

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

A Bill

HOUSE BILL 1595

4
5 By: Joint Budget Committee
6
7

For An Act To Be Entitled

8
9 AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
10 IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
11 HEALTH AND HUMAN SERVICES; AND FOR OTHER
12 PURPOSES.
13
14

Subtitle

15
16 AN ACT FOR THE DEPARTMENT OF HEALTH AND
17 HUMAN SERVICES REAPPROPRIATION.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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SECTION 1. REAPPROPRIATION - DIVISION OF HEALTH - GENERAL IMPROVEMENT.

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23 There is hereby appropriated, to the Department of Health & Human Services -
24 Division of Health, to be payable from the General Improvement Fund or its
25 successor fund or fund accounts, for the Department of Health & Human
26 Services - Division of Health, the following:

27 (A) Effective July 1, 2007, the balance of the appropriation provided in
28 Item (A) of Section 1 of Act 266 of 2005, for replacement of the older
29 microcomputers in local health units and to provide the necessary
30 workstations for In-Home Services software, in a sum not to exceed..\$646,870.
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32 (B) Effective July 1, 2007, the balance of the appropriation provided in
33 Item (C) of Section 1 of Act 266 of 2005, for the AIDS Drug Assistance
34 Program to provide medications for the treatment of HIV disease, in a sum not
35 to exceed\$765,375.
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1 SECTION 2. REAPPROPRIATION - DIVISION OF HEALTH - FEDERAL. There is hereby
2 appropriated, to the Department of Health & Human Services - Division of
3 Health, to be payable from the federal funds as designated by the Chief
4 Fiscal Officer of the State, for the Department of Health & Human Services -
5 Division of Health, the following:

6 (A) Effective July 1, 2007, the balance of the appropriation provided in
7 Item (A) of Section 2 of Act 266 of 2005, for the AIDS Drug Assistance
8 Program to provide medications for the treatment of HIV disease, in a sum not
9 to exceed\$6,416,204.
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11 SECTION 3. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH - GENERAL
12 IMPROVEMENT. There is hereby appropriated, to the Department of Health and
13 Human Services - Division of Behavioral Health, to be payable from the
14 General Improvement Fund or its successor fund or fund accounts, for the
15 Department of Health and Human Services - Division of Behavioral Health, the
16 following:

17 (A) Effective July 1, 2007, the balance of the appropriation provided in
18 Item (A) of Section 1 of Act 1970 of 2005, for various maintenance,
19 renovation, equipping, construction, improvement, upgrade, & repair projects
20 for DHHS facilities, in a sum not to exceed\$1,000,000.
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22 SECTION 4. REAPPROPRIATION - DIVISION OF DEVELOPMENTAL DISABILITIES -
23 GENERAL IMPROVEMENT. There is hereby appropriated, to the Department of
24 Health and Human Services - Division of Developmental Disabilities Services,
25 to be payable from the General Improvement Fund or its successor fund or fund
26 accounts, for the Department of Health and Human Services - Division of
27 Developmental Disabilities Services, the following:

28 (A) Effective July 1, 2007, the balance of the appropriation provided in
29 Item (A) of Section 1 of Act 1971 of 2005, for various maintenance,
30 renovation, equipping, construction, improvement, upgrade, & repair projects
31 for DHHS facilities, in a sum not to exceed\$1,000,000.
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33 SECTION 5. REAPPROPRIATION - DIVISION OF YOUTH SERVICES - FACILITIES NEEDS
34 FUND. There is hereby appropriated, to the Department of Health and Human
35 Services - Division of Youth Services, to be payable from the Department of
36 Human Services - Youth Services Facilities Needs Fund, for the Department of

1 Health and Human Services - Division of Youth Services, the following:

2 (A) Effective July 1, 2007, the balance of the appropriation provided in
3 Item (A) of Section 6 of Act 103 of 2005, for purchase of needed equipment,
4 acquisition of facilities, repairs or renovations, contracting with providers
5 for services, construction expenses, or other facility operations costs, in a
6 sum not to exceed\$21,857.

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

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

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27 SECTION 7. LEGISLATIVE INTENT. It is the intent of the General Assembly
28 that any funds disbursed under the authority of the appropriations contained
29 in this act shall be in compliance with the stated reasons for which this act
30 was adopted, as evidenced by the Agency Requests, Executive Recommendations
31 and Legislative Recommendations contained in the budget manuals prepared by
32 the Department of Finance and Administration, letters, or summarized oral
33 testimony in the official minutes of the Arkansas Legislative Council or
34 Joint Budget Committee which relate to its passage and adoption.

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36 SECTION 8. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the
 2 appropriation of funds for more than a two (2) year period; that previous
 3 General Assemblies have provided appropriations for the projects provided or
 4 enumerated in this act; that certain appropriations will expire before the
 5 adjournment of the General Assembly; and that if such appropriations expire,
 6 the projects and programs authorized herein will cease thereby depriving the
 7 citizens of the State of the benefits to be derived from such projects.
 8 Therefore, an emergency is hereby declared to exist and this Act being
 9 necessary for the immediate preservation of the public peace, health and
 10 safety shall be in full force and effect from and after the date of its
 11 passage and approval. If the bill is neither approved nor vetoed by the
 12 Governor, it shall become effective on the expiration of the period of time
 13 during which the Governor may veto the bill. If the bill is vetoed by the
 14 Governor and the veto is overridden, it shall become effective on the date
 15 the last house overrides the veto.

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