

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: S3/22/05 S3/24/05 S3/29/05

A Bill

HOUSE BILL 2629

5 By: Representative Bond
6
7

For An Act To Be Entitled

9 AN ACT TO PROVIDE FUNDING FOR ADMINISTRATIVE
10 COSTS OF THE ARKANSAS RX PROGRAM; AND FOR OTHER
11 PURPOSES.
12

Subtitle

14 AN ACT TO PROVIDE FUNDING FOR
15 ADMINISTRATIVE COSTS OF THE ARKANSAS RX
16 PROGRAM.
17
18

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
20

21 *SECTION 1. Arkansas Code § 26-57-1103 is amended to read as follows:*
22 *26-57-1103. Deposit of general revenues.*

23 *(a) Twenty-nine Notwithstanding Acts 2001 (1st Ex. Sess.), No. 2, § 11,*
24 *beginning July 1, 2005, twenty-nine percent (29%) of all moneys collected*
25 *from the additional tax levied in §§ 26-57-1101 and 26-57-1102 shall be*
26 *deposited in the State Treasury as special revenue, ~~fifty per cent (50%) of~~*
27 *~~which~~ and distributed as follows:*

28 *(1) Except as provided in subsection (b) of this section,*
29 *twenty-five percent (25%) shall be credited to the Arkansas Rx Program Fund;*

30 *(2) Eight and one-third percent (8 1/3%) shall be credited to*
31 *the Breast Cancer Control Fund;*

32 *(3) Eight and one-third percent (8 1/3%) shall be credited to*
33 *the Breast Cancer Research Fund;*

34 *(4) Eight and one-third percent (8 1/3%) shall be credited to the*
35 *Miscellaneous Agencies Fund for the Arkansas Prostate Cancer Foundation; and*

36 *(5) Fifty percent (50%) shall be credited to the Aging and Adult*



1 Services Fund Account of the Department of Human Services Fund to be used to
2 assist the Meals-on-Wheels program, and fifty per cent (50%) of which shall
3 be credited to the Department of Human Services Grants Fund Account to be
4 used to implement a Prescription Drug for the Elderly Waiver Program. In the
5 event, however, that the federal government implements a prescription drug
6 assistance program that provides essentially the same benefits or greater to
7 the same eligible clients as the Prescription Drug for the Elderly Waiver
8 Program, the funds set aside herein for the Prescription Drug for the Elderly
9 Waiver Program shall be credited, in lieu thereof, to the Breast Cancer
10 Control Fund and to the Breast Cancer Research Fund in the same proportions
11 as set out in § 26-57-1106(a).

12 (b) If the Director of the Department of Human Services and the
13 Director of the Department of Finance and Administration certify that the
14 amount of fees estimated to be paid by qualified residents during a fiscal
15 year pursuant to § 20-57-514 and credited to the Arkansas Rx Program Fund is
16 sufficient to fully support the costs and expenses of the Arkansas Rx Program
17 for that fiscal year, then the additional tax distributed under subdivision
18 (a)(1) shall instead be distributed for that fiscal year as follows:

19 (1) Twelve and one-half percent (12.5%) shall be credited to the
20 Breast Cancer Control Fund; and

21 (2) Twelve and one-half percent (12.5%) shall be credited to the
22 Breast Cancer Research Fund.

23
24 SECTION 2. EMERGENCY CLAUSE. It is found and determined by the
25 General Assembly of the State of Arkansas that the Arkansas Rx Program
26 created by the Eighty-fifth General Assembly will provide reduced price
27 prescription medicine to many medically needy Arkansans; that the program is
28 in immediate need of start-up funding for the administration and organization
29 of the program; and that it is necessary for this act to become effective on
30 July 1, 2005, in order for the program to begin benefiting needy Arkansans
31 and to meet the state fiscal year budgeting requirements. Therefore, an
32 emergency is declared to exist and this act being necessary for the
33 preservation of the public peace, health, and safety shall become effective
34 on July 1, 2005.

35
36 /s/ Bond