

State of Arkansas

77th General Assembly A Bill

Third Extraordinary Session, 1989

HOUSE BILL 1005

By: Rep. Flanagin

CALL ITEM 5

For An Act To Be Entitled

"AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES - DIVISION OF CHILDREN AND FAMILY SERVICES FOR CONSTRUCTING AND EQUIPPING A STATE OPERATED FACILITY; AND FOR OTHER PURPOSES."

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. APPROPRIATIONS. There is hereby appropriated to the Department of Human Services - Division of Children and Family Services, to be payable from the General Improvement Fund, or its successor fund or fund accounts, the following:

(A) For constructing and equipping a maximum detention unit at the Pine Bluff Youth Services Center, the sum of.....\$2,775,000.

SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded or obligations otherwise incurred in relation to the project or projects described herein in excess of the State Treasury funds actually available therefor as provided by law. Provided, however, that the Institutions and Agencies listed herein shall have the authority to accept and use grants and donations including Federal funds, and to use its unobligated cash income, and/or funds available to it, for the purpose of supplementing the said State Treasury funds for financing the entire costs of said project or projects. Provided further, that the appropriations and funds otherwise provided by the General Assembly for maintenance and general operation of the said Institutions and Agencies shall not be used for any of the purposes set out in this Act.

(B) The General Accounting Procedures Law, the State Purchasing Law, the Revenue Stabilization Law, and other applicable fiscal laws of the State, or their successors, shall be strictly complied with, with respect to use of any

funds provided by this Act.

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

SECTION 4. All provisions of this Act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. EMERGENCY CLAUSE. It is hereby found and determined by the Seventy-Seventh General Assembly, meeting in Third Extraordinary Session, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period, that the passage of this Act is essential to the operation of the agency for which the appropriations in this Act are provided. 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 passage and approval.