

Stricken language will be deleted and underlined language will be added.

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

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, 2017, the balance of the appropriation provided in Item (A) Section 8 of Act 28 of 2016, 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.

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

SECTION 8. 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 9. 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 10. 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, 2017 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, 2017 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, 2017.