

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

SENATE BILL 863

4
5 By: Senator B. Pritchard
6
7

For An Act To Be Entitled

9 AN ACT TO PROVIDE FUNDING FOR COMMUNITY HEALTH
10 CENTERS; TO AMEND SECTIONS OF THE ARKANSAS CODE
11 RESULTING FROM INITIATED ACT 1 OF 2000; AND FOR
12 OTHER PURPOSES.

Subtitle

13
14 AN ACT TO PROVIDE FUNDING FOR COMMUNITY
15 HEALTH CENTERS; TO AMEND SECTIONS OF THE
16 ARKANSAS CODE RESULTING FROM INITIATED
17 ACT 1 OF 2000.
18
19
20

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

23 SECTION 1. Arkansas Code § 19-12-102(13), concerning the definition of
24 the Medicaid Expansion Program Account, resulting from Initiated Act 1 of
25 2000, is amended to read as follows:

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

30
31 SECTION 2. Arkansas Code § 19-12-112(a), resulting from Initiated Act
32 1 of 2000 and concerning creation of the Medicaid Expansion Program Account,
33 is amended to read as follows:

34 (a)(1) There is hereby created a trust fund on the books of the
35 Treasurer of State, Auditor of State, and Chief Fiscal Officer of the State,
36 within the Tobacco Settlement Program Fund maintained by the State Board of



1 Finance, an account to be known as the Medicaid Expansion Program Account.

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

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

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

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

12 (B) As appropriated by the General Assembly for use in
13 providing primary medical, dental, and mental health services and
14 preventative health services to the uninsured and medically underserved
15 Arkansans by community-owned and governed nonprofit organizations deemed
16 federally qualified health centers under 42 U.S.C. § 254b, as in effect on
17 January 1, 2007.

18
19 SECTION 3. Arkansas Code § 19-12-119, resulting from Initiated Act 1
20 of 2000, is amended to read as follows:

21 19-12-119. Use of funds for the Medicaid Expansion Program Account.

22 (a) In addition to the purposes enumerated in ~~§ 19-12-116~~ §§ 19-12-112
23 and 19-12-116 for the Medicaid expansion program, the funds made available to
24 the Medicaid Expansion Program Account may also be used to supplement current
25 general revenues as approved by the Governor and the Chief Fiscal Officer of
26 the State for the Arkansas Medicaid Program.

27 (b) None of the funds shall be used for this additional purpose if the
28 usage will reduce the funds made available by the General Assembly for the
29 Meals-on-Wheels program and the senior prescription drug program.

30
31 SECTION 4. Arkansas Code § 19-5-1121, resulting from Initiated Act 1
32 of 2000, is amended to read as follows:

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

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

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

3 (B) As appropriated by the General Assembly for use in
4 providing primary medical, dental, and mental health services and
5 preventative health services to the uninsured and medically underserved
6 Arkansans by community-owned and governed nonprofit organizations deemed
7 qualified health centers under 42 U.S.C. § 254b, as in effect on January 1,
8 2007.

9
10 SECTION 5. Arkansas Code Title 19, Chapter 5, Subchapter 12 is amended
11 to add a new section as follows:

12 19-5-1230. Community Health Centers of Arkansas Fund.

13 (a) There is created on the books of the Treasurer of State, the
14 Auditor of State, and the Chief Fiscal Officer of the State a fund to be
15 known as the "Community Health Centers of Arkansas Fund".

16 (b) The fund shall consist of any revenues as may be authorized by
17 law.

18 (c) The funds transferred to the Community Health Centers of Arkansas
19 Fund shall be distributed by the Disbursing Officer of the Department of
20 Finance and Administration to be used for primary medical, dental, mental
21 health, pharmacy, and preventative services for uninsured and medically
22 underserved Arkansans.

23
24 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the
25 General Assembly of the State of Arkansas that many Arkansans are in need of
26 primary medical, dental, and mental health treatment and preventative health
27 services and are not covered by health insurance or eligible for Medicaid or
28 Medicare; that qualified community health centers provide needed care for
29 many of these citizens but are in need of funding in order to continue
30 offering necessary medical services; that this act will permit the use of
31 available funds for those services; and that this act is necessary in order
32 to provide needed funding for the next fiscal biennium. Therefore, an
33 emergency is declared to exist and this act being necessary for the
34 preservation of the public peace, health, and safety shall become effective
35 on July 1, 2007.

36