

1 State of Arkansas  
2 93rd General Assembly  
3 Regular Session, 2021  
4

# A Bill

HOUSE BILL 1395

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 - SECRETARY'S OFFICE; AND FOR OTHER  
11 PURPOSES.  
12  
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## Subtitle

14 AN ACT FOR THE DEPARTMENT OF HUMAN  
15 SERVICES - SECRETARY'S OFFICE  
16 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 - SECRETARY'S OFFICE. There is hereby  
23 appropriated, to the Department of Human Services, to be payable from the  
24 Development and Enhancement Fund, for the Department of Human Services -  
25 Secretary's Office the following:

26 (A) Effective July 1, 2021, the balance of the appropriation provided  
27 in Item (A) of Section 1 of Act 15 of 2020, for various maintenance,  
28 renovation, equipping, construction, acquisition, improvement, upgrade, and  
29 repair of real property and facilities department-wide, in a sum not to  
30 exceed .....\$10,000,000.  
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32 SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
33 obligations otherwise incurred in relation to the project or projects  
34 described herein in excess of the State Treasury funds actually available  
35 therefor as provided by law. Provided, however, that institutions and  
36 agencies listed herein shall have the authority to accept and use grants and



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

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

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16 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
17 Assembly that any funds disbursed under the authority of the appropriations  
18 contained in this act shall be in compliance with the stated reasons for  
19 which this act was adopted, as evidenced by the Agency Requests, Executive  
20 Recommendations and Legislative Recommendations contained in the budget  
21 manuals prepared by the Department of Finance and Administration, letters, or  
22 summarized oral testimony in the official minutes of the Arkansas Legislative  
23 Council or Joint Budget Committee which relate to its passage and adoption.

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25 SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
26 Assembly, that the Constitution of the State of Arkansas prohibits the  
27 appropriation of funds for more than a one (1) year period; that the  
28 effectiveness of this Act on July 1, 2021 is essential to the operation of  
29 the agency for which the appropriations in this Act are provided, and that in  
30 the event of an extension of the legislative session, the delay in the  
31 effective date of this Act beyond July 1, 2021 could work irreparable harm  
32 upon the proper administration and provision of essential governmental  
33 programs. Therefore, an emergency is hereby declared to exist and this Act  
34 being necessary for the immediate preservation of the public peace, health  
35 and safety shall be in full force and effect from and after July 1, 2021.

36 APPROVED: 3/1/21