

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 85th General Assembly
3 Regular Session, 2005

A Bill

HOUSE BILL 2296

4
5 By: Representative McDaniel
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7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION FOR THE ARKANSAS
10 RX PROGRAM FOR THE DEPARTMENT OF HUMAN SERVICES -
11 DIVISION OF MEDICAL SERVICES FOR THE BIENNIAL
12 PERIOD ENDING JUNE 30, 2007; AND FOR OTHER
13 PURPOSES.
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF HUMAN
17 SERVICES - DIVISION OF MEDICAL SERVICES
18 - ARKANSAS RX PROGRAM APPROPRIATION FOR
19 THE 2005-2007 BIENNIUM.
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21
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATION - ARKANSAS RX PROGRAM. There is hereby
26 appropriated, to the Department of Human Services - Division of Medical
27 Services, to be payable from the Arkansas Rx Program Fund, for operating,
28 advertising and loan costs of the Arkansas Rx Program of the Department of
29 Human Services - Division of Medical Services for the biennial period ending
30 June 30, 2007, the following:
31

ITEM	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 1,500,000	\$ 1,500,000
(B) CONF. & TRAVEL	0	0



1	(C) PROF. FEES	0	0
2	(D) CAP. OUTLAY	0	0
3	(E) DATA PROC.	0	0
4	(02) ARKANSAS RX PROGRAM CALL CENTER	600,000	0
5	(03) ARKANSAS RX PROGRAM ADVERTISING		
6	CAMPAIGN	1,000,000	0
7	(04) ARKANSAS RX PROGRAM LOAN/		
8	REIMBURSEMENTS/REBATES	<u>5,400,000</u>	<u>0</u>
9	TOTAL AMOUNT APPROPRIATED	<u>\$ 8,500,000</u>	<u>\$ 1,500,000</u>

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11 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 12 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 13 RX PROGRAM. The Department of Human Services shall deposit all monies
 14 collected under the Arkansas Rx Program, including manufacturer rebates,
 15 pharmacy discounts and Arkansas Rx Program loan repayments into the Arkansas
 16 Rx Program Fund to be used for the continued benefit of the Arkansas Rx
 17 Program.

18 The provisions of this section shall be in effect only from July 1, 2005
 19 through June 30, 2007.

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21 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 22 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS
 23 RX PROGRAM CARRY FORWARD. Any unexpended balance of appropriation
 24 authorized in Section 1 of this act which remains at the close of the fiscal
 25 year ending June 30, 2006 shall be carried forward into the next fiscal year,
 26 there to be used for the same purpose.

27 The provisions of this section shall be in effect only from July 1, 2005
 28 through June 30, 2007.

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30 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized
 31 by this act shall be limited to the appropriation for such agency and funds
 32 made available by law for the support of such appropriations; and the
 33 restrictions of the State Procurement Law, the General Accounting and
 34 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 35 Procedures and Restrictions Act, or their successors, and other fiscal
 36 control laws of this State, where applicable, and regulations promulgated by

1 the Department of Finance and Administration, as authorized by law, shall be
2 strictly complied with in disbursement of said funds.

3
4 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
5 that any funds disbursed under the authority of the appropriations contained
6 in this act shall be in compliance with the stated reasons for which this act
7 was adopted, as evidenced by the Agency Requests, Executive Recommendations
8 and Legislative Recommendations contained in the budget manuals prepared by
9 the Department of Finance and Administration, letters, or summarized oral
10 testimony in the official minutes of the Arkansas Legislative Council or
11 Joint Budget Committee which relate to its passage and adoption.

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13 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
14 Assembly, that the Constitution of the State of Arkansas prohibits the
15 appropriation of funds for more than a two (2) year period; that the
16 effectiveness of this Act on July 1, 2005 is essential to the operation of
17 the agency for which the appropriations in this Act are provided, and that in
18 the event of an extension of the Regular Session, the delay in the effective
19 date of this Act beyond July 1, 2005 could work irreparable harm upon the
20 proper administration and provision of essential governmental programs.
21 Therefore, an emergency is hereby declared to exist and this Act being
22 necessary for the immediate preservation of the public peace, health and
23 safety shall be in full force and effect from and after July 1, 2005.