

State of Arkansas

92nd General Assembly

Fiscal Session, 2020

A Bill

SENATE BILL 16

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 - DIVISION OF YOUTH SERVICES; AND FOR
OTHER PURPOSES.

Subtitle

AN ACT FOR THE DEPARTMENT OF HUMAN
SERVICES - DIVISION OF YOUTH SERVICES
REAPPROPRIATION.

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

SECTION 1. REAPPROPRIATION - DIVISION OF YOUTH SERVICES. There is
hereby appropriated, to the Department of Human Services, to be payable from
the Development and Enhancement Fund, for the Department of Human Services -
Division of Youth Services the following:

(A) Effective July 1, 2020, the balance of the appropriation provided
in Item (A) of Section 1 of Act 360 of 2019, for maintenance of residential
facilities, in a sum not to exceed\$1,500,000.

(B) Effective July 1, 2020, the balance of the appropriation provided
in Item (B) of Section 1 of Act 360 of 2019, for upgrades to surveillance
systems at the Harrisburg, Lewisville, Mansfield, Dermott, and Arkansas
Juvenile Assessment and Treatment Center facilities, in a sum not to exceed
.....\$3,700,000.

(C) Effective July 1, 2020, the balance of the appropriation provided
in Item (C) of Section 1 of Act 360 of 2019, for improvements to or
replacement of the Sally Port Gate at the Dermott residential facility, in a



1 sum not to exceed\$30,000.

2 (D) Effective July 1, 2020, the balance of the appropriation provided
3 in Item (D) of Section 1 of Act 360 of 2019, for improvements to the road at
4 the Mansfield residential facility, in a sum not to exceed\$50,000.

5 (E) Effective July 1, 2020, the balance of the appropriation provided
6 in Item (E) of Section 1 of Act 360 of 2019, for the purchase of generators
7 for the Harrisburg, Lewisville, Mansfield, Dermott, and Arkansas Juvenile
8 Assessment and Treatment Center facilities, in a sum not to exceed
9\$480,000.

10 (F) Effective July 1, 2020, the balance of the appropriation provided
11 in Item (F) of Section 1 of Act 360 of 2019, for the removal of buildings at
12 the Mansfield and Arkansas Juvenile Assessment and Treatment Center
13 facilities, in a sum not to exceed\$800,000.

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15 SECTION 2. 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 3. 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 4. EMERGENCY CLAUSE. It is found and determined by the General
9 Assembly, that the Constitution of the State of Arkansas prohibits the
10 appropriation of funds for more than a one (1) year period; that the
11 effectiveness of this Act on July 1, 2020 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, 2020 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, 2020.
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