuries; and
22	(2) Residents of the State of Arkansas at the time of
23	appointment and throughout his or her term.
24	(d)(l) Except for initial appointments, the appointments to the
25	committee shall be for a term of four (4) years.
26	(2) For initial appointments, the members shall draw lots to
27	determine the length of their terms as follows:
28	(A) Two (2) members shall have terms of two (2) years;
29	(B) Two (2) members shall have terms of three (3) years;
30	and
31	(C) One (1) member shall have a term of four (4) years.
32	(e) If a vacancy occurs during a term, the Governor shall appoint a
33	replacement for the unexpired term.
34	(f) The Governor shall designate the chairperson.
35	(g)(l) The committee shall meet at times and places as the chairperson
36	deems necessary, but no meetings shall be held outside of the State of

1	<u>Arkansas.</u>
2	(2) A majority of the members of the committee shall constitute a
3	quorum for the purpose of transacting business.
4	(3) All action of the committee shall be by a majority vote of
5	the full membership of the committee.
6	(h) The committee shall:
7	(1) Consult with the Arkansas Children's Hospital concerning
8	grant applications related to Baby Sharon's Children's Catastrophic Illness
9	Grant Program; and
10	(2) Consult with the Arkansas Children's Hospital concerning
11	rules and regulations that the Arkansas Children's Hospital promulgates for
12	Baby Sharon's Children's Catastrophic Illness Grant Program.
13	(i)(1) Arkansas Children's Hospital shall provide staff and office
14	space to the committee.
15	(2)(A) Members of the committee shall serve without pay.
16	(B) Members of the committee shall not receive expense
17	reimbursement under § 25-16-902.
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19	SECTION 2. Arkansas Code Title 19, Chapter 5, Subchapter 11 is amended
20	to add an additional section to read as follows:
21	19-5-1123. Arkansas Children's Catastrophic Illness Grant Program
22	Trust Fund.
23	(a) There is created on the books of the Treasurer of State, Auditor
24	of State, and Chief Fiscal Officer of the State a trust fund to be known as
25	"Baby Sharon's Children's Catastrophic Illness Grant Program Trust Fund".
26	(b)(1) All moneys collected under § 26-35-1202 shall be deposited into
27	the State Treasury to the credit of the fund.
28	(2) The fund shall also consist of any other revenues as may be
29	authorized by law.
30	(c) The fund shall be used exclusively by the Arkansas Children's
31	Hospital to assist with the medical expenses incurred by the families of
32	children with catastrophic illnesses or injuries by awarding grants to the
33	families who are liable for the medical expenses.
34	(d) The Treasurer of State shall credit to the fund the amount
35	certified each quarter in accordance with § 26-35-1203.
36	(e)(1) The moneys credited to the fund shall be held as trust funds in

1	interest-bearing accounts only.
2	(2) All interest earned shall be credited to the fund and shall
3	be used only for the purposes of the fund.
4	(f) All moneys deposited into the fund and all interest earned on
5	deposits and the fund balance in the fund may be disbursed as appropriated in
6	each fiscal year of the biennium for Baby Sharon's Children's Catastrophic
7	Illness Grant Program.
8	
9	SECTION 3. (a) Arkansas Children's Hospital shall use funds from
10	"Baby Sharon's Children's Catastrophic Illness Grant Program Trust Fund" to
11	establish Baby Sharon's Children's Catastrophic Illness Grant Program.
12	(b) The Arkansas Children's Hospital shall promulgate rules and
13	regulations to create a grant program that assists families of children with
14	catastrophic illnesses or injuries with medical expenses for which the
15	families are liable.
16	(c) The Arkansas Children's Hospital shall consult with Baby Sharon's
17	Children's Catastrophic Illness Grant Program Advisory Committee concerning:
18	(1) Grant applications related to Baby Sharon's Children's
19	Catastrophic Illness Grant Program; and
20	(2) Rules and regulations promulgated by the department for Baby
21	Sharon's Children's Catastrophic Illness Grant Program.
22	/s/ Hutchinson
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