

Stricken language will be deleted and underlined language will be added.
Act 187 of the Fiscal Session

1 State of Arkansas
2 93rd General Assembly
3 Fiscal Session, 2022
4

As Engrossed: S3/1/22
A Bill

SENATE BILL 102

5 By: Senator Hickey
6

7 **For An Act To Be Entitled**

8 AN ACT TO MAKE AN APPROPRIATION FOR PREGNANCY
9 RESOURCE CENTER GRANTS FOR THE DEPARTMENT OF FINANCE
10 AND ADMINISTRATION - DISBURSING OFFICER FOR THE
11 FISCAL YEAR ENDING JUNE 30, 2023; AND FOR OTHER
12 PURPOSES.
13

14 **Subtitle**

15 AN ACT FOR THE DEPARTMENT OF FINANCE AND
16 ADMINISTRATION - DISBURSING OFFICER
17 APPROPRIATION FOR THE 2022-2023 FISCAL
18 YEAR.
19

20
21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
22

23 SECTION 1. APPROPRIATION - PREGNANCY RESOURCE CENTER GRANTS. There is
24 hereby appropriated, to the Department of Finance and Administration -
25 Disbursing Officer, to be payable from the Pregnancy Resource Center Sub-Fund
26 in the Miscellaneous Agencies Fund Account, for grants for the Pregnancy
27 Resource Centers for the fiscal year ending June 30, 2023, the following:
28

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2022-2023</u>
(01) PREGNANCY RESOURCE CENTER GRANTS	<u>\$1,000,000</u>

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33 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
34 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. PREGNANCY
35 RESOURCE CENTER GRANTS.

36 (a)(1) As used in this section, "pregnancy resource center" means an



1 organization existing as of January 1, 2022, that:

2 (A) Seeks to provide a range of services to individuals
3 facing an unintended pregnancy with the intention of encouraging pregnant
4 women to give birth to their unborn children; and

5 (B) Does not perform, prescribe, provide referrals for, or
6 encourage abortion or affiliate with any organization that performs,
7 prescribes, provides referrals for, or encourages abortion.

8 (2) As used in this section, a "pregnancy resource center"
9 includes without limitation:

10 (A) Organizations traditionally known as "crisis pregnancy
11 organizations";

12 (B) Maternity homes;

13 (C) Adoption agencies; and

14 (D) Social services agencies that provide material support
15 and other assistance to individuals facing an unintended pregnancy to help
16 those individuals give birth to their unborn children.

17 (b)(1) The Department of Finance and Administration shall create a
18 grant program to provide funding to pregnancy resource centers.

19 (2) Grant funds shall be disbursed directly to the pregnancy
20 resource centers from the Department of Finance and Administration.

21 (c)(1) The department shall promulgate rules to implement the
22 disbursement of the grant moneys from the Pregnancy Resource Center Grant
23 Sub-Fund in the Miscellaneous Agencies Fund Account.

24 (2) The rules shall include:

25 (A) A requirement that the entity requesting the grant
26 moneys submit a plan describing how the entity will spend the grant moneys;
27 and

28 (B) A statement that the funds shall not be disbursed all
29 at once, but in increments in accordance with the plan described in
30 subdivision (c)(2)(A) of this section.

31 (d) The provisions of this section shall be in effect only from July
32 1, 2022, through June 30, 2023.

33
34 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
35 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. FUNDING
36 TRANSFER. (i) Immediately upon the effective date of this Section, the Chief

1 Fiscal Officer of the State shall transfer on his or her books and those of
2 the State Treasurer and the Auditor of the State the sum of one million
3 dollars (\$1,000,000) from the Rainy Day Fund to the Pregnancy Resource Center
4 Grant Sub-Fund in the Miscellaneous Agencies Fund Account to provide funding
5 exclusively for the Pregnancy Resource Center Grants Appropriation in Section
6 1 in this Act to be distributed as set out in Pregnancy Resource Center
7 Grants Special Language in Section 2 of this Act.

8 (ii) Any funds not expended in the Pregnancy Resource Center Grant Sub-
9 Fund in the Miscellaneous Agencies Fund Account as established in subsection
10 (i) herein after June 30, 2023 shall be transferred to the General Revenue
11 Allotment Reserve Fund.

12 (iii) The provisions of this section shall be in effect upon passage
13 and approval only through June 30, 2023.

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15 SECTION 4. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
16 authorized by this act shall be limited to the appropriation for such agency
17 and funds made available by law for the support of such appropriations; and
18 the restrictions of the State Procurement Law, the General Accounting and
19 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
20 Procedures and Restrictions Act, or their successors, and other fiscal
21 control laws of this State, where applicable, and regulations promulgated by
22 the Department of Finance and Administration, as authorized by law, shall be
23 strictly complied with in disbursement of said funds.

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25 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General
26 Assembly that any funds disbursed under the authority of the appropriations
27 contained in this act shall be in compliance with the stated reasons for
28 which this act was adopted, as evidenced by the Agency Requests, Executive
29 Recommendations and Legislative Recommendations contained in the budget
30 manuals prepared by the Department of Finance and Administration, letters, or
31 summarized oral testimony in the official minutes of the Arkansas Legislative
32 Council or Joint Budget Committee which relate to its passage and adoption.

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34 SECTION 6. EFFECTIVE DATE. Sections 1, 2, 4, and 5 of this act are
35 effective on and after July 1, 2022.
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1 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly of the State of Arkansas that pregnancy resource centers preserve
3 public peace, health, and safety by providing a range of services to
4 individuals facing unintended pregnancies; that pregnancy resource centers
5 across the state have been underfunded; that in order to preserve public
6 peace, health, and safety, pregnancy resource centers may need to apply for
7 grant funding under Section 3 of this act; and that Section 3 of this act is
8 immediately necessary to enable pregnancy resource centers to provide
9 services that preserve the public peace, health, and safety. Therefore, an
10 emergency is declared to exist, and Section 3 of this act being immediately
11 necessary for the preservation of the public peace, health, and safety shall
12 become effective on:

13 (1) The date of its approval by the Governor;

14 (2) If the bill is neither approved nor vetoed by the Governor,
15 the expiration of the period of time during which the Governor may veto the
16 bill; or

17 (3) If the bill is vetoed by the Governor and the veto is
18 overridden, the date the last house overrides the veto.

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20 /s/Hickey

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23 APPROVED: 3/7/22