

State of Arkansas  
94th General Assembly  
Regular Session, 2023

# A Bill

HOUSE BILL 1373

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 DEVELOPMENTAL  
DISABILITIES SERVICES; AND FOR OTHER PURPOSES.

## Subtitle

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

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

### SECTION 1. REAPPROPRIATION - DEVELOPMENTAL DISABILITIES SERVICES.

There is hereby appropriated, to the Department of Human Services, to be payable from the federal funds as designated by the Chief Fiscal Officer of the State, for the Department of Human Services - Division of Developmental Disabilities Services the following:

(A) Effective July 1, 2023, the balance of the appropriation provided in Item (B) of Section 1 of Act 93 of 2022, for implementation of the residential housing plan of the Booneville Human Development Center master plan including costs associated with demolition, construction, replacement, renovation, upgrade, and addition of facilities at the Booneville Human Development Center, in a sum not to exceed .....\$6,291,616.

(B) Effective July 1, 2023, the balance of the appropriation provided in Item (C) of Section 1 of Act 93 of 2022, for continued implementation of the master plans at each Human Development Center including demolition, construction, replacement, upgrade, and addition of facilities, in a sum not



1 to exceed .....\$15,000,000.

2 (C) Effective July 1, 2023, the balance of the appropriation provided  
3 in Item (E) of Section 1 of Act 93 of 2022, for construction of new medical  
4 facilities at the five (5) Human Development Centers in accordance with the  
5 master plans at each Human Development Center, in a sum not to exceed  
6 .....\$6,000,000.  
7

8 SECTION 2. 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  
21 Purchasing Law, the General Accounting and Budgetary Procedures Law, the  
22 Revenue Stabilization Law and any other applicable fiscal control laws of  
23 this State and regulations promulgated by the Department of Finance and  
24 Administration, as authorized by law, shall be strictly complied with in  
25 disbursement of any funds provided by this act unless specifically provided  
26 otherwise by law.  
27

28 SECTION 3. LEGISLATIVE INTENT. It is the intent of the General  
29 Assembly that any funds disbursed under the authority of the appropriations  
30 contained in this act shall be in compliance with the stated reasons for  
31 which this act was adopted, as evidenced by the Agency Requests, Executive  
32 Recommendations and Legislative Recommendations contained in the budget  
33 manuals prepared by the Department of Finance and Administration, letters, or  
34 summarized oral testimony in the official minutes of the Arkansas Legislative  
35 Council or Joint Budget Committee which relate to its passage and adoption.  
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1        SECTION 4. EMERGENCY CLAUSE. It is found and determined by the General  
2 Assembly, that the Constitution of the State of Arkansas prohibits the  
3 appropriation of funds for more than a one (1) year period; that the  
4 effectiveness of this Act on July 1, 2023 is essential to the operation of  
5 the agency for which the appropriations in this Act are provided, and that in  
6 the event of an extension of the legislative session, the delay in the  
7 effective date of this Act beyond July 1, 2023 could work irreparable harm  
8 upon the proper administration and provision of essential governmental  
9 programs. Therefore, an emergency is hereby declared to exist and this Act  
10 being necessary for the immediate preservation of the public peace, health  
11 and safety shall be in full force and effect from and after July 1, 2023.