

1 State of Arkansas  
2 95th General Assembly  
3 Regular Session, 2025  
4

# A Bill

SENATE BILL 29

5 By: Joint Budget Committee  
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7

## For An Act To Be Entitled

8  
9 AN ACT TO MAKE AN APPROPRIATION FOR THE DEPARTMENT OF  
10 HEALTH - ARKANSAS MINORITY HEALTH COMMISSION FOR THE  
11 MINORITY HEALTH INITIATIVE OF THE TARGETED STATE  
12 NEEDS PROGRAM FOR THE FISCAL YEAR ENDING JUNE 30,  
13 2026; AND FOR OTHER PURPOSES.  
14

## Subtitle

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17 AN ACT FOR THE ARKANSAS MINORITY HEALTH  
18 INITIATIVE OF THE DEPARTMENT OF HEALTH -  
19 ARKANSAS MINORITY HEALTH COMMISSION  
20 APPROPRIATION FOR THE 2025-2026 FISCAL  
21 YEAR.  
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24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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26 SECTION 1. REGULAR SALARIES - MINORITY HEALTH INITIATIVE. There is  
27 hereby established for the Department of Health - Arkansas Minority Health  
28 Commission for the 2025-2026 fiscal year, the following maximum number of  
29 regular employees.  
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Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2025-2026
35	(1)	L038C REGISTERED NURSE	1	GRADE MP01
36	(2)	A082C ACCOUNTANT II	1	GRADE GS08



1	(3) G147C GRANTS COORDINATOR	1	GRADE GS07
2	(4) L053C HEALTH PROGRAM SPECIALIST I	1	GRADE GS06
3	(5) R025C HUMAN RESOURCES ANALYST	1	GRADE GS06
4	(6) A091C FISCAL SUPPORT ANALYST	<u>1</u>	GRADE GS05
5	MAX. NO. OF EMPLOYEES	6	

7 SECTION 2. APPROPRIATION - MINORITY HEALTH INITIATIVE. There is hereby  
 8 appropriated, to the Department of Health, to be payable from the Targeted  
 9 State Needs Program Account, for personal services and operating expenses of  
 10 the Department of Health - Arkansas Minority Health Commission - Arkansas  
 11 Minority Health Initiative for the fiscal year ending June 30, 2026, the  
 12 following:

14	ITEM	FISCAL YEAR
15	<u>NO.</u>	<u>2025-2026</u>
16	(01) REGULAR SALARIES	\$326,124
17	(02) PERSONAL SERVICES MATCHING	122,431
18	(03) MAINT. & GEN. OPERATION	
19	(A) OPER. EXPENSE	531,788
20	(B) CONF. & TRAVEL	20,000
21	(C) PROF. FEES	250,000
22	(D) CAP. OUTLAY	0
23	(E) DATA PROC.	0
24	(04) PROMOTIONAL ITEMS	0
25	(05) SCREENING, MONITORING, TREATING &	
26	OUTREACH	<u>558,554</u>
27	TOTAL AMOUNT APPROPRIATED	<u>\$1,808,897</u>

29 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 30 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 31 PROMOTIONAL ITEMS. The Chief Fiscal Officer of the State shall establish  
 32 upon request for the Arkansas Minority Health Commission a special  
 33 Promotional Items appropriation to be used in the acquisition of promotional  
 34 items. When the Arkansas Minority Health Commission wishes to transfer from  
 35 its operating expenses and/or Screening, Monitoring, Treating, Outreach &  
 36 Advertising appropriation and funds to the promotional items line, the

1 request shall be forwarded by the Arkansas Minority Health Commission to the  
 2 Chief Fiscal Officer of the State for processing and for prior approval by  
 3 the Arkansas Legislative Council or Joint Budget Committee. Determining the  
 4 maximum number of employees and the maximum amount of appropriation and  
 5 general revenue funding for a state agency each fiscal year is the  
 6 prerogative of the General Assembly. This is usually accomplished by  
 7 delineating such maximums in the appropriation act(s) for a state agency and  
 8 the general revenue allocations authorized for each fund and fund account by  
 9 amendment to the Revenue Stabilization law. Further, the General Assembly  
 10 has determined that the Arkansas Minority Health Commission may operate more  
 11 efficiently if some flexibility is provided to the Department of Health -  
 12 Arkansas Minority Health Commission authorizing broad powers under this  
 13 Section. Therefore, it is both necessary and appropriate that the General  
 14 Assembly maintain oversight by requiring prior approval of the Legislative  
 15 Council or Joint Budget Committee as provided by this section. The  
 16 requirement of approval by the Legislative Council or Joint Budget Committee  
 17 is not a severable part of this section. If the requirement of approval by  
 18 the Legislative Council or Joint Budget Committee is ruled unconstitutional  
 19 by a court of competent jurisdiction, this entire section is void.

20 The provisions of this section shall be in effect only from July 1, 2024  
 21 2025 through June 30, ~~2025~~ 2026.

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23 SECTION 4. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 24 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER  
 25 RESTRICTIONS. The appropriations provided in this act shall not be  
 26 transferred under the provisions of Arkansas Code 19-4-522, but only as  
 27 provided by this act.

28 The provisions of this section shall be in effect only from July 1, 2024  
 29 2025 through June 30, ~~2025~~ 2026.

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31 SECTION 5. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 32 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFERS  
 33 OF APPROPRIATION. In the event the amount of any of the budget  
 34 classifications of maintenance and general operation in this act are found by  
 35 the administrative head of the agency to be inadequate, then the agency head  
 36 may request, upon forms provided for such purpose by the Chief Fiscal Officer

1 of the State, a modification of the amounts of the budget classification. In  
 2 that event, he or she shall set out on the forms the particular  
 3 classifications for which he or she is requesting an increase or decrease,  
 4 the amounts thereof, and his or her reasons therefor. In no event shall the  
 5 total amount of the budget exceed either the amount of the appropriation or  
 6 the amount of the funds available, nor shall any transfer be made from the  
 7 capital outlay or data processing subclassifications unless specific  
 8 authority for such transfers is provided by law, except for transfers from  
 9 capital outlay to data processing when determined by the Department of  
 10 Transformation & Shared Services - Division of Information Systems that data  
 11 processing services for a state agency can be performed on a more cost-  
 12 efficient basis by the Department of Transformation & Shared Services -  
 13 Division of Information Systems than through the purchase of data processing  
 14 equipment by that state agency. In considering the proposed modification as  
 15 prepared and submitted by each state agency, the Chief Fiscal Officer of the  
 16 State shall make such studies as he or she deems necessary. The Chief Fiscal  
 17 Officer of the State shall, after obtaining the approval of the Legislative  
 18 Council or Joint Budget Committee, approve the requested transfer if in his  
 19 or her opinion it is in the best interest of the state.

20 The General Assembly has determined that the agency in this act could be  
 21 operated more efficiently if some flexibility is given to that agency and  
 22 that flexibility is being accomplished by providing authority to transfer  
 23 between certain items of appropriation made by this act. Since the General  
 24 Assembly has granted the agency broad powers under the transfer of  
 25 appropriations, it is both necessary and appropriate that the General  
 26 Assembly maintain oversight of the utilization of the transfers by requiring  
 27 prior approval of the Legislative Council in the utilization of the transfer  
 28 authority. Therefore, the requirement of approval by the Legislative Council  
 29 is not a severable part of this section. If the requirement of approval by  
 30 the Legislative Council is ruled unconstitutional by a court of competent  
 31 jurisdiction, this entire section is void.

32 The provisions of this section shall be in effect only from July 1, ~~2024~~  
 33 2025 through June 30, ~~2025~~ 2026.

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35 SECTION 6. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 36 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

1 POSITIONS. (a) Nothing in this act shall be construed as a commitment of the  
 2 State of Arkansas or any of its agencies or institutions to continue funding  
 3 any position paid from the proceeds of the Tobacco Settlement in the event  
 4 that Tobacco Settlement funds are not sufficient to finance the position.

5 (b) State funds will not be used to replace Tobacco Settlement funds when  
 6 such funds expire, unless appropriated by the General Assembly and authorized  
 7 by the Governor.

8 (c) A disclosure of the language contained in (a) and (b) of this Section  
 9 shall be made available to all new hire and current positions paid from the  
 10 proceeds of the Tobacco Settlement Commission by the Department of Health -  
 11 Arkansas Minority Health Commission.

12 (d) Whenever applicable the information contained in (a) and (b) of this  
 13 section shall be included in the employee handbook and/or Professional  
 14 Services Contract paid from the proceeds of the Tobacco Settlement.

15 The provisions of this section shall be in effect only from July 1, ~~2024~~  
 16 2025 through June 30, ~~2025~~ 2026.

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 18 SECTION 7. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 19 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 20 COMPLIANCE WITH OTHER LAWS. Disbursement of funds authorized by this act  
 21 shall be limited to the appropriation for such agency and funds made  
 22 available by law for the support of such appropriations; and the restrictions  
 23 of the State Purchasing Law, the General Accounting and Budgetary Procedures  
 24 Law, the Regular Salary Procedures and Restrictions Act, or their successors,  
 25 and other fiscal control laws of this State, where applicable, and  
 26 regulations promulgated by the Department of Finance and Administration, as  
 27 authorized by law, shall be strictly complied with in disbursement of said  
 28 funds.

29 The provisions of this section shall be in effect only from July 1, ~~2024~~  
 30 2025 through June 30, ~~2025~~ 2026.

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 32 SECTION 8. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS  
 33 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.  
 34 LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds  
 35 disbursed under the authority of the appropriations contained in this act  
 36 shall be in compliance with the stated reasons for which this act was

1 adopted, as evidenced by Initiated Act 1 of 2000, the Agency Requests,  
2 Executive Recommendations and Legislative Recommendations contained in the  
3 budget manuals prepared by the Department of Finance and Administration,  
4 letters, or summarized oral testimony in the official minutes of the Arkansas  
5 Legislative Council or Joint Budget Committee which relate to its passage and  
6 adoption.

7 The provisions of this section shall be in effect only from July 1, ~~2024~~  
8 2025 through June 30, ~~2025~~ 2026.

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10 SECTION 9. EMERGENCY CLAUSE. It is found and determined by the General  
11 Assembly, that the Constitution of the State of Arkansas prohibits the  
12 appropriation of funds for more than a one (1) year period; that the  
13 effectiveness of this Act on July 1, 2025 is essential to the operation of  
14 the agency for which the appropriations in this Act are provided, and that in  
15 the event of an extension of the legislative session, the delay in the  
16 effective date of this Act beyond July 1, 2025 could work irreparable harm  
17 upon the proper administration and provision of essential governmental  
18 programs. Therefore, an emergency is hereby declared to exist and this Act  
19 being necessary for the immediate preservation of the public peace, health  
20 and safety shall be in full force and effect from and after July 1, 2025.

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23 **APPROVED: 2/13/25**  
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