

By: Representative Wardlaw

HOUSE RESOLUTION

TO AMEND THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY; TO AMEND THE RULES REGARDING THE DEADLINE FOR INTRODUCTION OF A BILL CONCERNING THE STATE AND PUBLIC SCHOOL LIFE AND HEALTH INSURANCE PROGRAM AND OTHER HEALTH BENEFIT PLANS OF ENTITIES OF THE STATE; TO AMEND THE RULES REQUIRING PRODUCTION OF A FISCAL IMPACT STATEMENT FOR ANY PROPOSED LEGISLATION IMPOSING A NEW OR INCREASED COST OBLIGATION ON THE STATE AND PUBLIC SCHOOL LIFE AND HEALTH INSURANCE PROGRAM; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-FOURTH GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Subsection 38.(p) of the Rules of the House of Representatives of the Ninety-Fourth General Assembly, concerning the deadline for introduction of a bill affecting the State and Public School Life and Health Insurance Program and other health benefit plans, is amended to read as follows:

38.(p)(1) A bill affecting the State and Public School Life and Health Insurance Program or that imposes a new or increased cost obligation ~~for health benefit plans, including pharmacy benefits, on an entity of the state~~



on the State and Public School Life and Health Insurance Program to be considered by the General Assembly at a regular session shall be introduced in the General Assembly during the first fifteen (15) calendar days of a regular session.

(2)(A) A bill affecting the State and Public School Life and Health Insurance Program or that imposes a new or increased cost obligation ~~for health benefit plans, including pharmacy benefits, on an entity of the state~~ on the State and Public School Life and Health Insurance Program shall not be introduced after the fifteenth day of a regular session unless the introduction of the bill is first approved by a three-fourths (3/4) vote of the full membership of each house of the General Assembly.

(B) If the General Assembly recesses for longer than three (3) consecutive days during the first fifteen (15) calendar days of a regular session, the fifteen-day introduction deadline shall be extended for a time period equal to the recess.

(3) A bill affecting the State and Public School Life and Health Insurance Program or that imposes a new or increased cost obligation ~~for health benefit plans, including pharmacy benefits, on an entity of the state~~ on the State and Public School Life and Health Insurance Program shall not be introduced or considered at a fiscal session or an extraordinary session of the General Assembly unless the introduction and consideration of the bill is first approved by a two-thirds (2/3) vote of the full membership of each house of the General Assembly.

SECTION 2. Subsection 38.(r) of the Rules of the House of Representatives of the Ninety-Fourth General Assembly, concerning fiscal impact statements, is amended to read as follows:

38.(r) "Fiscal impact statement" means a realistic statement of the estimated financial cost of implementing or complying with a proposed law regarding:

- (1) Municipalities;
- (2) Counties;
- (3) Education, as related to the State of Arkansas and local school districts grades kindergarten through twelve (K-12);
- (4) Corrections, if imposing new or additional costs and restrictions on inmate population patterns or affecting programs or services

of the ~~Department~~ Division of Correction;

(5) Lottery, if amending Arkansas Code, Title 23, Chapter 115 or imposing a new or increased cost to the Office of the Arkansas Lottery or a lottery;

(6) ~~Health benefit plans, if imposing a new or increased cost obligation for health benefit plans, including pharmacy benefits, on an entity of the state~~ The State and Public School Life and Health Insurance Program, if imposing a new or increased cost obligation on the program; or

(7) New or existing scholarships to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable.

SECTION 3. Subsection 38.(v) of the Rules of the House of Representatives of the Ninety-Fourth General Assembly, concerning fiscal impact statements for health benefit plans for an entity of the state, is amended to read as follows:

38.(v)(1) Except for bills imposing a new or increased cost obligation ~~for health benefit plans on an entity of the state~~ on the State and Public School Life and Health Insurance Program or bills regarding new or existing scholarships to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, failure of the sponsor of a bill to provide the fiscal impact statement required in this rule shall not prohibit the consideration of it in the committee to which referred or on the Floor of the House of Representatives, if no objection to it is made at the time such action is taken.

(2)(A) A bill filed in the House of Representatives that will impose a new or increased cost obligation ~~for health benefit plans, including pharmacy benefits, on an entity of the state~~ on the State and Public School Life and Health Insurance Program shall:

(i) Have a fiscal impact statement attached to the bill prepared and filed with the chair of the committee to which the bill is referred; and

(ii) Not be taken up by the committee to which the bill is referred until a fiscal impact statement is provided to the chair of the committee.

(B) If a bill is called up for final passage in the

House of Representatives and a fiscal impact statement has not been provided by the sponsor of the bill or by the committee to which the bill was referred, a member of the House of Representatives may object to the bill's being called up for final passage until a fiscal impact statement is prepared and made available on the desk of each member of the House of Representatives at least one (1) day before the bill is called up for final passage.

(C) An affirmative vote of two-thirds (2/3) of a quorum present and voting shall override the objection.

(D) If an objection is made without override, the presiding officer of the House of Representatives shall cause the bill to be referred to an actuary for the preparation of a fiscal impact statement, which shall be filed with the presiding officer not later than five (5) days from the date of the request.

(3)(A) Any bill filed with the House of Representatives that creates a new scholarship to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, or affects an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall:

(i) Have a lottery fiscal impact statement attached to it that is in the form set forth in Arkansas Code § 6-85-502; and

(ii) Not be taken up by the House Committee on Education and the Senate Committee on Education meeting jointly, until a lottery fiscal impact statement is attached.

SECTION 4. Section 32) of the Addendum to the Rules of the House of Representatives of the Ninety-Fourth General Assembly, concerning fiscal impact statements, is amended to read as follows:

32) (House Rule 38(r)) "Fiscal impact statement" means a realistic statement of the estimated financial cost of implementing or complying with a proposed law regarding:

- (1) Municipalities;
- (2) Counties;
- (3) Education, as related to the State of Arkansas and local school districts grades kindergarten through twelve (K-12);
- (4) Corrections, if imposing new or additional costs and restrictions

on inmate population patterns or affecting programs or services of the ~~Department~~ Division of Correction;

(5) Lottery, if amending Arkansas Code, Title 23, Chapter 115, or imposing a new or increased cost to the Office of the Arkansas Lottery or a lottery;

~~(6) Health benefit plans, if imposing a new or increased cost obligation for health benefit plans, including pharmacy benefits, on an entity of the state~~ The State and Public School Life and Health Insurance Program, if imposing a new or increased cost obligation on the program; or

(7) New or existing scholarships to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable.

SECTION 5. Section 35) of the Addendum to the Rules of the House of Representatives of the Ninety-Fourth General Assembly, concerning fiscal impact statements for health benefit plans for an entity of the state, is amended to read as follows:

35) (House Rule 38(v)) (1) Except for bills imposing a new or increased cost obligation ~~for health benefit plans on an entity of the state~~ on the State and Public School Life and Health Insurance Program or bills regarding new or existing scholarships to be funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, failure of the sponsor of a bill or resolution to provide the fiscal impact statement required in this rule shall not prohibit the consideration of it in the committee to which referred or on the floor of the House of Representatives, if no objection to it is made at the time such action is taken.

(2) A bill filed in the House of Representatives that will impose a new or increased cost obligation ~~for health benefit plans, including pharmacy benefits, on an entity of the state~~ on the State and Public School Life and Health Insurance Program shall:

(A) Have a fiscal impact statement attached to the bill prepared and filed with the chair of the committee to which the bill is referred; and

(B) Not be taken up by the committee to which the bill is referred until a fiscal impact statement is provided to the chair of the committee.

(3)(A) Any bill filed with the House of Representatives that creates a new scholarship to be funded with net proceeds from the state lottery or the

Higher Education Grants Fund Account, as applicable, or affects an existing scholarship that is funded with net proceeds from the state lottery or the Higher Education Grants Fund Account, as applicable, shall:

(i) Have a lottery fiscal impact statement attached to it that is in the form set forth in Arkansas Code § 6-85-502; and

(ii) Not be taken up by the House Committee on Education and the Senate Committee on Education meeting jointly, until a lottery fiscal impact statement is attached.