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	As Engrossed: H3/22/			
2	85th General Assembly	A Bil	.I		
3	Regular Session, 2005			HOUSE BILL 2296	
4					
5	By: Representative McDa	aniel			
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7					
8	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	PURPO	OSES.			
14					
15					
16	Subtitle				
17	AN ACT FOR THE DEPARTMENT OF HUMAN				
18	SERVICES - DIVISION OF MEDICAL SERVICES				
19	- ARKANSAS RX PROGRAM APPROPRIATION FOR				
20	TH	HE 2005-2007 BIENNIUM.			
21					
22					
23	BE IT ENACTED BY TH	E GENERAL ASSEMBLY OF TH	HE STATE OF ARKAN	SAS:	
24					
25	SECTION 1. APPRO	PRIATION - ARKANSAS RX 1	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 fo	r the biennial period en	nding June 30, 20	007, the following:	
30					
31	ITEM		FISC	CAL YEARS	
32	NO.		2005-2006	2006-2007	
33	(01) GRANT & AID		\$ 3,834,500	\$ 4,789,500	
34	(02) ARKANSAS RX P	ROGRAM LOAN/			
35	REIMBURSEMENTS/R	EBATES	11,000,000	26,600,000	
36	TOTAL AMOUNT A	PPROPRIATED	<u>\$ 14,834,500</u>	<u>\$ 31,389,500</u>	

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through June 30, 2007.

1 2 SECTION 2. APPROPRIATION - OPERATING EXPENSES. There is hereby appropriated, to the Department of Human Services - Division of County 3 4 Operations, to be payable from the Arkansas Rx Program Fund, for operating 5 expenses of the Arkansas Rx Program of the Department of Human Services -6 Division of County Operations for the biennial period ending June 30, 2007, 7 the following: 8 9 ITEMFISCAL YEARS 2005-2006 10 NO . 2006-2007 11 (01) MAINT. & GEN. OPERATION (A) OPER. EXPENSE \$ 12 235,000 \$ 235,000 13 (B) CONF. & TRAVEL 0 0 (C) PROF. FEES 350,000 14 15 (D) CAP. OUTLAY 0 0 16 (E) DATA PROC. 0 17 TOTAL AMOUNT APPROPRIATED 585,000 \$ 235,000 18 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS 19 20 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS 21 RX PROGRAM. The Department of Human Services shall deposit all monies 22 collected under the Arkansas Rx Program, including manufacturer rebates, 23 pharmacy discounts and Arkansas Rx Program loan repayments into the Arkansas 24 Rx Program Fund to be used for the continued benefit of the Arkansas Rx 25 Program. 26 The provisions of this section shall be in effect only from July 1, 2005 27 through June 30, 2007. 28 29 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. ARKANSAS 30 RX PROGRAM CARRY FORWARD. Any unexpended balance of appropriation 31 32 authorized in Section 1 of this act which remains at the close of the fiscal 33 year ending June 30, 2006 shall be carried forward into the next fiscal year, 34 there to be used for the same purpose.

The provisions of this section shall be in effect only from July 1, 2005

1 2 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING 3 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 Program Fund, the sum of two hundred forty thousand dollars (\$240,000) from 10 11 the Department of Human Services Grants Fund Account solely from monies generated by the additional tax imposed by Arkansas Code 26-57-1102 to the 12 Breast Cancer Research Fund, and the sum of nine hundred sixty thousand 13 dollars (\$960,000) from the Department of Human Services Grants Fund Account 14 15 solely from monies generated by the additional tax imposed by Arkansas Code 16 26-57-1102 to the Breast Cancer Control Fund. 17 SECTION 6. COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized 18 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. 27 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

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testimony in the official minutes of the Arkansas Legislative Council or

Joint Budget Committee which relate to its passage and adoption.

1	SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General				
2	Assembly, that the Constitution of the State of Arkansas prohibits the				
3	appropriation of funds for more than a two (2) year period; that the				
4	effectiveness of this Act on July 1, 2005 is essential to the operation of				
5	the agency for which the appropriations in this Act are provided, and that in				
6	the event of an extension of the Regular Session, the delay in the effective				
7	date of this Act beyond July 1, 2005 could work irreparable harm upon the				
8	proper administration and provision of essential governmental programs.				
9	Therefore, an emergency is hereby declared to exist and this Act being				
10	necessary for the immediate preservation of the public peace, health and				
11	safety shall be in full force and effect from and after July 1, 2005.				
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13	/s/ McDaniel				
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