

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 851 of the Regular Session

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

# A Bill

HOUSE BILL 1636

4  
5 By: Representative Cooper  
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## For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH  
11 FOR BEHAVIORAL HEALTH SERVICES; AND FOR OTHER  
12 PURPOSES.  
13

## Subtitle

14  
15 AN ACT FOR THE DEPARTMENT OF HUMAN  
16 SERVICES - DIVISION OF BEHAVIORAL HEALTH  
17 - BEHAVIORAL HEALTH SERVICES GENERAL  
18 IMPROVEMENT APPROPRIATION.  
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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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24 SECTION 1. APPROPRIATION - BEHAVIORAL HEALTH SERVICES. There is hereby  
25 appropriated, to the Department of Human Services - Division of Behavioral  
26 Health, to be payable from the General Improvement Fund or its successor fund  
27 or fund accounts, the following:

28 (A) For a transfer to the Drug Abuse Prevention and Treatment Fund for  
29 behavioral health services to the citizens of the State of Arkansas, the sum  
30 of .....\$300,000.  
31

32 SECTION 2. APPROPRIATION - BEHAVIORAL HEALTH SERVICES. There is hereby  
33 appropriated, to the Department of Human Services - Division of Behavioral  
34 Health, to be payable from the Drug Abuse Prevention and Treatment Fund, for  
35 behavioral health services to the citizens of the State of Arkansas for the



1 fiscal year ending June 30, 2010, the sum of .....\$300,000.

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3 SECTION 3. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED  
4 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations  
5 authorized in this Act shall not be restricted by requirements that may be  
6 applicable to other programs currently administered. New rules and  
7 regulations may be adopted to carry out the intent of the General Assembly  
8 regarding the appropriations authorized in this Act.

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

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

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

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SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2009 is essential to the operation of the agency for which the appropriations in this Act are provided, and that in the event of an extension of the Regular Session, the delay in the effective date of this Act beyond July 1, 2009 could work irreparable harm upon the proper administration and provision of essential governmental programs. 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, 2009.

**APPROVED: 4/6/2009**