

1 State of Arkansas
2 94th General Assembly
3 Fiscal Session, 2024

A Bill

HOUSE BILL 1088

4
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 - DIVISION OF DEVELOPMENTAL
11 DISABILITIES SERVICES; AND FOR OTHER PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE DEPARTMENT OF HUMAN
15 SERVICES - DIVISION OF DEVELOPMENTAL
16 DISABILITIES SERVICES REAPPROPRIATION.
17
18
19

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

SECTION 1. REAPPROPRIATION - DEVELOPMENTAL DISABILITIES SERVICES.

22 There is hereby appropriated, to the Department of Human Services, to be
23 payable from the federal funds as designated by the Chief Fiscal Officer of
24 the State, for the Department of Human Services - Division of Developmental
25 Disabilities Services the following:
26

27 (A) Effective July 1, 2024, the balance of the appropriation provided
28 in Item (A) of Section 1 of Act 146 of 2023, for implementation of the
29 residential housing plan of the Booneville Human Development Center master
30 plan including costs associated with demolition, construction, replacement,
31 renovation, upgrade, and addition of facilities at the Booneville Human
32 Development Center, in a sum not to exceed\$6,055,720.

33 (B) Effective July 1, 2024, the balance of the appropriation provided
34 in Item (B) of Section 1 of Act 146 of 2023, for continued implementation of
35 the master plans at each Human Development Center including demolition,
36 construction, replacement, upgrade, and addition of facilities, in a sum not



1 to exceed\$11,153,937.

2 (C) Effective July 1, 2024, the balance of the appropriation provided
3 in Item (C) of Section 1 of Act 146 of 2023, for construction of new medical
4 facilities at the five (5) Human Development Centers in accordance with the
5 master plans at each Human Development Center, in a sum not to exceed
6\$6,000,000.
7

8 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
9 obligations otherwise incurred in relation to the project or projects
10 described herein in excess of the State Treasury funds actually available
11 therefor as provided by law. Provided, however, that institutions and
12 agencies listed herein shall have the authority to accept and use grants and
13 donations including Federal funds, and to use its unobligated cash income or
14 funds, or both available to it, for the purpose of supplementing the State
15 Treasury funds for financing the entire costs of the project or projects
16 enumerated herein. Provided further, that the appropriations and funds
17 otherwise provided by the General Assembly for Maintenance and General
18 Operations of the agency or institutions receiving appropriation herein shall
19 not be used for any of the purposes as appropriated in this act.

20 (B) The restrictions of any applicable provisions of the State
21 Purchasing Law, the General Accounting and Budgetary Procedures Law, the
22 Revenue Stabilization Law and any other applicable fiscal control laws of
23 this State and regulations promulgated by the Department of Finance and
24 Administration, as authorized by law, shall be strictly complied with in
25 disbursement of any funds provided by this act unless specifically provided
26 otherwise by law.
27

28 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General
29 Assembly that any funds disbursed under the authority of the appropriations
30 contained in this act shall be in compliance with the stated reasons for
31 which this act was adopted, as evidenced by the Agency Requests, Executive
32 Recommendations and Legislative Recommendations contained in the budget
33 manuals prepared by the Department of Finance and Administration, letters, or
34 summarized oral testimony in the official minutes of the Arkansas Legislative
35 Council or Joint Budget Committee which relate to its passage and adoption.
36

1 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General
2 Assembly, that the Constitution of the State of Arkansas prohibits the
3 appropriation of funds for more than a one (1) year period; that the
4 effectiveness of this Act on July 1, 2024 is essential to the operation of
5 the agency for which the appropriations in this Act are provided, and that in
6 the event of an extension of the legislative session, the delay in the
7 effective date of this Act beyond July 1, 2024 could work irreparable harm
8 upon the proper administration and provision of essential governmental
9 programs. Therefore, an emergency is hereby declared to exist and this Act
10 being necessary for the immediate preservation of the public peace, health
11 and safety shall be in full force and effect from and after July 1, 2024.

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36

APPROVED: 4/30/24