

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  
4

As Engrossed: H3/22/05 H4/4/05

# A Bill

HOUSE BILL 2296

5 By: Representative McDaniel  
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## 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  
15

## Subtitle

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.  
20  
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 contract costs*  
28 *of the Arkansas Rx Program of the Department of Human Services - Division of*  
29 *Medical Services for the biennial period ending June 30, 2007, the following:*  
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<i>ITEM</i>	<i>FISCAL YEARS</i>	
<u><i>NO.</i></u>	<u><i>2005-2006</i></u>	<u><i>2006-2007</i></u>
<i>(01) GRANT &amp; AID</i>	<i>\$ 3,834,500</i>	<i>\$ 4,789,500</i>
<i>(02) ARKANSAS RX PROGRAM LOAN/ REIMBURSEMENTS/REBATES</i>	<u><i>11,000,000</i></u>	<u><i>26,600,000</i></u>
<i>TOTAL AMOUNT APPROPRIATED</i>	<u><u><i>\$ 14,834,500</i></u></u>	<u><u><i>\$ 31,389,500</i></u></u>



SECTION 2. APPROPRIATION - OPERATING EXPENSES. There is hereby appropriated, to the Department of Human Services - Division of County Operations, to be payable from the Arkansas Rx Program Fund, for operating expenses of the Arkansas Rx Program of the Department of Human Services - Division of County Operations for the biennial period ending June 30, 2007, the following:

ITEM NO.	FISCAL YEARS	
	2005-2006	2006-2007
(01) MAINT. & GEN. OPERATION		
(A) OPER. EXPENSE	\$ 235,000	\$ 235,000
(B) CONF. & TRAVEL	0	0
(C) PROF. FEES	350,000	0
(D) CAP. OUTLAY	0	0
(E) DATA PROC.	0	0
TOTAL AMOUNT APPROPRIATED	<u>\$ 585,000</u>	<u>\$ 235,000</u>

SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS RX PROGRAM. The Department of Human Services shall deposit all monies collected under the Arkansas Rx Program, including manufacturer rebates, pharmacy discounts and Arkansas Rx Program loan repayments into the Arkansas Rx Program Fund to be used for the continued benefit of the Arkansas Rx Program.

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

SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS RX PROGRAM CARRY FORWARD. Any unexpended balance of appropriation authorized in Section 1 of this act which remains at the close of the fiscal year ending June 30, 2006 shall be carried forward into the next fiscal year, there to be used for the same purpose.

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

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2       SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
3 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING  
4 TRANSFER. Immediately upon the effective date of this Act or as soon as  
5 funds are available, the Chief Fiscal Officer of the State shall transfer on  
6 his or her books and those of the State Treasurer and Auditor of State the  
7 sum of one million two hundred thousand dollars (\$1,200,000) from the  
8 Department of Human Services Grants Fund Account solely from monies generated  
9 by the additional tax imposed by Arkansas Code 26-57-1102 to the Arkansas Rx  
10 Program Fund, the sum of two hundred forty thousand dollars (\$240,000) from  
11 the Department of Human Services Grants Fund Account solely from monies  
12 generated by the additional tax imposed by Arkansas Code 26-57-1102 to the  
13 Breast Cancer Research Fund, and the sum of nine hundred sixty thousand  
14 dollars (\$960,000) from the Department of Human Services Grants Fund Account  
15 solely from monies generated by the additional tax imposed by Arkansas Code  
16 26-57-1102 to the Breast Cancer Control Fund.

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18       SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized  
19 by this act shall be limited to the appropriation for such agency and funds  
20 made available by law for the support of such appropriations; and the  
21 restrictions of the State Procurement Law, the General Accounting and  
22 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary  
23 Procedures and Restrictions Act, or their successors, and other fiscal  
24 control laws of this State, where applicable, and regulations promulgated by  
25 the Department of Finance and Administration, as authorized by law, shall be  
26 strictly complied with in disbursement of said funds.

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28       SECTION 7. 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  
35 Joint Budget Committee which relate to its passage and adoption.

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