

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

HOUSE BILL 1605

4
5 By: Representative Wells
6
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For An Act To Be Entitled

9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH
11 FOR BEHAVIORAL HEALTH AND COMMUNITY BASED
12 SERVICES; AND FOR OTHER PURPOSES.
13

Subtitle

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15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF BEHAVIORAL HEALTH
17 - BEHAVIORAL HEALTH AND COMMUNITY BASED
18 SERVICES GENERAL IMPROVEMENT
19 APPROPRIATION.
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22

23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
24

25 SECTION 1. APPROPRIATION - BEHAVIORAL HEALTH AND COMMUNITY BASED SERVICES.
26 There is hereby appropriated, to the Department of Human Services - Division
27 of Behavioral Health, to be payable from the General Improvement Fund or its
28 successor fund or fund accounts, the following:

29 (A) For a transfer to the Drug Abuse Prevention and Treatment Fund for
30 behavioral health services and community based services to the citizens of
31 the State of Arkansas, the sum of\$200,000.
32

33 SECTION 2. APPROPRIATION - BEHAVIORAL HEALTH AND COMMUNITY BASED SERVICES.
34 There is hereby appropriated, to the Department of Human Services - Division
35 of Behavioral Health, to be payable from the Drug Abuse Prevention and
36 Treatment Fund, for behavioral health services and community based services



1 to the citizens of the State of Arkansas for the fiscal year ending June 30,
2 2010, the sum of\$200,000.

3
4 SECTION 3. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
5 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations
6 authorized in this Act shall not be restricted by requirements that may be
7 applicable to other programs currently administered. New rules and
8 regulations may be adopted to carry out the intent of the General Assembly
9 regarding the appropriations authorized in this Act.

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

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

29
30 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General Assembly
31 that any funds disbursed under the authority of the appropriations contained
32 in this act shall be in compliance with the stated reasons for which this act
33 was adopted, as evidenced by the Agency Requests, Executive Recommendations
34 and Legislative Recommendations contained in the budget manuals prepared by
35 the Department of Finance and Administration, letters, or summarized oral
36 testimony in the official minutes of the Arkansas Legislative Council or

1 Joint Budget Committee which relate to its passage and adoption.

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3 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General
4 Assembly, that the Constitution of the State of Arkansas prohibits the
5 appropriation of funds for more than a one (1) year period; that the
6 effectiveness of this Act on July 1, 2009 is essential to the operation of
7 the agency for which the appropriations in this Act are provided, and that in
8 the event of an extension of the Regular Session, the delay in the effective
9 date of this Act beyond July 1, 2009 could work irreparable harm upon the
10 proper administration and provision of essential governmental programs.
11 Therefore, an emergency is hereby declared to exist and this Act being
12 necessary for the immediate preservation of the public peace, health and
13 safety shall be in full force and effect from and after July 1, 2009.