

State of Arkansas
88th General Assembly
Fiscal Session, 2012

A Bill

SENATE BILL 27

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 - GENERAL
IMPROVEMENT FUND. 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, 2012, the balance of the appropriation provided
in Item (B) Section 1 of Act 55 of 2011, for a grant to an organization for
training, job readiness, and adult literacy services of former prisoners to
be re-introduced into society, in a sum not to exceed.....\$3,750.

(B) Effective July 1, 2012, the balance of the appropriation provided
in Item (C) Section 1 of Act 55 of 2011, for a grant to an organization for
youth summer employment programs for tutoring, mentoring, educational,
social, recreational, personal services and operating expenses, in a sum not
to exceed.....\$3,750.

(C) Effective July 1, 2012, the balance of the appropriation provided
in Item (D) Section 1 of Act 55 of 2011, for a grant to a domestic violence
shelter for crisis intervention, safe shelter, support services, personal
services and operating expenses, and social and legal advocacy services, in a



sum not to exceed.....\$5,000.

(D) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 260 of 2011, for grants for operating expenses, equipment, maintenance and construction for Health Clinics, in a sum not to exceed.....\$100,000.

(E) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 466 of 2011, for grants for domestic violence shelters for personal services, operating expenses, construction, improvements, equipment, renovation and maintenance expenses to provide crisis intervention, safe shelter, social/legal advocacy and support services, in a sum not to exceed.....\$30,000.

(F) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 847 of 2011, for grants for community based programs for personal services, operating expenses, equipment, supplies and maintenance expenses, in a sum not to exceed.....\$50,000.

SECTION 2. REAPPROPRIATION - DIVISION OF ADMINISTRATIVE SERVICES - GENERAL IMPROVEMENT FUND. There is hereby appropriated, to the Department of Human Services - Division of Administrative Services, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services - Division of Administrative Services the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 2 of Act 55 of 2011, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade, and repair projects for all state-owned real property and facilities department-wide, in a sum not to exceed.....\$666,650.

(B) Effective July 1, 2012, the balance of the appropriation provided in Item (C) Section 2 of Act 55 of 2011, for grants and assistance to community organizations for maintenance and general operations, personal services, and construction expenses, in a sum not to exceed.....\$21,000.

(C) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 317 of 2011, for various maintenance, renovation, equipping, construction, acquisition, improvement, upgrade and repair of real property and facilities department-wide, in a sum not to exceed.....\$10,000,000.

SECTION 3. REAPPROPRIATION - DIVISION OF AGING AND ADULT SERVICES - GENERAL IMPROVEMENT FUND. 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, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 355 of 2011, for grants for Meals on Wheels providers for construction, renovation, personal services, operating, purchase of equipment, and major maintenance expenses, in a sum not to exceed\$150,000.

(B) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 370 of 2011, for grants for hospice providers for construction, renovation, personal services, operating, purchase of equipment, and major maintenance expenses, in a sum not to exceed\$500,000.

(C) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 401 of 2011, for grants to Area Agencies on Aging for construction, renovation, major maintenance, maintenance and purchase of equipment, in a sum not to exceed.....\$100,000.

(D) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 419 of 2011, 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\$200,000.

(E) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 430 of 2011, for a grant 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.....\$50,000.

(F) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 434 of 2011, 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\$200,000.

(G) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 462 of 2011, for the Arkansas Area Agency on Aging to serve week-end frozen home delivered meals to eligible recipients in Arkansas, in a sum not to exceed.....\$120,000.

(H) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 485 of 2011, 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\$100,000.

(I) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 652 of 2011, 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\$100,000.

(J) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 686 of 2011, 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\$100,000.

(K) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 843 of 2011, for a grant 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.....\$500,000.

SECTION 4. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH SERVICES - DRUG ABUSE PREVENTION AND TREATMENT FUND. There is hereby appropriated, to the Department of Human Services - Division of Behavioral Health, to be payable from the Drug Abuse Prevention and Treatment Fund, for the Department of Human Services - Division of Behavioral Health the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 360 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$350,000.

(B) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 403 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$300,000.

(C) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 404 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$300,000.

(D) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 407 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$500,000.

(E) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 415 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$300,000.

(F) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 657 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$200,000.

(G) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 658 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$300,000.

(H) Effective July 1, 2012, the balance of the appropriation provided in Section 2 of Act 1094 of 2011, for behavioral health services to the citizens of the State of Arkansas, in a sum not to exceed.....\$300,000.

SECTION 5. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH SERVICES - GENERAL IMPROVEMENT FUND. There is hereby appropriated, to the Department of Human Services - Division of Behavioral Health, 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 the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 5 of Act 55 of 2011, for the research, training, development for mental health, and operating expenses of mental health centers, in a sum not to exceed.....\$16,429.

(B) Effective July 1, 2012, the balance of the appropriation provided in Item (B) Section 5 of Act 55 of 2011, for a grant for Community Mental Health Centers for uncompensated care, in a sum not to exceed.....\$7,766.

(C) Effective July 1, 2012, the balance of the appropriation provided in Item (C) Section 5 of Act 55 of 2011, for maintenance, personal services and operating expenses for grants for prevention and treatment programs, community programs serving disabled individuals, and other community development programs, in a sum not to exceed.....\$2,500.

(D) Effective July 1, 2012, the balance of the appropriation provided in Item (D) Section 5 of Act 55 of 2011, for grants to Alcohol and Substance Abuse Prevention and Treatment Programs and Prevention Resource Centers for personal services and operating expenses, construction, improvements, equipment, renovation and maintenance expenses, in a sum not to exceed\$581.

(E) Effective July 1, 2012, the balance of the appropriation provided in Item (F) Section 5 of Act 55 of 2011, for grants for drug and alcohol addiction prevention and Prevention Resource Centers for personal services and operating expenses, construction, improvements, equipment, renovation and maintenance expenses, in a sum not to exceed.....\$12,500.

(F) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 314 of 2011, for the construction, renovation and equipping of a 30 bed Intensive Care Unit at the Arkansas Health Center, in a sum not to exceed.....\$2,449,800.

(G) Effective July 1, 2012, the balance of the appropriation provided in Item (B) Section 1 of Act 314 of 2011, for the construction, renovation and equipping of Home-Style Residential Facilities at the Arkansas Health Center, in a sum not to exceed.....\$1,088,800.

(H) Effective July 1, 2012, the balance of the appropriation provided in Item (C) Section 1 of Act 314 of 2011, for the maintenance, renovation, repair and equipping of shower rooms to accommodate new whirlpools for the nursing units of Building 80 at the Arkansas Health Center, in a sum not to exceed.....\$40,830.

(I) Effective July 1, 2012, the balance of the appropriation provided in Item (D) Section 1 of Act 314 of 2011, for equipment and installation of a wireless nurse call system at the Arkansas Health Center, in a sum not to exceed.....\$40,830.

(J) Effective July 1, 2012, the balance of the appropriation provided in Item (E) Section 1 of Act 314 of 2011, for the construction, renovation and equipping of a storage facility at the Arkansas Health Center, in a sum not to exceed.....\$190,540.

(K) Effective July 1, 2012, the balance of the appropriation provided in Item (F) Section 1 of Act 314 of 2011, for the construction, renovation and equipping of a laundry complex at the Arkansas Health Center, in a sum not to exceed.....\$544,400.

(L) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 360 of 2011, 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.....\$350,000.

(M) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 403 of 2011, 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.....\$300,000.

(N) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 404 of 2011, 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.....\$300,000.

(O) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 407 of 2011, 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.....\$500,000.

(P) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 415 of 2011, 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.....\$300,000.

(Q) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 418 of 2011, for grants for Alcohol and Substance Abuse Prevention and Treatment Programs and Prevention Resource Centers for personal services and operating expenses, construction, improvements, equipment, renovation and maintenance expenses, in a sum not to exceed.....\$1,000,000.

(R) Effective July 1, 2012, the balance of the appropriation provided in Item (B) Section 1 of Act 418 of 2011, for grants for Mental Health Treatment Programs for personal services and operating expenses, construction, improvements, equipment, renovation and maintenance expenses, in a sum not to exceed.....\$1,000,000.

(S) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 657 of 2011, 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.....\$200,000.

(T) Effective July 1, 2012, the balance of the appropriation provided

in Item (A) Section 1 of Act 658 of 2011, 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.....\$300,000.

(U) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 663 of 2011, for grants for Treatment Programs for personal services and operating expenses, construction, improvements, equipment, renovation and maintenance expenses, in a sum not to exceed\$300,000.

(V) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 1094 of 2011, 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.....\$300,000.

SECTION 6. REAPPROPRIATION - DIVISION OF BEHAVIORAL HEALTH SERVICES - PAYING ACCOUNT. There is hereby appropriated, to the Department of Human Services - Division of Behavioral Health, to be payable from the paying account as determined by the Chief Fiscal Officer of the State, for the Department of Human Services - Division of Behavioral Health the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 2 of Act 314 of 2011, for the construction, renovation and equipping of a 30 bed Intensive Care Unit at the Arkansas Health Center, in a sum not to exceed.....\$6,550,200.

(B) Effective July 1, 2012, the balance of the appropriation provided in Item (B) Section 2 of Act 314 of 2011, for the construction, renovation and equipping of Home-Style Residential Facilities at the Arkansas Health Center, in a sum not to exceed.....\$2,911,200.

(C) Effective July 1, 2012, the balance of the appropriation provided in Item (C) Section 2 of Act 314 of 2011, for the maintenance, renovation, repair and equipping of shower rooms to accommodate new whirlpools for the nursing units of Building 80 at the Arkansas Health Center, in a sum not to exceed.....\$109,170.

(D) Effective July 1, 2012, the balance of the appropriation provided in Item (D) Section 2 of Act 314 of 2011, for equipment and installation of a wireless nurse call system at the Arkansas Health Center, in a sum not to exceed.....\$109,170.

(E) Effective July 1, 2012, the balance of the appropriation provided

in Item (E) Section 2 of Act 314 of 2011, for the construction, renovation and equipping of a storage facility at the Arkansas Health Center, in a sum not to exceed.....\$509,460.

(F) Effective July 1, 2012, the balance of the appropriation provided in Item (F) Section 2 of Act 314 of 2011, for the construction, renovation and equipping of a laundry complex at the Arkansas Health Center, in a sum not to exceed.....\$1,455,600.

SECTION 7. REAPPROPRIATION - DIVISION OF CHILD CARE AND EARLY CHILDHOOD EDUCATION - GENERAL IMPROVEMENT FUND. There is hereby appropriated, to the Department of Human Services - Division of Child Care and Early Childhood Education, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services - Division of Child Care and Early Childhood Education the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 6 of Act 55 of 2011, for grants for personal services and operating expenses of after school programs for low income and rural school districts providing early childhood development, literacy, physical activity, nutrition, and emergency relief programs for children in Arkansas, in a sum not to exceed.....\$35,500.

(B) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 454 of 2011, for grants for personal services and operating expenses of after school programs and summer programs for low income and rural school districts and communities for providing early childhood development and elementary advancement literacy, physical activity, nutrition and emergency relief program for children in Arkansas, in a sum not to exceed.....\$1,500,000.

SECTION 8. REAPPROPRIATION - DIVISION OF DEVELOPMENTAL DISABILITIES SERVICES - GENERAL IMPROVEMENT FUND. 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, 2012, the balance of the appropriation provided in Item (A) Section 7 of Act 55 of 2011, for grants to community programs

serving developmentally disabled individuals for personal services and operating expenses, construction, improvements, equipment, renovation, and maintenance expenses, in a sum not to exceed.....\$1,302.

(B) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 365 of 2011, for grants to community programs serving developmentally disabled individuals for personal services and operating expenses, construction, improvements, equipment, renovation, and maintenance expenses, in a sum not to exceed.....\$1,000,000.

(C) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 508 of 2011, 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 and operating expenses, construction, improvements, equipment, renovation, and maintenance expenses, in a sum not to exceed.....\$50,000.

(D) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 844 of 2011, for grants to community programs serving developmentally disabled individuals for personal services and operating expenses, construction, improvements, equipment, renovation, and maintenance expenses, in a sum not to exceed.....\$500,000.

SECTION 9. REAPPROPRIATION - DIVISION OF STATE SERVICES FOR THE BLIND - GENERAL IMPROVEMENT FUND. There is hereby appropriated, to the Department of Human Services - Division of State Services for the Blind, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department of Human Services - Division of State Services for the Blind the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 369 of 2011, for a grant for personal services, operating expenses, equipment, professional fees and other costs for programs that purchase glasses and eyewear, distribute glasses and eyewear and provide eye exams, in a sum not to exceed.....\$500,000.

SECTION 10. REAPPROPRIATION - DIVISION OF YOUTH SERVICES - GENERAL IMPROVEMENT FUND. There is hereby appropriated, to the Department of Human Services - Division of Youth Services, to be payable from the General Improvement Fund or its successor fund or fund accounts, for the Department

of Human Services - Division of Youth Services the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 1 of Act 426 of 2011, for grants to community based programs and juvenile delinquency prevention programs for personal services and operating expenses, construction, improvements, equipment, renovation, and maintenance expenses, in a sum not to exceed.....\$50,000.

SECTION 11. REAPPROPRIATION - DIVISION OF YOUTH SERVICES - YOUTH SERVICES FACILITIES NEEDS FUND. There is hereby appropriated, to the Department of Human Services - Division of Youth Services, to be payable from the Department of Human Services - Youth Services Facilities Needs Fund, for the Department of Human Services - Division of Youth Services the following:

(A) Effective July 1, 2012, the balance of the appropriation provided in Item (A) Section 8 of Act 55 of 2011, for purchase of needed equipment, acquisition of facilities, repairs or renovations, contracting with providers for services, construction expenses, or other facility operations costs, in a sum not to exceed.....\$21,857.

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

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

otherwise by law.

SECTION 13. LEGISLATIVE INTENT. It is the intent of the General Assembly that any funds disbursed under the authority of the appropriations contained in this act shall be in compliance with the stated reasons for which this act was adopted, as evidenced by the Agency Requests, Executive Recommendations and Legislative Recommendations contained in the budget manuals prepared by the Department of Finance and Administration, letters, or summarized oral testimony in the official minutes of the Arkansas Legislative Council or Joint Budget Committee which relate to its passage and adoption.

SECTION 14. EMERGENCY CLAUSE. It is found and determined by the General Assembly, that the Constitution of the State of Arkansas prohibits the appropriation of funds for more than a one (1) year period; that the effectiveness of this Act on July 1, 2012 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 legislative session, the delay in the effective date of this Act beyond July 1, 2012 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, 2012.