

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

A Bill

Act 93 of 1999
HOUSE BILL 1344

5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF HUMAN
11 SERVICES - DIVISION OF YOUTH SERVICES; AND FOR OTHER
12 PURPOSES. "

Subtitle

15 "AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF YOUTH SERVICES
17 REAPPROPRIATION. "

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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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22 SECTION 1. REAPPROPRIATION - INDEPENDENCE COUNTY - JUVENILE DETENTION
23 CENTER. There is hereby appropriated, to the Department of Human Services -
24 Division of Youth Services, to be payable from the General Improvement Fund or
25 its successor fund or fund accounts, for the Department of Human Services -
26 Division of Youth Services, the following:

27 (A) Effective July 1, 1999, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 575 of 1997, for construction, maintenance and
29 other related expenses for the Regional Juvenile Detention Center in
30 Independence County, in a sum not to exceed\$250,000.
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32 SECTION 2. REAPPROPRIATION - YOUTH SERVICES - GENERAL IMPROVEMENT FUND.
33 There is hereby appropriated, to the Department of Human Services - Division
34 of Youth Services, to be payable from the General Improvement Fund or its
35 successor fund or fund accounts, for the Department of Human Services -
36 Division of Youth Services, the following:

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1 (A) Effective July 1, 1999, the balance of the appropriation provided in
2 Item (A) of Section 2 of Act 501 of 1997, for the construction, acquisition,
3 renovation, and equipping a hard lock down serious offender facility, in a sum
4 not to exceed\$8,058.

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6 (B) Effective July 1, 1999, the balance of the appropriation provided in
7 Item (C) of Section 2 of Act 501 of 1997, for the renovation of four cottages
8 at the Alexander Youth Services Center, in a sum not to exceed
9\$809,500.

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11 (C) Effective July 1, 1999, the balance of the appropriation provided in
12 Item (D) of Section 2 of Act 501 of 1997, for the construction of a vocational
13 classroom building for the Central Arkansas Serious Offender Program, in a sum
14 not to exceed\$465,000.

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16 (D) Effective July 1, 1999, the balance of the appropriation provided in
17 Item (F) of Section 2 of Act 501 of 1997, for the purchase of equipment
18 necessary for an electronic surveillance and security system for the Central
19 Arkansas Serious Offender Program, the Alexander Youth Services Center, and
20 the Central Arkansas Observation and Assessment Center, in a sum not to exceed
21\$350,000.

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23 SECTION 3. REAPPROPRIATION - YOUTH SERVICES. There is hereby appropriated,
24 to the Department of Human Services - Division of Youth Services, to be
25 payable from the Children and Family Services Fund Account, for the Department
26 of Human Services - Division of Youth Services, the following:

27 (A) Effective July 1, 1999, the balance of the appropriation provided in
28 Item (A) of Section 3 of Act 501 of 1997, as transferred by the Department of
29 Correction, under the authority of Section 108 of Act 1239 of 1993, for
30 construction of various serious offender units , in a sum not to exceed
31\$175,519.

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33 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
34 obligations otherwise incurred in relation to the project or projects
35 described herein in excess of the State Treasury funds actually available
36 therefor as provided by law. Provided, however, that institutions and

1 agencies listed herein shall have the authority to accept and use grants and
 2 donations including Federal funds, and to use its unobligated cash income or
 3 funds, or both available to it, for the purpose of supplementing the State
 4 Treasury funds for financing the entire costs of the project or projects
 5 enumerated herein. Provided further, that the appropriations and funds
 6 otherwise provided by the General Assembly for Maintenance and General
 7 Operations of the agency or institutions receiving appropriation herein shall
 8 not be used for any of the purposes as appropriated in this act.

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

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

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

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 29 SECTION 7. SEVERABILITY. If any provision of this act or the application
 30 thereof to any person or circumstance is held invalid, such invalidity shall
 31 not affect other provisions or applications of the act which can be given
 32 effect without the invalid provision or application, and to this end the
 33 provisions of this act are declared to be severable.

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 35 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with
 36 this act are hereby repealed.

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SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-second General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that previous General Assemblies have provided appropriations for the projects provided or enumerated in this act; that certain appropriations will expire before the adjournment of the General Assembly; and that if such appropriations expire, the projects and programs authorized herein will cease thereby depriving the citizens of the State of the benefits to be derived from such projects. Therefore, an emergency is hereby declared to exist and this Act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after July 1, 1999

APPROVED: 2/16/1999