

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

SENATE BILL 588

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5 By: Senator Capps
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For An Act To Be Entitled

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9 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT
10 OF HUMAN SERVICES - DIVISION OF DEVELOPMENTAL
11 DISABILITIES SERVICES FOR COMMUNITY PROGRAM
12 GRANTS; AND FOR OTHER PURPOSES.
13

Subtitle

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15 AN ACT FOR THE DEPARTMENT OF HUMAN
16 SERVICES - DIVISION OF DEVELOPMENTAL
17 DISABILITIES SERVICES - COMMUNITY
18 PROGRAM GRANTS GENERAL IMPROVEMENT
19 APPROPRIATION.
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23 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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25 SECTION 1. APPROPRIATION - DEVELOPMENTAL DISABILITIES SERVICES. There is
26 hereby appropriated, to the Department of Human Services - Division of
27 Developmental Disabilities Services, to be payable from the General
28 Improvement Fund or its successor fund or fund accounts, the following:

29 (A) For grants to community programs serving developmentally disabled
30 individuals for personal services and operating expenses, construction,
31 improvements, equipment, renovation, and maintenance expenses, the sum of
32\$100,000.
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34 SECTION 2. NOT TO BE INCORPORATED INTO THE ARKANSAS CODE NOR PUBLISHED
35 SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. The appropriations
36 authorized in this Act shall not be restricted by requirements that may be



1 applicable to other programs currently administered. New rules and
 2 regulations may be adopted to carry out the intent of the General Assembly
 3 regarding the appropriations authorized in this Act.

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 5 SECTION 3. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor
 6 obligations otherwise incurred in relation to the project or projects
 7 described herein in excess of the State Treasury funds actually available
 8 therefor as provided by law. Provided, however, that institutions and
 9 agencies listed herein shall have the authority to accept and use grants and
 10 donations including Federal funds, and to use its unobligated cash income or
 11 funds, or both available to it, for the purpose of supplementing the State
 12 Treasury funds for financing the entire costs of the project or projects
 13 enumerated herein. Provided further, that the appropriations and funds
 14 otherwise provided by the General Assembly for Maintenance and General
 15 Operations of the agency or institutions receiving appropriation herein shall
 16 not be used for any of the purposes as appropriated in this act.

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

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 24 SECTION 4. LEGISLATIVE INTENT. It is the intent of the General Assembly
 25 that any funds disbursed under the authority of the appropriations contained
 26 in this act shall be in compliance with the stated reasons for which this act
 27 was adopted, as evidenced by the Agency Requests, Executive Recommendations
 28 and Legislative Recommendations contained in the budget manuals prepared by
 29 the Department of Finance and Administration, letters, or summarized oral
 30 testimony in the official minutes of the Arkansas Legislative Council or
 31 Joint Budget Committee which relate to its passage and adoption.

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 33 SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General
 34 Assembly, that the Constitution of the State of Arkansas prohibits the
 35 appropriation of funds for more than a one (1) year period; that the
 36 effectiveness of this Act on July 1, 2009 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, 2009 could work irreparable harm upon the proper administration and provision of essential governmental programs. 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, 2009.

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