

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 83rd General Assembly
3 Regular Session, 2001

A Bill

HOUSE BILL 2146

4
5 By: Representative Lowery
6 By: Senator Mahony

For An Act To Be Entitled

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10 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF
11 HUMAN SERVICES - DIVISION OF DEVELOPMENTAL
12 DISABILITIES SERVICES FOR SUPPORT OF COMMUNITY
13 PROVIDER SERVICES TO CHILDREN AND ADULTS WITH
14 DEVELOPMENTAL DISABILITIES; AND FOR OTHER PURPOSES.

Subtitle

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18 AN ACT FOR THE DEPARTMENT OF HUMAN
19 SERVICES - DIVISION OF DEVELOPMENTAL
20 DISABILITIES SERVICES - SUPPORT OF
21 COMMUNITY PROVIDER SERVICES FOR
22 DEVELOPMENTAL DISABILITIES CAPITAL
23 IMPROVEMENT APPROPRIATION.

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

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28 SECTION 1. APPROPRIATIONS - SUPPORT OF COMMUNITY PROVIDER SERVICES TO
29 CHILDREN AND ADULTS WITH DEVELOPMENTAL DISABILITIES. There is hereby
30 appropriated, to the Department of Human Services - Division of Developmental
31 Disabilities Services, to be payable from the Medicaid Expansion Program
32 Account, the following:

33 (A) For support for community service providers serving adults and
34 children with developmental disabilities who are not covered by Medicaid or
35 for services that are unfunded by Medicaid but required by law or regulation,
36 the sum of \$10,500,000.

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SECTION 2. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor 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 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 or funds, or both available to it, for the purpose of supplementing the State Treasury funds for financing the entire costs of the project or projects enumerated herein. Provided further, that the appropriations and funds otherwise provided by the General Assembly for Maintenance and General Operations of the agency or institutions receiving appropriation herein shall not be used for any of the purposes as appropriated in this act.

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

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. 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, 2001 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, 2001 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, 2001.

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