

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Joint Budget Committee**

A Bill

HOUSE BILL 2035

For An Act To Be Entitled

8 "AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
9 HUMAN SERVICES FOR CONSTRUCTION, RENOVATION, EQUIPMENT AND
10 REPAIRS; AND FOR OTHER PURPOSES."

Subtitle

13 "AN ACT FOR THE DEPARTMENT OF HUMAN SERVICES CAPITAL
14 IMPROVEMENT APPROPRIATION."

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18 SECTION 1. APPROPRIATIONS - CHILDREN AND FAMILY SERVICES. There is
19 hereby appropriated, to the Department of Human Services - Division of
20 Children and Family Services, to be payable from the General Improvement Fund
21 or its successor fund or fund accounts, the following:

22 (A) For the constructing and equipping of a waste water treatment
23 facility at the Alexander Youth Services Center, the sum of\$293,670.

25 (B) For the renovation and equipping of four cottages at the Alexander
26 Youth Services Center, the sum of\$60,000.

28 (C) For the renovation and conversion of the Intensive Treatment Unit
29 into the Intake or Independent Living Unit, the sum of\$25,000.

31 (D) For constructing and equipping various observation and assessment
32 centers, the sum of \$2,000,000.

34 (E) For constructing and equipping various serious offender units, the

1 sum of \$1,600,000.

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3 SECTION 2. APPROPRIATIONS - DEVELOPMENTAL DISABILITIES SERVICES. There
4 is hereby appropriated, to the Department of Human Services - Division of
5 Developmental Disabilities Services, to be payable from the General
6 Improvement Fund or its successor fund or fund accounts, the following:

7 (A) For equipment, major maintenance, renovations and repairs for fire
8 and safety projects at the Booneville Human Development Center, the
9 Arkadelphia Human Development Center, and the Alexander Human Development
10 Center, the sum of \$343,100.

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12 (B) For roof replacement and renovation at the Booneville Human
13 Development Center and the Conway Human Development Center, the sum of
14 \$849,236.

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16 (C) For gas line replacement and equipment replacement at the
17 Booneville Human Development Center and the Conway Human Development Center,
18 the sum of \$88,855.

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20 (D) For renovations and repairs at the Jonesboro Human Development
21 Center, the Southeast Arkansas Human Development Center, and the Conway Human
22 Development Center, the sum of \$159,500.

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24 SECTION 3. APPROPRIATIONS - MENTAL HEALTH SERVICES. There is hereby
25 appropriated, to the Department of Human Services - Division of Mental Health
26 Services, to be payable from the General Improvement Fund or its successor
27 fund or fund accounts, the following:

28 (A) For renovations and equipment for the Water Plant Improvement
29 Project at the Benton Services Center, the sum of \$60,000

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31 (B) For the construction of patio coverings for the patient living
32 units at the Arkansas State Hospital, the sum of \$36,000.

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34 (C) For the renovation and repair of the Building 5 roof at the Benton
35 Services Center, the sum of \$30,000.

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(D) For the replacement of high pressure boilers at the power plant at the Greater Little Rock Mental Health Center, the sum of\$75,000.

(E) For the purchase of a variable speed controller for cooling tower pumps at the Arkansas State Hospital, the sum of\$18,000.

(F) For the renovation and repair of the Administration Building roof at the Benton Services Center, the sum of\$30,000.

SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that institutions and agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this Act.

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

SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this Act shall be in compliance with the stated reasons for which this Act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget

1 manuals prepared by the Department of Finance and Administration, letters, or
2 summarized oral testimony in the official minutes of the Arkansas Legislative
3 Council or Joint Budget Committee which relate to its passage and adoption.

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5 SECTION 6. CODE. All provisions of this Act of a general and permanent
6 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
7 Code Revision Commission shall incorporate the same in the Code.

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9 SECTION 7. SEVERABILITY. If any provision of this Act or the
10 application thereof to any person or circumstance is held invalid, such
11 invalidity shall not affect other provisions or applications of the Act which
12 can be given effect without the invalid provision or application, and to this
13 end the provisions of this Act are declared to be severable.

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15 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict
16 with this Act are hereby repealed.

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18 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the
19 Seventy-Ninth General Assembly, that the Constitution of the State of Arkansas
20 prohibits the appropriation of funds for more than a two (2) year period; that
21 the effectiveness of this Act on July 1, 1993 is essential to the operation of
22 the agency for which the appropriations in this Act are provided, and that in
23 the event of an extension of the Regular Session, the delay in the effective
24 date of this Act beyond July 1, 1993 could work irreparable harm upon the
25 proper administration and provision of essential governmental programs.
26 Therefore, an emergency is hereby declared to exist and this Act being
27 necessary for the immediate preservation of the public peace, health and
28 safety shall be in full force and effect from and after July 1, 1993.

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/s/John E. Miller

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