

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.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007  
4

As Engrossed: S3/6/07  
**A Bill**

SENATE BILL 547

5 By: Senator Trusty  
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**For An Act To Be Entitled**

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT  
10 OF HEALTH AND HUMAN SERVICES - DIVISION OF AGING  
11 AND ADULT SERVICES FOR HOSPICE CONSTRUCTION,  
12 RENOVATION, PURCHASE OF EQUIPMENT, MAINTENANCE,  
13 AND OTHER RELATED OPERATING EXPENSES; AND FOR  
14 OTHER PURPOSES.

**Subtitle**

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18 AN ACT FOR THE DEPARTMENT OF HEALTH AND  
19 HUMAN SERVICES - DIVISION OF AGING AND  
20 ADULT SERVICES - HOSPICE CONSTRUCTION,  
21 IMPROVEMENTS, AND OPERATING EXPENSES  
22 GENERAL IMPROVEMENT APPROPRIATION.  
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25 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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27 SECTION 1. APPROPRIATIONS - HOSPICE EXPENSES. There is hereby  
28 appropriated, to the Department of Health and Human Services - Division of  
29 Aging and Adult Services, to be payable from the General Improvement Fund or  
30 its successor fund or fund accounts, the following:

31 (A) For Hospice construction, renovation, purchase of equipment,  
32 maintenance, and other operating expenses, the sum of .....\$50,000.  
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34 SECTION 2. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE  
35 NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. GRANTS. The  
36 grants authorized in Section 1 of this Act shall not be restricted by



1 requirements that may be applicable to other grant programs currently  
2 administered by the Department of Health and Human Services - Division of  
3 Aging and Adult Services. The Department of Health and Human Services -  
4 Division of Aging and Adult Services may adopt rules and regulations to carry  
5 out the intent of the General Assembly regarding the grant appropriations  
6 authorized in Section 1 of this Act.

7 The provisions of this section shall be in effect only from July 1, 2007  
8 through June 30, 2009.

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10 SECTION 3. 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 4. 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 5. 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 two (2) year period; that the effectiveness of this Act on July 1, 2007 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, 2007 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, 2007.

*/s/ Trusty*