

1 State of Arkansas  
2 89th General Assembly  
3 Regular Session, 2013  
4

# A Bill

SENATE BILL 539

5 By: Senator Burnett  
6

## For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION TO THE DEPARTMENT OF  
9 HUMAN SERVICES - DIVISION OF BEHAVIORAL HEALTH FOR  
10 BEHAVIORAL HEALTH SERVICES; AND FOR OTHER PURPOSES.  
11

## Subtitle

12  
13 AN ACT FOR THE DEPARTMENT OF HUMAN  
14 SERVICES - DIVISION OF BEHAVIORAL HEALTH  
15 - BEHAVIORAL HEALTH SERVICES GENERAL  
16 IMPROVEMENT APPROPRIATION.  
17  
18  
19

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
21

22 SECTION 1. APPROPRIATION - BEHAVIORAL HEALTH SERVICES. There is hereby  
23 appropriated, to the Department of Human Services - Division of Behavioral  
24 Health, to be payable from the General Improvement Fund or its successor fund  
25 or fund accounts, the following:

26 (A) for a transfer to the Drug Abuse Prevention and Treatment Fund for  
27 behavioral health services to the citizens of the State of Arkansas, in a sum  
28 not to exceed.....\$2,000,000.  
29

30 SECTION 2. APPROPRIATION - BEHAVIORAL HEALTH SERVICES. There is hereby  
31 appropriated, to the Department of Human Services - Division of Behavioral  
32 Health, to be payable from the Drug Abuse Prevention and Treatment Fund, for  
33 behavioral health services to the citizens of the State of Arkansas for the  
34 fiscal year ending June 30, 2014, the sum of.....\$2,000,000.  
35

36 SECTION 3. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS



1 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

2 Notwithstanding any other rules, regulations or provision of law to the  
3 contrary the appropriations authorized in this Act shall not be restricted by  
4 requirements that may be applicable to other programs currently administered.  
5 New rules and regulations may be adopted to carry out the intent of the  
6 General Assembly regarding the appropriations authorized in this Act.

7  
8 SECTION 4. 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 Purchasing  
21 Law, the General Accounting and Budgetary Procedures Law, the Revenue  
22 Stabilization Law and any other applicable fiscal control laws of this State  
23 and regulations promulgated by the Department of Finance and Administration,  
24 as authorized by law, shall be strictly complied with in disbursement of any  
25 funds provided by this act unless specifically provided otherwise by law.

26  
27 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
28 Assembly that any funds disbursed under the authority of the appropriations  
29 contained in this act shall be in compliance with the stated reasons for  
30 which this act was adopted, as evidenced by the Agency Requests, Executive  
31 Recommendations and Legislative Recommendations contained in the budget  
32 manuals prepared by the Department of Finance and Administration, letters, or  
33 summarized oral testimony in the official minutes of the Arkansas Legislative  
34 Council or Joint Budget Committee which relate to its passage and adoption.

35  
36 SECTION 6. EMERGENCY CLAUSE. It is found and determined by the General

1 Assembly, that the Constitution of the State of Arkansas prohibits the  
2 appropriation of funds for more than a one (1) year period; that the  
3 effectiveness of this Act on July 1, 2013 is essential to the operation of  
4 the agency for which the appropriations in this Act are provided, and that in  
5 the event of an extension of the legislative session, the delay in the  
6 effective date of this Act beyond July 1, 2013 could work irreparable harm  
7 upon the proper administration and provision of essential governmental  
8 programs. Therefore, an emergency is hereby declared to exist and this Act  
9 being necessary for the immediate preservation of the public peace, health  
10 and safety shall be in full force and effect from and after July 1, 2013.

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36