

1 State of Arkansas  
2 82nd General Assembly  
3 Regular Session, 1999  
4

# A Bill

HOUSE BILL 1344

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

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF HUMAN  
11 SERVICES - DIVISION OF YOUTH SERVICES; AND FOR OTHER  
12 PURPOSES. "  
13

## Subtitle

14 "AN ACT FOR THE DEPARTMENT OF HUMAN  
15 SERVICES - DIVISION OF YOUTH SERVICES  
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 - INDEPENDENCE COUNTY - JUVENILE DETENTION  
23 CENTER. There is hereby appropriated, to the Department of Human Services -  
24 Division of Youth Services, to be payable from the General Improvement Fund or  
25 its successor fund or fund accounts, for the Department of Human Services -  
26 Division of Youth Services, the following:

27 (A) Effective July 1, 1999, the balance of the appropriation provided in  
28 Item (A) of Section 1 of Act 575 of 1997, for construction, maintenance and  
29 other related expenses for the Regional Juvenile Detention Center in  
30 Independence County, in a sum not to exceed .....\$250,000.  
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32 SECTION 2. REAPPROPRIATION - YOUTH SERVICES - GENERAL IMPROVEMENT FUND.  
33 There is hereby appropriated, to the Department of Human Services - Division  
34 of Youth Services, to be payable from the General Improvement Fund or its  
35 successor fund or fund accounts, for the Department of Human Services -  
36 Division of Youth Services, the following:

1 (A) Effective July 1, 1999, the balance of the appropriation provided in  
2 Item (A) of Section 2 of Act 501 of 1997, for the construction, acquisition,  
3 renovation, and equipping a hard lock down serious offender facility, in a sum  
4 not to exceed .....\$8,058.

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6 (B) Effective July 1, 1999, the balance of the appropriation provided in  
7 Item (C) of Section 2 of Act 501 of 1997, for the renovation of four cottages  
8 at the Alexander Youth Services Center, in a sum not to exceed  
9 .....\$809,500.

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11 (C) Effective July 1, 1999, the balance of the appropriation provided in  
12 Item (D) of Section 2 of Act 501 of 1997, for the construction of a vocational  
13 classroom building for the Central Arkansas Serious Offender Program, in a sum  
14 not to exceed .....\$465,000.

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16 (D) Effective July 1, 1999, the balance of the appropriation provided in  
17 Item (F) of Section 2 of Act 501 of 1997, for the purchase of equipment  
18 necessary for an electronic surveillance and security system for the Central  
19 Arkansas Serious Offender Program, the Alexander Youth Services Center, and  
20 the Central Arkansas Observation and Assessment Center, in a sum not to exceed  
21 .....\$350,000.

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23 SECTION 3. REAPPROPRIATION - YOUTH SERVICES. There is hereby appropriated,  
24 to the Department of Human Services - Division of Youth Services, to be  
25 payable from the Children and Family Services Fund Account, for the Department  
26 of Human Services - Division of Youth Services, the following:

27 (A) Effective July 1, 1999, the balance of the appropriation provided in  
28 Item (A) of Section 3 of Act 501 of 1997, as transferred by the Department of  
29 Correction, under the authority of Section 108 of Act 1239 of 1993, for  
30 construction of various serious offender units , in a sum not to exceed  
31 .....\$175,519.

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33 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
34 obligations otherwise incurred in relation to the project or projects  
35 described herein in excess of the State Treasury funds actually available  
36 therefor as provided by law. Provided, however, that institutions and

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

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

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16 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly  
17 that any funds disbursed under the authority of the appropriations contained  
18 in this act shall be in compliance with the stated reasons for which this act  
19 was adopted, as evidenced by the Agency Requests, Executive Recommendations  
20 and Legislative Recommendations contained in the budget manuals prepared by  
21 the Department of Finance and Administration, letters, or summarized oral  
22 testimony in the official minutes of the Arkansas Legislative Council or Joint  
23 Budget Committee which relate to its passage and adoption.

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25 SECTION 6. CODE. All provisions of this Act of a general and permanent  
26 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
27 Code Revision Commission shall incorporate the same in the Code.

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29 SECTION 7. SEVERABILITY. If any provision of this act or the application  
30 thereof to any person or circumstance is held invalid, such invalidity shall  
31 not affect other provisions or applications of the act which can be given  
32 effect without the invalid provision or application, and to this end the  
33 provisions of this act are declared to be severable.

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35 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict with  
36 this act are hereby repealed.

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SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-second General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a two (2) year period; that previous General Assemblies have provided appropriations for the projects provided or enumerated in this act; that certain appropriations will expire before the adjournment of the General Assembly; and that if such appropriations expire, the projects and programs authorized herein will cease thereby depriving the citizens of the State of the benefits to be derived from such projects. 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, 1999