

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 87th General Assembly
3 Regular Session, 2009

A Bill

SENATE BILL 283

4
5 By: Joint Budget Committee
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For An Act To Be Entitled

8
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 HUMAN SERVICES; AND FOR OTHER PURPOSES.
12
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Subtitle

14
15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES REAPPROPRIATION.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. REAPPROPRIATION - DIVISION OF ADMINISTRATIVE SERVICES - GENERAL
22 IMPROVEMENT. There is hereby appropriated, to the Department of Human
23 Services - Division of Administrative Services, to be payable from the
24 General Improvement Fund or its successor fund or fund accounts, for the
25 Department of Human Services - Division of Administrative Services, the
26 following:

27 (A) Effective July 1, 2009, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 761 of 2007, for various maintenance,
29 renovation, equipping, construction, acquisition, improvement, upgrade, and
30 repair projects for all state-owned real property and facilities department-
31 wide, in a sum not to exceed\$6,000,000.
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33 (B) Effective July 1, 2009, the balance of the appropriation provided in
34 Item (A) of Section 1 of Act 1737 of 2007, for assistance to various
35 community organizations, in a sum not to exceed\$23,027.
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1 SECTION 2. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH - GENERAL
2 IMPROVEMENT. There is hereby appropriated, to the Department of Human
3 Services - Division of Behavioral Health, to be payable from the General
4 Improvement Fund or its successor fund or fund accounts, for the Department
5 of Human Services - Division of Behavioral Health, the following:

6 (A) Effective July 1, 2009, the balance of the appropriation provided in
7 Item (A) of Section 1 of Act 1065 of 2007, for expansion of available
8 statewide mental health beds to serve individuals with mental illness in
9 Arkansas, in a sum not to exceed\$595,706.

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11 (B) Effective July 1, 2009, the balance of the appropriation provided in
12 Item (A) of Section 1 of Act 1555 of 2007, for the research, training,
13 development for mental health, and operating expenses of mental health
14 centers, in a sum not to exceed\$16,429.

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16 SECTION 3. REAPPROPRIATION - DIVISION OF YOUTH SERVICES - GENERAL
17 IMPROVEMENT. There is hereby appropriated, to the Department of Human
18 Services - Division of Youth Services, to be payable from the General
19 Improvement Fund or its successor fund or fund accounts, for the Department
20 of Human Services - Division of Youth Services, the following:

21 (A) Effective July 1, 2009, the balance of the appropriation provided in
22 Item (A) of Section 1 of Act 1637 of 2007, for construction, renovation,
23 acquisition, purchase of equipment, maintenance, and other operating expenses
24 to replace or renovate the Arkansas Juvenile Assessment and Treatment Center,
25 in a sum not to exceed\$15,000,000.

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27 SECTION 4. REAPPROPRIATION - DIVISION OF YOUTH SERVICES - FACILITIES NEEDS
28 FUND. There is hereby appropriated, to the Department of Human Services -
29 Division of Youth Services, to be payable from the Department of Human
30 Services - Youth Services Facilities Needs Fund, for the Department of Human
31 Services - Division of Youth Services, the following:

32 (A) Effective July 1, 2009, the balance of the appropriation provided in
33 Item (A) of Section 5 of Act 445 of 2007, for purchase of needed equipment,
34 acquisition of facilities, repairs or renovations, contracting with providers
35 for services, construction expenses, or other facility operations costs, in a
36 sum not to exceed\$21,857.

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2 SECTION 5. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
3 obligations otherwise incurred in relation to the project or projects
4 described herein in excess of the State Treasury funds actually available
5 therefor as provided by law. Provided, however, that institutions and
6 agencies listed herein shall have the authority to accept and use grants and
7 donations including Federal funds, and to use its unobligated cash income or
8 funds, or both available to it, for the purpose of supplementing the State
9 Treasury funds for financing the entire costs of the project or projects
10 enumerated herein. Provided further, that the appropriations and funds
11 otherwise provided by the General Assembly for Maintenance and General
12 Operations of the agency or institutions receiving appropriation herein shall
13 not be used for any of the purposes as appropriated in this act.

14 (B) The restrictions of any applicable provisions of the State Purchasing
15 Law, the General Accounting and Budgetary Procedures Law, the Revenue
16 Stabilization Law and any other applicable fiscal control laws of this State
17 and regulations promulgated by the Department of Finance and Administration,
18 as authorized by law, shall be strictly complied with in disbursement of any
19 funds provided by this act unless specifically provided otherwise by law.
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21 SECTION 6. LEGISLATIVE INTENT. It is the intent of the General Assembly
22 that any funds disbursed under the authority of the appropriations contained
23 in this act shall be in compliance with the stated reasons for which this act
24 was adopted, as evidenced by the Agency Requests, Executive Recommendations
25 and Legislative Recommendations contained in the budget manuals prepared by
26 the Department of Finance and Administration, letters, or summarized oral
27 testimony in the official minutes of the Arkansas Legislative Council or
28 Joint Budget Committee which relate to its passage and adoption.
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30 SECTION 7. EMERGENCY CLAUSE. It is found and determined by the General
31 Assembly, that the Constitution of the State of Arkansas prohibits the
32 appropriation of funds for more than a one (1) year period; that the
33 effectiveness of this Act on July 1, 2009 is essential to the operation of
34 the agency for which the appropriations in this Act are provided, and that in
35 the event of an extension of the Regular Session, the delay in the effective
36 date of this Act beyond July 1, 2009 could work irreparable harm upon the

1 proper administration and provision of essential governmental programs.
2 Therefore, an emergency is hereby declared to exist and this Act being
3 necessary for the immediate preservation of the public peace, health and
4 safety shall be in full force and effect from and after July 1, 2009.

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