

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 2608

4
5 By: Representative Roebuck
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For An Act To Be Entitled

9 AN ACT TO ALLOW FUNDING FOR PRIMARY CARE HEALTH
10 CENTERS; TO AMEND PORTIONS OF THE ARKANSAS CODE
11 THAT RESULTED FROM INITIATED ACT 1 OF 2000; AND
12 FOR OTHER PURPOSES.

Subtitle

13
14 AN ACT TO ALLOW FUNDING FOR PRIMARY CARE
15 HEALTH CENTERS.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code § 19-12-102(13), resulting from Initiated
22 Act 1 of 2000 and pertaining to definitions used in the Arkansas Tobacco
23 Settlement Funds Act of 2000, is amended to read as follows:

24 (13) "Medicaid Expansion Program Account" shall mean the account
25 by that name created pursuant to § 19-12-112 to be funded from the Tobacco
26 Settlement Program Fund ~~and used by the Arkansas Department of Human Services~~
27 ~~for the purposes set forth in this chapter.~~

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29 SECTION 2. Arkansas Code § 19-12-112, resulting from Initiated Act 1
30 of 2000, is amended to read as follows:

31 19-12-112. Creation of Medicaid Expansion Program Account.

32 (a)(1) There is hereby created a trust fund on the books of the
33 Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State,
34 within the Tobacco Settlement Program Fund maintained by the State Board of
35 Finance, an account to be known as the Medicaid Expansion Program Account.

36 ~~Such account~~ (2) The account shall be used ~~by:~~



1 (A)(i) By the Department of Human Services for such
 2 purposes and in such amounts as may be appropriated in law.

3 (ii) These funds shall not be used to replace or
 4 supplant other funds available in the Department of Human Services Grants
 5 Fund Account.

6 (iii) The funds appropriated for this program shall
 7 not be expended, except in conformity with federal and state laws, and then
 8 only after the department obtains the necessary approvals from the federal
 9 Health Care Financing Administration; and

10 (B) As appropriated by the General Assembly for use in
 11 providing primary medical, dental, and mental health treatment and
 12 preventative health services by nonprofit organizations qualified as health
 13 centers under 42 U.S.C. § 254b, as in effect on January 1, 2005.

14 (b) On each July 1, there shall be transferred from the fund to the
 15 account the amount specified in § 19-12-108(d)(1)(C).

16 (c) All moneys deposited to the account except for investment earnings
 17 shall be used for the purposes set forth in § 19-12-116, or such other
 18 purposes as may be appropriated in law.

19 (d) Moneys remaining in the account at the end of the first fiscal
 20 year of a biennium shall be carried forward and used for the purposes
 21 provided by law. Such amounts that remain at the end of a biennium shall be
 22 transferred to the fund pursuant to § 19-12-108(e).

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 24 SECTION 3. Arkansas Code § 19-12-119, resulting from Initiated Act 1
 25 of 2000, is amended to read as follows:

26 19-12-119. Use of funds for the Medicaid Expansion Program Account.

27 In addition to the purposes enumerated in ~~§ 19-12-116~~ §§ 19-12-112 and
 28 19-12-116 for the Medicaid expansion program, the funds made available to the
 29 Medicaid Expansion Program Account may also be used to supplement current
 30 general revenues as approved by the Governor and the Chief Fiscal Officer of
 31 the State for the Arkansas Medicaid Program. None of the funds shall be used
 32 for this additional purpose if the usage will reduce the funds made available
 33 by the General Assembly for the Meals-on-Wheels program and the senior
 34 prescription drug program.

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 36 SECTION 4. Arkansas Code § 19-5-1121, resulting from Initiated Act 1

1 of 2000, is amended to read as follows:

2 19-5-1121. Medicaid Expansion Program Account.

3 (a) There is hereby established on the books of the Treasurer of
4 State, the Auditor of State, and the Chief Fiscal Officer of the State a fund
5 to be known as the Medicaid Expansion Program Account.

6 (b)(1) This fund shall consist of those moneys transferred from the
7 Tobacco Settlement Program Fund as provided in § 19-12-108 and interest
8 earnings.

9 (2) The fund shall be used ~~by the~~:

10 (A) By the Department of Human Services for those purposes
11 as set out in § 19-12-112; and

12 (B) As appropriated by the General Assembly for use in
13 providing primary medical, dental, and mental health treatment and
14 preventative health services by nonprofit organizations qualified as health
15 centers under 42 U.S.C. § 254b, as in effect on January 1, 2005.

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17 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the
18 General Assembly of the State of Arkansas that certain community health
19 centers provide needed medical, dental, and mental health treatment and
20 preventative care services to medically underserved Arkansans; that federal
21 funding for the health centers is insufficient; that many of the patients of
22 the health centers are not eligible for state assistance and are not covered
23 by health insurance; and that this act should become effective on July 1,
24 2005, in order to provide necessary funding to health centers. Therefore, an
25 emergency is declared to exist and this act being necessary for the
26 preservation of the public peace, health, and safety shall become effective
27 on July 1, 2005.

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