

State of Arkansas
91st General Assembly
Regular Session, 2017

A Bill

SENATE BILL 396

By: Joint Budget Committee

For An Act To Be Entitled

AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL
IMPROVEMENT APPROPRIATIONS FOR THE DEPARTMENT OF
HUMAN SERVICES; AND FOR OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN
SERVICES REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - DEPARTMENT OF HUMAN SERVICES. There is hereby appropriated, to the Department of Human Services, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 6 of Act 28 of 2016, for the Department of Human Services for personal services, operating expenses, and programmatic materials for the Safe Haven Program, in a sum not to exceed.....\$32,183.

(B) Effective July 1, 2017, the balance of the appropriation provided in Item (C) Section 6 of Act 28 of 2016, for grants for construction, renovation, personal services, operating expenses, purchase of equipment and major maintenance for After School Programs, in a sum not to exceed\$50,000.

SECTION 2. REAPPROPRIATION - DIVISION OF AGING AND ADULT SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Aging and Adult Services, to be payable from the General Improvement Fund



or its successor fund or fund accounts, for the Department of Human Services - Division of Aging and Adult Services the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (C) Section 1 of Act 28 of 2016, for grants for hospice providers for construction, renovation, personal services, operating, purchase of equipment, and major maintenance expenses, in a sum not to exceed\$15,000.

(B) Effective July 1, 2017, the balance of the appropriation provided in Item (E) Section 1 of Act 28 of 2016, for grants for construction, renovation, personal services and operating expenses, purchase of equipment, and major maintenance of Senior Citizen Centers, in a sum not to exceed.....\$20,000.

(C) Effective July 1, 2017, the balance of the appropriation provided in Item (F) Section 1 of Act 28 of 2016, for grants for Meals on Wheels providers for construction, renovation, personal services, operating expenses, purchase of equipment and major maintenance expenses, in a sum not to exceed.....\$10,000.

(D) Effective July 1, 2017, the balance of the appropriation provided in Item (G) Section 1 of Act 28 of 2016, for grants for construction, renovation, personal services and operating expenses, purchase of equipment, and major maintenance of Senior Citizen Centers, in a sum not to exceed.....\$20,000.

(E) Effective July 1, 2017, the balance of the appropriation provided in Item (H) Section 1 of Act 28 of 2016, for grants to Area Agencies on Aging for construction, renovation, personal services and operating expenses, purchase of equipment, and major maintenance of Senior Citizen Centers, in a sum not to exceed.....\$20,000.

SECTION 3. REAPPROPRIATION - DIRECTOR'S OFFICE. There is hereby appropriated, to the Department of Human Services - Director's Office, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services - Director's Office the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 2 of Act 28 of 2016, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade and repair of real

property and facilities department-wide, in a sum not to exceed
\$2,300,000.

(B) Effective July 1, 2017, the balance of the appropriation provided
 in Item (A) Section 4 of Act 28 of 2016, for grants to Community
 Organizations which provide services to the poor for construction,
 renovation, personal services and operating expenses, purchase of equipment
 and major maintenance, in a sum not to exceed.....\$3,000.

SECTION 4. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH SERVICES.

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

(A) Effective July 1, 2017, the balance of the appropriation provided
 in Item (A) Section 3 of Act 28 of 2016, for grants for Treatment Programs
 for personal services and operating expenses, construction, improvements,
 equipment, renovation and maintenance expenses, in a sum not to
 exceed.....\$10,000.

(B) Effective July 1, 2017, the balance of the appropriation provided
 in Item (B) Section 3 of Act 28 of 2016, for a transfer to the Drug Abuse
 Prevention and Treatment Fund for behavioral health services to the citizens
 of the State of Arkansas, in a sum not to exceed.....\$25,000.

(C) Effective July 1, 2017, the balance of the appropriation provided
 in Item (C) Section 3 of Act 28 of 2016, for a transfer to the Drug Abuse
 Prevention and Treatment Fund for behavioral health services to the citizens
 of the State of Arkansas, in a sum not to exceed.....\$90,000.

(D) Effective July 1, 2017, the balance of the appropriation provided
 in Item (D) Section 3 of Act 28 of 2016, for grants for Alcohol and Substance
 Abuse Prevention for personal services and operating expenses, construction,
 improvements, equipment, renovation and maintenance expenses, in a sum not to
 exceed.....\$25,000.

(E) Effective July 1, 2017, the balance of the appropriation provided
 in Item (E) Section 3 of Act 28 of 2016, for a grant to a transitional living
 shelter for women 18 or older who have been treated for a mental, physical or
 emotional disability for personal services, operating expenses, construction,
 improvements, equipment, renovation and maintenance expenses, in a sum not to

exceed.....\$10,000.

SECTION 5. REAPPROPRIATION - DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Developmental Disabilities Services, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services - Division of Developmental Disabilities Services the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 5 of Act 28 of 2016, for costs associated with demolition, construction, replacement, renovation, upgrade and addition of facilities at the Booneville Human Development Center, in a sum not to exceed\$7,778,144.

(B) Effective July 1, 2017, the balance of the appropriation provided in Item (B) Section 5 of Act 28 of 2016, for grants to Human Development Centers serving developmentally disabled individuals for personal services and operating expenses, construction, improvements, equipment, renovation and maintenance expenses, in a sum not to exceed.....\$50,000.

(C) Effective July 1, 2017, the balance of the appropriation provided in Item (C) Section 5 of Act 28 of 2016, for a grant to the Conway Human Development Center serving developmentally disabled individuals for personal services and operating expenses, construction, improvements, equipment, renovation, and maintenance expenses, in a sum not to exceed.....\$25,000.

SECTION 6. REAPPROPRIATION - DIVISION OF MEDICAL SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Medical Services, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services - Division of Medical Services the following:

(A) Effective July 1, 2017, the balance of the appropriation provided in Item (A) Section 7 of Act 28 of 2016, for grant payments of the Arkansas Medicaid Program of the Department of Human Services - Division of Medical Services - Grants, in a sum not to exceed.....\$64,577,065.

SECTION 7. REAPPROPRIATION - DIVISION OF YOUTH SERVICES. There is hereby appropriated, to the Department of Human Services - Division of Youth

1 Services, to be payable from the General Improvement Fund or its successor
 2 fund or fund accounts, for the Department of Human Services - Division of
 3 Youth Services the following:

4 (A) Effective July 1, 2017, the balance of the appropriation provided
 5 in Item (A) Section 8 of Act 28 of 2016, for grants to community based
 6 programs and juvenile delinquency prevention programs for personal services
 7 and operating expenses, construction, improvements, equipment, renovation,
 8 and maintenance expenses, in a sum not to exceed.....\$50,000.

9 (B) Effective July 1, 2017, the balance of the appropriation provided
 10 in Item (B) Section 8 of Act 28 of 2016, for upgrades and improvements to the
 11 surveillance systems at all juvenile detention facilities of the Department
 12 of Human Services - Division of Youth Services, in a sum not to exceed
 13\$5,000,000.

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

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

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 35 SECTION 9. LEGISLATIVE INTENT. It is the intent of the General
 36 Assembly that any funds disbursed under the authority of the appropriations

1 contained in this act shall be in compliance with the stated reasons for
2 which this act was adopted, as evidenced by the Agency Requests, Executive
3 Recommendations and Legislative Recommendations contained in the budget
4 manuals prepared by the Department of Finance and Administration, letters, or
5 summarized oral testimony in the official minutes of the Arkansas Legislative
6 Council or Joint Budget Committee which relate to its passage and adoption.
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8 SECTION 10. EMERGENCY CLAUSE. It is found and determined by the
9 General Assembly, that the Constitution of the State of Arkansas prohibits
10 the appropriation of funds for more than a one (1) year period; that the
11 effectiveness of this Act on July 1, 2017 is essential to the operation of
12 the agency for which the appropriations in this Act are provided, and that in
13 the event of an extension of the legislative session, the delay in the
14 effective date of this Act beyond July 1, 2017 could work irreparable harm
15 upon the proper administration and provision of essential governmental
16 programs. Therefore, an emergency is hereby declared to exist and this Act
17 being necessary for the immediate preservation of the public peace, health
18 and safety shall be in full force and effect from and after July 1, 2017.
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