

**Stricken language would be deleted from and underlined language would be added to the law as it existed  
prior to this session of the General Assembly.  
Act 1390 of the Regular Session**

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009  
4

# A Bill

HOUSE BILL 1605

5 By: Representative Wells  
6  
7

## For An Act To Be Entitled

AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH  
FOR BEHAVIORAL HEALTH AND COMMUNITY BASED  
SERVICES; AND FOR OTHER PURPOSES.

## Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN  
SERVICES - DIVISION OF BEHAVIORAL HEALTH  
- BEHAVIORAL HEALTH AND COMMUNITY BASED  
SERVICES GENERAL IMPROVEMENT  
APPROPRIATION.

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
24

25 SECTION 1. APPROPRIATION - BEHAVIORAL HEALTH AND COMMUNITY BASED SERVICES.  
26 There is hereby appropriated, to the Department of Human Services - Division  
27 of Behavioral Health, to be payable from the General Improvement Fund or its  
28 successor fund or fund accounts, the following:

29 (A) For a transfer to the Drug Abuse Prevention and Treatment Fund for  
30 behavioral health services and community based services to the citizens of  
31 the State of Arkansas, the sum of .....\$200,000.  
32

33 SECTION 2. APPROPRIATION - BEHAVIORAL HEALTH AND COMMUNITY BASED SERVICES.  
34 There is hereby appropriated, to the Department of Human Services - Division  
35 of Behavioral Health, to be payable from the Drug Abuse Prevention and



1 Treatment Fund, for behavioral health services and community based services  
2 to the citizens of the State of Arkansas for the fiscal year ending June 30,  
3 2010, the sum of .....\$200,000.  
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5 SECTION 3. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
6 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations  
7 authorized in this Act shall not be restricted by requirements that may be  
8 applicable to other programs currently administered. New rules and  
9 regulations may be adopted to carry out the intent of the General Assembly  
10 regarding the appropriations authorized in this Act.  
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12 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
13 obligations otherwise incurred in relation to the project or projects  
14 described herein in excess of the State Treasury funds actually available  
15 therefor as provided by law. Provided, however, that institutions and  
16 agencies listed herein shall have the authority to accept and use grants and  
17 donations including Federal funds, and to use its unobligated cash income or  
18 funds, or both available to it, for the purpose of supplementing the State  
19 Treasury funds for financing the entire costs of the project or projects  
20 enumerated herein. Provided further, that the appropriations and funds  
21 otherwise provided by the General Assembly for Maintenance and General  
22 Operations of the agency or institutions receiving appropriation herein shall  
23 not be used for any of the purposes as appropriated in this act.

24 (B) The restrictions of any applicable provisions of the State Purchasing  
25 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
26 Stabilization Law and any other applicable fiscal control laws of this State  
27 and regulations promulgated by the Department of Finance and Administration,  
28 as authorized by law, shall be strictly complied with in disbursement of any  
29 funds provided by this act unless specifically provided otherwise by law.  
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31 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
32 that any funds disbursed under the authority of the appropriations contained  
33 in this act shall be in compliance with the stated reasons for which this act  
34 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
35 and Legislative Recommendations contained in the budget manuals prepared by  
36 the Department of Finance and Administration, letters, or summarized oral

1 testimony in the official minutes of the Arkansas Legislative Council or  
2 Joint Budget Committee which relate to its passage and adoption.

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4 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General  
5 Assembly, that the Constitution of the State of Arkansas prohibits the  
6 appropriation of funds for more than a one (1) year period; that the  
7 effectiveness of this Act on July 1, 2009 is essential to the operation of  
8 the agency for which the appropriations in this Act are provided, and that in  
9 the event of an extension of the Regular Session, the delay in the effective  
10 date of this Act beyond July 1, 2009 could work irreparable harm upon the  
11 proper administration and provision of essential governmental programs.  
12 Therefore, an emergency is hereby declared to exist and this Act being  
13 necessary for the immediate preservation of the public peace, health and  
14 safety shall be in full force and effect from and after July 1, 2009.

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17 **APPROVED: 4/9/2009**  
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