

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
4

A Bill

HOUSE BILL 2058

5 By: Representative Sumpter
6
7

For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF HEALTH & HUMAN SERVICES - DIVISION OF HEALTH
11 FOR A STATE TRAUMA SYSTEM; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15 AN ACT FOR THE DEPARTMENT OF HEALTH &
16 HUMAN SERVICES - DIVISION OF HEALTH - A
17 STATE TRAUMA SYSTEM GENERAL IMPROVEMENT
18 APPROPRIATION.
19
20
21

22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
23

24 SECTION 1. APPROPRIATIONS - STATE TRAUMA SYSTEM. There is hereby
25 appropriated, to the Department of Health & Human Services - Division of
26 Health, to be payable from the Trauma System Revolving Trust Fund, the
27 following:

28 (A) For development and operating expenses of a state trauma system, the
29 sum of\$1,000,000.
30

31 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
33 TRANSFER. On the effective date of this Act the Chief Fiscal Officer of the
34 State shall transfer on his books and those of the State Treasurer and
35 Auditor of State the sum of one hundred million dollars (\$100,000,000) from
36 the unobligated balances in the General Revenue Allotment Reserve Fund to the



1 Arkansas State Catastrophe Fund Account to provide funds for the
2 appropriation provided herein.

3 The provisions of this section shall be in effect from July 1, 2007
4 through June 30, 2009.

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6 SECTION 3. APPROPRIATIONS - STATE CATASTROPHES. There is hereby
7 appropriated, to the Department of Health & Human Services - Division of
8 Health, to be payable from the Arkansas State Catastrophe Fund Account, the
9 following:

10 (A) For state assistance to the Department of Health and Human Services -
11 Division of Health for costs associated with responding to catastrophes in
12 the State of Arkansas, the sum of\$50,000,000.

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14 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
15 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
16 TRANSFER. Beginning July 1, 2007 and each fiscal year thereafter all interest
17 earned on monies deposited in the Arkansas State Catastrophe Fund shall be
18 transferred to the Trauma System Revolving Fund to provide funds for the
19 appropriation provided herein.

20
21 SECTION 5. SPECIAL LANGUAGE. Arkansas State Catastrophe Fund Account.

22 (a) There is created on the books of the Treasurer of State, the Auditor of
23 State, and the Chief Fiscal Officer of the State a fund to be known as the
24 "Arkansas State Catastrophe Fund Account".

25 (b) The fund shall consist of gifts, grants, donations received by this
26 state, federal revenue, bequests and such revenues as may be provided by the
27 General Assembly or authorized by law.

28 (c) This fund shall be used by the Governor for the purposes authorized and
29 required by Arkansas Code Title 12, Chapter 5, regarding emergency services.

30
31 SECTION 6. SPECIAL LANGUAGE. Trauma System Revolving Trust Fund.
32 Arkansas Code Title 19, Chapter 5, Subchapter 11 is amended to read as
33 follows:

34 19-5-1132. Arkansas Trauma System Revolving Trust Fund.

35 (a) There is hereby established on the books of the Treasurer of State,
36 Auditor of State, and Chief Fiscal Officer of State a fund to be known as the

1 "Trauma System Revolving Trust Fund".

2 (b) The fund shall consist of moneys appropriated for the state trauma
 3 system, federal funds, gifts, grants, bequests, devises and donations, any
 4 other funds received by the Division of Health of the Department of Health
 5 and Human Services for the development and operation of a state trauma system
 6 and any other funds authorized by law.

7 (c) This fund shall be used by the Division of Health of the Department of
 8 Health and Human Services to fund the state trauma system with the advice of
 9 the Trauma Advisory Council, as set out in 20-13-802 et seq.

10
 11 SECTION 7. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 12 obligations otherwise incurred in relation to the project or projects
 13 described herein in excess of the State Treasury funds actually available
 14 therefor as provided by law. Provided, however, that institutions and
 15 agencies listed herein shall have the authority to accept and use grants and
 16 donations including Federal funds, and to use its unobligated cash income or
 17 funds, or both available to it, for the purpose of supplementing the State
 18 Treasury funds for financing the entire costs of the project or projects
 19 enumerated herein. Provided further, that the appropriations and funds
 20 otherwise provided by the General Assembly for Maintenance and General
 21 Operations of the agency or institutions receiving appropriation herein shall
 22 not be used for any of the purposes as appropriated in this act.

23 (B) The restrictions of any applicable provisions of the State Purchasing
 24 Law, the General Accounting and Budgetary Procedures Law, the Revenue
 25 Stabilization Law and any other applicable fiscal control laws of this State
 26 and regulations promulgated by the Department of Finance and Administration,
 27 as authorized by law, shall be strictly complied with in disbursement of any
 28 funds provided by this act unless specifically provided otherwise by law.

29
 30 SECTION 8. LEGISLATIVE INTENT. It is the intent of the General Assembly
 31 that any funds disbursed under the authority of the appropriations contained
 32 in this act shall be in compliance with the stated reasons for which this act
 33 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 34 and Legislative Recommendations contained in the budget manuals prepared by
 35 the Department of Finance and Administration, letters, or summarized oral
 36 testimony in the official minutes of the Arkansas Legislative Council or

1 Joint Budget Committee which relate to its passage and adoption.

2
3 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General
4 Assembly, that the Constitution of the State of Arkansas prohibits the
5 appropriation of funds for more than a two (2) year period; that the
6 effectiveness of this Act on July 1, 2007 is essential to the operation of
7 the agency for which the appropriations in this Act are provided, and that in
8 the event of an extension of the Regular Session, the delay in the effective
9 date of this Act beyond July 1, 2007 could work irreparable harm upon the
10 proper administration and provision of essential governmental programs.
11 Therefore, an emergency is hereby declared to exist and this Act being
12 necessary for the immediate preservation of the public peace, health and
13 safety shall be in full force and effect from and after July 1, 2007.