

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 86th General Assembly
3 Regular Session, 2007

A Bill

HOUSE BILL 1575

4
5 By: Representatives Sumpter, Shelby
6
7

For An Act To Be Entitled

8
9 AN ACT TO AMEND THE TRAUMA SYSTEM ACT, § 20-13-
10 801 ET SEQ.; TO CREATE THE TRAUMA SYSTEM
11 REVOLVING TRUST FUND; AND FOR OTHER PURPOSES.
12

Subtitle

13
14 TO AMEND THE TRAUMA SYSTEM ACT AND TO
15 CREATE THE TRAUMA SYSTEM REVOLVING TRUST
16 FUND.
17
18

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

21 SECTION 1. Arkansas Code § 20-13-802 is amended to read as follows:
22 20-13-802. Legislative findings.

23 The General Assembly finds that:

24 (1) Trauma is recognized as the leading killer of persons one
25 (1) year to forty-four (44) years of age and is a serious yet preventable
26 disease;

27 (2) Traumatic injuries are estimated to be responsible for over
28 one hundred sixty-one thousand (161,000) deaths each year and children
29 account for twenty-five percent (25%) of those deaths;

30 (3) In 2006, two thousand one hundred nineteen (2,119) Arkansans
31 lost their lives due to trauma and twenty-five thousand three hundred eight
32 (25,308) were admitted to hospitals;

33 (4) The State of Arkansas incurs a massive expense from trauma
34 in lives lost, productive years destroyed, and the emotional and monetary
35 expense of caring for victims of trauma; and

36 (5) The experience of other states has shown that a



1 comprehensive trauma system including all phases of trauma care, from
2 prevention, prehospital care, and trauma center designation to rehabilitative
3 care, can vastly improve overall trauma problems.

4
5 SECTION 2. Arkansas Code § 20-13-804 is amended to read as follows:
6 20-13-804. Powers and duties of the division.

7 (a) The Division of Health of the Department of Health and Human
8 Services may develop and implement a comprehensive trauma care system that
9 provides guidelines for the care of trauma victims and is fully integrated
10 with all available resources, including, but not limited to, existing
11 emergency medical services providers, hospitals, or other health care
12 providers that would like to participate in the program.

13 (b)(1) The division shall develop a methodology for the allocation of
14 funds deposited into the Trauma System Revolving Trust Fund.

15 (2) Allocations of funds from the Trauma System Revolving Trust
16 Fund shall be made to:

17 (A) Ambulance providers;

18 (B) Hospitals;

19 (C) Physicians;

20 (D) Rehabilitation services; and

21 (E) Program administration, trauma injury prevention
22 programs, and the trauma registry within the Division of Health.

23 (3) The methodology for allocation of funds shall be developed
24 with the advice of the Trauma Advisory Council.

25 ~~(b)(c)~~ The division shall promulgate ~~such rules and regulations as are~~
26 rules necessary to implement and administer this subchapter.

27
28 SECTION 3. Arkansas Code § 20-13-807 is amended to read as follows:
29 20-13-807. Trauma Advisory Council.

30 (a)(1) There is established an advisory council, to be known as the
31 "Trauma Advisory Council", for the purpose of making recommendations,
32 advising, and providing assistance to the Division of Emergency Medical
33 Services of the Division of Health of the Department of Health and Human
34 Services concerning the development of a statewide trauma system.

35 (2) The council shall provide advice to the Division of
36 Emergency Medical Services on the methodology for allocations from the Trauma

1 System Revolving Trust Fund.

2 (b) The council shall consist of ~~twelve (12)~~ fifteen (15) members who
 3 have a demonstrated interest in trauma systems, to be appointed by the
 4 Governor as follows:

5 (1) One (1) member appointed from a list of two (2) nominees
 6 submitted by the Arkansas Chapter of the American College of Emergency
 7 Physicians;

8 (2) One (1) member appointed from a list of two (2) nominees
 9 submitted by the Arkansas Academy of Family Physicians;

10 (3) One (1) member appointed from a list of two (2) nominees
 11 submitted by the Arkansas Chapter of the American College of Surgeons;

12 (4) One (1) member appointed from a list of two (2) nominees
 13 submitted by the Arkansas Medical Society;

14 (5) ~~One (1) member~~ Four members appointed from a list of ~~two (2)~~
 15 eight (8) nominees submitted by the Arkansas Hospital Association;

16 (6) One (1) member appointed from a list of two (2) nominees
 17 submitted by the Governor's Emergency Medical Services Advisory Council;

18 (7) One (1) member appointed from a list of two (2) nominees
 19 submitted by the Arkansas Emergency Nurses' Association;

20 (8) One (1) member appointed from a list of two (2) nominees
 21 submitted by the Arkansas Emergency Medical Technicians' Association;

22 (9) One (1) member appointed from a list of two (2) nominees
 23 submitted by the Arkansas Ambulance Association;

24 (10) One (1) member appointed from a list of two (2) nominees
 25 submitted by the Arkansas Emergency Medical Services for Children Program;

26 (11) One (1) member appointed from a list of two (2) nominees
 27 submitted by the Arkansas Trauma Society; and

28 (12) One (1) member appointed from the public at large as a
 29 consumer representative who has an interest in trauma systems.

30 (c) The following shall also be members of the council:

31 (1) The Director of the Department of Health and Human Services
 32 or the director's designee;

33 (2) ~~The Director of the Highway Safety Program of the Arkansas~~
 34 ~~State Highway and Transportation Department;~~

35 (3) ~~The Director of the Department of Arkansas State Police~~ or
 36 the director's designee;

1 ~~(4)~~(3) Two (2) members to be appointed by and to serve at the
2 pleasure of the President Pro Tempore of the Senate; and

3 ~~(5)~~(4) ~~Four (4) members~~ Two (2) members to be appointed by and
4 to serve at the pleasure of the Speaker of the House of Representatives.
5

6 SECTION 4. Arkansas Code § 20-13-808(c), concerning required meetings
7 of the Trauma Advisory Council, is amended to read as follows:

8 (c) The council shall meet at least ~~two (2)~~ four (4) times a year but
9 may meet more frequently upon the call of the chair or at the request, stated
10 in writing, of any seven (7) members of the council.
11

12 SECTION 5. Arkansas Code Title 20, Chapter 13, Subchapter 8 is amended
13 to add an additional section to read as follows:

14 20-13-809. Trauma System Revolving Trust Fund.

15 (a)(1) There is created on the books of the Treasurer of State, the
16 Auditor of State, and the Chief Fiscal Officer of the State a revolving loan
17 fund to be known as the "Trauma System Revolving Trust Fund".

18 (2) The Trauma System Revolving Trust Fund shall be used by the
19 Division of Health of the Department of Health and Human Services to fund the
20 state trauma system with the advice of the Trauma Advisory Council.

21 (b)(1) The Trauma System Revolving Trust Fund shall consist of:

22 (A) Moneys appropriated for the state trauma system;

23 (B) Federal funds;

24 (C) Gifts, grants, bequests, devises, and donations;

25 (D) Interest earned on the Trauma System Revolving Trust
26 Fund;

27 (E) Any other funds received by the Division of Health of
28 the Department of Health and Human Services for the development and operation
29 of a state trauma system; and

30 (F) Any other funds as authorized by law.

31 (2) The Trauma System Revolving Trust Fund shall retain fund
32 balances remaining each fiscal year and all amounts earned as interest.

33 (3) According to the rules set forth by the Division of Health,
34 funds may be transferred to the Medicaid Trust Fund for payments to health
35 care providers that treat eligible Medicaid patients for trauma care.
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