

**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 1170 of the Regular Session**

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

A Bill

SENATE BILL 762

5 By: Senator H. Wilkins
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 SERVICES; AND FOR OTHER
PURPOSES.

Subtitle

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

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\$100,000.
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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\$100,000.

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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: 4/7/2009