

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

SENATE BILL 396

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
9 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
10 HUMAN SERVICES; AND FOR OTHER PURPOSES.
11

Subtitle

12
13 AN ACT FOR THE DEPARTMENT OF HUMAN
14 SERVICES REAPPROPRIATION.
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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20 SECTION 1. REAPPROPRIATION - DEPARTMENT OF HUMAN SERVICES. There is
21 hereby appropriated, to the Department of Human Services, to be payable from
22 the General Improvement Fund or its successor fund or fund accounts, for the
23 Department of Human Services the following:

24 (A) Effective July 1, 2017, the balance of the appropriation provided
25 in Item (A) Section 6 of Act 28 of 2016, for the Department of Human Services
26 for personal services, operating expenses, and programmatic materials for the
27 Safe Haven Program, in a sum not to exceed.....\$32,183.

28 (B) Effective July 1, 2017, the balance of the appropriation provided
29 in Item (C) Section 6 of Act 28 of 2016, for grants for construction,
30 renovation, personal services, operating expenses, purchase of equipment and
31 major maintenance for After School Programs, in a sum not to exceed
32\$50,000.
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34 SECTION 2. REAPPROPRIATION - DIVISION OF AGING AND ADULT SERVICES.
35 There is hereby appropriated, to the Department of Human Services - Division
36 of Aging and Adult Services, to be payable from the General Improvement Fund



1 or its successor fund or fund accounts, for the Department of Human Services
2 - Division of Aging and Adult Services the following:

3 (A) Effective July 1, 2017, the balance of the appropriation provided
4 in Item (C) Section 1 of Act 28 of 2016, for grants for hospice providers for
5 construction, renovation, personal services, operating, purchase of
6 equipment, and major maintenance expenses, in a sum not to exceed
7\$15,000.

8 (B) Effective July 1, 2017, the balance of the appropriation provided
9 in Item (E) Section 1 of Act 28 of 2016, for grants for construction,
10 renovation, personal services and operating expenses, purchase of equipment,
11 and major maintenance of Senior Citizen Centers, in a sum not to
12 exceed.....\$20,000.

13 (C) Effective July 1, 2017, the balance of the appropriation provided
14 in Item (F) Section 1 of Act 28 of 2016, for grants for Meals on Wheels
15 providers for construction, renovation, personal services, operating
16 expenses, purchase of equipment and major maintenance expenses, in a sum not
17 to exceed.....\$10,000.

18 (D) Effective July 1, 2017, the balance of the appropriation provided
19 in Item (G) Section 1 of Act 28 of 2016, for grants for construction,
20 renovation, personal services and operating expenses, purchase of equipment,
21 and major maintenance of Senior Citizen Centers, in a sum not to
22 exceed.....\$20,000.

23 (E) Effective July 1, 2017, the balance of the appropriation provided
24 in Item (H) Section 1 of Act 28 of 2016, for grants to Area Agencies on Aging
25 for construction, renovation, personal services and operating expenses,
26 purchase of equipment, and major maintenance of Senior Citizen Centers, in a
27 sum not to exceed.....\$20,000.

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29 SECTION 3. REAPPROPRIATION - DIRECTOR'S OFFICE. There is hereby
30 appropriated, to the Department of Human Services - Director's Office, to be
31 payable from the General Improvement Fund or its successor fund or fund
32 accounts, for the Department of Human Services - Director's Office the
33 following:

34 (A) Effective July 1, 2017, the balance of the appropriation provided
35 in Item (A) Section 2 of Act 28 of 2016, for various maintenance, renovation,
36 equipping, construction, acquisition, improvement, upgrade and repair of real

1 property and facilities department-wide, in a sum not to exceed
2\$2,300,000.

3 (B) Effective July 1, 2017, the balance of the appropriation provided
4 in Item (A) Section 4 of Act 28 of 2016, for grants to Community
5 Organizations which provide services to the poor for construction,
6 renovation, personal services and operating expenses, purchase of equipment
7 and major maintenance, in a sum not to exceed.....\$3,000.

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9 SECTION 4. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH SERVICES.

10 There is hereby appropriated, to the Department of Human Services - Division
11 of Behavioral Health Services, to be payable from the General Improvement
12 Fund or its successor fund or fund accounts, for the Department of Human
13 Services - Division of Behavioral Health Services the following:

14 (A) Effective July 1, 2017, the balance of the appropriation provided
15 in Item (A) Section 3 of Act 28 of 2016, for grants for Treatment Programs
16 for personal services and operating expenses, construction, improvements,
17 equipment, renovation and maintenance expenses, in a sum not to
18 exceed.....\$10,000.

19 (B) Effective July 1, 2017, the balance of the appropriation provided
20 in Item (B) Section 3 of Act 28 of 2016, for a transfer to the Drug Abuse
21 Prevention and Treatment Fund for behavioral health services to the citizens
22 of the State of Arkansas, in a sum not to exceed.....\$25,000.

23 (C) Effective July 1, 2017, the balance of the appropriation provided
24 in Item (C) Section 3 of Act 28 of 2016, for a transfer to the Drug Abuse
25 Prevention and Treatment Fund for behavioral health services to the citizens
26 of the State of Arkansas, in a sum not to exceed.....\$90,000.

27 (D) Effective July 1, 2017, the balance of the appropriation provided
28 in Item (D) Section 3 of Act 28 of 2016, for grants for Alcohol and Substance
29 Abuse Prevention for personal services and operating expenses, construction,
30 improvements, equipment, renovation and maintenance expenses, in a sum not to
31 exceed.....\$25,000.

32 (E) Effective July 1, 2017, the balance of the appropriation provided
33 in Item (E) Section 3 of Act 28 of 2016, for a grant to a transitional living
34 shelter for women 18 or older who have been treated for a mental, physical or
35 emotional disability for personal services, operating expenses, construction,
36 improvements, equipment, renovation and maintenance expenses, in a sum not to

1 exceed.....\$10,000.

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

9 (A) Effective July 1, 2017, the balance of the appropriation provided
10 in Item (A) Section 5 of Act 28 of 2016, for costs associated with
11 demolition, construction, replacement, renovation, upgrade and addition of
12 facilities at the Booneville Human Development Center, in a sum not to exceed
13\$7,778,144.

14 (B) Effective July 1, 2017, the balance of the appropriation provided
15 in Item (B) Section 5 of Act 28 of 2016, for grants to Human Development
16 Centers serving developmentally disabled individuals for personal services
17 and operating expenses, construction, improvements, equipment, renovation and
18 maintenance expenses, in a sum not to exceed.....\$50,000.

19 (C) Effective July 1, 2017, the balance of the appropriation provided
20 in Item (C) Section 5 of Act 28 of 2016, for a grant to the Conway Human
21 Development Center serving developmentally disabled individuals for personal
22 services and operating expenses, construction, improvements, equipment,
23 renovation, and maintenance expenses, in a sum not to exceed.....\$25,000.

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25 SECTION 6. REAPPROPRIATION - DIVISION OF MEDICAL SERVICES. There is
26 hereby appropriated, to the Department of Human Services - Division of
27 Medical Services, to be payable from the General Improvement Fund or its
28 successor fund or fund accounts, for the Department of Human Services -
29 Division of Medical Services the following:

30 (A) Effective July 1, 2017, the balance of the appropriation provided
31 in Item (A) Section 7 of Act 28 of 2016, for grant payments of the Arkansas
32 Medicaid Program of the Department of Human Services - Division of Medical
33 Services - Grants, in a sum not to exceed.....\$64,577,065.

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35 SECTION 7. REAPPROPRIATION - DIVISION OF YOUTH SERVICES. There is
36 hereby appropriated, to the Department of Human Services - Division of Youth

1 Services, to be payable from the General Improvement Fund or its successor
2 fund or fund accounts, for the Department of Human Services - Division of
3 Youth Services the following:

4 (A) Effective July 1, 2017, the balance of the appropriation provided
5 in Item (A) Section 8 of Act 28 of 2016, for grants to community based
6 programs and juvenile delinquency prevention programs for personal services
7 and operating expenses, construction, improvements, equipment, renovation,
8 and maintenance expenses, in a sum not to exceed.....\$50,000.

9 (B) Effective July 1, 2017, the balance of the appropriation provided
10 in Item (B) Section 8 of Act 28 of 2016, for upgrades and improvements to the
11 surveillance systems at all juvenile detention facilities of the Department
12 of Human Services - Division of Youth Services, in a sum not to exceed
13\$5,000,000.
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15 SECTION 8. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
16 obligations otherwise incurred in relation to the project or projects
17 described herein in excess of the State Treasury funds actually available
18 therefor as provided by law. Provided, however, that institutions and
19 agencies listed herein shall have the authority to accept and use grants and
20 donations including Federal funds, and to use its unobligated cash income or
21 funds, or both available to it, for the purpose of supplementing the State
22 Treasury funds for financing the entire costs of the project or projects
23 enumerated herein. Provided further, that the appropriations and funds
24 otherwise provided by the General Assembly for Maintenance and General
25 Operations of the agency or institutions receiving appropriation herein shall
26 not be used for any of the purposes as appropriated in this act.

27 (B) The restrictions of any applicable provisions of the State
28 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
29 Revenue Stabilization Law and any other applicable fiscal control laws of
30 this State and regulations promulgated by the Department of Finance and
31 Administration, as authorized by law, shall be strictly complied with in
32 disbursement of any funds provided by this act unless specifically provided
33 otherwise by law.
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35 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General
36 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for
2 which this act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.
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8 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the
9 General Assembly, that the Constitution of the State of Arkansas prohibits
10 the appropriation of funds for more than a one (1) year period; that the
11 effectiveness of this Act on July 1, 2017 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the legislative session, the delay in the
14 effective date of this Act beyond July 1, 2017 could work irreparable harm
15 upon the proper administration and provision of essential governmental
16 programs. Therefore, an emergency is hereby declared to exist and this Act
17 being necessary for the immediate preservation of the public peace, health
18 and safety shall be in full force and effect from and after July 1, 2017.
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